

COMMONWEALTH OF MASSACHUSETTS

TOWN OF FALMOUTH

NOVEMBER TOWN MEETING

Falmouth High School Auditorium  
Falmouth, Massachusetts

MODERATOR: David T. Vieira

TOWN CLERK: Michael Palmer

Monday, November 14, 2016

7:00 p.m.

---

Tinkham Reporting Service  
321 Head of the Bay Road  
Buzzards Bay, MA 02532  
(508) 759-9162  
[caroltinkham@gmail.com](mailto:caroltinkham@gmail.com)

**A N N U A L T O W N M E E T I N G**  
**I N D E X**

<b><u>ARTICLE</u></b>	<b><u>DESCRIPTION</u></b>	<b><u>PAGE</u></b>
1	- Reports from Committees and Town Officers ...	1-24
2	- Appropriate Funds for Unpaid Bills .....	1-23
3	- Amend Ch. 203 of Code - Swimming Pools .....	1-23
4	- Amend Ch. 184 of Code - Design Review Comm. .	1-23
5	- Amend Ch. 240 of Code - Design Review Comm. .	1-23
6	- Amend Ch. 36 of Code - Historic Districts ...	1-23
7	- Accept Ch. 83 MGL - Interest on Unpaid Sewer Betterment Assessments .....	1-23
8	- Accept Ch. 83 MGL - Period of Apportionment Sewer Betterment Assessments .....	1-23
9	- Update Local Comprehensive Plan - Historic Character .....	1-23
10	- Update Local Comprehensive Plan - Transportation Element .....	1-23
11	- Amend Falmouth Home Rule Charter - Electronic Voting .....	1-93
12	- Amend Ch. 49 of Code - Electronic Voting ...	1-111
13	- Fund Electronic Voting System .....	1-50
14	- Petition MA General Court - N. Fal. Library	1-23
15	- Amend Town's Position Classification Plan - Housing Coord, Comm. Dev. Dir., Asst. WW Mgr.	1-150
16	- Amend Town's Position Classification Plan - Fleet Services Manager/Master Mechanic .....	1-23
17	- Amend Town's Position Classification Plan - Facilities Manager/Maintenance Manager .....	1-23
18	- Supplement FY 2017 Budget .....	2-6
19	- Fund Capital Improvements .....	2-17

I N D E X

<u>ARTICLE</u>	<u>DESCRIPTION</u>	<u>PAGE</u>
20	- Fund Non-Capital Improvements .....	2-55
21	- Petition - Fund Nitrogen Attenuation Bourne's Pond .....	2-56
22	- Fund Spring Bars Road Remedial Mediation ...	2-57
23	- Fund Teaticket School Asbestos Removal .....	1-115
24	- Petition - Purchase or Take by Eminent Domain - 805 Teaticket Highway for Senior Center ..	1-23
25	- Fund - Design/Construction Athletic Field ..	1-23
26	- Fund - Design/Engineering for Senior Center	1-23
27	- CPC - Authorize Conservation Restriction ...	2-86
28	- CPC - Fund Budgeted Reserve .....	1-23
29	- CPC - Fund Community Housing Reserve .....	1-23
30	- CPC - Fund Historic Preservation Reserve ...	2-96
31	- CPC - Fund Falmouth Affordable Housing Trust	1-23
32	- CPC - Fund Administrative Expenses .....	1-23
33	- CPC - Fund Community Housing Support Program	2-99
34	- CPC - Repurpose Funds for Conant House .....	1-23
35	- Petition - Town Department Consolidation Independent Review Committee .....	2-99
36	- Petition - Speed Indicator Signs .....	1-24

P R O C E E D I N G S

1  
2 THE MODERATOR: Okay, Folks, welcome to  
3 the Falmouth High School. I want to make sure  
4 that, before we begin our meeting tonight, that  
5 everyone is in the correct locations.

6 So, in the front of the auditorium, we  
7 have three divisions. And this should be only  
8 Town Meeting members or Town officials. For  
9 those of you that can't find comfortable space  
10 that are Town Meeting members in the front, the  
11 back of the auditorium to my left is also for  
12 Town Meeting members. We've got a little wave  
13 action going on up there. And the back of the  
14 auditorium to my right is for the general public.

15 So, again, the front of the auditorium:  
16 Town Meeting members and Town officials. My  
17 left in the back of the auditorium: only Town  
18 Meeting members. And my right to the back of  
19 the auditorium: the general public.

20 For those of you that wish to speak from  
21 the general public, we have a microphone down  
22 here in the center aisle and we will have a  
23 microphone carrier, as well. So if you could  
24 just stand up if you'd like to speak during Town

1 Meeting and I will put you on my speakers' list.  
2 And then, when I recognize you, you can either  
3 walk forward to the mic or the microphone carrier  
4 will hand you a mic.

5 This evening, our tellers in the first  
6 division will be Mr. Netto, in the second  
7 division will be Ms. Cuny, in the third division  
8 will be Ms. Schneider, and in the fourth division  
9 will also be Mr. Netto. Mr. Netto will be doing  
10 the first and the fourth divisions.

11 I want to remind all Town Meeting  
12 members that you have checked in. If you haven't  
13 checked in, we have the check in table out in the  
14 hallway this time. So make sure you're checked  
15 in because attendance will be published in the  
16 Falmouth Enterprise.

17 I want to remind all speakers this  
18 evening please identify yourself by name and  
19 precinct. We're being televised live on FCTV  
20 Channel 15, and also for the record for the  
21 stenographer we want to make sure we know who is  
22 addressing the body.

23 And I think we're about ready to begin.

24 [Ringing of bells.]

1                   TOWN CRIER:    Hear ye, hear ye, hear ye!  
2                   Town Meeting members assemble for the Fall Town  
3                   Meeting.    Hear ye, hear ye!    All Town Meeting  
4                   members assemble for the Fall Town Meeting to ye  
5                   old Town Hall, Town Hall Colonial.    Hear ye,  
6                   hear ye!    Are ye all ready to vote?

7                   THE MODERATOR:   Ladies and gentlemen,  
8                   John Demello as Falmouth Town Crier.

9    [Applause.]

10                  THE MODERATOR:   Thank you, John, for  
11                  bringing back the tradition of the Town Crier  
12                  opening our Town Meeting.

13                  Would all present please rise for the  
14                  presentation of the colors by the Falmouth Scout  
15                  Honor Guard.

16    [Pause.]

17                  THE MODERATOR:   All present please  
18                  follow me in the Pledge of Allegiance.

19    [Pledge of Allegiance taken.]

20                  THE MODERATOR:   At this time I'd  
21                  recognize the Falmouth Town Band Brass Choir for  
22                  our National Anthem and ask all members present  
23                  to sing along.

24    [National Anthem played and sung.]

1 [Applause.]

2 THE MODERATOR: At this time I'll  
3 recognize Gary Anderson for our invocation.

4 MR. ANDERSON: Oh God, Creator of us  
5 all, we ask your blessing on this Town Meeting.  
6 Let each one of us here this evening recognize  
7 our differences and our similarities. Let us  
8 listen to each other thoughtfully and guide us to  
9 vote on the issues before us with an open mind.  
10 We ask you to watch over our words and  
11 our debates so that the result of our meeting  
12 will be beneficial to all. Amen.

13 THE MODERATOR: At this time the Brian  
14 Baru Pipe Band will play Amazing Grace as our  
15 moment of silence.

16 [Moment of Silence taken.]

17 THE MODERATOR: Colors post.

18 Ladies and Gentlemen, the Falmouth Scout  
19 Honor Guard, the Falmouth Town Band Brass Choir  
20 and the Brian Baru Pipe Band. And Town Crier  
21 John Demello.

22 [Applause.]

23 THE MODERATOR: Okay, just one more  
24 reminder that the top left of the auditorium:

1           only Town Meeting members.    The top right of the  
2           auditorium are the general public.    And only  
3           Town Meeting members and Town officials in the  
4           front section.

5                    All Town Meeting members present please  
6           rise for the establishment of a quorum and the  
7           tellers will return a count.

8   [Pause.]

9                    THE MODERATOR:    Barbara, you counted up  
10          here, too, right?    You got that, okay.

11                   In the third division, Ms. Schneider.

12                   MS. SCHNEIDER:    45.

13                   THE MODERATOR:    45.

14                   In the second division.

15                   MS. CUNY:       77.

16                   THE MODERATOR:    77.

17                   In the first division.

18                   MR. NETTO:       77.

19                   THE MODERATOR:    Is that the first and  
20          the fourth, combined?

21                   MS. NETTO:       Oh, excuse me, yes.

22                   THE MODERATOR:    Combined, okay, the  
23          first and fourth: 77.

24                   MS. WHITEHEAD:    And one more.



1 [Pause.]

2 THE MODERATOR: By a counted vote of  
3 199 plus one more, we have 200 Town Meeting  
4 members and we have a quorum and I call the  
5 Annual Town Meeting into session.

6 Okay, I want to remind all Town Meeting  
7 members we're being broadcast live on FCTV, so  
8 make sure you introduce yourself by name and  
9 precinct.

10 At this time I'll recognize the Town  
11 Clerk for the swearing in of our new Town Meeting  
12 members.

13 Mr. Clerk.

14 CLERK PALMER: Would the following Town  
15 Meeting members please stand: Francis Elder,  
16 Albert Fitzelle, Kevin Kavanagh, Paul Ketchum,  
17 Richard Latimer, Deborah Maguire, David Martin,  
18 Jean McCluskey, Thomas Peterson, Peter Waasdorp.

19 Mary Barry, Wendi Buesseler, Anne  
20 Dewees, Robert Dugan, Lois Girard, Sia Karplus,  
21 Tracy Mincer, Kathleen Murray, Brian Nickerson.

22 John Alves, Ellen Leathers, Betty Lynch,  
23 Susan Moran, Patricia Morano, Ann-Beth Ostroff,  
24 Fred Ravens, Shannon Reilly, Thomas Walrath.

1                   Todd Bidwell, Paul Brodeur, Don Hoffer,  
2                   Mark LiCalsi - LiCalsi, sorry -- Natalie Perry,  
3                   Maureen O'Connor, Barbara Schneider, Robert  
4                   Schumacher, Scott Thrasher, Wendy Vogel.

5                   Ruth Brazier, Russell Ferreira, Rachel  
6                   Jakuba, Michael Kasparian, Nicholas Lowell, Peter  
7                   MacDonald, Kevin Murphy, James Murphy, Debra  
8                   Rogers, Robert Young.

9                   Anne Connolly, Annie Cool, Malcolm  
10                  Donald, Kathryn Elder, Marc Finneran, Barry  
11                  Funfar, James Morse, John Noonan, Donna Noonan,  
12                  Andrea Thorrold, Eric Wheeler.

13                  Mark Alliegro, Mary Anne Alliegro, Gary  
14                  Anderson, Margaret Borden, Richard Bradley,  
15                  Thomas Gustin, Ben Guthrie, Herbert Luther,  
16                  Richard Swain.

17                  Megan Braga, Linda Davis, Austin Heath,  
18                  Jason Hyatt, Ronald Klattenberg, Leslie  
19                  Lichtenstein, Alyssa Pohlman, Laurie Robbins,  
20                  David Salter, Edward Schmitt.

21                  Phil Afonso, Dave Dubois, Frank  
22                  Geishecker, Richard Goulart, David Haddad, Peter  
23                  Hargraves, Clayton Jones, Richard Rogers, Deb  
24                  Rogers and Deborah Winograd.

1                   Please all rise and repeat after me: I -  
2                   - state your name - do solemnly swear and affirm  
3                   that I will faithfully perform all duties  
4                   incumbent upon me as a Town Meeting member  
5                   according to the best of my ability and agreeable  
6                   to the Constitution and laws of the Commonwealth  
7                   of Massachusetts and the bylaws of the Town of  
8                   Falmouth.    So help me God.

9                   Congratulations.

10                  [Applause.]

11                   THE MODERATOR:     Ms. O'Connell, if you  
12                   could - gotcha, okay.

13                   Okay, congratulations to our new Town  
14                   Meeting members.

15                   At this time, I'll read the Officer's  
16                   Return of the Warrant.  By virtue of this  
17                   warrant, I have this day notified and summoned  
18                   the inhabitants of the Town of Falmouth qualified  
19                   to vote on Town affairs, as said warrant directs,  
20                   by posting an attested copy thereof in Town Hall  
21                   and in every precinct in the Town.  Signed by  
22                   Constable Ron Braga.

23                   Mr. Clerk, at this time, I'd like to  
24                   start with the dispense of the reading of the

1 warrant.

2 Mr. Chairman.

3 CHAIRMAN JONES: Mr. Moderator, I move  
4 to dispense with the reading of the warrant  
5 except for the Officer's Return.

6 THE MODERATOR: You've all heard the  
7 main motion to dispense with the reading of the  
8 warrant. All those in favor, signify by saying  
9 Aye.

10 [Aye.]

11 THE MODERATOR: All those opposed, No.

12 [None opposed.]

13 THE MODERATOR: The Ayes have it  
14 unanimous.

15 At this time, the Chair would entertain  
16 a motion for non-Town Meeting Members to sit up  
17 front with their respective boards and  
18 committees.

19 FROM THE FLOOR: Move.

20 THE MODERATOR: So moved.

21 All those in favor, signify by saying  
22 Aye.

23 [Aye.]

24 THE MODERATOR: All those opposed, No.

1 [None opposed.]

2 THE MODERATOR: The Ayes have it  
3 unanimous.

4 At this time, the Chair would entertain  
5 a motion for all Town employees who are not  
6 residents of the Town of Falmouth to have the  
7 right to speak on all issues before this Town  
8 Meeting.

9 FROM THE FLOOR: Move.

10 THE MODERATOR: So moved.

11 All those in favor, signify by saying  
12 Aye.

13 [Aye.]

14 THE MODERATOR: All those opposed, No.

15 [None opposed.]

16 THE MODERATOR: The Ayes have it  
17 unanimous.

18 At this time, I'd recognize the Planning  
19 Board for notification of public hearing.

20 MR. DREYER: Mr. Chairman, the Clerk --  
21 my name is Paul Dreyer, Clerk of the Planning  
22 Board, Town Meeting member Precinct 2.

23 Pursuant to Article 5 of the Charter, a  
24 public hearing was held on October 4th, 2016, on

1 Article 5 and all wishing to hear - to be heard,  
2 were heard at that time. Thank you.

3 THE MODERATOR: Okay, thank you.

4 I want to make an announcement that the  
5 Falmouth Service Center will be doing the turkey  
6 drop off day for turkeys or chickens plus fixings  
7 on Sunday, November 20<sup>th</sup> from 12:00 to 4:00 in the  
8 afternoon over at the Service Center at 611  
9 Gifford Street. So again that's November 20<sup>th</sup>  
10 from 12:00 to 4:00. You can bring over turkeys,  
11 chicken and fixings.

12 At this time I'd ask all Town Meeting  
13 members to go to the last page of your warrant  
14 book. We're going to go through the Rules real  
15 quick. I want to remind you that at the last  
16 Town Meeting we've adopted a series of time  
17 limits which are outlined in the rules, here. So  
18 we want to make sure we call your attention to  
19 the time limits that we've added to Town Meeting  
20 Rules.

21 Number one: Speaking and Voting.  
22 Registered voters, residents and taxpayers of the  
23 town may speak on any article in the warrant.  
24 Persons who are not voters, residents or

1 taxpayers of the town may address the meeting  
2 only with the consent of a majority of those  
3 present.

4 Only Town Meeting members may vote.

5 Time Limits. Reports of committees and  
6 officers shall be limited to 5 minutes unless a  
7 request for additional time is made and approved  
8 by a 2/3rds vote.

9 Opening presentations for motions shall  
10 be limited to ten minutes unless a request for  
11 additional time is made and approved by a 2/3rds  
12 vote.

13 Speakers may only speak twice on any  
14 motion. Speakers shall be limited to 4 minutes  
15 on their initial speech and 2 minutes on their  
16 second speech. Limits on speaking shall not  
17 apply to the answering of fact-based questions  
18 directed to the speaker through the moderator.

19 Motions and Amendments. Motions and  
20 Amendments may be made only by Town Meeting  
21 Members.

22 Two amendments will be accepted on any  
23 article.

24 Long or complicated motions, and other

1 motions which he shall so request, shall be  
2 presented to the Moderator in writing.

3 Reconsideration. Reconsideration will  
4 be allowed at any time during the meeting if the  
5 article does not involve the appropriation of  
6 money.

7 If the article involves the  
8 appropriation of money, notice of reconsideration  
9 must be given within 30 minutes of the vote on  
10 the article. Reconsideration may then be allowed  
11 at any future time.

12 The Moderator shall determine if the  
13 motion to reconsider is in order. Motions for  
14 reconsideration must be based on substantially  
15 new information not available to the Meeting at  
16 the time of the original debate. The motion to  
17 reconsider is not debatable.

18 Our hours of operation: seven o'clock on  
19 the first night; subsequent nights at seven  
20 o'clock; and we'll close at 11:00 unless a motion  
21 to continue is made and approved by a two-thirds  
22 vote.

23 Okay, we're going to begin tonight with  
24 a blanket vote. What I will do is I will go



1 through each of the articles in the warrant with  
2 a brief description and call your attention to  
3 the recommendation. If you would like to debate  
4 the article or want to make an amendment or a  
5 change, don't like the main motion, just stand up  
6 and yell "Hold" and we'll hold that article.  
7 I'll go through the warrant once with a brief  
8 description of each article, then I'll run  
9 through it a second time just by number. And  
10 then I'll entertain a motion from the Finance  
11 Committee to accept all articles that were not  
12 held as recommended as the official action of  
13 this Town Meeting.

14 Article 1 to hear reports is a hold.

15 Article 2, to appropriate a sum of money  
16 for unpaid bills.

17 Article 3, to amend the Code of  
18 Falmouth, non-criminal disposition.

19 Article 4, to amend the Code of Falmouth  
20 for the Design Review Committee.

21 Article 5, notice the recommendation  
22 says "Board of Selectmen"; it should say  
23 "Planning Board", but this is to vote to amend  
24 the Code of Falmouth Design Review Committee

1 again.

2 Article 6, vote to amend the Code of  
3 Falmouth for Falmouth Historic Districts  
4 exclusions.

5 Article 7, to accept the provisions of  
6 Chapter 83 of Section 15C of the Massachusetts  
7 General Laws for unpaid balance of sewer  
8 betterment assessments.

9 Article 8, vote to accept the provisions  
10 of Chapter 83, Section 15D of the Massachusetts  
11 General Laws relative to a period of apportion of  
12 future sewer assessments or unpaid balances.

13 Article 9, to update the goals and  
14 policies of the Local Comprehensive Plan for the  
15 Historic Character element.

16 Article 10, to update the goals and  
17 policies of the Local Comprehensive Plan for the  
18 Transportation element.

19 Article 11, this is dealing with a home  
20 rule charter change for allowing electronic vote  
21 counting and a recording system.

22 FROM THE FLOOR: Hold.

23 THE MODERATOR: Article 12 is a hold,  
24 also, and Article 13 is a hold. We have a

1 presentation on electronic voting, so I'm going  
2 to just hold all three of those.

3 Article 14, to authorize the Board of  
4 Selectmen to petition the General Court. The  
5 recommendation is indefinite postponement.

6 Article 15, to amend the Town's  
7 Classification Plan.

8 FROM THE FLOOR: Hold.

9 THE MODERATOR: Hold.

10 Article 16, to amend the Town's  
11 Classification Plan by adding a Fleet Services  
12 Manager and deleting a Master Mechanic.

13 Article 17, to amend the Town's position  
14 Classification Plan by adding a Facilities  
15 Manager and deleting a Facilities Maintenance  
16 Manager.

17 Article 18, to transfer the sum of  
18 \$440,000 from Certified Free Cash for  
19 professional technical special counsel services  
20 and professional technical contractual services.

21 FROM THE FLOOR: Hold.

22 THE MODERATOR: Who's holding that  
23 one?

24 Article 19 is a hold. This is a capital

1 improvement budget.

2 Article 20 is a non-capital project  
3 budget. We'll hold that one, as well. When we  
4 get to those, we'll actually go through them line  
5 item by line item.

6 Article 21, to transfer the sum of  
7 \$75,000 from Certified Free Cash for a shellfish  
8 nitrogen mitigation option program.

9 Article 22 is a hold for the  
10 recommendation to be made on Town Meeting floor.

11 Article 23 -

12 MR. SHEARER: Hold.

13 THE MODERATOR: Mr. Shearer.

14 Article 24, to authorize the Board of  
15 Selectmen to purchase or take by eminent domain  
16 land in Teaticket. The recommendation is  
17 indefinite postponement.

18 Article 25, to appropriate a sum of  
19 money for the purchase of design and construction  
20 of a new athletic field. The recommendation is  
21 indefinite postponement.

22 Article 26, to appropriate a sum of  
23 money for the design and engineering services for  
24 a new Senior Center. The recommendation is

1 indefinite postponement.

2 Article 27 is a vote to transfer the sum  
3 of \$650,000 for the purchase of a conservation  
4 restriction.

5 MR. DUFFANY: Hold.

6 THE MODERATOR: Hold, Mr. Duffany.

7 Article 28, to appropriate the sum of  
8 \$800,000 from the Fiscal 2017 Community  
9 Preservation Estimated Revenues to a Community  
10 Preservation Budgeted Reserve.

11 Article 29, to vote to appropriate the  
12 sum of \$90,120 from the Community Preservation  
13 Undesignated Fund Balance to the Community  
14 Housing Reserve.

15 Article 30, to vote to appropriate the  
16 sum of \$65,150 from the Community Preservation  
17 Undesignated Fund Balance to the Historic  
18 Preservation Reserve.

19 FROM THE FLOOR: Hold.

20 THE MODERATOR: Article 31, to  
21 transfer the amount of \$300,000 to the Affordable  
22 Housing Trust Fund for related expenses of the  
23 Falmouth Housing Coordinator for three  
24 consecutive years.

1 Article 32. This is Community  
2 Preservation Fund administrative expenses. The  
3 recommendation is indefinite postponement.

4 Article 33, to vote to appropriate the  
5 sum of \$60,000 from the Community Housing Reserve  
6 to the Falmouth Human Services Department's  
7 Community Housing Support Program.

8 Article 34, authorize the expenditure of  
9 funds from Article 43 of the November, 2012  
10 Annual Town Meeting for the purpose of exterior  
11 historic preservation capital improvements to the  
12 Conant House located at 65 Palmer Ave.

13 Article 35, to ask the Moderator to  
14 appoint an independent review committee to look  
15 at Town department consolidation actions.

16 FROM THE FLOOR: Hold.

17 THE MODERATOR: Who held this one?

18 Article 36, to vote to advise the Board  
19 of Selectmen to authorize the approval of speed  
20 indicator signs next to 208 Quissett Avenue.  
21 The petitioner has asked that it be withdrawn and  
22 the recommendation is indefinite postponement.

23 Okay, we'll go through one more time by  
24 number.

1 Article 1 is a hold.

2 Article 2. Article 3. Article 4.

3 Article 5. Article 6. Article 7. Article 8.

4 Article 9. Article 10.

5 Article 11 is a hold, 12 is a hold, 13's

6 a hold.

7 Article 14?

8 Article 15 is a hold.

9 Article 16. Article 17.

10 Article 18 is a hold. Article 19 is a

11 hold. Article 20 is a hold.

12 Article 21.

13 FROM THE FLOOR: Hold.

14 THE MODERATOR: Who's holding this one?

15 Article 22 is a hold. Article 23 is a

16 hold.

17 Article 24. Article 25. Article 26.

18 Article 27 is a hold.

19 Article 28. Article 29.

20 Article 30 is a hold.

21 Article 31. Article 32.

22 Article 33 is a hold.

23 Article 34.

24 Article 35 is a hold.

1 Article 36.

2 Madame Chairman for the main motion.

3 CHAIRMAN VOGEL: Mr. Moderator, I move  
4 that all articles that have been passed and not  
5 held be and hereby are adopted as recommended as  
6 the official action of this meeting, and that the  
7 necessary monies for the same shall be raised and  
8 appropriated or as otherwise specified.

9 THE MODERATOR: Okay, you've all heard  
10 the main motion to accept everything that wasn't  
11 held as recommended. All those in favor,  
12 signify by saying aye.

13 [Aye.]

14 THE MODERATOR: All those opposed, no.

15 [None opposed.]

16 THE MODERATOR: The ayes have it  
17 unanimous.

18 Madame Chairman.

19 CHAIRMAN VOGEL: I hereby serve notice  
20 of reconsideration of all articles passed under  
21 the blanket vote.

22 THE MODERATOR: Okay, notice of  
23 reconsideration has been served.

24 Article 1, to hear reports of committees



1 and Town officers. Madame Chairman for the main  
2 motion.

3 CHAIRMAN VOGEL: I move Article 1 as  
4 printed.

5 THE MODERATOR: As printed, okay. I  
6 have a few committees, here. The Board of  
7 Selectmen.

8 CHAIRMAN JONES: Good evening. Thank  
9 you for giving me this opportunity to give you a  
10 brief update on the status of the new Falmouth  
11 Senior Center.

12 About a month ago the Board of Selectmen  
13 unanimously voted to choose the Gus Canty Senior  
14 Center, that lot, as the site for the new Senior  
15 Center. This choice was unanimously supported  
16 by the Recreation Committee and the Counsel on  
17 Aging. We have a very rough schematic design of  
18 what it's going to look like.

19 Our time table - on the next slide -  
20 that we're going to be using to move forward on  
21 this is between now and the April Town Meeting  
22 we would like to move forward on finalizing these  
23 plans, revising them with substantial public  
24 input, to make sure that we can come to April

1 Town Meeting with a detailed schematic design and  
2 the construction costs and design costs for  
3 request of the support of this Town Meeting.

4 If Town Meeting passes that, we would  
5 then have the ballot on the May ballot - the  
6 question on the May ballot for a debt exclusion  
7 to be able to fund the design and construction of  
8 the Senior Center.

9 At the same time, the Board of Selectmen  
10 will be working with the Falmouth School  
11 Committee to figure out the best timing and way  
12 of funding the relocation of the football field  
13 out to the high school.

14 In other news, in May of this year the  
15 Board of Selectmen also signed a license  
16 agreement with the Coast Guard to take over the  
17 maintenance of the Nobska Lighthouse. And the  
18 Friends of Nobska would like to give a brief  
19 presentation on the status of that project.

20 MS. BUMPUS: Hello, I'm Catherine  
21 Bumpus. I'm a Precinct 1 Town Meeting member  
22 and - can we pause it for just a second? And  
23 Executive Director of the Friends of Nobska  
24 Light. And I appreciate the Board of Selectmen

1 giving us this opportunity to address you.

2 Rather than go over time, I would just  
3 say - ask the board members who are Town Meeting  
4 members to please stand up and say any of them  
5 will be happy - Susan and Charlie - any of us  
6 will be happy to answer questions at the break.

7 And then we have a two minute video for you.

8 [Video played.]

9 [Applause.]

10 THE MODERATOR: Okay, next I have the  
11 Community Preservation Committee.

12 MS. CARMICHAEL: Good evening, I'm  
13 Virginia Carmichael, the current chair of the  
14 Community Preservation Committee.

15 During the past year the staff of the  
16 Community Preservation Fund and the members of  
17 the Committee have been monitoring 41 projects  
18 supported by Community Preservation Funds, and 14  
19 of those were completed during the past year.  
20 I'd like to show them to you now.

21 Okay, next.

22 This is Oyster Pond before Oyster Pond  
23 Environmental Trust started clearing away the  
24 invasive noxious Phragmites. This is Oyster

1 Pond after. And it's an ongoing project.  
2 You're never through getting rid of Phragmites.  
3 So they hope to keep working on that. They've  
4 had Americorp volunteers and other volunteers  
5 helping and they've been working for over three  
6 years. They haven't finished even Oyster Pond  
7 yet.

8 Also, the Oyster Pond Environmental  
9 Trust purchased 29 acres of the Yannish [sp?]  
10 property, which forms the watershed of Oyster  
11 Pond and have created a conservation area in  
12 perpetuity with walking trails.

13 The Falmouth Housing Corporation  
14 completed an 11 apartment affordable housing  
15 development in Woods Hole called Notantico Woods,  
16 and all those apartments are rented to families  
17 and individuals. The Falmouth Housing Trust  
18 built three homes and sold them to income  
19 eligible families on St. Mark's Road.

20 The 300 Committee improved Teaticket  
21 Park with a walkway, an ADA accessible boardwalk,  
22 a path through the wetland and an observation  
23 platform. Soon, the 300 Committee will add an  
24 outdoor classroom, a picnic grove, additional

1 planting and educational signage.

2 Parks and Playground Department has  
3 really been busy this year. They have replaced  
4 three dilapidated playgrounds with colorful new  
5 ADA assessable equipment and replaced the ruined  
6 tennis and pickle courts at Swift Park. This is  
7 Morse Pond, East Falmouth Elementary School  
8 playground, Goodwill Park, Swift Park. They  
9 also installed a basketball - a fence around the  
10 basketball court at Sandwich Road playing fields.  
11 And they also restored the historic Village Green  
12 fence with the original black locust wood - I  
13 don't mean the same, but they used black locust  
14 wood. And this is a photograph last fall before  
15 it had been painted.

16 The Falmouth Public Library completed a  
17 huge project to digitize all of its historic  
18 documents and records, and they're now all  
19 available, searchable, on the website. So any  
20 of you have access to all of the historical  
21 records and documents that the library has. It's  
22 an amazing feat.

23 The Department of Public Works completed  
24 a reconstruction of the old dock in West Falmouth

1 Harbor, and in the process restored the original  
2 pink -

3 Back - yeah, back. Go back.

4 The original pink granite footing of  
5 that dock. It's a beautiful stone work. They  
6 really did a fabulous job with that.

7 And then, the next one, the Housing  
8 Assistance Corporation, which serves families -  
9 mothers and children who are homeless, replaced  
10 its deteriorating windows with ones that will  
11 remove - relieve the draftiness of the house,  
12 improve safety and cut way down on maintenance.

13 For additional information, please check  
14 our website: [cpfundfalmouth.org](http://cpfundfalmouth.org). And there is a  
15 form you can use to give us feedback, to ask us  
16 questions, to tell us about possible projects.  
17 Or call the office in Town Hall. Thank you.

18 [Applause.]

19 THE MODERATOR: The Falmouth EDIC.

20 MR. GALASSO: Thank you, good evening.  
21 I'm Michael Galasso; I'm the Chairman of the  
22 Falmouth EDIC. On behalf of the EDIC Board of  
23 Directors, I would like to present our Annual  
24 Report to you this evening.

1           In 2014, the EDIC entered into a 99 year  
2 ground lease with Mass. DOT, which included the  
3 Falmouth Station building and the surrounding  
4 three acres of undeveloped land and parking lots.  
5 For many tourists and travelers, the Station is  
6 their first impression when they arrive in our  
7 community and it had fallen into disrepair.

8           In conjunction with the ground lease,  
9 Mass. DOT is also providing the EDIC with a grant  
10 of 1.4 million to renovate the Station and use  
11 its former - into its former historic glory.

12           On November 2<sup>nd</sup>, we celebrated the start  
13 of the renovations with a ground-breaking  
14 ceremony attended by many of our political  
15 leaders, who assisted the EDIC in negotiations  
16 with Mass. DOT. The Station and the surrounding  
17 grounds are now under local control.

18           Next, please.

19           Construction commenced the day after the  
20 ceremony and is scheduled to be completed this  
21 spring.

22           Next slide, please. Next slide.

23           The second phase of the Station project  
24 is a construction of a connection between the

1 bike path and the Station, that you see here on  
2 the slide, with a wooden bridge across the  
3 existing railroad tracks that are still there.

4 Next slide.

5 Just last November, Town Meeting  
6 approved the rezoning of approximately 45 acres  
7 of the Town landfill to permit the development of  
8 a six megawatt solar renewable energy development  
9 which, when completed, will provide the Town with  
10 an annual energy savings of almost \$750,000, and  
11 over the next 20 years, close to \$12 million in  
12 savings.

13 Next slide, please. Next slide.

14 The first phase of four megawatts will  
15 be completed by the end of this year, and provide  
16 the Town with over five million kilowatts  
17 renewable energy, at a savings of over - over our  
18 current rate, which we pay to Eversource, of  
19 close to \$500,000 a year.

20 Next slide, please.

21 If you include the ground lease payments  
22 our selected developer, Citizens Energy, is  
23 paying to the Town, the total benefit to the Town  
24 from the first phase of four megawatts is close



1 to \$650,000.

2 Next slide, please.

3 [Video played.]

4 MR. GALASSO: So construction is almost  
5 completed, and by the end of December we'll be  
6 plugged into the grid.

7 We hope to commence with the second two  
8 megawatt phase of the solar at the landfill  
9 project next spring, which could bring an  
10 additional \$250,000 in savings to the Town. And  
11 then to develop a third phase, which is the  
12 Community Solar Project, which will provide low  
13 cost renewal energy to over 200 households in our  
14 community.

15 EDIC goals for 2017. Complete the  
16 renovation of the Falmouth Station. Complete  
17 phase one of the solar at the landfill. Rezone  
18 the adjacent landfill parcel for community solar  
19 project; we hope to be back in front of you in  
20 April for that request.

21 Complete the housing demand study. We  
22 need more affordable housing for our current  
23 workforce or we'll continue to lose them. So  
24 we're funding a housing demand study, which will

1 be completed the first quarter of next year.

2 Raise funds for the Bikeway/Station  
3 connection. Invite local entrepreneurs to  
4 participate in an Annual Pitch Contest. Work  
5 with Open Cape to determine how best to connect  
6 more Falmouth businesses and residences to one of  
7 the fastest Internet networks in the country.  
8 Complete the redesign of the EDIC web page and  
9 help the Town develop the new Senior Center.

10 Thank you very much.

11 [Applause.]

12 THE MODERATOR: Any other committees  
13 like to make a report? Solid waste.

14 MS. DAVIS: Hi, there. Linda Davis  
15 and Precinct 8, and I'm with the Solid Waste  
16 Advisory Committee. I am one of a seven member  
17 committee that has come together to deal with  
18 trash, recycled materials, and basically how we  
19 deal with waste reduction.

20 My committee includes Ruth Brazier,  
21 Ginny Gregg, Bill Peck, Chris Poloni, Mark  
22 Finneran, John Snyder and of course myself.  
23 We've been together for a year, now, and it's  
24 been a good thing. We've learned to recognize

1 each other's strengths and skills and we've come  
2 together to do some positive things over this  
3 year.

4 We were able to help support getting a  
5 \$19,000 grant for the Town in recycling  
6 initiatives. We've attended workshops,  
7 seminars. We've tried to get the word out on  
8 how to deal with toxic waste and materials.  
9 We've been off-Cape, looking at facilities that  
10 do recycling. We've met with Mr. Peter McConarty  
11 and Mr. Jim Grady, along with Mr. Jack and on  
12 occasion Mr. Duffy; they've all been extremely  
13 cooperative and supportive and it's been a very  
14 positive thing.

15 One of the things that has come out this  
16 year in doing all the different things that we  
17 have done is that we definitely see the need for  
18 a comprehensive, town-wide, integrated waste  
19 reduction plan. And, what we mean by that is  
20 that everyone, every entity, every building -  
21 every Town building, every school, the beaches,  
22 public facilities, Goodwill Park and the like -  
23 all need to be on the same program for dealing  
24 with waste and recycling and trash.

1           And so we are hoping that, come the  
2 beginning of this year, that we are going to  
3 bring more details for discussions with the DPW,  
4 with the Selectmen and the schools and other  
5 entities, with the hope that we can develop, make  
6 recommendations to the Selectmen on a  
7 comprehensive, Town-wide policy, so we are all on  
8 the same wavelength in dealing with our trash and  
9 recyclables.

10           And, the guidelines that we will be  
11 using as we develop these recommendations will be  
12 based on reducing, reusing, re-purposing and  
13 recycling resources. And always, always  
14 considering what this policy or plan and the  
15 strategies that go with it will affect - how it  
16 will affect our environment and ultimately our  
17 groundwater, and also how we can implement a  
18 Town-wide policy that is also - also helps to  
19 reduce taxpayer cost. Because how we get rid of  
20 our trash, how it's hauled and how it's disposed  
21 of, costs money and we need to reduce those  
22 costs.

23           Now, while I have your attention -  
24 you've been looking at this. Tomorrow is

1 America Recycles Day. This is an initiative  
2 that was developed by Keep America Beautiful.  
3 And it does ask all of us to reaffirm our  
4 commitment to doing the right thing in handling  
5 our trash and recyclables.

6 Now what I'm going to do is I'm going to  
7 repeat this. I'm going to pledge this to all of  
8 you. You're going to be my witnesses. You can  
9 come look at my trash, anytime. And I would  
10 like you, silently, to do the same. And if,  
11 together, we can make a commitment to reaffirm  
12 this and what we do with our trash and  
13 recyclables, Falmouth will be a better place.

14 Anyway: I pledge - I'll read this from  
15 here. I pledge to learn. I will find out what  
16 materials are collected for recycling in my  
17 community. And I do not know all of them, even  
18 though I'm on this committee. I can go to the  
19 Waste Management website or I can actually call  
20 the hauler and ask him questions.

21 I pledge to act. Within this month, I  
22 will reduce the amount of waste I produce. I  
23 will recycle more and I will buy products made  
24 with recycled content. I will try hard to do

1 that.

2 And, I pledge to share. In this next  
3 month, I will encourage one family member or one  
4 friend or three Town Meeting members that live  
5 right next to me - Margo Finnell, Leslie  
6 Lichtenstein, and Louise Houle - to take this  
7 pledge. And together we can work toward  
8 reducing trash in our Town.

9 Thank you.

10 [Applause.]

11 THE MODERATOR: Okay, any other  
12 committees to make a report? Yes, Mr. Lowell.

13 MR. LOWELL: Hello, Nick Lowell. I'm  
14 a member of the Lawrence School Building  
15 Committee and I just want to give a brief project  
16 update.

17 Next slide.

18 So, where the project is right now.  
19 Unfortunately we're not at Lawrence School. Of  
20 all the meetings to switch, like, this is the  
21 one. But the project is now 99 percent  
22 complete, which means that there's only \$36,000  
23 worth of work remaining. That consists - the  
24 most significant part of that is two doors were

1 mistakenly ordered by the contractor with letters  
2 left and should have been right. Or, maybe it's  
3 the other way around.

4 About a hundred items on the punch list.  
5 Those are things like daubs of caulk that need to  
6 be cleaned up. Or trim that doesn't quite come  
7 together well enough. Basically, relatively  
8 minor things. A couple of very minor change  
9 orders and a bunch of paperwork that'll need to  
10 be closed out. So right now the Town - \$36,000  
11 worth of work that's remaining; the Town's  
12 holding back \$174,000. So we have quite a bit  
13 of leverage to make sure they really finish up  
14 that last one percent.

15 I did want to discuss the change orders  
16 because there were a couple of them. The two  
17 most significant ones, or three, were the window  
18 shades. So the original plan had been to remove  
19 the old window shades, store them, and put them  
20 back up. And in the course of the project we  
21 realized that those window shades were in really  
22 bad shape and it would be - if you were ever  
23 going to replace the window shades, the time to  
24 do it was while you had them off and put up new

1 ones; it would make everything easier. So we  
2 did go ahead and do that. It's a lot of  
3 windows, so it's almost \$27,000. But it's a -  
4 it's felt like it was a good investment.

5 Likewise on the gutters. On this  
6 picture, it's a little hard to see, here, but  
7 there's a whole bunch of scaffolding that went up  
8 in the back of the building. In the area above  
9 the cafeteria where it was impossible to reach  
10 with your standard lifts they had to put in  
11 scaffolding, and the realization came that, if  
12 there was ever going to be a time to replace  
13 those gutters, it was while that scaffolding was  
14 already up. It would have been more expensive  
15 to put scaffolding up than to actually do the  
16 gutter work.

17 So the gutters were added on along the  
18 back. There will probably need to be more work  
19 on the gutters later.

20 And then the roof over the cafeteria had  
21 some work that needed to be done. It made sense  
22 to do it in the course of the project, also.

23 And then there were five other changes.  
24 Some of those change orders actually brought



1 money back to the Town.

2 Next slide.

3 Okay, so where we are on the budget is  
4 we've got the original project appropriation was  
5 for \$3.9 million. The anticipated cost to  
6 complete is 3.2 million. So the project's  
7 roughly \$700,000 under budget at the moment.

8 And then the - you recall that on the  
9 Lawrence School project, this is a Mass. School  
10 Building Authority project. And we've submitted  
11 over \$2 million worth of invoices. They've paid  
12 us back, as of Friday, \$790,000. And we expect  
13 to get probably another \$200,000 for the  
14 remaining \$669,000.

15 So, in summary, the project is nearly  
16 done. I wish you guys could see it. The  
17 project's within budget, substantially within  
18 budget. The Mass. School Building Authority  
19 reimbursement is on track. And there has, most  
20 importantly, been very positive feedback from  
21 students, parents, staff.

22 And if we look at the next couple  
23 slides, you've got just a couple pictures of in-  
24 progress. I really encourage you to come by and

1 take a look. This is showing the back where the  
2 cafeteria and workshops were when the windows  
3 were removed, and then the windows gone back in.

4 Next slide.

5 Shows the front of the building, when it  
6 was in progress on the left and the finished -  
7 the finished product on the right.

8 And an interior. If you recall that  
9 one of the main points of doing this work was,  
10 besides the fact the windows were falling apart,  
11 there was also that major safety concern. And  
12 these new windows are awnings-type; they open up;  
13 they work; anybody can operate them. It's a  
14 major, major improvement.

15 But, if you at least drive through the  
16 parking lot, if you don't even get out, because  
17 it really looks a lot better.

18 Thank you.

19 [Applause.]

20 THE MODERATOR: Okay, Mr. Jack.

21 MR. JACK: Thank you, Mr. Moderator,  
22 Town Meeting members. Raymond Jack, Precinct 9,  
23 Director of Public Works. And thank you, Nick,  
24 for not elevating this microphone so I'd have to

1 fumble with it trying to get it down.

2 I just have a short presentation  
3 followed by a short video. This is for the  
4 Little Pond Sewer Service Area project as well as  
5 the Long Pond Water Filtration Plant.

6 Next slide.

7 Original construction value on the  
8 Little Pond Sewer Service Area was 20.4 million.  
9 Currently it's at 21.5 million, which is about  
10 five percent above the contract value, but both  
11 of these projects are well under budget and will  
12 finish under budget.

13 At present, it's over 83 percent  
14 complete. All of the mains were done as of  
15 November, which last week was when they finished  
16 the last main and service connection, so there is  
17 a little bit of paving to do, but that has to  
18 wait until the spring, because these are on the  
19 roads that we recently excavated. So that's  
20 going to have to wait.

21 But the good news is the heavy  
22 construction is over, and on a 24 to 26 month  
23 project we actually got it done in about a year  
24 and a half.

1                   Next slide.

2                   So this is the cash flow diagram.    I  
3                   think that what's important here: you can see  
4                   that the blue line represents the original  
5                   budget; the yellowish-green line represents the  
6                   adjusted budget; 17.8 million is what was paid  
7                   out on the project so far.    But what's important  
8                   about the graph is that the three lines are  
9                   staying and running close together, and that's  
10                  how a project like this should operate.

11                  Next.

12                  This is where we started on Little Pond.  
13                  This was Jericho.    And, as you can see, it was a  
14                  pretty busy trench.    It was over 20 feet deep.  
15                  So, it was a lot of work.    They almost parked  
16                  out there for quite a while and it took a while  
17                  to get things situated so that they could move  
18                  quickly.

19                  Next.

20                  And this is where we're finishing up.  
21                  So you can see that it's not going to be a lot of  
22                  slides on this presentation.    I should have  
23                  numbered them down at the bottom, so you would  
24                  know what kind of slide ride you're going to be

1 on, anyway.

2 Next.

3 This is one of the lift stations we  
4 built. There were two lift stations. One was  
5 at Springs Bars and one was at Alphonse.  
6 They're virtually identical. So this is what  
7 the finished product looks like on the outside.

8 Next.

9 This was the Springs Bars Road, right  
10 next to the mall.

11 This is the interior of both of these  
12 lift stations. What's in the center is the  
13 emergency generator and on the right are some of  
14 the power control panels.

15 Last year at this time when I gave this  
16 presentation, this is where we were on the Little  
17 Pond Sewer Service Area map. The only work  
18 being performed was in the Falmouth Heights area.  
19 The yellow represents mains that were installed  
20 and the blue represents service connections up to  
21 the curb from those mains.

22 And then of course this is where we are  
23 now. The project is complete in both Falmouth  
24 Heights and Maravista.

1           For the Long Pond construction, the  
2           original contract was 40.9 million.   Currently  
3           we're at 40.7 million.   So it's slightly under  
4           the original contract value and well within the  
5           budget.   It's about 85 percent complete.   We  
6           expect the start-up to start to occur around  
7           February.   For -

8           No, that's okay, go ahead.

9           So, for the cash flow, same thing as the  
10          Little Pond Sewer Service Area.   What's  
11          important here is that the lines run very close  
12          together.   So you have the original contract  
13          value of 40.9 which is the yellow line.   40.7 is  
14          the straight blue line; that's the adjusted  
15          value.   And 32 million is what's been paid out  
16          on the project so far.

17          This is the back area of the building  
18          where the garages are located.

19          Then we have the southeast corner of the  
20          building.   This is one of the larger areas where  
21          the major pump chambers are.   And off to the  
22          right, although you can't see it behind that pile  
23          of dirt, is an 800,000 underground - 800,000  
24          gallon underground tank along with two other

1 tanks for the backwash cycles.

2 I know that these are kind of busy, but  
3 this is what some of the plant interior looks  
4 like, and that's where most of the work is going  
5 on now. So the overhead duct work is going in  
6 and unfortunately most of the other work you  
7 wouldn't be able to see because they're in the  
8 filters and/or dissolved air flotation units  
9 which are actually almost two stories high. So,  
10 they're buried in the floor and they come out on  
11 the first floor.

12 This is the area down by the pump  
13 station, which is next to Long Pond. This shows  
14 the jogging path that goes around the pond where  
15 it was restored in that area. Off to the left  
16 is where the actual pump station is.

17 So this is where you were when the  
18 project started in June. It was basically just a  
19 big hole in the ground.

20 This is where we were when I made this  
21 presentation last year.

22 And this is where we are now.

23 I have a short video. It should only  
24 take a minute.

1 [Pause.]

2 MR. JACK: I knew something had to go  
3 wrong here.

4 [Laughter.]

5 [Video played.]

6 MR. JACK: Now that was this Saturday.  
7 I don't know who's going to get best video  
8 tonight, but I was hoping for the best  
9 soundtrack, at least.

10 [Laughter. Applause.]

11 MR. JACK: Thank you.

12 THE MODERATOR: Okay, Mr. Fox.

13 MR. FOX: Good evening. I'm Jim Fox,  
14 present Chairman of the Planning Board. And my  
15 purpose tonight was just to give everyone a  
16 head's up. We've been working for two years on  
17 accessory apartment bylaw and we're just in the  
18 final stages of it right now.

19 Next month, you'll all be getting a copy  
20 of it sent to you and we're inviting you to  
21 participate. If you have any questions at all,  
22 sometime in December we're going to be having a  
23 hearing, and if you have any questions on it,  
24 we'd like you to come.



1                   We've had three public hearings already  
2                   on it and have done a lot of outreach.    We just  
3                   want to make sure you all - one, you know it's  
4                   coming, and if you have any questions, please  
5                   come to our meeting.

6                   That's it.     Thank you very much.

7     [Applause.]

8                   THE MODERATOR:    Okay, any further  
9                   committee reports?    Last call on committee  
10                   reports.

11                   The question will come on the main  
12                   motion to accept the reports.    All those in  
13                   favor, signify by saying aye.

14   [Aye.]

15                   THE MODERATOR:    All those opposed no.

16   [None opposed.]

17                   THE MODERATOR:    The ayes have it  
18                   unanimous.

19                   The next Article that was held is  
20                   actually Article 11.    Eleven, twelve and  
21                   thirteen all deal with electronic voting, and so  
22                   I had been asked prior to the meeting if we could  
23                   take Article 13 first out of this series, have a  
24                   presentation about electronic voting, then have a

1 debate and decide whether or not we want to head  
2 in that direction. And then the other two are  
3 some housekeeping that we need to do for the  
4 Charter and Bylaws in order to use the devices  
5 should we choose to move in that direction.

6 So, by a call of the Chair, I'm going to  
7 take Article 13 next.

8 Madame Chairman for the main motion.

9 CHAIRMAN VOGEL: Mr. Moderator, I move  
10 Article 13 as recommended.

11 THE MODERATOR: As recommended. This  
12 is to vote to transfer the sum of \$14,750 from  
13 Certified Free Cash for the purposes of  
14 purchasing electronic voting equipment for Town  
15 Meeting.

16 We have an ad hoc committee that was  
17 appointed under the Rules Committee to research  
18 this issue and to bring it forward, and I'll turn  
19 it over to the committee for their presentation.

20 Mr. Keefe.

21 MR. KEEFE: We don't have any videos,  
22 I'm sorry.

23 [Laughter.]

24 MR. KEEFE: It's tough to get an aerial

1 shot of something about the size of your wallet,  
2 so.

3 We're a little - we're out of order in  
4 terms of, number one, the Article presentation,  
5 but also with our slide deck within the  
6 PowerPoint.

7 If we could start the deck over because  
8 there's a quick review of where we are in terms  
9 of how we got here.

10 Okay. So, as introduced at the Spring  
11 '16 Town Meeting, we are the Rules and Procedures  
12 Electronic Voting subcommittee. Myself, Brian  
13 Keefe, Nick Lowell, and Judy Fenwick. So we  
14 were compelled to respond to various requests to  
15 review the vote tallying procedures associated  
16 with the Town Meeting process.

17 We looked at a number of different  
18 options, including how the standing vote was  
19 conducted, using a couple of other - the ballot-  
20 type responses. Ultimately looking at  
21 electronic voting as a vote-tallying process that  
22 might accelerate the process overall.

23 So we did take a lot of time to look at  
24 all of our options. We looked at impacts and

1 number one the technology and number two the  
2 bylaws and the Home Rule Charter that was going  
3 to be impacted and what that - what adjustments  
4 needed to be made in order to make this legal as  
5 a vote tallying method.

6 So, next slide, please.

7 Ultimately we selected one specific  
8 vendor within the electronic voting market and we  
9 found that the Turning Technologies was by far  
10 the most respected and cost effective solution  
11 for our needs.

12 So, with this, November 16, we're now  
13 prepared to submit to Town Meeting a request for  
14 changes to the bylaw, to the Home Rule Charter,  
15 as well as the funding change.

16 Now, next slide.

17 So, these are the cards. Like I said,  
18 they're about the size of I referenced a wallet  
19 earlier, but they're about the size of a business  
20 card, each response card that we're going to be  
21 using. And not only that, we have two options.  
22 The one in the upper left is actually what's  
23 called the RFLCD, which has an LCD screen which  
24 will visually confirm back to the user their

1 selection.

2 The lower right is what's called an RFA,  
3 or Accessible, for those that have accessibility  
4 needs, such as the visually impaired. Instead  
5 of the visual screen, the buttons have a Braille  
6 sensitivity on the pads themselves, and they will  
7 vibrate to confirm that your vote was received  
8 and tallied.

9 On the lower left is the actual  
10 receiver, that, it's a USB port that will be  
11 plugged into any laptop. There is a software  
12 installation that will need to happen on that  
13 laptop, but it runs concurrently with any  
14 PowerPoint presentation.

15 So, we will need to train the users a  
16 little bit, but it's basically just adding an  
17 additional slide.

18 Next slide, please.

19 So it's basically adding an additional  
20 slide with any article that will require it. So  
21 this is what you'll see. In the lower left, you  
22 see the response card. Across the top is the  
23 menu options and where you see in the top right  
24 that the polling is open, and as that rolls,

1 we'll see the number of responses that are  
2 received. And we can - the Moderator can call  
3 voting to be closed.

4 Next slide, please.

5 And we'll see a count of the number of  
6 votes that went to each, yeah or nay in that  
7 regard.

8 So, next slide. I'm sorry, two slides,  
9 please, because we're taking articles out of  
10 order.

11 So, Article 13, overall, we were able to  
12 make some adjustments to the overall cost that we  
13 might be expensing towards this initiative.  
14 Specifically the hardware costs, we were able to  
15 negotiate a small discount because of our use  
16 frequency and our overall use case. This is a  
17 technology that is moving into the town meeting  
18 space, so they were eager to work with us to get  
19 that off the ground further than the towns that  
20 are already using it.

21 Additionally, the software license.  
22 There is an annual software license. That 1200  
23 is included in the \$14,000 that we've requested  
24 as part of this article. So, in subsequent

1 years that \$1200 will need to be included most  
2 likely in the overall Town Meeting budget as an  
3 operating line.

4 That is - that line represents a 50  
5 percent discount over what is typically charged  
6 on a per-user basis. We were able to leverage  
7 our bi-annual meeting schedule to get that down  
8 to a reasonable range.

9 And then, additionally, based on work  
10 flows from the presentation corner, in order to  
11 support the needs of IT, we budgeted for an  
12 additional laptop and a projector. So, if for  
13 some reason the workflow doesn't work, we're  
14 throwing a slide in line with the existing  
15 PowerPoint presentation. This will allow us an  
16 alternative screen to manage that vote tallying  
17 outside of the presentations that you're seeing.

18 And then we also budgeted an additional  
19 amount for additional contingencies, including  
20 the configuration setup and installation of the  
21 solution, so that we can - we have some flex  
22 dollars to get this up and running.

23 So, for Article 13 - we'll take 11 and  
24 12 on their own - do we have any additional

1 questions regarding how we got here?

2 THE MODERATOR: Okay, we'll open it up  
3 for discussion. Mr. [inaudible].

4 FROM THE FLOOR: I just have a question  
5 about how it would be implemented. Now we stand  
6 up when the vote is close; and then when we would  
7 be using the electronic thing, would we not  
8 stand? When will we discuss the way it will be  
9 implemented?

10 MR. KEEFE: So, overall the expectation  
11 is that the electronic vote response system, the  
12 clickers, would replace that standing vote. So,  
13 you're welcome to stand while you click --

14 [Laughter.]

15 MR. KEEFE: -- but I'll leave that up to  
16 you.

17 So, ultimately, so as we saw a few  
18 slides ago, the mostly blank screen. We just  
19 saw press A for yes and B for no. So, you'd just  
20 - you would click the button for your intended  
21 response. The screen would flash back to you --  
22 or, unless you had a visually impaired device,  
23 then it would vibrate to confirm your response.  
24 And, at that point, the vote would be tallied



1 without the standing vote.

2 FROM THE FLOOR: [No mic: inaudible.]

3 MR. KEEFE: So, that would be a gap.  
4 There would be a change in the visibility to how  
5 everyone's voted until the vote was tallied.  
6 And, at that point, you would see a tally of the  
7 yeses and nos.

8 FROM THE FLOOR: [No mic: inaudible.]

9 THE MODERATOR: With a microphone,  
10 please, Mr. Brennan.

11 MR. BRENNAN: Sorry. So I've been  
12 told that in Framingham - I don't know if it's  
13 true, but I've been told that in Framingham the  
14 votes are right up on the screen as you go along.

15 MR. KEEFE: Uh-huh.

16 MR. BRENNAN: I'm wondering if we're  
17 getting the right system because if we're going  
18 to get rid of the standing, I'd like to know how  
19 the people at home are going to know what's  
20 happening and ultimately will the votes be  
21 published, or? You know, how will that happen?

22 MR. KEEFE: So, us sharing a dialogue  
23 and the same microphone, we'll bounce back and  
24 forth.

1           So, in terms of that visibility, this  
2           system will support that.    However, because of  
3           the way our bylaws - and we'll probably get into  
4           that more on Articles 11 and 12, but I'll  
5           introduce it here - that, as of right now, that  
6           the initial vote is - is anonymous.   Essentially.  
7           I mean, you're standing so you're visible,  
8           however your vote is not tallied as associated  
9           with your name, if that makes sense.

10           So, if that's something - so, if we want  
11           to see your response live on the screen, this is  
12           a system that will support it.   Based on the size  
13           of our body of Town Meeting, that might be  
14           visually a little bit tricky to manage.   We have  
15           a lot of names and the name size will get pretty  
16           small.   So, technically it can be supported.

17           However, within the constraints of our  
18           Charter, that would require a larger - - larger  
19           adjustment to the overall procedures.   Does that  
20           - does that get to it?   Okay.

21           THE MODERATOR:   Mr. Netto.

22           MR. NETTO:   Joe Netto, Precinct nine, a  
23           member of this committee, Rules Committee, who  
24           was in a minority vote.

1 I obviously did vote affirmative to  
2 bring this in front of Town - of this membership,  
3 Town Meeting.

4 I would like to speak against the  
5 article and do not support electronic voting for  
6 the democratic process that we were elected to  
7 that we do as we sit here.

8 I'm sorry if I don't run fast enough up  
9 and down the aisle, because one of the things is  
10 accuracy and speed. I think I can count - and I  
11 know Mr. Dufresne isn't here - just as well as  
12 any electronic machine, but that's not what I  
13 want to talk about.

14 It's ironic tonight that, as we talk  
15 about this electronic voting, our Town Moderator  
16 brought back the colonial custom of the Town  
17 Crier bringing you to a democratic meeting.  
18 It's so ironic.

19 Maybe I'm just too old and can't accept  
20 all the new electronics, but I know this thing  
21 doesn't always work like Verizon told me. At  
22 home, I get the blue screen. I've been assured,  
23 by the fellow members on the committee, "Don't  
24 worry about that, Joe." So I'm not going to talk

1 about those things. Or the \$15,000 that you're  
2 going to spend of the taxpayer's money that right  
3 now costs the taxpayer absolutely zero for you to  
4 stand up.

5 But what I do want to talk about is the  
6 philosophy of the democratic process where  
7 there's a vote taken and in the discretion of the  
8 moderator feels it's close enough that we have to  
9 stand. So you as individuals stand, proudly I  
10 hope, on your belief of what's in the best  
11 interest of the Town of Falmouth and vote yes or  
12 no how you feel those people who elected you  
13 would appreciate your voting.

14 Instead, we're going to go to the  
15 clicker.

16 I can't accept that. I will not accept  
17 that and I will vote against this article on  
18 those beliefs that we should stand up for what we  
19 believe in and for what those fellow citizens  
20 voted us here.

21 Now, there are capabilities for this  
22 system to have every vote published like our  
23 attendance is in the local paper. But I just  
24 wanted to share those thoughts with you.

1 Thank you.

2 THE MODERATOR: Okay, Mr. Latimer.

3 Mr. Latimer.

4 Can we have a mic down here for Mr.  
5 Latimer, please?

6 Our microphone carriers this evening are  
7 Dan Gleeson and Ashley Farland.

8 [Applause.]

9 THE MODERATOR: Mr. Putnam, I'll put  
10 you on the list.

11 MR. LATIMER: Richard Latimer, Precinct  
12 one.

13 FROM THE FLOOR: Turn it on.

14 THE MODERATOR: You've got to -

15 MR. LATIMER: See what I mean?

16 I just want to expand on what Joe just  
17 said. I agree with him 1000 percent.

18 What calls to mind is first the old  
19 expression, "If it ain't broke, don't fix it." I  
20 think Mr. Vieira does a very good job of deciding  
21 when a vote needs a stand up vote. He's very  
22 good at that and our prior moderators have all  
23 been just as good at it.

24 What concerns me most about this is the

1           depersonalization of this process. We are a  
2           representative Town Meeting for over a 100 years,  
3           I guess. We used to be an open Town Meeting  
4           where the voters would all come and everybody  
5           would stand up and would state what they felt.

6                        Now we represent our people out there,  
7           and the people who vote for us deserve to see  
8           what we're doing and hear what we're doing.

9                        This technology, as wonderful as it may  
10          seem, well, if we start doing that, why would we  
11          even have to come to meeting? Why couldn't we  
12          all just have our clickers, turn on the T.V.  
13          program, sit there, drinking our beer or  
14          whatever. Maybe next year smoking our marijuana.

15       [Laughter.]

16                      MR. LATIMER: And do the voting there?

17                      No, this is an important point.

18                      I really enjoy this meeting when there  
19          is a close vote or actually when there's not a  
20          close vote. But it's close enough so that you  
21          have to have the voice vote because somebody  
22          wants it, you know, and then you hear that "No!"  
23          You know? That really sends a message both to  
24          us here and to the people watching at home.

1                   But, with the clicker, it's just no,  
2                   yes, no.    That is not a political process.  That  
3                   is another passive sitting there, sitting there  
4                   with your laptop, ignoring everybody around you.

5                   It is not time to make that change.  It  
6                   ain't broke, don't fix it.  Let's keep Town  
7                   Meeting the way it is.

8                   Thank you.

9                   THE MODERATOR:    Okay, Mr. Swain.

10                  MR. SWAIN: [No mic:]    Charlie Swain -

11                  THE MODERATOR:    With a microphone,  
12                  please, Mr. Swain.

13                  Mr. Swain has the floor, Mr. Donahue.  
14                  If you'd like to get in line, we can do that.  
15                  Mr. Putnam's next.

16                  MR. SWAIN:    Charlie Swain -

17                  THE MODERATOR:    Let's keep the  
18                  microphones until I recognize someone, please.

19                  MR. DONAHUE:    [No mic:] He placed it in  
20                  my hand; he didn't want it.

21                  THE MODERATOR:    Yes.  The list is  
22                  growing.  You know how this works.

23                  MR. SWAIN:    Charlie Swain from Precinct  
24                  one.

1                   And I'm against this article.    Why do  
2                   we have to change the way we're doing it and just  
3                   spend more money?    If we're going to spend the  
4                   money, as Mr. Ray Jack said, the sound system  
5                   here is good.    The picture quality is terrible  
6                   and I can't make out half of the stuff that's  
7                   being shown us on the screen.    I'd rather see the  
8                   money go into improving that, rather than  
9                   spending it on what we've been doing in the past  
10                  that's worked quite well.

11                  Thank you.

12                  THE MODERATOR:    Mr. Putnam.

13                  To the left.

14                  MR. PUTNAM:    Thank you, Mr. Moderator,  
15                  Brent Putnam, precinct nine.

16                  A question for the presenters.    I just  
17                  looked up on EBay, you can get these clickers for  
18                  anywhere from \$5 to \$40 depending on new, used,  
19                  whatnot.

20                  Many of you know I work in the cyber-  
21                  security industry and so I have questions about  
22                  the inherent security of this, what encryption  
23                  and authentication technologies are used to  
24                  ensure for example that someone from the general



1 public can't pick one of these up off EBay and  
2 walk in and start voting along with the rest of  
3 us.

4 Thank you.

5 MR. KEEFE: Sure.

6 THE MODERATOR: Mr. Keefe.

7 MR. KEEFE: I'll respond to that  
8 quickly.

9 So, the communication channel between  
10 the device itself and the receiver, the USB  
11 dongle, is encrypted to 256 bit, and it uses a  
12 rolling code similar to a garage door opener on a  
13 very specific frequency outside of typical RF  
14 frequency ranges. So, it's a secure channel.

15 The devices are bound directly to the  
16 receiver, so a new device would have to be  
17 programmed and added to the receiver list.

18 Not only that, every receiver is going  
19 to have to have a name associated with it. So,  
20 it would have to be programmed by the  
21 administrator for the software itself.

22 So they're secure in terms of buying  
23 your own off of EBay, for example. That simply  
24 won't work. We would be able to - and if, for

1 some reason they were able to crack that  
2 encryption and make a connection and submit a  
3 response, we would see that on the device I.D.  
4 So we would be able to filter that out on the  
5 end.

6 THE MODERATOR: Okay, Mr. Donahue.  
7 Ms. Lowell, you're on the list.

8 MR. DONAHUE: Bob Donahue, precinct 3.

9 I'm in favor of this, and the reason I'm  
10 in favor of this is because this will tell the  
11 people that vote for us what our votes are. It  
12 can be published in the Enterprise and it will  
13 give some value to what we are doing, because  
14 many of my constituents say, "How did you vote on  
15 this?" or, "What was that?" And so, just for  
16 the knowledge that it will give out to the  
17 general public of this town, I think it's well  
18 worth it.

19 Thank you very much.

20 THE MODERATOR: Okay, Mr. Cook.

21 Oh, yeah, Mr. Lowell.

22 MR. LOWELL: I just want to clarify  
23 something. Nick Lowell, I'm a member of the  
24 committee.

1                   What you're describing is a roll call  
2                   vote.    And we have a procedure right now to do  
3                   that.    It requires 20 people need to agree that  
4                   we would have a roll call vote.    At that point  
5                   under the existing system, Michael Palmer would  
6                   start in alphabetical order from precinct one and  
7                   call every person and ask them how they vote.

8                   This system would allow us to do a roll  
9                   call vote as quickly as any other vote, but under  
10                  our existing rules we would have to call a roll  
11                  call vote or change the rules such that every  
12                  vote is a roll call vote, and then we would have  
13                  a record.

14                  So, just to be clear: the system does  
15                  allow us to do that, but under our existing rules  
16                  we don't normally do a roll call vote and I don't  
17                  think anybody - at least, Andy Dufresne couldn't  
18                  remember ever doing a roll call vote at Town  
19                  Meeting.    Maybe somebody can, but.

20                  So it is a little bit unusual under  
21                  existing rules.

22                  THE MODERATOR:    Mr. Donahue.

23                  MR. DONAHUE:    Mr. Chairman, in the  
24                  article I guess it's 11, when we start talking

1 about the changes, is this being - I thought -  
2 this is kind of funny. I thought that that  
3 would be the way this would - in other words, we  
4 would basically be taking a roll call vote on  
5 every vote that that we had. Including  
6 attendance. So that, here again, the public  
7 would know that Bob Donahue was at the meeting on  
8 today and, you know, and tomorrow and the day  
9 after if we have meetings that long.

10 MR. LOWELL: So, the system would allow  
11 us to do that, but we haven't actually voted to  
12 do that.

13 MR. DONAHUE: But are we going to be  
14 able to -

15 THE MODERATOR: So let me interject a  
16 little bit. As Chair of the Rules Committee,  
17 we've discussed this at three Rules Committee  
18 meetings, and the decision at the Rules Committee  
19 level was to go forward with the request for  
20 electronic voting, utilizing the existing rules  
21 of Town Meeting, where I do a voice vote first;  
22 if I can't determine it or if seven people  
23 question my determination of the voice vote, we  
24 then take a counted vote. In that case, the

1 counting vote would be pushing the button rather  
2 than standing and get an aggregate count.

3 If 20 or more individuals want an  
4 individual roll call where your name and your  
5 vote is listed, that procedure would still be the  
6 20 or more requesting the roll call vote.

7 So the Rules Committee had discussed  
8 this and decided to use the existing procedures  
9 of how you do voting. The only difference is,  
10 instead of folks walking up and down the aisles  
11 or a clerk yelling out names, you're pushing  
12 buttons.

13 MR. DONAHUE: Then I guess I'm against  
14 it because I feel that it should be for all votes  
15 and all votes should be recorded to the  
16 individual Town Meeting member.

17 Thank you.

18 THE MODERATOR: And so, again, that is  
19 something that we could change in the rules if we  
20 go to using an electronic system. It's just at  
21 this point in time the Rules Committee wasn't  
22 looking at changing the procedure for voting.  
23 Only the method, not procedure, the method.

24 Okay. Let's see, next on my list was

1 Mr. Cook.

2 MR. COOK: Yes, Peter Cook, precinct  
3 six.

4 Many in this room know me if you've ever  
5 visited the library as a tech person. And often  
6 I am putting many tech solutions in and thinking  
7 of new ideas. However, I don't always believe  
8 that technology is a solution to everything.  
9 Which comes to a shock to some people I know.

10 Sometimes a pencil works better than a  
11 computer. It's more reliable.

12 One of the reasons I wanted to be a Town  
13 Meeting member is that I find the experience here  
14 a personal one, a group one, one that reflects  
15 Town feelings and Town votes, and I - you know,  
16 for me, personally, this is my version of sports.  
17 I'm not a sports guy; this is my sports. And I  
18 like to see the active participation.

19 So, even though I'm a tech person at  
20 heart, I vote no for this.

21 FROM THE FLOOR: Let's vote.

22 THE MODERATOR: Okay, Mr. Donald.

23 Mr. Donald.

24 MR. DONALD: Malcolm Donald, precinct

1 six.

2 Will every roll call vote, is that going  
3 to be available to the public real time? Would  
4 they be able to get on a laptop and see how  
5 people -

6 THE MODERATOR: I think I just answered  
7 that question. So I'll say it again.

8 At this point, the Rules Committee has  
9 decided that a voice vote would be used first,  
10 like we do now -

11 MR. DONALD: That's not my question.

12 THE MODERATOR: If - if we - if we  
13 were to use these machines, it would be aggregate  
14 voting the second time, so there is no list of  
15 how you voted. And only in the case of a roll  
16 call request of 20 or more voters would a  
17 recorded count be made, and then it would have to  
18 be uploaded on the Internet at a future time.  
19 It's not going to be real time.

20 MR. DONALD: Okay, all right.

21 Okay, thanks.

22 THE MODERATOR: Ms. Lichtenstein.

23 Need a mic in the back, that back  
24 section.

1 MS. LICHTENSTEIN: Lesley Lichtenstein,  
2 Precinct eight.

3 I use clickers in a large lecture hall.  
4 When they work, they are fantastic, they give you  
5 very rapid feedback. When they don't work, they  
6 just slow everything to a dead stop.

7 So my question is: we do voice votes  
8 just like we've always done, however, instead of  
9 a standing vote, now we're using a clicker.  
10 Okay, now someone says, "I'm challenging the  
11 clicker." And that is at the point - is there  
12 something that - do we have some way of knowing?

13 A lot of times, my students will say,  
14 "Oh, no! I pressed this, and I pressed it and I  
15 know - I wasn't getting any results." Is there  
16 anything - is there any kind of failsafe on this  
17 system?

18 Okay, I just know from personal  
19 experience that sometimes they're not as great as  
20 they're billed.

21 THE MODERATOR: Ms. Fenwick, do you  
22 want to answer that one?

23 MS. FENWICK: Well, I'm not necessarily  
24 going to respond to that. But there is a



1 response screen on the clicker that shows that  
2 your vote went through. And it will show what  
3 you voted, right? So that's there.

4 But, Mr. Moderator?

5 THE MODERATOR: Yeah.

6 MS. FENWICK: I just wanted to bring up  
7 a few points that haven't been covered yet.

8 THE MODERATOR: Okay.

9 MS. FENWICK: Back in April, Michael  
10 Palmer and I did a field trip to Belmont,  
11 Massachusetts, that has been using this clicker  
12 system for about three or four years. We had  
13 researched several communities that have been  
14 using it and we chose Belmont for a couple of  
15 reasons, very anecdotal.

16 First of all, Nick Lowell has a relative  
17 who's been a Town Meeting member for 30 or 40  
18 years in Belmont. An elderly gentleman, but  
19 very thoughtful. And at first he thought he  
20 wasn't going to like having this technology  
21 invade the traditional New England Town Meeting.

22 And I think maybe I should let Nick,  
23 even, speak to his response.

24 MR. LOWELL: Yes, so my uncle, who's a

1 bit older, he was very opposed to the system, but  
2 he loves it now. And he says it helps keep the  
3 Town Meeting moving along. He feels like he is  
4 definitely - he gets positive feedback that his  
5 vote is being counted, and he has confidence that  
6 the tally is accurate. And, when I heard that  
7 from him, I said, "Hey, you know, we should give  
8 this a shot."

9 And I think that, you know, we don't  
10 have to do this, but there was definitely a push  
11 for more accountability, more - you know, a  
12 guarantee of accuracy. And pushing for  
13 efficiency at Town Meeting has always been a  
14 plug, you know. It's only 8:30, but at 11:30, we  
15 might be wondering, you know, why it's taking so  
16 long.

17 So, it is something that we've asked for  
18 as the Rules and Procedures Committee. And, as  
19 this Electronic subcommittee, we're looking at it  
20 because you guys asked us to come up with a  
21 better system. And if you don't want to do it,  
22 fine. But, if you do want to do it, this is the  
23 opportunity.

24 Thank you.

1 FROM THE FLOOR: Let's vote.

2 THE MODERATOR: Mr. Alliegro.

3 MS. FENWICK: Um, Mr. Moderator, I  
4 hadn't quite finished yet.

5 THE MODERATOR: Oh, oh, Ms. Fenwick.

6 MS. FENWICK: But - or do you want to  
7 go to him and come back to me?

8 THE MODERATOR: No, no, go ahead. Go  
9 ahead.

10 MS. FENWICK: Okay.

11 THE MODERATOR: And then we'll go off  
12 to -

13 MS. FENWICK: So, as part of this field  
14 trip was to see just what the atmosphere was like  
15 at a Town Meeting that is comparable to ours,  
16 about the same size community, about 280, 290  
17 Town Meeting members. And we saw the same level  
18 of debate, formality, informality and comfort.  
19 But all we saw that was a lot of the housekeeping  
20 had been not speeded up so much as it had been  
21 formalized.

22 So you would see votes take place when  
23 people came in and attendance was taken; it took  
24 45 seconds. And that left more room for

1 discussion.

2 I don't know if Mr. Palmer would like to  
3 chime in with anything that you observed at that  
4 Town Meeting.

5 CLERK PALMER: I think my general  
6 experience from going to the Town Meeting, that  
7 it was very well received by the Town Meeting  
8 members from Belmont. Everyone we talked to  
9 said this is a system that they approved of and  
10 that it worked well and it was not taking away  
11 from the small town atmosphere of a Town Meeting  
12 -- they felt it was contributing to it - and the  
13 amount of debate that could still continue on.

14 But it was giving accuracy of the vote  
15 and, again, Nick did bring up the fact that we  
16 were asked to bring this up because we had a two-  
17 thirds vote that passed by one vote and that was  
18 at a .66 of a vote. So, you want accuracy, this  
19 is what you'll get with a system like this.

20 But it was very well received in Belmont  
21 and only positive things that the people talked  
22 about using the system.

23 MS. FENWICK: And above all it would be  
24 used hardly at all at a Town Meeting. It would

1           only be for those items where the need was to  
2           establish a viable count.

3                     And if we're not ready for it yet, it's  
4           okay.

5                     THE MODERATOR:    Okay, Mr. Alliegro.

6                     MR. ALLIEGRO:    Mark Alliegro, Precinct  
7           seven.

8                     And that was actually a point that I was  
9           going to make: we may only use it a small  
10          percentage of the time, but they're going to have  
11          to be ready a hundred percent of the time.    And  
12          I'm looking at the bottom bulleted item down  
13          there.  I see battery changes.  I see name label  
14          changes.  I see needing to make sure that they're  
15          matched up with the properly identified people.  
16          So what I see in a nutshell is more work for  
17          somebody.

18                    I would argue against.

19                    THE MODERATOR:    Okay, Ms. Lowell.

20                    Microphone in the front, please.

21                    MS. LOWELL:    Vicky Lowell, Precinct  
22          one.

23                    I got in line way back, so most of my  
24          concerns have been addressed.  I just think

1 people would like to know that that elderly  
2 gentleman is my two year old brother.

3 [Laughter.]

4 THE MODERATOR: Okay.

5 Ms. Murray.

6 MR. KEEFE: Mr. Moderator, may I  
7 respond to Mr. Alliegro's comments regarding the  
8 last line?

9 THE MODERATOR: Sure. I don't know if  
10 it's necessary.

11 MR. KEEFE: So, a lot of that is just  
12 associated with the initial set-up. The  
13 expectation is that, once up and running that  
14 there'll be very few adjustments. The batteries  
15 do last several years so those turnovers will be  
16 very small.

17 So, the initial set-up will be the bulk  
18 of it.

19 THE MODERATOR: Ms. Murray.

20 MS. MURRAY: Kathleen Murray, precinct  
21 2.

22 My question is: what do you do? Sign  
23 them out as you come in and then you have to  
24 return them? Or, if you don't return them, how

1 do you know that somebody doesn't have them  
2 sitting around?

3 How do you control the distribution of  
4 these little gadgets?

5 THE MODERATOR: Mr. Keefe.

6 MR. KEEFE: So each device will - each  
7 device has a specific device I.D. on the back of  
8 the card and that will be attached to an  
9 individual Town Meeting member. So, yes, you  
10 will need to sign in. Your name will be found  
11 just like you sign in now. The difference is  
12 your name will be crossed off and your device  
13 will be handed to you.

14 At the end of the night, we do expect  
15 that you would return the devices.

16 MS. FENWICK: Can I also?

17 THE MODERATOR: Oh, yes.

18 MS. FENWICK: Having seen this in  
19 action at Belmont, we were there as Town Meeting  
20 members were coming in. They went to their  
21 precinct, got in line. There was a sheet for  
22 them to sign in, make sure their email address  
23 was correct and get their device, which was on a  
24 lanyard.

1                   Then when they came out at the end of  
2                   the meeting, they just threw them into plastic  
3                   buckets on the way out and the staff re-organized  
4                   them.    That all went very quickly on both ends.

5                   And, I want you to remember there was a  
6                   time when we didn't have PowerPoint  
7                   presentations, right?

8    [Laughter.]

9                   MS. FENWICK:    There was probably a time  
10                  before we had microphones.    And this is just  
11                  another stage towards, you know, getting us even-  
12                  keeled and injecting a little bit of technology  
13                  and not taking anything away, but adding to.

14                  THE MODERATOR:    Okay, Dr. Schneider.

15                  I've got quite a long list, so let's  
16                  start focusing on some new information.

17                  Yes, here we go.

18                  DR. SCHNEIDER:    Just two things  
19                  quickly.

20                  First of all, I get the feeling that  
21                  those of you who do like this were thinking that  
22                  the Enterprise, which is not owned by the Town,  
23                  it is a private business, would print all the  
24                  votes every single time.    That would be pages and



1 pages if you imagine 210 people's votes. That's  
2 not something that the Enterprise is obligated  
3 to.

4 In my time -- this is my fourth time, I  
5 think, being sworn in tonight -- I've never been  
6 asked once how I voted. Probably because no one  
7 wants to hear me go on and on about why. But  
8 the truth is, I haven't.

9 Secondly, I go to Chicago to help my  
10 elderly parents, and they're really in pretty  
11 good shape, but I go there every month because I  
12 help with bills. And if I told you how many  
13 times my father has paid the wrong bill by  
14 touching his iPad incorrectly, it's unbelievable,  
15 but it is every single month.

16 And I just want you to understand that  
17 that is part of this that could happen. Along  
18 with 15 or 20 people walking out of here with  
19 them at night, and along with somebody spilling  
20 water on them and so on and so on.

21 So I do think that technology's  
22 wonderful; it has it's problems; and I think this  
23 creates long lines checking in, long lines  
24 checking out, and I'm not sure we really need

1 this.

2 THE MODERATOR: Ms. Tobey.

3 MS. TOBEY: Thank you. Linda Tobey,  
4 precinct 4.

5 My concern is that in order to manage  
6 these, we may end up having to hire somebody to  
7 keep track of them and put the batteries in and  
8 distribute them. I don't know. I don't see it  
9 working without spending some money to hire  
10 somebody to take care of these. And I'm not  
11 going to support it.

12 THE MODERATOR: Okay, Mr. Murphy.

13 MR. MURPHY: Yes, Mr. Moderator.

14 I'm typically willing to try something.  
15 Like we tried this evening to have our Town  
16 Meeting here. I surely won't be voting for it  
17 again.

18 [Laughter.]

19 MR. MURPHY: But I'm willing to try  
20 something. This article is preceded by a couple  
21 of articles that would change our Charter.  
22 Meaning, there really is no way to go back.

23 I was willing to try this because I  
24 thought it would be an attempt to see how it

1 works. I surely am not willing to try to change  
2 our Town Charter. Because once we change the  
3 Charter, it will be very cumbersome to go back.

4 If we all get frustrated and we want to  
5 throw these things away, guess what? We can't  
6 until we change the Charter.

7 So, this goes together with that.

8 And the last thing I want to say is:  
9 inevitably, any time when I think it's important  
10 to use my clicker at home, it doesn't work.

11 [Laughter.]

12 MR. MURPHY: So I just want to put all  
13 of that information in your head.

14 I was willing to try this and I voted  
15 for it originally, but if we're going to have to  
16 change the Charter to do this -

17 THE MODERATOR: Mr. Murphy -

18 MR. MURPHY: - surely I'm not willing  
19 to do -

20 THE MODERATOR: I just want to clarify: the  
21 change to the Charter would say that we could use  
22 a standing vote or an electronic voting device.  
23 So it wouldn't bind us.

24 So, if we decided to throw the clickers

1 away later, the standing provision would still be  
2 in the Charter. So it adds the flexibility but  
3 it doesn't lock us in. Just to be clear.

4 MR. MURPHY: Okay.

5 Either way, I was willing to try this  
6 but not for the investment. I thought we could  
7 lease them, try them for a meeting at one time.  
8 I'm not willing to go down that road, personally.  
9 Thank you.

10 THE MODERATOR: Okay, Mr. Putnam.

11 I'll add you to the list too. You're  
12 on it.

13 MR. PUTNAM: Thank you, Mr. Moderator,  
14 Brent Putnam, precinct 9.

15 I rise now to speak in favor of this  
16 article and I ask that you all support it.

17 Very simply, it was already said: if you  
18 want a roll call vote, ladies and gentlemen, this  
19 is something that I've been looking for for  
20 years: to give the public an opportunity to see  
21 how we vote. Whether they ask or not, the fact  
22 is is a lot of people want to know. And if we  
23 make it easy for them to know, it's better for  
24 them, it's better for us, it's better for our

1 democracy.

2 But this is not going to happen. There  
3 will be no easy roll call vote without some sort  
4 of technology. And what we heard tonight is  
5 that this technology will make it possible.

6 We would have to make some changes in  
7 order to do that. It would mean that every roll  
8 call vote or every vote that we use the clickers  
9 for would then have to be a roll call vote. We  
10 don't have that provision yet. But we have to  
11 take one step at a time, and the first thing is  
12 to adopt the technology that gives us the  
13 opportunity to do that.

14 And then, once we have the technology,  
15 then we can adjust our voting procedures and say  
16 we could have every single vote could be a click.  
17 And then it's not using it - as Mr. Alliegro says  
18 - just when we need it, and discovering that when  
19 we need it it doesn't work. It would be used  
20 every single vote that we take and every single  
21 vote would be a roll call vote and it would be  
22 click and we're done and we'd be out of here in  
23 no time at all.

24 I ask for your support on this. Thank

1           you.

2                   THE MODERATOR:     Okay, Mr. Finneran.

3                   FROM THE FLOOR:     Question.

4                   MR. FINNERAN:     I was just wondering in  
5           the three meetings you had and the analyzation of  
6           all this stuff, have you made any estimate of how  
7           much time this would save us?

8                   And then - first.

9                   MR. KEEFE:     Okay -

10                  THE MODERATOR:     Mr. Keefe.

11                  MR. KEEFE:     I'll respond to that first.

12                  So, in previous Town Meetings, I was  
13           timing the standing vote taking anywhere from  
14           three to five minutes, with an average of just  
15           over four.     The expectation is that this will  
16           take under a minute, including getting the vote  
17           up, giving the respondents the amount of time  
18           necessary to enter their vote, and then the tally  
19           from there.

20                  At first, there will be some transition  
21           where it would probably take a little bit longer  
22           at first.     But once everyone's used to it, it'll  
23           be under a minute.

24                  MR. FINNERAN:     So, some of these many

1 Town Meeting - many article meetings we have, we  
2 could easily save a half an hour an evening with  
3 this.

4 MR. KEEFE: Yes. That depends on the  
5 number of instances where a standing vote is  
6 required.

7 MR. FINNERAN: And I'd just like to  
8 point out one more thing.

9 I don't know if it'll make everyone  
10 happy, but in a contentious vote, it would  
11 deliver the sanctity of a voting booth. So you  
12 wouldn't be worried or concerned how your  
13 friends, neighbors or whatever, that they knew  
14 how you voted.

15 MR. KEEFE: Correct.

16 MR. FINNERAN: And I like that.

17 THE MODERATOR: Okay, Mr. Latimer.

18 Down here.

19 Yeah, he already spoke. He gets a  
20 second time. Only two minutes this time.

21 MR. LATIMER: Is this on?

22 Thank you, Richard Latimer, precinct 1.

23 Mr. Finneran just talked about the  
24 sanctity of the voting booth. Yet Mr. Putnam was

1 talking about roll call votes so everybody knows  
2 how you're voting. But they're both in favor of  
3 it.

4 No, I mean, let's get real, here.

5 These are being called a clicker, but I  
6 think Kevin mentioned when he picks up his  
7 clicker, but what that clicker actually is is a  
8 remote. That's the correct term for them. I  
9 don't think they even click anymore. You know?

10 But, it's a remote. And what that  
11 means is that when I stand up on a vote that's  
12 too close, I look at Andy Dufresne. Or now it's  
13 -

14 MS. CUNY: Sandy.

15 MR. LATIMER: Sandy. I look at Sandy.  
16 I look at Sandy; she looks at me. That's  
17 personal connection. And everybody out there  
18 who's watching this can see me. If they happen  
19 to be wanting to know how I vote because I'm  
20 their representative, they can see me.

21 That doesn't happen because this is a  
22 remote. This just means that I'm just clicking  
23 my little vote in and it's going over to some  
24 receiver over there. That is depersonalization,



1 and we don't need any more depersonalization in  
2 our community.

3 Thank you.

4 FROM THE FLOOR: Question, question.

5 THE MODERATOR: Mr. Young, something  
6 new?

7 MR. YOUNG: Bob Young, precinct 5.

8 I wasn't going to speak on this article.

9 I'm glad Kathy Murray asked what are we  
10 doing to do with these remotes. That was my  
11 first question; that's been answered.

12 My other question is: I know at home I  
13 have to change the batteries in that T.V. remote  
14 it seems, like Kevin said, every three or four  
15 months. So these things are going to be sitting  
16 in a bucket somewhere for six months. We have  
17 Town Meeting twice a year. Somebody in Town  
18 Hall is going to have to change all the batteries  
19 in these things maybe a week before Town Meeting.

20 And once we start to use them, how do we  
21 know that it's even working? It may say on the  
22 screen that the vote went through, but how do I  
23 know that it went through? I'm against this.

24 THE MODERATOR: Okay, Mr. Shearer,

1 something new?

2 MR. SHEARER: Dan Shearer, precinct 6.

3 For years, or the last four or five  
4 years, I really love these machines up here for  
5 your hearing. They've been very good. I see  
6 they're all on the platform up here; nobody seems  
7 to be using them. I think it's because I tried  
8 two, and they're not working.

9 [Laughter.]

10 MS. FENWICK: Mr. Moderator.

11 THE MODERATOR: Is Mr. Carlson still  
12 here?

13 FROM THE FLOOR: No.

14 THE MODERATOR: No? Is there anybody  
15 here than can get these things to work if we're  
16 paying for 'em?

17 So, anyways, if somebody's at television  
18 listening or whatever, I've got a contract paying  
19 for a device that's not working. So let's fix  
20 it so that Mr. Shearer can use it.

21 All right, Ms. Szuplat, something new?

22 Yes, stand up, Peggy, so they can see  
23 you for the mic.

24 Remember, in order to move the question,

1 you have to be on the speaker's list and be  
2 recognized. So somebody move the question  
3 that's on the speaker's list.

4 MS. SZUPLAT: Hi, Peggy Szuplat,  
5 precinct 7.

6 I would like to thank the committee for  
7 all of their work in following up for us and I  
8 would like to call for a vote.

9 [Applause.]

10 THE MODERATOR: Okay, the question will  
11 come on closing discussion. All those in favor  
12 signify by saying aye.

13 [Aye.]

14 THE MODERATOR: All those opposed no.

15 [No.]

16 THE MODERATOR: The ayes have it by  
17 the two-thirds and the question is called.

18 The question will now come on the main  
19 motion. The main motion is to transfer the sum  
20 of \$14,750 from Certified Free Cash for the  
21 purposes of purchasing electronic voting  
22 equipment for Town Meeting.

23 All those in favor signify by saying  
24 aye.

1 [Aye.]

2 THE MODERATOR: All those opposed no.

3 [No.]

4 THE MODERATOR: All those in favor,  
5 signify by standing and the tellers will return a  
6 count.

7 [Laughter and applause.]

8 [Pause.]

9 THE MODERATOR: In the third division.

10 MS. SCHNEIDER: 14.

11 THE MODERATOR: 14.

12 In the second division.

13 MS. CUNY: 51.

14 THE MODERATOR: 51.

15 In the first and fourth division.

16 MR. NETTO: 49.

17 THE MODERATOR: 49.

18 All those opposed, signify by standing  
19 and the tellers will return a count.

20 [Pause.]

21 FROM THE FLOOR: [No mic: inaudible.]

22 THE MODERATOR: Don't you dare.

23 In the second division.

24 MS. CUNY: 24.

1 THE MODERATOR: 24?

2 MS. CUNY: 24.

3 THE MODERATOR: 24.

4 In the third division.

5 MS. SCHNEIDER: 32.

6 THE MODERATOR: 32.

7 In the first and fourth division.

8 MR. NETTO: 30.

9 THE MODERATOR: 30.

10 By a counted voted of 114 in favor and  
11 86 opposed, the necessary majority passes and  
12 Article 13 passes.

13 [Applause.]

14 THE MODERATOR: So we'll now jump back  
15 to Article 11. This will be the Board of  
16 Selectmen for the main motion.

17 CHAIRMAN JONES: Mr. Moderator, I move  
18 Article 11 as printed.

19 THE MODERATOR: As printed. This is  
20 the amendment to the Home Rule Charter that would  
21 add the language to allow for a vote by an  
22 electronic vote counting and recording system.

23 Mr. Stecher held this one.

24 Yes, stand up so we know where to go

1 with the mics.

2 MR. STECHER: Bernie Stecher, precinct  
3 3.

4 I'd like to make an amendment to this  
5 amendment and as I get my glasses on.

6 [Pause.]

7 MR. STECHER: Okay. I'd like to have  
8 the small amendment wording re-worded. After  
9 "standing vote or" I'd like to have it read, or  
10 add: "if available". And after "shall be taken"  
11 I'd like to have a period there.

12 In explanation, it's expected that a  
13 request for electronic vote counting and  
14 recording would be made by Town Meeting members  
15 when there is a question about the voice vote.  
16 As written, the Moderator will decide if the  
17 voice vote is sufficient and the wishes of Town  
18 Meeting members who would request this would be  
19 nullified. The speed and accuracy of electronic  
20 vote counting makes it possible to quickly settle  
21 any question of a voice vote without relying on  
22 subjective opinions.

23 THE MODERATOR: Okay, Mr. Stecher, I  
24 have your amendment in writing and you had some

1 explanatory notes at the bottom. You are  
2 familiar with Section 67 of Town Meeting Time  
3 that requires me to take a counted vote if seven  
4 or more voters question my call on the vote?  
5 Are you familiar with that? Because it doesn't  
6 appear to be by what you wrote on this sheet up  
7 here.

8 MR. STECHER: Yeah, I'm not really  
9 familiar with that.

10 THE MODERATOR: Okay, so that is in  
11 Town Meeting Time Section 67. So if you all  
12 question the vote, seven folks question the call  
13 of the voice, then we have to go to a counted  
14 vote. I just want to make sure you knew that,  
15 because -

16 MR. STECHER: Oh, it's that number 20  
17 rather than 7?

18 THE MODERATOR: It's section 67 of Town  
19 Meeting Time, which is the parliamentary  
20 authority for this meeting.

21 MR. STECHER: Okay.

22 THE MODERATOR: Okay.

23 Yeah, Ms. Fenwick.

24 MS. FENWICK: I think there's often a

1 confusion which you educated me on about when  
2 what do seven members get to call for and what do  
3 20 get to call for. So, could you just clarify  
4 that one more time?

5 THE MODERATOR: Yes, so seven members  
6 can question my call of a voice vote and then we  
7 count it, standing vote now. Twenty members can  
8 request the method of voting to be roll call  
9 where the Clerk currently would read everyone's  
10 name individually and you would vote yes or no.

11 MS. FENWICK: So you could invoke that  
12 this evening on this article.

13 So -

14 [Laughter.]

15 MS. FENWICK: Just - just planting a  
16 seed. There's 20 people in this section right  
17 here.

18 Um, so, I'm not going to belabor this.  
19 Instead of what's in your booklet, we put the  
20 whole section on C2-5. Voting. So that you could  
21 see what other pieces were involved.

22 If it's successful, it would go to the  
23 ballot in May. If Town Meeting passes it with  
24 the two-thirds vote, is that correct? This



1 requires a two-thirds vote?

2 THE MODERATOR: Two-thirds, right.

3 Yeah, two-thirds here; majority at the ballot.

4 MS. FENWICK: Say again?

5 THE MODERATOR: It's a majority at the  
6 ballot; it's two-thirds here at Town Meeting.

7 MS. FENWICK: Right. So if we get  
8 two-thirds here at Town Meeting, then it goes to  
9 the ballot where it's a simple majority.

10 THE MODERATOR: Correct.

11 MS. FENWICK: Okay. So, I'm not going  
12 to read what's on the screen. If you have any  
13 questions.

14 Oh, and I introduce the fact that I was  
15 on the third Charter Review Committee, 2011 to  
16 2012, so I've got a little bit more comfort with  
17 the Charter than most. But I appreciated Mr.  
18 Murphy's statement about there's no going back;  
19 but that word "or" really puts it in perspective.

20 THE MODERATOR: Okay, further  
21 discussion on the article.

22 Yes, Mr. Latimer.

23 Excuse me, on the amendment. The  
24 debate on the amendment, yeah.

1 MR. LATIMER: Oh, I'm sorry.

2 THE MODERATOR: Yeah, on Mr. Stecher's  
3 amendment.

4 Any further discussion on the amendment?  
5 No, it's not going to be put up. He just typed  
6 it up and brought it up here tonight. So we  
7 don't have it on an Electronic -

8 MS. FENWICK: Could I - could you read  
9 it again?

10 THE MODERATOR: So the amendment is to,  
11 after where it says "standing vote", he would add  
12 the term "if available". So he wants to compel  
13 us to use the machine if it's available. And he  
14 wants to remove the language of "whenever a voice  
15 vote is not sufficient as determined by the  
16 Moderator" because he thinks there's too much  
17 subjectivity in my determining that.

18 So those are the two pieces of the  
19 amendment.

20 MS. FENWICK: So the words "if  
21 available" immediately after "a standing vote" if  
22 available?

23 THE MODERATOR: It says "A standing  
24 vote or if available a vote by an Electronic vote

1 counting and recording system shall be taken".

2 MS. FENWICK: So you want a comma in  
3 there. Okay.

4 THE MODERATOR: All right. Mr.  
5 Latimer on the amendment?

6 MR. LATIMER: Thank you, Mr. Moderator.

7 This amendment is part of the reason why  
8 a lot of us don't want to even start on this  
9 road, because the way that it's being presented  
10 now: "Yes, well, we will not change that much,  
11 but we can use this technology and it'll help  
12 speed things up." But now what we're hearing on  
13 this amendment already, before it's even passed,  
14 is, "Well, let's change the way we do business  
15 here. Let's not rely on our Moderator", who's  
16 very good. I think he has a very good ear to  
17 know what to - no, it's just going to be  
18 automatic. Well that's going to be an immediate  
19 change, a fundamental change in the way we do  
20 business.

21 So I would vote down this amendment and  
22 I would also continue to vote down against this  
23 article which requires a two-thirds vote.

24 Thank you.

1 THE MODERATOR: Okay, Mr. Johnson. No,  
2 all set.

3 Anything else on the amendment? Yes,  
4 Mr. Donald. On the amendment? No.

5 Okay, all those in favor of the  
6 amendment, signify by saying aye.

7 [Aye.]

8 THE MODERATOR: All those opposed no.

9 [No.]

10 THE MODERATOR: It's the opinion of the  
11 chair that the no's have it by a majority and  
12 we're back on the main motion.

13 Mr. Donald.

14 MR. DONALD: Malcolm Donald, precinct  
15 6.

16 Mr. Moderator, how would we change it so  
17 we could have a roll call vote on every vote?

18 FROM THE FLOOR: No.

19 MR. DONALD: No, I mean -

20 THE MODERATOR: That would be - we'd do  
21 that at a different meeting, either in the rules  
22 - so we could do it in the rules, we could do it  
23 in a bylaw. The 20 requirement is in the bylaw,  
24 so this is - I think it's the bylaw. Or is it

1 right in this one?

2 No, this is in there. Yep. So it's  
3 upon the - so you would strike "upon the request  
4 of 20 Town Meeting members the yeas and nays of  
5 the members shall be ascertained and recorded."

6 So you'd have an amendment to strike out  
7 "upon the request of 20 Town Meeting members",  
8 and then you'd have to strike out everything else  
9 that relates to voting, to require it to be done.

10 MR. DONALD: Okay. That's what I  
11 would amend. I'd offer an amendment that every  
12 vote would be recorded - we would use a clicker  
13 if they were working to record every vote so that  
14 there is a record of how each person votes and it  
15 can be -

16 THE MODERATOR: You know, I'm going to  
17 deem out of order at this point, just because I  
18 don't have time to go through the entire Town  
19 Charter and figure out all of the other sections  
20 that it affects.

21 So, if you'd like to require that, then  
22 my suggestion would be let's go back and write  
23 the language and bring it here.

24 MR. DONALD: Okay.

1 THE MODERATOR: Because there are many  
2 - one of the problems we have in this town is  
3 that a former Charter Review Committee decided  
4 that it was a good idea to put a lot of  
5 procedural issues in the Town Charter.

6 The Town Charter is supposed to be for  
7 the structure and form of government and then the  
8 bylaws are supposed to be how you run that  
9 government. Unfortunately, we have bylaws that  
10 conflict the Charter and Charter amendments that  
11 conflict the bylaws. And under the supremacy of  
12 document clause, we have to refer back to the  
13 Charter.

14 So, anytime we want to make a change,  
15 which should be a majority vote here at Town  
16 Meeting in your bylaws, you get this stuff  
17 running around because things that, in my mind  
18 and in any student of government shouldn't be in  
19 the Charter, are in there.

20 So, hopefully, next time a Charter  
21 Review Committee does this they'll actually clean  
22 it up and put procedure where it belongs and not  
23 in the Town Charter.

24 So I'm going to deem it out of order,

1 now, only because there's too many moving parts  
2 and we're not going to do it tonight on the floor  
3 of Town Meeting.

4 Further discussion on the main motion?

5 Mr. Latimer.

6 MR. LATIMER: Thank you. Richard  
7 Latimer again, I'm sorry. Precinct one. I'll  
8 be real quick.

9 Apparently some of the support for this  
10 are the people who really want to change the  
11 basic method of voting to require roll call  
12 voting. If that's where they're coming from,  
13 this is putting the cart before the horse. Not  
14 everyone is, but there's quite a few who have  
15 suggested that they really want to have roll call  
16 voting. Well, if that's the thing, let's change  
17 the Charter first and then use this technology.  
18 Don't use this technology as a means to get  
19 around to changing the way we do business.

20 Again, vote against this again. It  
21 requires a two-thirds. Let's vote against it and  
22 let's move on.

23 Thank you.

24 THE MODERATOR: Okay, any further

1 discussion?

2 Mr. Hargraves.

3 MR. HARGRAVES: Peter Hargraves,  
4 Precinct nine.

5 It's not that late but I think I'm a  
6 little foggy and I just am asking for a  
7 clarification of something.

8 If we vote this down, we've got 118  
9 yeases on buying the clickers. If we don't get  
10 133 votes to pass this, what happens to the  
11 proposition of using clickers?

12 THE MODERATOR: So it's dependent on  
13 those present in voting. So it depends on how  
14 many folks actually cast a vote this time around  
15 for the two-thirds quantum. If the two-thirds  
16 doesn't pass, this doesn't pass and the  
17 appropriation - the authorization to appropriate  
18 is at this point in time null and void because  
19 the law doesn't allow us to use the devices.

20 MR. HARGRAVES: Thank you. Yeah, it's  
21 good to know that as we approach voting. Thank  
22 you.

23 THE MODERATOR: Yes.

24 Yes, okay, any further?



1 Yes, Mr. Putnam and then Mr. Schmitt.

2 MR. PUTNAM: Thank you, Mr. Moderator.

3 Brent Putnam, precinct 9 and I would urge you all  
4 to vote in favor of this and the following  
5 Article 12. And the reason why: let's give this  
6 a chance.

7 We talk about roll call voting. Mr.  
8 Latimer suggests that we don't want roll call  
9 voting, but I would suggest to you think for just  
10 one moment: if there was no roll call voting in  
11 Congress or on Beacon Hill, we wouldn't know how  
12 our representatives vote. It's a very important  
13 part of democracy to be able to tell the people  
14 that we represent how we vote. And whether,  
15 again, whether they ask or not, it's important  
16 for them to know.

17 The only way we're going to get roll  
18 call voting in any reasonable way, shape or form,  
19 is to do this - well, is to buy the equipment  
20 first. We could change it. We could make roll  
21 call voting for every single vote and then buy  
22 the digital equipment, but obviously we'd be  
23 sitting here all night as our Town Clerk calls  
24 our names for each and every vote that we take.

1                   We voted to acquire the equipment.  
2                   Let's make the necessary bylaw changes.    Let's  
3                   give this a chance.  It says "or".  It doesn't  
4                   mean that we always have to try the electronic  
5                   voting.  But let's give this a chance.  Let's  
6                   see if it's going to work.  If it doesn't, then  
7                   we don't have to use it.  That's precisely what  
8                   the "or" is for.

9                   Thank you.

10                  THE MODERATOR:  Okay, Mr. Schmidt.

11                  I've got you on the list, Mr. Donahue.

12                  MR. SCHMIDT:  Yes, Edward Schmidt,  
13                  Precinct eight.

14                  I guess my comments echo what I just  
15                  heard from Mr. Putnam.  I just add that anytime  
16                  there's anything new, a new idea, often lot of  
17                  people want to try it.  Sometimes you've got a  
18                  term called early adopters.  But every change  
19                  requires a little experimentation.

20                  I say we've got a committee here that  
21                  put a lot of time and effort into thinking this  
22                  thing through.  We've already had a vote to go  
23                  ahead with this and I think we ought to give it a  
24                  chance.

1                   We can learn as we go on, make changes  
2                   in the future as we get more experience, and I  
3                   really do predict that we'll all become very  
4                   quickly very comfortable with a really  
5                   significant improvement which will improve upon  
6                   the accuracy - and I won't go into detail, but  
7                   improve on the accuracy of some of the votes that  
8                   are taken.

9                   Thank you.

10                  THE MODERATOR:   Mr. Netto, did you want  
11                  to speak?  No.

12                  Mr. Donahue.

13                  MR. DONAHUE:    Bob Donahue, Precinct  
14                  three.

15                  I apologize, Mr. Chairman, this is  
16                  putting the cart in front of the horse in this  
17                  case, but could we rent these units, as someone  
18                  suggested?

19                  FROM THE FLOOR:    No.

20                  MR. DONAHUE:    No.  Or do some kind of a  
21                  deal, a lease purchase and try them for a couple  
22                  of meetings and then?  So everyone would be  
23                  comfortable with using them and having them.

24                  Thank you very much.

1 THE MODERATOR: Okay, Mr. Keefe.

2 MR. KEEFE: Yes, I'll respond to that  
3 question.

4 So we did look into lease/rent options.  
5 The short, short version is essentially it's  
6 almost as expensive to rent it for a single  
7 instance as it is to buy the system outright.  
8 So, we were pretty close. So, if we're going to  
9 make that investment, buy 'em and keep 'em.

10 We did have a demo at the last Spring  
11 Town Meeting. We extended that to a second  
12 night to give everyone an opportunity to look at  
13 the devices and to make an entry to those  
14 devices. So hopefully that.

15 THE MODERATOR: Mr. Latimer.

16 Microphone down here for Mr. Latimer.

17 FROM THE FLOOR: [Inaudible.]

18 THE MODERATOR: He spoke on the  
19 amendment, so it's --

20 MR. LATIMER: Thank you, this will be  
21 real quick.

22 I'm not against roll call voting, Mr.  
23 Putnam. I am against a procedure where buying a  
24 device and trying something that's going to save

1 us time will result in people getting to the roll  
2 call vote without going through first the process  
3 of getting the public to vote on it to change the  
4 Charter. I'm against that.

5 I'm against sneaking it in through the  
6 back door. If you want roll call voting, bring  
7 an article to get roll call voting, we'll vote on  
8 it, it'll go to the public; fine. I'm open-  
9 minded on that. I'm against this article.

10 I again urge you to vote no. Thank you.

11 THE MODERATOR: Okay, Ms. Shephard.

12 MS. SHEPHARD: Susan Shephard, Precinct  
13 one.

14 First, this doesn't require us to have a  
15 roll call vote all the time. It still needs 20  
16 Town Meeting members to require that.

17 Second, we are making way too much of a  
18 \$15,000 article. We've got 4,000 coming up.

19 [Applause.]

20 MS. SHEPHARD: Let's pass these  
21 articles and be done with it.

22 FROM THE FLOOR: Right.

23 THE MODERATOR: Okay, so the question  
24 will come on the main motion for Article 11.

1 This requires a two-thirds vote.

2 All those in favor, signify by saying  
3 aye.

4 [Aye.]

5 THE MODERATOR: All those opposed no.

6 [No.]

7 THE MODERATOR: It'd the opinion of the  
8 Chair that the ayes have it by a two-thirds. Is  
9 there a challenge to the Chair?

10 There's a challenge to the Chair.

11 All those in favor, signify by standing  
12 and the tellers will return a count.

13 [Pause.]

14 THE MODERATOR: In the third division.

15 MS. SCHNEIDER: 25.

16 THE MODERATOR: 25.

17 In the second division.

18 MS. CUNY: 57.

19 THE MODERATOR: 57.

20 In the first and fourth divisions.

21 MR. NETTO: 62.

22 THE MODERATOR: 62.

23 All those opposed signify by standing  
24 and the tellers will return a count.

1 [Pause.]

2 THE MODERATOR: The second division.

3 MS. CUNY: 17.

4 THE MODERATOR: 17.

5 In the third division.

6 MS. SCHNEIDER: 20.

7 THE MODERATOR: 20.

8 In the first and fourth divisions?

9 MR. NETTO: 16.

10 THE MODERATOR: 16.

11 By a counted vote of 144 in favor and 53  
12 opposed, the necessary two-thirds passes and  
13 Article 11 passes.

14 THE MODERATOR: Article 12. Article  
15 12 is to amend the Code of Falmouth. This is  
16 the bylaw change. We just voted to make the  
17 change in the Charter, but this is a bylaw  
18 change.

19 Mr. Chairman for the main motion.

20 CHAIRMAN JONES: Mr. Moderator, the  
21 main motion's a little bit different than what's  
22 in the booklet. It's everything it says right  
23 there, except for where it says "foregoing  
24 sections". The main motion is to stop after the

1 "S", delete the "S". Delete "Section 49-8, Hand  
2 Vote, and". So we're not referring to hand vote  
3 since hand votes are not legal in Town Meeting,  
4 anyway. We don't want to make reference to  
5 something that's not going to be legal for us to  
6 use in future Town Meetings.

7 So the article will be: "To see if the  
8 Town will vote to amend Chapter 49 of the Code of  
9 Falmouth, Meetings, Town, by adding the following  
10 §49-8.2, Electronic Voting.

11 "§49-8.2. Electronic Voting.  
12 Notwithstanding the provisions of the foregoing  
13 §49-8.1, Voice Vote, subject to the availability  
14 of an approved electronic vote counting and  
15 recording system for use by Town Meeting Members,  
16 the Moderator may determine that a vote be taken  
17 by use of such electronic vote counting and  
18 recording system."

19 THE MODERATOR: Okay. Any discussion  
20 on changing the bylaw to bring it into compliance  
21 with what we just voted on?

22 Mr. Antonucci.

23 MR. ANTONUCCI: Bob Antonucci, Precinct  
24 six.



1 I would like to recommend we vote this  
2 article, and as a Parliamentary procedure, I move  
3 the question.

4 FROM THE FLOOR: All right.

5 THE MODERATOR: Okay, we're ready to  
6 go.

7 All those in favor of the main motion,  
8 which is what's printed in your warrant book,  
9 striking out the reference to a hand vote - which  
10 is illegal, anyway. All those in favor of the  
11 main motion, signify by saying aye.

12 [Aye.]

13 THE MODERATOR: All those opposed no.

14 [No.]

15 THE MODERATOR: The ayes have it by a  
16 majority and this meeting will stand in recess  
17 for 20 minutes.

18 [Whereupon, a recess was taken.]

19 THE MODERATOR: During the break, we  
20 heard from some Town Meeting members that they  
21 were unable to check in. Either they had arrived  
22 when the folks doing the check in had left or  
23 they came into the auditorium and were looking  
24 for a check-in table and didn't see it in the

1 hallway.

2 So, if any Town Meeting member did not  
3 check in with the League of Women Voters at the  
4 beginning of Town Meeting in the hallway, please  
5 come up to the Town Clerk and give him your name  
6 so that he can add you to the list.

7 Again, any Town Meeting member who did  
8 not sign in in the hallway with the League of  
9 Women Voters prior to the commencement of Town  
10 Meeting, please come forward and give your name  
11 to the Town Clerk.

12 [Pause.]

13 THE MODERATOR: Okay, folks, we need  
14 to re-establish the quorum, so please get in your  
15 appropriate divisions. Do I have my tellers?  
16 One, two, three, yup.

17 Okay, all Town Meeting members present  
18 please rise for the establishment of the quorum  
19 and the tellers will return a count.

20 [Pause.]

21 THE MODERATOR: In the third division.

22 MS. SCHNEIDER: 42.

23 THE MODERATOR: 42.

24 In the second division.

1 MS. CUNY: 71.

2 THE MODERATOR: 71.

3 In the first and forth divisions.

4 MR. NETTO: 74.

5 THE MODERATOR: 74.

6 By a counted vote of 187 we have a  
7 quorum and the Town Meeting's back in session.

8 Okay, the next article that we're going  
9 to do by call of the Chair will be Article 23.  
10 Article 23 is the Teaticket Elementary School  
11 Article. We have some consultants that are paid  
12 to be here to answer any questions that might be  
13 necessary. So in order to be able to have their  
14 expertise here and not have to pay for them to  
15 come two nights in a row, I'm going to take that  
16 out of order by a call of the Chair.

17 So the Chair would entertain a motion  
18 from the Finance Committee, the main motion on  
19 Article 23.

20 CHAIRMAN VOGEL: Mr. Moderator, I move  
21 Article 23 as recommended.

22 THE MODERATOR: As recommended. This  
23 is to vote that the Town appropriate the sum of  
24 \$900,000 for the purposes of the article to meet

1 the appropriation by transferring \$710,000 from  
2 Article 21 of the April 2006 Annual Town Meeting  
3 and transferring \$190,000 from Certified Free  
4 Cash to be expended under the jurisdiction of the  
5 School Committee.

6 Ms. Taylor.

7 MS. TAYLOR: Thank you, Mr. Moderator  
8 and thank you Town Meeting and community members  
9 for giving me this opportunity to address you  
10 this evening regarding the project at the  
11 Teaticket School.

12 I'm Nancy Taylor, the Superintendent and  
13 I have with me Mr. Patrick Murphy, who is the  
14 Director of Finance and Operations for the  
15 Falmouth Public Schools.

16 So, as I begin my presentation I would  
17 like to just note that, over the past two years  
18 we have had a very successful two year history of  
19 asbestos remediation-related projects in our  
20 schools. These projects you see ahead of you  
21 here are two at the Lawrence School, two at Morse  
22 Pond, one at Teaticket and another at Teaticket  
23 that happened over the summer, the beginning of  
24 the summer with the scheduled hallway ceiling

1 tile replacement.

2 The reason I bring this up is because I  
3 think it's important to note that the same  
4 contractors or combination of contractors that  
5 helped us through these projects were also the  
6 contractors that we used at this latest project.  
7 And that's important because they have experience  
8 and they have a successful track record with  
9 asbestos abatement, cleaning and repair.

10 And those vendors are TRANE, the ESCO  
11 general contractor; Aero, the ESCO mechanical  
12 contractor; Karma, the asbestos cleaning and  
13 abatement contract company; and American  
14 Environmental Consultants who were also onsite  
15 during this project.

16 I just would like to remind everyone  
17 regarding these projects: with every project,  
18 including this latest project, my number one  
19 priority was the health and the safety of  
20 students and staff in Falmouth. That has  
21 remained our top priority through all of these  
22 projects.

23 So, in mid-August, the ESCO project  
24 started and it was to replace the unit

1 ventilators in every classroom at the Teaticket  
2 School. And it was temporarily placed on hold  
3 because asbestos-containing tiles were moved in  
4 the ceilings to gain access for the removal of  
5 those ventilators. And during that process the  
6 Department of Environmental Protection, DEP, an  
7 inspector visited the site and determined that  
8 the movement of those ceiling tiles may have  
9 allowed a possible release of asbestos fibers.

10 Let me read that again. A DEP inspector  
11 visited the site and determined that the movement  
12 of the ceiling tiles, three in each classroom,  
13 may have allowed a possible release of asbestos  
14 fibers.

15 So, on August 18<sup>th</sup>, I made the decision  
16 to delay the start of the opening of the  
17 Teaticket School and I developed a relocation  
18 plan for 300 students and approximately 100 staff  
19 members.

20 I just want to make it known that that  
21 relocation to the Morse Pond School and the East  
22 Falmouth School was not easy. We interrupted 24  
23 classrooms and various programs to make this  
24 happen. I listed a few. Morse Pond in

1 particular: science labs, the counseling service  
2 offices, our computer labs, the libraries, food  
3 service. We had to put art and music on carts  
4 and they were no longer at East Falmouth able to  
5 use their gym because we took every one of those  
6 spaces.

7 We had people double up over at the East  
8 Falmouth School, and it has not been an easy  
9 process.

10 I also just want to add that the  
11 teachers and the staff acted with the upmost  
12 professionalism and graciousness in helping us  
13 plan that relocation.

14 So, if I move onto the scope of the  
15 Teaticket project. Standard procedure: a  
16 qualified asbestos consultant was hired and the  
17 name of it is the American Environmental  
18 Consultants. They submitted an initial report  
19 that outlined the scope of this project to the  
20 Department of Environmental Protection. The  
21 initial scope was limited to the potential  
22 contamination in the classrooms alone. Initial  
23 scope. All air quality and sampling tests for  
24 asbestos came back negative.

1                   In spite of the negative swab and air  
2                   quality tests, a single DEP inspector indicated  
3                   that contamination was isolated to perceived  
4                   visual fiber release in classrooms.

5                   Okay? So you have your tests, you have  
6                   swab and air quality tests, and then you have to  
7                   pass a visual inspection. We passed the air  
8                   quality tests, we passed the sample test. We  
9                   didn't pass a visual inspection.

10                  So, phase one, given the scope at that  
11                  time, the follow-up repair work for the  
12                  classrooms was estimated at \$300,000.

13                  [Cell phone music plays.]

14                  [Laughter.]

15                  MS. TAYLOR: I like that music.

16                  So, when we move into Phase 2 -

17                  THE MODERATOR: That was Mr. Latimer's  
18                  five minutes from the last article.

19                  [Laughter.]

20                  MS. TAYLOR: When we walked into Phase  
21                  2, we had a DEP inspector subsequently raise  
22                  concerns about the potential of ESCO workers  
23                  cross contaminating non-impact spaces. What  
24                  does that mean? It means walking in between the



1 classrooms and into the hallways, into the  
2 kitchen. They were concerned about cross  
3 contamination.

4 That same inspector determined that the  
5 further remediation was mandated. They make the  
6 rules. This included all areas in the Teaticket  
7 School and those areas were separate and outside  
8 of the classrooms.

9 So now the scope is getting bigger.  
10 First it was classrooms. Now they're talking  
11 about cross contamination, now they're talking  
12 about non-impacted areas.

13 And further complicating that process is  
14 that the regulatory process, the inspectors and  
15 the regulators from two separate state agencies:  
16 Department of Environmental Protection,  
17 Department of Labor Standards, claimed partial  
18 regulatory jurisdiction. So we were going back  
19 and forth between DEP and DLS. And if they  
20 disagreed, then we had to then go back and fix  
21 whatever they told us to fix.

22 So, at the conclusion of Phase 2, the  
23 total estimated cost for the containment, the  
24 cleaning and the abatement and follow-up repair

1 work now expanded to \$650,000. Because if you  
2 think of how the scope changed based on the  
3 regulatory inspections, it got bigger and bigger  
4 and bigger. And if you don't comply, you don't  
5 pass.

6 We walked into Phase 3 of the Teaticket  
7 project. American Environmental Consultants,  
8 again, each step of the way, had to submit a plan  
9 and have it approved by DEP if it was a plan of  
10 the work that they were going to do. DEP and DLS  
11 inspectors subsequently determined that metal  
12 ceiling grids in every ceiling in every classroom  
13 could not be decontaminated and needed to be  
14 removed and replaced as part of the cleaning,  
15 abatement and repair process.

16 The first plan, we included  
17 decontaminating the ceiling grids. The plan was  
18 approved. They came back and they subsequently  
19 determined that that would not work. So, think  
20 about it: you take all the grids down, you clean  
21 them, you put them back and you fail. So now we  
22 have to take them down and replace them.

23 So the additional mandates requiring  
24 removal and replacement also required two

1 separate contracted services. That meant Karma,  
2 and remember they are the asbestos and abatement  
3 contractors; and Cape Cod Insulation.

4 So, the regulatory agencies then raised  
5 yet an additional concern. And the concern this  
6 time was that upon the removal of those ceiling  
7 grids, the remaining insulation could possibly  
8 contain asbestos dust. The determination was  
9 made solely on a visual inspection. But guess  
10 what? You have to fix it.

11 So, all the grids and the insulation  
12 were removed and replaced, which also required  
13 all the lights in the classrooms and in every  
14 ceiling to come down, you put in the insulation,  
15 you put the grids in, you put the insulation in,  
16 then you have to re-hang all the lights.

17 So, at the conclusion of that phase, the  
18 total estimated cost for the containment, the  
19 cleaning, the abatement and the follow-up repair  
20 work of all areas swelled that cost to \$900,000.

21 THE MODERATOR: Ms. Taylor, we've hit  
22 the ten minute mark, so can you let us know how  
23 much additional time you'd want to request from  
24 Town Meeting?

1 MS. TAYLOR: Three minutes?

2 THE MODERATOR: Three minutes.

3 All those in favor of an additional

4 three minutes, signify by saying aye.

5 [Aye.]

6 THE MODERATOR: All those opposed no.

7 [None opposed.]

8 THE MODERATOR: The ayes have it by the  
9 two-thirds.

10 Ms. Taylor.

11 MS. TAYLOR: Thank you.

12 So, in conclusion, I just want everyone  
13 to know that, with the regulatory agencies, we  
14 fully complied with all of their mandates. Our  
15 final state regulatory clearance for all  
16 classrooms has been completed and we have now  
17 returned to the original ESCO Phase 2 part of  
18 this project which was their primary assignment  
19 to replace the unit ventilators in every single  
20 classroom. And that was the original plan.

21 So, our goal at this point is to return  
22 everyone to the Teaticket School. We're shooting  
23 for the end of November. And through the  
24 project I just want to say that we can confirm

1 that the Teaticket School is safe and healthy, as  
2 A. E. C. has conducted over 500 air and surface  
3 sample tests and the results were negative.

4 I just want to bring this right back to  
5 my first priority that I started the presentation  
6 with, and that being the health and safety of our  
7 students and our staff and our buildings.

8 I also want to add that the ongoing  
9 support that we have received from the entire  
10 Falmouth community has been greatly appreciated.  
11 We've had Touch a Truck, which raised money for  
12 supplies for the Teaticket School. We had the  
13 Stuff a Bus event which was wildly successful.  
14 We've had donations from various businesses. The  
15 Seacoast - seacoast - Sea Crest offered us a day  
16 for Teaticket families and kids and staff on a  
17 Sunday; it was wonderful and very well attended.  
18 And we have felt very supported through this  
19 process.

20 It has not been a journey without bumps,  
21 but we certainly have worked very closely with  
22 the Town offices to complete this and to make  
23 sure that that building was safe enough to return  
24 our students and our staff.

1 Thank you.

2 THE MODERATOR: Okay, discussion.

3 Mr. Cook.

4 MR. COOK: Peter Cook, precinct 6.

5 I'm very glad that the school children  
6 of Falmouth are going to be safe in the Teaticket  
7 School and I commend all the work that was done.

8 However, and this is just from the  
9 information presented, is that I would think that  
10 the contractor ESCO would be liable for causing  
11 this problem in the first place.

12 THE MODERATOR: Ms. Taylor.

13 MS. TAYLOR: Questions about liability  
14 will be worked on through the Town Counsel's  
15 Office.

16 THE MODERATOR: Mr. Donahue.

17 MR. DONAHUE: Through you, Mr.

18 Moderator, I have a couple of questions. Bob  
19 Donahue, precinct 3, excuse me.

20 In the original estimate, who else did  
21 we have look at that job and tell you what had to  
22 be done?

23 And, as a second question: would you  
24 think it'd be advisable that perhaps the Town

1 should look to have in the future at some time  
2 our own group of expert engineers look at these  
3 jobs that are over let's say \$100,000 to see if  
4 they see something that your people don't see and  
5 would might save us this kind of a - quite  
6 frankly, it's an embarrassment. I think it's a  
7 big embarrassment to the School Committee and  
8 School Department. Not your personal fault at  
9 all. But this is the second school problem that  
10 we've had that -- budgets. Even in the windows  
11 there were things that were done in the Lawrence  
12 School window project, the need of having the  
13 gutter, the need of having work done on the roof.  
14 Maybe if we had our own small group of people  
15 that could tell us: "look at that, look at this",  
16 it would save us all this.

17 Thank you very much.

18 THE MODERATOR: Anybody want to  
19 address that?

20 MR. MURPHY: Sure, on the first - the  
21 answer to the first question is we were able to -  
22 I was able to very specifically make calls to  
23 other vendors, one, to see if they were  
24 available, and two, to just get metrics on sort

1 of price per square foot on these types of  
2 things.

3 We did not - we're not required to go  
4 through state - traditional state procurement  
5 laws because this was an emergency situation. We  
6 had what's called a DCAM abeyance or allowance to  
7 go through direct procurement on this.

8 But the idea of additional local  
9 expertise is always appreciated.

10 THE MODERATOR: Mr. Donahue, follow up.

11 MR. DONAHUE: Well, so really what  
12 you're saying to me is you did a \$300,000 job and  
13 you really didn't have a second bid. You didn't  
14 have anybody really look at the thing that could  
15 have told us that we had a problem.

16 You - you looked at it. You called -  
17 made a couple of telephone calls and said, "Hey,  
18 I want to replace this radiator and how much is  
19 it gonna cost?" Isn't that what happened?

20 MR. MURPHY: It wasn't a low bid  
21 project. We were looking for people -

22 MR. DONAHUE: No, but that's what  
23 happened.

24 MR. MURPHY: - who were available.



1 MR. DONAHUE: You didn't have any - I  
2 - you know - I -

3 THE MODERATOR: Mr. Donahue, Mr.  
4 Donahue, the presentation that made showed that  
5 the scope of the project, based on the  
6 determinations of the inspectors, expanded.

7 MR. DONAHUE: Yes, because we didn't  
8 have anyone of qualification look at the job -

9 THE MODERATOR: No, it's because you  
10 got some inspectors -

11 MR. DONAHUE: No -

12 THE MODERATOR: - that are going to  
13 have some answering to do to their state rep and  
14 their state senator when this project's over.  
15 Okay? That's the reason.

16 [Applause.]

17 THE MODERATOR: Dr. Antonucci.

18 DR. ANTONUCCI: First of all, Bob  
19 Antonucci, precinct 6.

20 Let me first commend the Superintendent  
21 and her Business Administrator for the way they  
22 handled the situation.

23 [Applause.]

24 DR. ANTONUCCI: Ms. Taylor and Mr.

1 Murphy make a great team.

2 Peter Clark's here. I sat in her shoes  
3 and walked in her shoes. We had the same  
4 problem here at the high school when the smoke  
5 tower went down. That project started out like  
6 at \$500,000 and probably ended up at two or three  
7 million. You have no control over it.

8 There are going to be other problems in  
9 Falmouth. We start looking at the East Falmouth  
10 School. When you start getting into that  
11 ceiling, she may be back here again.

12 But what she did is recognize the  
13 problem, acted very quickly, kept everyone in the  
14 loop, communicated, and took the interests of the  
15 students first.

16 So we should support this article. The  
17 work's being done. Get the kids back in that  
18 school. Let's celebrate a victory. Let's not  
19 micro manage this project; it's been done enough.

20 Good job, Nancy. Good job, Mr. Murphy.

21 [Applause.]

22 THE MODERATOR: Mr. Young. Mr. Young.  
23 Microphone to the right.

24 MR. YOUNG: As Bob just - Bob Young,

1 Precinct 5.

2 As Bob just said -- he stole my thunder  
3 -- I want to commend Superintendent Nancy Taylor,  
4 a new superintendent, who had a terrible  
5 situation thrust upon her, and her attention to  
6 this is very commendable and we can all thank her  
7 very much.

8 My question regarding this article, and  
9 it'll probably end up in Jennifer's lap, is I  
10 don't understand how we can come up with \$700,000  
11 or \$900,000 from a 2006 bond issue for the  
12 library. This is money we voted for the library  
13 and now we're going to take it and use it for the  
14 school. The job's been done; we know we have to  
15 pay it. If we need \$700,000 from this unused,  
16 ten years sitting somewhere, why not get it from  
17 Nick Lowell's pocket? He saved us 700,000 with  
18 those windows.

19 THE MODERATOR: Yes. Yes, we have a  
20 presentation on that, on the funding issue, here.

21 Ms. Petite.

22 MS. PETITE: Good evening, Jennifer  
23 Petite, Finance Director.

24 The funding for Article 21. I was

1 recently - well, as you know, we always monitor  
2 interest rates, and as I was having conversations  
3 with our financial advisor we had an opportunity  
4 for refinancing. And part of the refinancing  
5 was money that we've had on the books from the  
6 library renovation, and it's about 710,000. And  
7 let me tell you a little bit how that got there.

8           During the library project, certain  
9 amounts are borrowed. And when the money's  
10 borrowed we pay the contractor when we pay the  
11 project. At the end of the project, 710,000 was  
12 borrowed, but the project was completed. It was  
13 part of a four and a half million dollar  
14 borrowing.

15           So, when we bonded it, what that means  
16 when we bond something is that we start paying  
17 back principal and interest. So we had 710,000  
18 on the books and we're paying principal and  
19 interest on that. And we haven't spent it  
20 because the project has been completed.

21           And when contacted by the financial  
22 advisor and having discussions with bond counsel,  
23 proceeds - and this is an excerpt of a letter  
24 that was sent to me from bond counsel: "When

1 proceeds of a note or a bond remain unexpended  
2 after three years from the first date of  
3 issuance, it can jeopardize the tax exempt status  
4 of the note and/or bonds." That money needs to  
5 be re-appropriated and spent immediately. We  
6 want to refinance this debt, you know, to a lower  
7 interest rate.

8 Next slide, please.

9 So, in order to refinance these bonds,  
10 the proceeds need to be spent immediately. And  
11 bond counsel has determined that the Town can re-  
12 appropriate the funds to the Teaticket School  
13 project since the Town will be able to borrow for  
14 the same length of time. And that's when you  
15 have money that you've borrowed under a borrowing  
16 authorization, you can borrow it for a maximum  
17 length, a useful life, and so for the library it  
18 was 20 years. So we can re-appropriate that  
19 money for another project for 20 years or more.  
20 Meaning, we could appropriate it to the sewer  
21 project. It just needs - it's really the length  
22 of term, not a like project like a similar  
23 project.

24 I also wanted to mention, it was asked

1 that I mention this, is that I've known, you  
2 know, since I've started working for the Town of  
3 Falmouth that the money's been there and have  
4 been trying to think of a way to re-appropriate  
5 it that would, you know, wouldn't cause such a  
6 stir. And I was always thinking about maybe the  
7 - not that I want to bring this up, but one of  
8 the Selectmen has asked me to bring it up - is  
9 that I was always thinking about appropriating it  
10 for the Senior Center, but it would have had to  
11 have been to the construction. But, since we  
12 have this refinance opportunity, we want to make  
13 sure that we spend it immediately.

14 And also, as I stated, it's all stated  
15 under Mass. General Law Chapter 44, Section 20,  
16 "Such balance may at any time be appropriated by  
17 a city, town or district for any purposes for  
18 which a loan may be incurred for an equal or  
19 longer period of time." That just states what  
20 I've been mentioning to you.

21 Next slide, please.

22 Okay. So, when we borrowed about four  
23 and half million dollars - so that's the reason  
24 why we're doing it. So, bear with me, here.

1                   So we borrowed the four and a half  
2 million; we're paying principal and interest on  
3 that since 2009. So what's left of that  
4 borrowing is 1.9 million. 1.925.

5                   Now, if you remember, too, the library  
6 renovation was a debt exclusion. So it was a  
7 borrowing authorization and then it went to the  
8 ballot for a debt exclusion. What does that  
9 mean? We're allowed to exclude that over  
10 Proposition 2 ½. We can raise that over  
11 Proposition 2 ½. So for the last several years,  
12 when we exclude the debt, it's the principal and  
13 interest every year. It's not when we borrow the  
14 four and a half million, that doesn't get thrown  
15 on the tax rate. It's when we pay them back the  
16 principal and interest.

17                   So, now we owe 1.9 million, is left.  
18 That's what we're looking at refinancing.  
19 710,000 of that is going to go to the Teaticket  
20 School. That's Unexcluded debt; didn't go to  
21 the ballot. So we don't want to exclude that  
22 from Proposition 2 ½. So how am I going to do  
23 that?

24                   So, when I - when we set the tax rate,

1 every year we fill out a form; it has the  
2 principal and interest excluded over 2 ½. And  
3 so, I won't exclude this. I take - I'll amortize  
4 - we have seven years left. I'll take the  
5 710,000 over the next seven years; it's about  
6 100,000 a year. We'll put it in the budget. In  
7 April, I'll request a transfer of 710,000 from  
8 Free Cash into the Debt Stabilization Fund.  
9 We've done that before and it'll probably be more  
10 money because we want to put some more money  
11 aside from the Capital Projects to stabilize that  
12 levy. And then over the next seven years, when  
13 we vote on the budget, you will see a transfer in  
14 from the Debt Stabilization Fund of approximately  
15 \$100,000 a year to pay off the non-exempt debt.

16 So I will not raise - that 710,000  
17 cannot go on the tax rate, cannot be raised over  
18 Proposition 2 ½. So that's how I plan on trying  
19 to fix this.

20 THE MODERATOR: Okay, any further  
21 discussion?

22 Mr. Netto.

23 MR. NETTO: Joe Netto, Precinct 9. Mr.  
24 Moderator through you may I ask Ms. Petite a



1 question?

2 THE MODERATOR: Yes.

3 MR. NETTO: And again, Superintendent  
4 Taylor, it's been said here tonight, but I  
5 actually - I had to do that in my job and I just  
6 stood back as a retiree and just wondered the  
7 logistics of moving those children, those 24  
8 classrooms. And that was an excellent job, and  
9 any discussion on this article has no pertaining  
10 to - we have to pay this bill.

11 I think now we're talking about the  
12 finances of how and I don't want anything to be  
13 misconstrued that way. But you and your staff  
14 in the School Department did one heck of a job.  
15 I don't know if people realize how quickly this -  
16 how soon this was before the opening of the  
17 education system in the Town of Wareham and that  
18 short window to move everybody around.

19 Now, Ms. Petite, to you the question  
20 would be: I thank you for solving this. You  
21 inherited this problem, so to speak. Well, not  
22 problem, but all this money that the taxpayer  
23 sees sitting there. And we currently have  
24 reported, between the sewer project and the

1           filtration project, we're talking about a hundred  
2           million dollars; these two projects are roughly  
3           just under 50 million each. Can the completion of  
4           these two projects - do you foresee any similar  
5           problem where we have X amount of funds sitting  
6           there that isn't available? Are you looking at  
7           that, between the filtration plant?

8                       We've heard two reports, I know my house  
9           got connected to the sewage just today. But,  
10          between those two projects we're looking at a  
11          hundred million dollars. And, as Ray Jack told  
12          us earlier tonight, they're on budget, maybe  
13          coming under.

14                     So, with those two major projects  
15          nearing completion and in the funding that's very  
16          complicated, what you do, would we not have this  
17          amount of money sitting someplace, you know,  
18          since 2009?

19                     THE MODERATOR:     Ms. Petite.

20                     MS. PETITE:     No, I don't foresee a  
21          problem. There's two fundings - we're borrowing  
22          from the trust, and the short term notes that  
23          we're borrowing the majority of it from the Mass.  
24          Water Pollution Abatement Trust. And the way

1 that short term borrowing works, is they give us  
2 the money when the bills come in. So I'm not  
3 borrowing it.

4 And there's other projects that aren't  
5 being borrowed through the Trust that I do keep a  
6 close eye on to make sure not - when we short  
7 term borrow, we do borrow enough to get us  
8 through the next year or two. But when we go to  
9 bond, I do keep a close eye on it and make sure  
10 that we're not bonding more than we should. And  
11 we've only bonded our money through the Trust,  
12 and they really tell us what that is.

13 MR. NETTO: Thank you very much.  
14 Thank you.

15 THE MODERATOR: Okay, Mr. Finneran.

16 MR. FINNERAN: Mark Finneran, Precinct  
17 six.

18 Mr. Moderator, you said that there were  
19 some engineers here this evening. Can -

20 THE MODERATOR: I don't think they're  
21 engineers. They're consultants. If there were  
22 questions.

23 MR. FINNERAN: Consultants. And then  
24 where are they from, exactly?

1 MS. TAYLOR: I have a consultant here  
2 from American Environmental Consultants who is an  
3 asbestos hygienist who was onsite the entire  
4 time.

5 MR. FINNERAN: Okay. Because, I have  
6 a copy of the AHERA here, the Asbestos Hazard  
7 Emergency Reaction Act or whatever it is, and I  
8 was at the initial meeting of the School  
9 Committee and I asked and someone else asked,  
10 also, if there was any plan, map, diagram or  
11 whatever that showed the location of the asbestos  
12 in the building and I was - we were told "No".  
13 And the janitor or the head custodian, I can't  
14 remember his name, said that he assumed that this  
15 was at the high school but he didn't know where  
16 it was.

17 Now, according to comply with the  
18 Asbestos - the AHERA, it says, "All schools must  
19 develop and maintain an asbestos management plan  
20 and keep a copy at the school." It further  
21 states that, "Public school districts, non-profit  
22 schools are required to develop, maintain, update  
23 asbestos management plans and keep a copy at each  
24 individual school. These plans are required to

1 document and recommend the recommended asbestos  
2 response times, the location of the asbestos  
3 within the schools and any action taken to repair  
4 or remove the material."

5 After the School Committee meeting, I  
6 called the Department of Labor and Industry and I  
7 spoke to Janet McCabe. I actually spoke to her  
8 on three different occasions. And she told me  
9 she was here last in Falmouth in 2004 and that -  
10 on the high school project - and she said that  
11 Mark Dupuis was very compliant.

12 But then she said to me, "Mr. Finneran,  
13 that it's obvious that Falmouth dropped the ball  
14 and it's quite likely there will be sanctions in  
15 the future." So, first off, it tells me that  
16 it's our fault and that for us to spend money  
17 defending this on lawyers - as we've done before  
18 on other things that are our fault - might be  
19 foolish.

20 And is it not true that this required  
21 document was not in the school and that it wasn't  
22 provided to the asbestos contractors and  
23 therefore they assumed that there was no asbestos  
24 in these locations and went and removed them and

1 that's where the problems started? That seems  
2 to put it right in our wheelhouse. And,  
3 according to the state, it does as well.

4 THE MODERATOR: Mr. Murphy.

5 MR. MURPHY: We would argue that that's  
6 incorrect. One, I do admit that all the AHERA  
7 documents, which were up to date, there's a six  
8 month inspection and there was a three month  
9 inspector report that was done in October, 2014  
10 that was current. All those documents were in  
11 one central location as opposed to being in the  
12 schools. Simply because the experience was those  
13 documents tended to get lost; so we had  
14 centralized them.

15 Once this happened, we did confirm that  
16 copies of these documents were then placed in all  
17 these schools and there's a central location, my  
18 office, which has been a perfect location for  
19 media inquiries and things like that, for people  
20 to view these things.

21 So, the inference that it is our fault  
22 that we had an inspector who changed his - the  
23 project scope several times, we would argue  
24 against that.

1 MR. FINNERAN: Well, and with all due  
2 respect, I would argue back and by your own  
3 admission these documents weren't in the school  
4 as required by the federal government and the  
5 EPA, and is it not true that these contractors  
6 were not provided with these documents?

7 MR. MURPHY: That's not true. The  
8 only thing that we absolutely agree that we did  
9 wrong is that we had them in a central location  
10 as opposed to distributed to all the schools. As  
11 soon as we recognized that error, we made copies  
12 of them and distributed them to the schools.  
13 But they were all current and people knew what  
14 was going on in these schools.

15 All of these vendors, all of these  
16 vendors had been in this school several times,  
17 over multiple years, and understood what was  
18 going on in these - in the spaces.

19 MR. FINNERAN: And, again, I don't mean  
20 to beleaguer this point -

21 THE MODERATOR: Hey, let's go. So the  
22 reports were available but they were at the  
23 central office rather than at the Teaticket  
24 School.

1 Do you have anything new?

2 MR. FINNERAN: But were they not - it  
3 appears that according to the state that they  
4 weren't provided to the contractors until after  
5 the fact; is that correct or is that incorrect?

6 MS. TAYLOR: That is not correct.

7 MR. FINNERAN: Okay.

8 MS. TAYLOR: Keeping in mind I started  
9 the presentation with the two year plan of  
10 successful projects with asbestos abatement,  
11 cleaning and containment.

12 MR. FINNERAN: Yeah, I understand that,  
13 but there was a problem here. Um -

14 THE MODERATOR: Okay, Mr. Afonso.

15 If we can get a mic way up in the  
16 rafters, there.

17 I'll add you to the list.

18 MR. AFONSO: Phil Afonso, Precinct 9.  
19 Do we have the contractor available for me asking  
20 a couple of questions?

21 MS. TAYLOR: I have the asbestos  
22 hygienist here.

23 MR. AFONSO: Sure.

24 MS. TAYLOR: Don Laflamme [sp?].



1 THE MODERATOR: Okay, Mr. Afonso, if  
2 you could just ask the questions and then we'll -

3 MR. AFONSO: Absolutely.

4 Does Mr. McLean [sic] handle the air  
5 quality tests? Is my first question.

6 MR. LAFLAMME: Yes, I collected over  
7 500 air samples at Teaticket School during the  
8 abatement process.

9 MR. AFONSO: Off the top of your head,  
10 could you give me the make and model of that  
11 machine, by chance?

12 FROM THE FLOOR: [Inaudible.]

13 MR. AFONSO: I'm going somewhere with  
14 it -

15 MR. LAFLAMME: It's an Allegro -

16 THE MODERATOR: Folks -

17 MR. LAFLAMME: High volume pump.

18 THE MODERATOR: What?

19 MR. LOWELL: [No mic:] Is he a  
20 Falmouth resident?

21 THE MODERATOR: He's a Town Meeting  
22 member.

23 MR. LOWELL: [No mic: inaudible.]

24 THE MODERATOR: Oh, oh, the gentleman

1 down answering the questions. I'm sorry. Uh -

2 MS. TAYLOR: No.

3 THE MODERATOR: No. All right. So  
4 we've got to vote to allow the consultant to  
5 speak.

6 All those in favor, all opposed -

7 [Aye.]

8 THE MODERATOR: The ayes have it.  
9 Good. Yeah, go ahead.

10 MR. AFONSO: [Inaudible.]

11 Okay, the reason I'm asking: the air  
12 quality tests, you've done 500 of them, right?  
13 Is that what is being said. So, what exactly -  
14 I see with a swab where you can put it in a  
15 chemical and you can detect asbestos.

16 How does your air quality machine pick  
17 up asbestos?

18 MR. LAFLAMME: It's actually the same  
19 as the swab, quite frankly, where we use  
20 microscopes and actually collect air through a  
21 filter, cut a piece out, examine it, and we can  
22 see any fibers in the air.

23 MR. AFONSO: Is there any more asbestos  
24 in Teaticket School besides those tiles?

1 MR. LAFLAMME: There is. But it's in  
2 good shape, no harm can - as long as it stays  
3 intact, like it is now, there's no issues.

4 MR. AFONSO: How can I find out or  
5 anybody find out about the air - is it a air  
6 particular machine? Does it show you a number  
7 of particulates in the air or you just basically  
8 -

9 MR. LAFLAMME: Yes it does.

10 MR. AFONSO: - use it, vacuum it, cut  
11 open the filter and then examine it with a  
12 microscope?

13 MR. LAFLAMME: We draw the air through  
14 the filter.

15 MR. AFONSO: Yes.

16 MR. LAFLAMME: Then it's taken apart.  
17 A small wedge of the filter is cut out. We put  
18 a chemical on that so it clears the filter, and  
19 that's where I can see any fiber that floats in  
20 the air.

21 MR. AFONSO: Okay, so there's no  
22 numerical number on the front of it?

23 MR. LAFLAMME: They have a clearance  
24 criteria that we're held to, which is .001 fibers

1 per cubic centimeter of air.

2 MR. AFONSO: Okay. And are those, the  
3 filters, are those saved with the samples, by  
4 chance?

5 MR. LAFLAMME: Yes.

6 MR. AFONSO: Okay. And that's  
7 documented and can be found, okay, great.

8 MR. LAFLAMME: Yeah.

9 MR. AFONSO: I also want to say I have  
10 a fourth grader and a kindergartner. They went  
11 to two separate schools. The teachers, your bus  
12 drivers, your lunch people, the gym teacher,  
13 thank you so much. My children have - my  
14 daughters had a great time at Morse Pond.

15 My kindergartners loved East Falmouth  
16 School even though we're a Teaticket family and  
17 the PTO, everybody, it's been great. So, that's  
18 all. Thank you.

19 THE MODERATOR: Okay, any further  
20 discussion?

21 Yes, go ahead.

22 MR. HEATH: Austin Heath, Precinct 8.

23 I think that this discussion is actually  
24 out of order. This article is simply whether or

1 not we are going to fund, long-term, bills that  
2 have already been incurred and paid for.

3 This is not an investigatory body going  
4 back to Day One, taking time, in hour after hour,  
5 discussing it. The only question is: are we  
6 going to vote the money to pay for work that's  
7 already done? Pure and simple.

8 Thank you.

9 THE MODERATOR: Okay. And in that  
10 spirit, all those in favor, signify by saying  
11 aye.

12 [Aye.]

13 THE MODERATOR: All those opposed no.

14 [None opposed.]

15 THE MODERATOR: The ayes have it  
16 unanimous.

17 [Applause.]

18 THE MODERATOR: Article 15. Article  
19 15, to see if the Town will vote to amend the  
20 Town's Classification Plan by adding a Housing  
21 Coordinator, adding a Community Development  
22 Director, and deleting an Assistant Wastewater  
23 Manager.

24 Madame Chair for the main motion.

1 CHAIRMAN VOGEL: Mr. Moderator, I move  
2 Article 15 as recommended.

3 THE MODERATOR: As recommended. This  
4 was held by Ms. Cuny.

5 MS. CUNY: Sandra Cuny, Precinct 2.

6 Mr. Moderator, I'd like to know if we  
7 could divide this article and take each of these  
8 positions separately?

9 The Housing Coordinator position I know  
10 has been supported by the Community Preservation  
11 Committee. It's eligible for funding, which you  
12 did through the blanket vote on Article 31  
13 actually fund this position tonight.

14 But the other does not - they're two  
15 separate positions, so I'd like to know if we  
16 could divide.

17 THE MODERATOR: Okay, the question to  
18 divide is - so that, when we take a vote on this  
19 motion we would vote on each of these lines  
20 independently with a yes or no vote. So, in  
21 order to do that it takes a majority vote of Town  
22 Meeting to divide this question up so that when  
23 we take the vote, you would vote yes or no in  
24 each of these three line items.

1 All those in favor of dividing the  
2 question, signify by saying Aye.

3 [Aye.]

4 THE MODERATOR: All those opposed, no.

5 [No.]

6 THE MODERATOR: It's the opinion of the  
7 Chair that the ayes have it by a majority and  
8 when the call comes on the main motion we'll  
9 divide the question.

10 Discussion on Article 15.

11 Any discussion on Article 15?

12 Hearing none, the question will come on  
13 the divided motion. The first: to add a Housing  
14 Coordinator M-6, minimum 29.50, maximum 38.47.  
15 All those in favor signify by saying aye.

16 [Aye.]

17 THE MODERATOR: All those opposed no.

18 [None opposed.]

19 THE MODERATOR: The ayes have it  
20 unanimous.

21 The second division: Community  
22 Development Director, Grade M-10, minimum 38.45,  
23 maximum 50.17. All those in favor signify by  
24 saying aye.

1 [Aye.]

2 THE MODERATOR: All those opposed no.

3 [No.]

4 THE MODERATOR: Hmm. All those in  
5 favor, signify by standing and the tellers return  
6 a count.

7 It seems like a lot of you didn't vote  
8 on this.

9 MS. LICHTENSTEIN: [No mic:] Point of  
10 order.

11 THE MODERATOR: Yeah. Point of  
12 order?

13 MS. LICHTENSTEIN: Was there a time  
14 when we could - I'm sorry, Leslie Lichtenstein,  
15 Precinct 8.

16 Were we asked to be able to discuss  
17 adding a Community Development Director?

18 THE MODERATOR: I said is there any  
19 discussion on the motion, the main motion, and -

20 MS. LICHTENSTEIN: On the first one,  
21 yes, but -

22 FROM THE FLOOR: No, no -

23 THE MODERATOR: There's only one main  
24 motion, and we divided the question. So,



1 clearly people don't understand.

2 So everybody sit down; we'll do this  
3 again.

4 Does anybody want to talk on this  
5 article's main motion?

6 MS. LICHTENSTEIN: Yes.

7 THE MODERATOR: Ms. Lichtenstein.

8 MS. LICHTENSTEIN: Thank you.

9 When we divided, I did not understand we  
10 were doing the second one. It is my  
11 understanding the Community Development Director  
12 will be in charge of a group that hasn't been  
13 formed yet. There's to be meetings in the  
14 spring to discuss whether or not we'll do this  
15 and what Community Development Director will  
16 cover.

17 I'm just feeling that we are funding a  
18 position and we haven't yet funded or decided  
19 we're going to have the committee that he will be  
20 in charge of. It's one of these things: "if you  
21 make it, they will come". I think we should  
22 have the meetings in the spring and decide  
23 whether or not this position is needed. If the  
24 town decides that it is needed, then we add the

1 position. I'm not sure we should add a position  
2 and then in the spring have meetings.

3 THE MODERATOR: Okay, Mr. Suso.

4 MR. SUSO: Thank you, Mr. Moderator.  
5 Julian Suso, Falmouth Town Manager.

6 Just to clarify. First of all, this  
7 position's already been created. As per the  
8 Charter, it's been created by a vote of the Board  
9 of Selectmen, discussed publicly at their  
10 meeting, and the position is in existence.

11 This action as proposed will merely  
12 place the position in the Town's Classification  
13 Plan. It will not fund the position. There is  
14 no funding for this position currently, nor is it  
15 proposed currently. It's merely placing it, an  
16 existing position that's been created in the  
17 Classification Plan with the grade of M-10 as  
18 noted.

19 We would be coming back to Town Meeting  
20 at a subsequent time. At the time, we would ask  
21 for funding to be put in place to allow the  
22 position to go forward. So this is just the  
23 next logical step in the process in creating the  
24 position.

1           And by the way, there's a companion  
2           couplet with this, Mr. Moderator, where we  
3           indicate that, to offset the potential future  
4           cost of this position, we would be deleting an  
5           existing vacant position. So that's why there  
6           is an addition, followed by a deletion. And  
7           there would be a net increase in the range, and  
8           we have that figure; I'd be happy to present it.

9           But there would be an addition and a  
10          deletion, but this involves no funding for the  
11          position whatsoever. It cannot be advertised,  
12          nor will it be. It cannot be filled until we  
13          would return to the Board of Selectmen, the  
14          Finance Committee and Town Meeting, no earlier  
15          than the spring - perhaps not then, but that  
16          would be the earliest -- to ask for you to set  
17          aside funding for this to go forward.

18          This merely places it in the  
19          Classification Plan.

20                 THE MODERATOR: Mr. Patterson.

21                 MR. PATTERSON: The creation of this -  
22                 Sam Patterson, Selectman and Precinct 2 Town  
23                 Meeting member.

24                 The Selectmen placed this on the

1 Strategic Plan two years ago; it's still on the  
2 Strategic Plan. Why? Because things are  
3 always changing. And if we're not keeping our  
4 eye on what the impacts of those changes are,  
5 we're going to slip behind.

6 I worked for two different general  
7 managers and their mantra to their lieutenants  
8 basically was: "fail to plan, plan to fail". Or  
9 at least, don't succeed as well. Of course, it  
10 was a competitive, free enterprise kind of  
11 business, but we should have the same kind of  
12 sense of let's take a look and make sure that  
13 we're looking at those factors that are going to  
14 be changing our community, and do our best to  
15 adapt to them in the most constructive and  
16 advantageous way. And so I think that's what's  
17 been tried.

18 What are some of the symptoms? We've  
19 been told that we, Barnstable County, is the  
20 fifth oldest county in the United States. That  
21 wasn't true when my family and I moved here 25  
22 years ago. That's a change that's going to  
23 impact how this economy and our economic vitality  
24 works.

1                   We know what the information technology  
2 world is like, the technology that is. Now,  
3 Internet service is considered to be part of the  
4 infrastructure that a community depends on. We  
5 have this enormous Open Cape Internet capability  
6 that supplies the Woods Hole Oceanographic  
7 Institution, Marine Biological Laboratory, all of  
8 the Town buildings, all of the schools, the  
9 Library. But most people and businesses cannot  
10 afford to connect to it. It's an enormous  
11 capability that certainly in the 21<sup>st</sup> Century is  
12 going to have to be available to us if we're  
13 going to be able to adapt and maintain our  
14 economic vitality.

15                   If you look at what's been happening to  
16 the traffic coming into this town on 28, coming  
17 down MacArthur Boulevard and then from the east,  
18 coming in through East Falmouth, there are huge  
19 backups of people who are commuting in here, many  
20 of whom are here to do work in this community.  
21 Because they can't afford to live in Falmouth.  
22 The last few department heads that we've hired,  
23 here, we had to make exceptions for because they  
24 could not afford to relocate to Falmouth.

1           These are all factors that are impacting  
2           us. Well, we don't have any person on the staff  
3           that's trying to identify all these factors and  
4           advise us on the kinds of things that we should  
5           be looking at to control our destiny here in  
6           Falmouth. And so that's the reason why we have  
7           put it on the Strategic Plan to put somebody in  
8           charge.

9           The governor actually has - and it's not  
10          just Governor Baker, but previously. There are  
11          economic development regions that have been set  
12          aside in the state of Massachusetts. I went to  
13          one of the regional meetings. There was nobody  
14          from our staff or any of our committees  
15          represented on that meeting. And it was a  
16          strategic planning meeting to kind of advise.  
17          There were community colleges represented so that  
18          they could provide the education for the kinds of  
19          jobs that various communities thought that they  
20          would probably need to support their economy.

21          Nobody from Falmouth was there to pick  
22          up on the kinds of changes that are going on  
23          across this state and think about the impact it's  
24          going to have on Falmouth, itself.

1           That's the real purpose of creating a  
2           position like this, is to give somebody that  
3           assignment: to keep their ears to the ground,  
4           identify those kinds of things that are happening  
5           across the state, across the country, and advise  
6           us on the things that we should probably be doing  
7           to adapt to what those factors might actually do  
8           to Falmouth.

9           So that's what's behind this and why we  
10          felt it was an important position to create.

11         And they could consolidate the efforts of many of  
12         the Town departments and many of our committees -

13                 THE MODERATOR:    Okay, Mr. Patterson,  
14         we're at four.

15                 MR. PATTERSON:    Thank you, that's it.

16                 THE MODERATOR:    Okay, Ms. Welch.

17                 Up in the back.

18                 MS. WELCH:       Kelly Welch, Precinct 2.

19                 I don't - did you want to stay with the  
20         same topic?    Because I would like to actually  
21         speak on the Assistant Wastewater.

22                 THE MODERATOR:    No -

23                 MS. WELCH:       Okay.

24                 THE MODERATOR:    - the debate is on the

1 whole article, the main motion.

2 MS. WELCH: I just wanted to make sure  
3 if you wanted to -

4 THE MODERATOR: Only when we go to the  
5 vote, will we take the vote line item by line  
6 item. So we're debating the main motion, which  
7 is these three things. But when we take the  
8 vote, we'll vote on each one yes or no  
9 individually.

10 MS. WELCH: Okay. I just didn't want  
11 to make it confusing.

12 So I would like additional clarification  
13 on how with the addition of so many major  
14 wastewater projects we could possibly be  
15 eliminating a position in that department. Have  
16 job duties been reassigned? Job descriptions  
17 changed? Or are we just expecting Ms. Lowell to  
18 do the job of two people?

19 THE MODERATOR: Mr. Suso.

20 MR. SUSO: Certainly. Julian Suso,  
21 Town Manager.

22 The projects to which you refer are  
23 nearly completed, the lion's share, as has been  
24 reported earlier. So we have determined, prior



1 to filling the position of Wastewater  
2 Superintendent -- which as you know Amy Lowell  
3 has ably accepted - we've made the determination  
4 that the Assistant Wastewater Superintendent  
5 position is not needed as a long-term position in  
6 the Town's Organization Plan. And it was a  
7 temporary accommodation that was needed for  
8 circumstances at that time. But, again, we have  
9 determined through an internal analysis that that  
10 is not needed going forward. And in Amy Lowell  
11 we have a highly qualified person as Wastewater  
12 Superintendent, and appropriate support staff in  
13 the wastewater area to carry out the mission of  
14 that department.

15 THE MODERATOR: Okay, Mr. Heath.

16 MR. HEATH: My question is one more of  
17 structure as opposed to the need for the work  
18 that has to be done.

19 I was on the Charter Review Committee  
20 some years back and I'm a big believer in  
21 charters, in constitutions. That I would be  
22 interested in hearing how this is compatible with  
23 the Charter for the Planning Board which has  
24 specific responsibility for this task. That's

1 part of the Charter.

2 The need is there. There's no question  
3 the need is there. I'm questioning the  
4 structure and how you rationalize or answer that  
5 question.

6 THE MODERATOR: Mr. Suso.

7 MR. SUSO: Certainly, Mr. Heath. The  
8 Planning Board is only one of several boards and  
9 commissions that this position would be working  
10 in tandem with. Certainly the Planning Board's  
11 an important one. Also be working with a number  
12 of other departments, including the zoning  
13 administrator, Zoning Board of Appeals,  
14 Conservation Commission, our conservation  
15 administrator, our building commissioner, our  
16 Board of Health and our Health Agent. That's an  
17 example of a number of boards and commissions.

18 Also be working in tandem with housing-  
19 related agencies and the Historical Commission as  
20 well.

21 So, it's really a synthesis position  
22 working across and with several existing  
23 departments along the lines that Selectman  
24 Patterson has described, and is really an

1 appropriate consolidation as he noted in, and  
2 which does appear for the second year, now, in  
3 the Selectmen's Strategic Plan.

4 The process that's underway currently is  
5 an analysis of alternative structures for that -  
6 for bringing all these permitting agencies  
7 together. It is not an analysis as to whether  
8 this position is needed; it is clearly needed.  
9 It is about how to pull that structure together,  
10 working in cooperation and respect with all of  
11 our present boards and commissions. And there  
12 will be that alternative report issued to the  
13 Board of Selectmen and the community in the  
14 spring of the coming year.

15 THE MODERATOR: Ms. Peterson.

16 MS. PETERSON: Hi, Laura Peterson,  
17 Precinct 3.

18 The Community Development Director I  
19 think I would be excellent at. So, as a  
20 position, it's a very good position.

21 But I believe the rate that you're  
22 talking about, I did some quick math, this is  
23 like a \$90,000 a year position. It could be.  
24 It could be higher, it could be a little lower.

1 And so, if we don't have, you know, the work that  
2 you just mentioned that's going to be done to  
3 sort of flesh out this position a little bit  
4 more, you know, it just seems like a lot, another  
5 layer being put into our town government that I  
6 don't feel like, as Ms. Lichtenstein said, I  
7 don't feel like we have all the details on it  
8 yet.

9 And the only other piece that I wanted  
10 to say is it would be possible to bring it back  
11 and then ask for the funding then, like we did  
12 with the Housing Coordinator.

13 So, thank you.

14 THE MODERATOR: Okay. Mr. Clark.

15 MR. CLARK: Thank you, Peter Clark,  
16 Precinct one.

17 The question I think does for me lead to  
18 structure in the sense of the scope of authority  
19 of the person. You might well have a person who  
20 is speaking to the Town Manager and working in  
21 tandem with a bunch of other people, or you could  
22 have a person who in fact oversees the work of  
23 those other departments. And that might well  
24 change the grade and the amount of money that you

1 pay that person.

2 So, if that hasn't been determined yet,  
3 would you be having to readjust, depending on the  
4 ultimate authority of that person?

5 MR. SUSO: That's a great question.  
6 That has been determined and there is a formal  
7 job description which has been adopted as part of  
8 the creation of the position by the Board of  
9 Selectmen. That has already occurred and been  
10 discussed at Selectmen's meeting and voted to  
11 affirm the creation.

12 And, again, action by Town Meeting  
13 tonight would only place the position in the  
14 Classification Plan. The compensation is  
15 consistent with the job description which was  
16 proposed, discussed and created at that time.

17 THE MODERATOR: Okay, Ms. Lichtenstein.

18 Ms. Davis, you're on the list.

19 MS. LICHTENSTEIN: Leslie Lichtenstein,  
20 Precinct 8.

21 I just have one question: is the  
22 Community Development Department an actual  
23 department right now in the Town of Falmouth?

24 And if it isn't, why are we looking for

1 a manager for it? Why can't we create the  
2 department and then create the position?

3 THE MODERATOR: Mr. Suso.

4 MS. LICHTENSTEIN: I'm not against  
5 this. I'm just saying that I think we're  
6 putting the cart before the horse.

7 MR. SUSO: The decision was made in the  
8 Board of Selectmen's Strategic Plan, again, for  
9 the second year running, to create this position,  
10 to place it in the Classification Plan, and at  
11 the same time to have the analysis done about the  
12 final structure of the department.

13 But it was unquestioned in terms of the  
14 dialogue by the Board of Selectmen in the  
15 creation of the position that the position is  
16 necessary along the lines that I think were well  
17 articulated by Selectman Patterson.

18 So, I recognize that not all would agree  
19 about taking the step in this sequence, but that  
20 is the decision that was made and that is why we  
21 are bringing it forward to you.

22 But I do want to underscore that it's  
23 not being funded. It's merely placing it, an  
24 existing position, now, in the Classification

1 Plan in a position that is demonstrated and  
2 appropriate for the level of responsibility in  
3 the job description which has been adopted, as  
4 well.

5 So, that is the reason it's been brought  
6 forward in the procedure it has been.

7 THE MODERATOR: Okay, Ms. Davis.

8 MS. DAVIS: Linda Davis, Precinct 8.

9 My question is: how does the proposed  
10 status of this position and how Town Meeting is  
11 asked to deal with it, compare - compared to the  
12 vote the Town Meeting took to support the  
13 position of a Solid Waste Manager?

14 Town Meeting voted for a Solid Waste  
15 Manager. That position has not been filled.  
16 How does that situation compare with what we're  
17 being asked to do today?

18 THE MODERATOR: Mr. Suso.

19 MR. SUSO: Town Meeting voted to  
20 approve the position of Deputy Public Works  
21 Director, and the job description which was  
22 presented at that time included responsibility  
23 for all solid waste management duties. That is  
24 the way that was accommodated. It was approved

1 by Town Meeting. It was placed in the  
2 Classification Plan and Peter McConarty is our  
3 incumbent.

4 MS. DAVIS: Yes. I understand that.  
5 But I don't know if that had been made absolutely  
6 clear to Town Meeting that that - that that  
7 change would - accommodated that new creation of  
8 that.

9 I have no trouble, I have no trouble  
10 with those duties being placed somewhere, but I  
11 have trouble with the fact that that position,  
12 which had been recommended as early in the 1990's  
13 and finally got to Town Meeting and supported,  
14 was reshaped, let us say.

15 THE MODERATOR: Okay.

16 MS. DAVIS: Thank you.

17 THE MODERATOR: Yes, Mr. Netto. No.

18 Mr. Mustafa.

19 Yes, you're on the list.

20 MR. MUSTAFA: Ahmed Mustafa, Precinct  
21 four.

22 Mr. Moderator, computers are a terrible  
23 thing. When I first heard about the Computer  
24 Development Director, I started going into the



1 computer, checking and so on and so forth. It  
2 led me to Mass. General Law Chapter 40R and  
3 Chapter 40S.

4 Now, Chapter 40 as you well know are the  
5 rules and regulations that the Town falls under.

6 However it also led me to 760 Code of  
7 Mass. Regulations 59, and in there it says the  
8 Department of Housing and Community Development  
9 Department. And then it goes on to say: it is  
10 the purpose of Mass. General Law 40R and 760 CMR  
11 59 to encourage smart growth and increase housing  
12 production in Massachusetts. There's a lot of  
13 paperwork here on the different things.

14 I'd just like to find out, because this  
15 is all going to be on record, exactly what your  
16 Community Development Coordinator is as compared  
17 to what Mass. General Law says.

18 MR. SUSO: As I noted, we have an  
19 adopted job description for the position and  
20 anyone is welcome to compare the job description  
21 which has been voted and approved for this  
22 position with whatever it is you're describing.  
23 But I want to note that, you know, we're guided  
24 by the Town Charter and by the interpretation of

1 Town Counsel in terms of the way that we proceed.  
2 And statutory issues do not always take  
3 precedence over the Town Charter. I don't know  
4 in that particular case, but I want to be guided  
5 by Town Counsel.

6 We are happy to contrast the two issues  
7 that you bring up with the job description that's  
8 already been approved.

9 THE MODERATOR: Okay, Mr. Latimer.

10 Mr. Netto, I'll add you to the list.

11 MR. LATIMER: Thank you. Thank you,  
12 Mr. Moderator. Richard Latimer, Precinct one.

13 I don't have enough information to vote  
14 for this, and I don't think anyone here does.  
15 We say there's a job description for this  
16 position, but I looked in the appendix, here; I  
17 don't see that job description.

18 We could have gone to the Selectmen's  
19 Office, yes, but if everyone here went to the  
20 Selectmen's Office I think the staff there would  
21 be overworked.

22 My concern is is this simply an advisory  
23 position? Which I think would be a perhaps a  
24 useful thing to have. Or is this going to be

1 someone who has some kind of authority, whether  
2 it's under a statute such as Ahmed has mentioned,  
3 to override other boards, or to influence - give  
4 the Selectmen a basis to do that?

5 I don't see that we've got enough  
6 information on this. And I would just simply  
7 vote no on this article until we have a clear  
8 understanding of what the position is.

9 Now, somebody said, "Well, let's form  
10 the department and the department will be tasked;  
11 then we would know what the position would be."  
12 It would be the head of that department with that  
13 task. But we don't even have that. I think  
14 it's too amorphous, now, to make any kind of a  
15 vote in favor of this.

16 MR. SUSO: Mr. Moderator -

17 THE MODERATOR: Mr. Suso.

18 MR. SUSO: - we do have the job  
19 description on a PowerPoint -

20 THE MODERATOR: Yeah, I'm looking at it  
21 and I'm wondering why the Town Meeting members  
22 can't see it.

23 MR. SUSO: - if there's - yes. If  
24 there's -

1 THE MODERATOR: It's on my screen.

2 MR. SUSO: - a desire to see it, we'll  
3 have it put up on the screen.

4 FROM THE FLOOR: Yes.

5 MR. SUSO: It is a multi-page document  
6 and we can walk through it word by word if that's  
7 the desire.

8 This is Grade M-10 Community Development  
9 Director. And, again, it goes on for several  
10 pages. And, as was noted, it is available for  
11 anyone who would like to see it. And here's the  
12 description.

13 This was reviewed and presented at the  
14 meeting of the Board of Selectmen at which the  
15 position was created.

16 THE MODERATOR: Okay, Ms. Fenwick,  
17 you're next on my list. Where is she at now?  
18 Oh, over there.

19 And then Ms. Connolly.

20 MS. FENWICK: Judy Fenwick, Precinct  
21 one.

22 I see another instance of where we're  
23 coming to change, the idea of change, very  
24 slowly. So I just want to clarify a couple of

1 points I've picked up so far in this discussion.

2 The position has been created. The  
3 Community Development Department has not been  
4 fully fleshed out in a description that we as a  
5 body can see, is that correct?

6 THE MODERATOR: Mr. Suso.

7 MR. SUSO: That is correct. That  
8 would be forthcoming prior to your being asked to  
9 fund the position.

10 MS. FENWICK: Okay. And when the  
11 position - when you come to us to fund the  
12 position, how will the budget show that this  
13 position would be there? Is it going to be in a  
14 line item for the department?

15 MR. SUSO: I can't say at this point  
16 because it's premature, but I can assure you that  
17 it will be flagged as an independent position  
18 with a dollar amount attributed to it. And a  
19 certain date at which that position would be  
20 filled, and no sooner.

21 MS. FENWICK: And one last question.  
22 What's the time line on fleshing out this new  
23 department?

24 MR. SUSO: We anticipate that the study

1 that's currently underway -- some of you who are  
2 members of boards and commissions have already  
3 spoken to the consultant. I know not every board  
4 and commission member. But selected ones from  
5 each affected board and commission have already  
6 been sought out and been interviewed.

7 What we anticipate, Ms. Fenwick, is late  
8 winter to early spring of the coming year for  
9 alternatives for the department's structure to be  
10 presented.

11 THE MODERATOR: Okay, Ms. Connolly, up  
12 in the rafters.

13 Yeah, you're on the list. I'll add you  
14 to the list.

15 MS. CONNOLLY: Hi, sorry, hi. Anne  
16 Connolly, Precinct six.

17 Yup, I'm also the Executive Director for  
18 the Falmouth Housing Trust.

19 This Community Development Director  
20 position is important for anybody who's trying to  
21 do any development or business for the Town of  
22 Falmouth. As it exists now, the town's - and  
23 this is not a shot at anybody - the departments  
24 are, I guess the nicest way to say it is the

1 interfacing isn't always as smooth as it could  
2 be.

3 This is an effort by the Board of  
4 Selectmen and Julian to streamline that process.  
5 It's an effort to streamline any new development  
6 coming into town. So a big 40B rolling into  
7 town would meet with this person. They would  
8 hear firsthand what the Town wants out of a  
9 massive development. And we would be able to  
10 negotiate with developers. We'd be able to be  
11 in a much better position.

12 This body just voted the Housing  
13 Coordinator position, which is personally  
14 extremely exciting for me. However, that  
15 person's going to be flying out there by  
16 themselves, reporting directly to the Town  
17 Manager, who does a great job, but he does not  
18 have the ability to personally supervise all the  
19 housing-related issues.

20 This Community Development Director  
21 would be the Housing Coordinator's direct report.  
22 I mean, well, reverse that, sorry. The Housing  
23 Coordinator would be the direct - would report to  
24 the Community Development Director and it would

1 include, my understanding is, Zoning Board of  
2 Appeals, Planning, Building, Health Department,  
3 Affordable Housing, Historic Preservation.

4 So it would really give a one stop land  
5 use department and a vision for future  
6 development. I think it's incredibly important.  
7 You're not being asked to vote on money. You're  
8 being asked to vote on a classification.

9 This is pretty standard around the  
10 Commonwealth with other towns. Perhaps Mr. Suso  
11 could comment on that.

12 I encourage you to vote for it.

13 Thanks.

14 THE MODERATOR: Okay, Mr. Netto.

15 MR. NETTO: Joe Netto, Precinct nine.

16 Fellow Town Meeting members, no position  
17 in the Town is created unless we vote for it.  
18 As I stand here as a Town Meeting member with my  
19 warrant book, which is supposed to give me the  
20 information that I'm supposed to use to form an  
21 opinion of how to vote. And sometimes we get  
22 handouts as we walk through the door. More  
23 information.

24 If you take what's been given and



1 written in this warrant book - how - I'm not  
2 saying that this position is not needed, or any  
3 of these positions are not needed, but I cannot  
4 agree with a process that the Board of Selectmen  
5 have taken to give us to create this position.

6 Mrs. Peterson, you're a little short.  
7 If you just round it off at \$50 an hour, times a  
8 40 hour week, that's two times 52 is a hundred  
9 and four, plus benefits, it's quite a position  
10 for me to create with one paragraph of  
11 information. I cannot support the creation of a  
12 position with such little information.

13 I have heard different things. I  
14 haven't seen anything that quick what this person  
15 - not he or she - is going to oversee.

16 Well, that's great that the Board of  
17 Selectmen have created a job description.  
18 Wouldn't it have been nice if they shared that  
19 with us, the group that votes whether or not  
20 we're going to put this into our Town management  
21 plan.

22 And then I was here in Town Meeting - as  
23 I'm sure some of you were - on the last - when  
24 we're [inaudible] the Assistant Wastewater

1           Manager.    I was never told that that was a  
2           temporary position.    It's very difficult to talk  
3           about these positions, one where we have somebody  
4           who was in.    I have a hard time accepting that  
5           explanation that things are going so smoothly.

6                        I told you earlier I just got connected.  
7           I'm number 95 that's been connected to the sewer.  
8           It boggles my mind how we can add 1500 units to  
9           the sewer system and we're going to get rid of  
10          the Assistant Wastewater Manager?    Those of you  
11          that own private businesses, do you increase your  
12          sales and decrease your staff?    You must have  
13          some very, very efficient people.

14                      I just do not agree, and will vote  
15          against this.

16                      Some positions are clearly -- they're  
17          descriptive in its nature.    The Chief of Police  
18          wants another patrolman.    We don't - I have no  
19          idea what this person, as a Community Development  
20          Director, is going to do.    I have heard people on  
21          the street, and that's nothing official.    The  
22          Town of Falmouth doesn't do business in the  
23          Dunkin' Donuts, it does business here.

24                      You did not give us enough in - you did

1 not give me enough information to create a  
2 position that's over \$100,000 with that little  
3 paragraph down the bottom.

4 I'd have to say the Housing Coordinator  
5 is kind of self descriptive, I guess. And don't  
6 worry about the funding because we've got a  
7 grant.

8 I cannot support this right now on the  
9 lack of information -

10 THE MODERATOR: Okay, Mr. Netto -

11 MR. NETTO: - you've provided us.

12 Thank you.

13 THE MODERATOR: Okay.

14 Ms. Szuplat.

15 Yes, to your right.

16 MS. SZUPLAT: Hi, Peggy Szuplat,  
17 Precinct 7.

18 I'm just wondering about the Assistant  
19 Wastewater Manager. Didn't we pay a lot of  
20 money quite a few years ago for a big Matrix  
21 study on how to staff the DPW and everything?  
22 And how does eliminating this position fall into  
23 that set up?

24 I guess it would be to Mr. Jack.

1 THE MODERATOR: Can anybody tell us  
2 what the Matrix study said about an Assistant  
3 Wastewater Manager?

4 Mr. Suso.

5 MR. SUSO: I don't have that level of  
6 information with me, but I can tell you that  
7 study is over 20 years old. So it's very, very  
8 dated, and I suspect it did not take a look at  
9 our current - anything approaching our current  
10 method of operations.

11 But, certainly happy to look at that and  
12 get back.

13 FROM THE FLOOR: Point of order.

14 THE MODERATOR: Okay, Mr. Keefe.

15 FROM THE FLOOR: Point of order.

16 THE MODERATOR: Point of order means  
17 I'm doing something wrong running this meeting.  
18 What am I doing wrong?

19 FROM THE FLOOR: [No mic: inaudible.]

20 THE MODERATOR: Yes, we don't need  
21 that one yet.

22 Mr. Keefe.

23 MR. KEEFE: Brian Keefe, Precinct 4. I  
24 move to call the question.

1 THE MODERATOR: The question comes on  
2 closing discussion. All those in favor signify  
3 by saying aye.

4 [Aye.]

5 THE MODERATOR: All those opposed no.

6 [No.]

7 THE MODERATOR: The ayes have it by  
8 the two-thirds majority and the question is  
9 called.

10 So we're going to go back, now, to the  
11 division of the question. I'm going to, since  
12 there was some confusion, I'm going to start with  
13 the Housing Coordinator position again, because  
14 we re-opened debate.

15 So, you vote yes or no in each of the  
16 three line items.

17 Number one: to add the Housing  
18 Coordinator. All those in favor signify by  
19 saying aye.

20 [Aye.]

21 THE MODERATOR: All those opposed no.

22 [None opposed.]

23 THE MODERATOR: The ayes have it  
24 unanimous.

1                   Second: to add the Community Development  
2           Director.     All those in favor, signify by  
3           saying Aye.

4   [Aye.]

5                   THE MODERATOR:     All those opposed no.

6   [No.]

7                   THE MODERATOR:     All those in favor  
8           signify by standing and the tellers will return a  
9           count.     This is to add the Community Development  
10          Director.

11       [Pause.]

12                   THE MODERATOR:     In the third division.

13                   MS. SCHNEIDER:     23.

14                   THE MODERATOR:     23.

15   In the second division.

16                   MS. CUNY:     32.

17                   THE MODERATOR:     32.

18   In the first and the fourth division?

19                   MR. NETTO:     31.

20                   THE MODERATOR:     31.

21   All those opposed signify by standing  
22          and the tellers will return a count.

23       [Pause.]

24                   THE MODERATOR:     In the third division.

1 MS. SCHNEIDER: 22.

2 THE MODERATOR: 22.

3 In the second division.

4 MS. CUNY: 40.

5 THE MODERATOR: 40.

6 In the first and the fourth divisions?

7 MR. NETTO: 42.

8 THE MODERATOR: 42.

9 By a counted vote of 86 in favor and 104  
10 opposed, the second position is not created.

11 The question now comes on deleting the  
12 Assistant Wastewater Manager.

13 All those in favor, signify by saying  
14 aye.

15 [Aye.]

16 THE MODERATOR: All those opposed no.

17 [No.]

18 [Laughter.]

19 THE MODERATOR: Let's try it one more  
20 time. All those in favor, signify by saying  
21 aye.

22 [Aye.]

23 THE MODERATOR: All those opposed no.

24 [No.]

1 THE MODERATOR: All those in favor  
2 signify by standing and the tellers will return a  
3 count. The acoustics are different in this  
4 building, Folks.

5 [Pause.]

6 THE MODERATOR: This looks clear, but  
7 it didn't sound clear.

8 In the third division.

9 MS. SCHNEIDER: 40.

10 THE MODERATOR: 40.

11 In the second division.

12 MS. CUNY: 57.

13 THE MODERATOR: 57.

14 In the first and the fourth divisions?

15 MR. NETTO: 42.

16 THE MODERATOR: 42.

17 All those opposed signify by standing  
18 and the tellers will return a count. All those  
19 opposed to deleting the Assistant Wastewater  
20 Manager.

21 [Pause.]

22 MS. SCHNEIDER: 4.

23 THE MODERATOR: 4.

24 Did people change your votes on this one



1 or what? It sounded a lot closer, man.  
2 Everybody up hear is like, "It sounded a lot  
3 closer than that."

4 Second division.

5 MS. CUNY: 7.

6 THE MODERATOR: 7.

7 In the first and the fourth division.

8 MR. NETTO: 29.

9 THE MODERATOR: 29.

10 By a counted vote of 139 in favor and 40  
11 opposed, we delete the Assistant Wastewater  
12 Manager.

13 And by call of the Chair, this meeting  
14 will stand adjourned until seven o'clock  
15 tomorrow.

16 [10:57 p.m. Whereupon, meeting adjourned.]

17

18

19

20

21

22

23

24

C E R T I F I C A T E

COMMONWEALTH OF MASSACHUSETTS

COUNTY OF BARNSTABLE, SS

I, Carol P. Tinkham, a Professional Court Reporter and Notary Public in and for the Commonwealth of Massachusetts, do hereby certify that the foregoing is a true and accurate record of Falmouth Annual Town Meeting, taken by me on Monday, November 14, 2016. To the best of my ability the within transcript is a complete, true and accurate record of said Town Meeting.

In witness whereof, I have hereunto set my hand and Notary Seal this 13<sup>th</sup> Day of December, 2016.

\_\_\_\_\_  
Carol P. Tinkham, Notary Public  
My Commission Expires:  
April 21, 2017

PLEASE NOTE: THE FOREGOING CERTIFICATION OF THIS TRANSCRIPT DOES NOT APPLY TO ANY REPRODUCTION OF THE SAME BY ANY MEANS UNLESS UNDER THE DIRECT CONTROL AND/OR DIRECTION OF THE CERTIFYING REPORTER.