

Vol. TWO  
181 pages

COMMONWEALTH OF MASSACHUSETTS

TOWN OF FALMOUTH

SPRING TOWN MEETING

SPECIAL TOWN MEETING

Memorial Auditorium  
Lawrence School  
Lakeview Avenue  
Falmouth, Massachusetts

MODERATOR: David T. Vieira

TOWN CLERK: Michael Palmer

Tuesday, April 8, 2014  
7:00 p.m.

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**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	Choose Town Officers .....	2-63
2	Hear Reports of Committees and Town Officers .....	1-24
3	Authorize Selectmen to settle claim, suits .....	1-36
4	Authorize Selectmen to apply, accept grants .....	1-22
5	Fix Salaries of Elected Officials .....	1-22
6	Approve Revolving Funds .....	1-22
7	Amend Zoning Bylaw Ch. 240 .....	1-37
8	Petition Amend Zoning Bylaw Ch. 240-3 .....	1-54
9	Petition Amend Zoning Bylaw Ch. 240-57 .....	1-22
10	Petition Amend Zoning Map .....	1-22
11	Amend Classification Plan .....	1-22
12	Fund - tuition reimbursement .....	1-79
13	Estab Out of District SpEd Tuition Stabilization ..	1-80
14	Fund Out of District SpEd Tuition Stabilization ...	1-83
15	Establish Water Stabilization Fund .....	1-22
16	Fund Water Stabilization Fund .....	1-22
17	Fund General Stabilization Fund .....	1-22
18	Fund Capital Stabilization Fund .....	1-22
19	Fund Other Post Employment Benefits Trust Fund ....	1-98
20	Fund Workers Compensation Trust Fund .....	1-22
21	Fiscal Year 2015 Operating Budget .....	1-104
22	Petition fund review of the High School Project ...	1-146
23	Fund Senior Center Feasibility Study .....	1-22
24	Petition Fund All Purpose Community Athletic Field.	2-65
25	Fund Energy Receipts Reserved Appropriation .....	2-106
26	Fund Water Filtration Plant .....	2-137
27	Adopt Betterment Little Pond Sewer Area..	2-164, 3-5, 3-89
28	Fund Comprehensive Wastewater Management Plan .....	3-7
29	Road Taking - Elizabeth Jean Drive .....	1-22
30	Community Preservation Fund Administrative Expense.	1-22

S P E C I A L T O W N M E E T I N GI N D E X

<u>ARTICLE</u>	<u>DESCRIPTION</u>	<u>PAGE</u>
1	Amend Chapter 107 Town of Falmouth Code .....	2-10
2	FY 2014 Budget Transfers .....	2-19
3	FY 2014 Budget Supplementations .....	2-30
4	Unpaid Bills .....	2-32
5	Fund Fire Dept. Salary and Wage Budget .....	2-35
6	Fund Triennial Revaluation .....	2-36
7	Fund Open Cape Network .....	2-36
8	Firefighters Contract .....	2-39
9	Police Federation Contract .....	2-39
10	Superior Officers Association Contract .....	2-40
11	Police Lieutenants Contract .....	2-41
12	Fund Out of District Special Needs .....	2-42
13	Fund Design Lawrence School Windows .....	2-43
14	Petition Override appropriation .....	2-43
15	Fund Wild Harbor Bulkhead .....	2-44
16	CPF - Conservation Restriction .....	2-45
17	CPF - 10% reserve transfers .....	2-59
18	Transfer of Land Management .....	2-61,3-93
19	Transfer of Land Management .....	3-94

1 P R O C E E D I N G S

2 THE MODERATOR: Will all Town Meeting  
 3 Members please come forward and take your seats.  
 4 Don't forget to check in this evening.  
 5 Attendance will be published in the Falmouth  
 6 Enterprise.

7 [Pause.]

8 THE MODERATOR: Okay, Folks, come forward  
 9 and take your seats.

10 Our tellers this evening: in the first  
 11 division will be Mr. Netto; in the second  
 12 division will be Mr. Dufresne; and in the third  
 13 division will be Mr. Hampson.

14 [Pause.]

15 THE MODERATOR: We'll re-establish a quorum.  
 16 We're going to go into the Special Town Meeting.  
 17 We will not use a blanket. We'll start off with  
 18 Article 1, go right through the Special and then  
 19 we will re-convene the Annual Town Meeting.

20 All Town Meeting Members present please rise  
 21 for the establishment of the quorum and the  
 22 tellers will return a count.

23 [Pause.]

24 THE MODERATOR: In the first division, Mr.

1 Netto.

2 MR. NETTO: 48.

3 THE MODERATOR: 48.

4 In the third division, Mr. Hampson.

5 MR. HAMPSON: 54.

6 THE MODERATOR: 54.

7 In the second division, Mr. Dufresne. In

8 the second division, Mr. Dufresne.

9 MR. DUFRESNE: [No mic: Inaudible.]

10 THE MODERATOR: Okay, all Town Meeting  
11 Members present in the second division, please  
12 stand, there was some confusion because you  
13 weren't in your seats in time.

14 So let's re-establish the quorum. Let's re-  
15 count the second division, please.

16 [Pause.]

17 THE MODERATOR: We have an addition to the  
18 third division at 55.

19 [Pause.]

20 THE MODERATOR: Mr. Dufresne in the second  
21 division.

22 MR. DUFRESNE: 92.

23 THE MODERATOR: By a counted vote of 195,  
24 we have a quorum and I'll call the Special Town

1 Meeting into session.

2 All present please rise for the presentation  
3 of the colors by Cub Scout Pack 39.

4 Tonight we have Cub Scouts and Tiger Cubs.  
5 The first time we've had Tiger Cubs at Falmouth  
6 Town Meeting. Let's hear it for the Tigers.

7 [Applause.]

8 THE MODERATOR: Please follow me in the  
9 Pledge of Allegiance.

10 [Pledge of Allegiance taken.]

11 THE MODERATOR: At this time I'll call on  
12 George Hampson for our invocation.

13 MR. HAMPSON: Lord, when it comes to meeting  
14 and communication with other, help us to be good  
15 listeners. Help us to be open-minded, putting  
16 aside our own agenda. Help us to be honest  
17 without being insensitive. Help us to be  
18 respectful, without being too formal or  
19 artificial. Help us to question and to  
20 challenge, without being harsh. Help us to be  
21 aware that this is just one moment, just one  
22 meeting. And lastly, help us to remember that  
23 you, too, are always meeting and communicating  
24 with us. Amen.

1 THE MODERATOR: Please remain standing for a  
2 moment of silence.

3 [Moment of silence.]

4 THE MODERATOR: Colors post.

5 Ladies and gentlemen, Cub Scout Pack 39, Cub  
6 Scouts and Tiger Cubs.

7 [Applause.]

8 THE MODERATOR: At this time, I'd recognize  
9 Leslie Lichtenstein for an announcement of our  
10 town-wide cleanup.

11 MS. LICHTENSTEIN: It's Spring, hooray,  
12 finally. The snow is gone and it's left all the  
13 stuff that needs to be picked up. April 26<sup>th</sup>  
14 through May 3<sup>rd</sup>, Saturday to Saturday is our town-  
15 wide cleanup again. There are flyers with a  
16 little broom on them out there if you need to  
17 know your area coordinators.

18 Take a walk during the week. Take a bag,  
19 pick up your neighborhood. Have a trash party.  
20 Let's get Falmouth cleaned up.

21 The dump is letting us take this stuff up.  
22 If you have piles of things, you can call one of  
23 these peple and somebody will come and get it.  
24 Let's get it off the roads and out of our

1           consevation lands.     Thank you.

2           THE MODERATOR:     Thank you.

3     [Applause.]

4           THE MODERATOR:     At this time, I'll read the  
5     Officer's Return of the Warrant. By virtue of  
6     this warrant, I have this day notified and  
7     summoned the inhabitants of the Town of Falmouth  
8     qualified to vote on Town affairs, as said  
9     warrant directs, by posting an attested copy  
10    thereof in Town Hall and every precinct in the  
11    Town. Signed by Constable Ron Braga.

12           At this time the Chair would entertain a  
13    motion to dispense with the reading of the  
14    warrant.

15           Mr. Chairman of the Board of Selectman for  
16    the main motion.

17           CHAIRMAN PUTNAM:   Mr. Moderator, I move to  
18    dispense with the reading of the warrant except  
19    for the Officer's Return.

20           THE MODERATOR:     You've all heard the main  
21    motion to dispense with the reading of the  
22    Warrant. All those in favor, signify by saying  
23    aye.

24                                 [Aye.]



1 THE MODERATOR: All those opposed, no.

2 [None opposed.]

3 THE MODERATOR: The ayes have it unanimous.

4 Mr. Clerk, I ask that the warrant become an  
5 official part of the record.

6 At this time the chair would entertain a  
7 motion for non-Town Meeting Members to sit up  
8 front with their respective Boards and  
9 Committees.

10 So moved. All those in favor signify by  
11 saying aye.

12 [Aye.]

13 THE MODERATOR: All those opposed no.

14 [None opposed.]

15 THE MODERATOR: The ayes have it unanimous.

16 At this time the Chair would entertain a  
17 motion for all Town employees who are not  
18 residents of the Town of Falmouth to speak on any  
19 article before the Special Town Meeting.

20 So moved. All those in favor, signify by  
21 saying aye.

22 [Aye.]

23 THE MODERATOR: All those opposed no.

24 [None opposed.]

1 THE MODERATOR: The ayes have it unanimous.  
2 Article 1 of the Special Town warrant. We're  
3 not going to use a blanket, so Article 1. The  
4 recommendation of the Board of Selectmen is  
5 indefinite postponement. This is to vote to  
6 amend Chapter 107, the Demolition of the Code of  
7 Falmouth.

8 Is there anyone who would like to place a  
9 positive motion on the floor? Ms. Hayward.

10 Yeah, microphone for Ms. Hayward.

11 MS. HAYWARD: Nancy Hayward, Vice Chairman  
12 of the Falmouth Historical Commission. I would  
13 request that the IT Department, thank you very  
14 much, put some minor corrections up.

15 The Falmouth Historical Commission would like  
16 to place a positive motion for this article on  
17 the floor. This article is for - related to  
18 historic houses in Falmouth. There is a list of  
19 some approximation of 500 houses on this -

20 THE MODERATOR: Ms. Hayward, before we  
21 explain it, can we just actually put the motion  
22 on and let us know what the changes are for the  
23 main motion. And then you can explain it.

24 MS. HAYWARD: The main motion is to accept

1 Article 1 as printed, except for some minor  
2 corrections which are going to be projected in  
3 this Section B, at the end of the third line, the  
4 warrant books says "applicant" - no, excuse me.  
5 The warrant book says "application" and that is  
6 "applicant".

7 The next change - yes. Instead of - under  
8 107-4, the waiver of the delay, instead of  
9 starting with the word "If", just delete "If" and  
10 start with "After".

11 And continue down to the second line, you  
12 will see a comma where it says "Historical  
13 Commission members", please put a comma in there.

14 And the last correction is down at 107. The  
15 last sentence in that section should read "On  
16 request of the Historical Commission." Not  
17 "Historic".

18 Now, this article is for the benefit of the  
19 Historical Commission. This is to more clearly  
20 spell out that the Commission needs to advise the  
21 public.

22 Under B in your warrant, it says that when  
23 the Commission gets their information from the  
24 Clerk's office, it says "Upon receipt of the

1 letter of certification" - that letter of  
2 certification comes from the Clerk's Office.  
3 "Upon receipt of the letter of certification, the  
4 Commission shall notify abutters by mail and  
5 shall publish the intent of the applicant to  
6 demolish this structure. The public will be  
7 advised to monitor the FHC agendas for scheduled  
8 hearings on the demolition application."

9 The Historical Commission had a meeting in  
10 July of last year where there was great  
11 consternation from the public that they had not  
12 been properly advised. This sentence in section  
13 B will require that the Commission shall notify  
14 abutters and shall publish the intent of the  
15 applicant.

16 This occurs after the applicant goes to the  
17 Building Commissioner and wants to demolish his  
18 building. It gets sent back to the Clerk. This  
19 only applies to historical houses.

20 I would ask that you vote -- Mr. Moderator,  
21 is it correct that this gets voted yes if people  
22 want to accept this? Is that correct?

23 THE MODERATOR: So the changes that you just  
24 shared with us will be the main motion?

1 MS. HAYWARD: Yes, sir.

2 THE MODERATOR: So you don't need an  
3 amendment, this is the main motion on the floor?

4 MS. HAYWARD: Yes, sir.

5 THE MODERATOR: Yes.

6 MR. LOWELL: Point of order.

7 THE MODERATOR: Yes. Mr. Lowell.

8 MR. LOWELL: [No mic:] On the second slide -

9 THE MODERATOR: Can we do a mic because of  
10 the broadcast.

11 Ms. Hayward, we have a point of order; I need  
12 a mic over here, otherwise we won't have it on  
13 the record.

14 And while we're passing the mic, Selectman  
15 Jones called to my attention that I have been  
16 negligent in recognizing our microphone carriers.  
17 So I want to recognize Craig Green and Andrew  
18 Franks for being our microphone carriers. Thank  
19 you, gentlemen.

20 [Applause and cheers.]

21 THE MODERATOR: I know it's a long night.  
22 Hopefully you don't have much homework tonight.

23 Mr. Lowell.

24 MR. LOWELL: Point of order. Nick Lowell,

1 Precinct 5.

2 In Nancy's description, she skipped one of  
3 the changes. It looks like "fulfillment of" in  
4 the sixth line of that slide. It should also be  
5 in there. I don't believe you specifically  
6 called that out and I want to be clear whether  
7 that should be in there or not.

8 MS. HAYWARD: [No mic:] Oh, yes, indeed.

9 THE MODERATOR: Okay, so, "or upon  
10 fulfillment of specified conditions". So we're  
11 adding the words to the main motion: "fulfillment  
12 of".

13 Thank you, Mr. Lowell.

14 MS. HAYWARD: I would like to thank Mr.  
15 Lowell for that. I do not - my printer was not  
16 working. I do not have a printout of this. I am  
17 terribly sorry I missed that in reading it up  
18 there. Definitely, that should be with  
19 fulfillment of specified conditions.

20 THE MODERATOR: Okay. Discussion on  
21 Article 1.

22 Mr. Smolowitz.

23 MR. SMOLOWITZ: Ron Smolowitz, Precinct 8.  
24 I support this article. There were weaknesses

1 in the notification process regarding the silo  
2 which I think the town should be very proud in  
3 the restored state of that silo.

4 I'm just wondering is it possible for the  
5 Historical Commission to maintain an interested  
6 parties list via email so that they could contact  
7 people when one of these issues comes up?  
8 Because many people are not abutters to  
9 historical properties but have very much interest  
10 in maintaining that. Is there any prohibition  
11 against doing that?

12 THE MODERATOR: Ms. Hayward.

13 MS. HAYWARD: [No mic:] No, there's no  
14 prohibition.

15 THE MODERATOR: No prohibition. Yes.

16 MS. HAYWARD: The Historical Commission  
17 would appreciate such a suggestion as that, and  
18 will be responding to it, thank you.

19 THE MODERATOR: Okay, further discussion.  
20 Ms. Putnam.

21 MS. PUTNAM: I apologize. Rebecca Putnam,  
22 Precinct 9. I did not hear, is this only  
23 applying to homes that are on the Historic  
24 Registry and not homes in the Historic District?

1 Sorry, I just -

2 THE MODERATOR: Ms. Hayward.

3 MS. HAYWARD: Mr. Moderator, this only  
4 applies to houses which the Historical Commission  
5 has listed. This is the Historical Commission.  
6 The houses in the Historic Districts are under  
7 the purview of the Historic District Commission.  
8 So the answer to the question is this only  
9 applies to houses on a list which is held by the  
10 Clerk for the Historical Commission. Thank you.

11 THE MODERATOR: Ms. Hayward, could you keep  
12 the mic just in case we have questions, and then  
13 we have to pass it.

14 Yeah, to my left.

15 MR. SACCHETTI: Yes, I'm Dick Sacchetti,  
16 Precinct 4, and I also serve on the Historical  
17 Commission.

18 Nancy was right that there was some  
19 consternation at the meeting. And I think it  
20 falls under 107.4, waiver of delay, the replacing  
21 language. If you read the first sentence, it  
22 basically says that the applicant has to appear  
23 before the Commission for an advisory meeting,  
24 which is fine. Then he can apply for a meeting



1 for a waiver. That's two meetings to achieve  
2 the same thing.

3 He has the people there at that first  
4 meeting. It would seem to me it would make more  
5 sense, if he wants a waiver, the application for  
6 the waiver should be made known at that meeting  
7 so he doesn't have to come back a second time to  
8 hear the same things over again.

9 MS. HAYWARD: Mr. Moderator -

10 THE MODERATOR: Ms. Hayward.

11 MS. HAYWARD: - may I respond?

12 THE MODERATOR: Yes, Ms. Hayward.

13 MS. HAYWARD: There is no statement in that  
14 paragraph which says there will be another  
15 meeting held. It says there will be an advisory  
16 review. This is at the same meeting where the  
17 Historical Commission has held the advisory  
18 review that after they've had the advisory review  
19 the applicant may request a waiver.

20 THE MODERATOR: Okay. Yeah.

21 MR. SACCHETTI: Nancy's right, but once he  
22 requests the waiver, he's required to come back  
23 before the Historical Commission to present his  
24 case for the waiver.

1 I'm not in opposition to what's being  
2 proposed here. I think that the Commission and  
3 the Planning Board need to meet to get a more  
4 detailed language and a more detailed bylaw so  
5 that people don't have to replicate what they're  
6 doing and Committee members don't have to go  
7 through the same thing through two meetings to  
8 achieve one purpose.

9 So I would like it not to pass only for the  
10 reason that it should be re-worded. The concept  
11 is good but I think the language is difficult.

12 MS. HAYWARD: Mr. Moderator.

13 THE MODERATOR: Ms. Hayward.

14 MS. HAYWARD: This was voted on by the  
15 Historical Commission at the January meeting and  
16 this passed. I will say that I am distressed to  
17 have this challenge on Town Meeting floor because  
18 the Historical Commission did pass this at a  
19 meeting. I do not have the minutes with me.

20 MR. SACCHETTI: [No mic:] Just for  
21 clarification.

22 THE MODERATOR: Okay, one more time and then  
23 we're going to let other folks -

24 MR. SACCHETTI: Just for clarification.

1 THE MODERATOR: - weigh in on this.

2 MR. SACCHETTI: I'm not speaking as a member  
3 of the Conservation Commission. I'm speaking as  
4 a representative from Precinct 4. But it did  
5 pass at the meeting. There was a lot of  
6 consternation; most of it was about this  
7 language. But I'm not speaking on behalf of the  
8 Conservation Commission but I think everyone here  
9 should know that I hold that position with regard  
10 to what I'm stating. But I'm speaking as a Town  
11 Meeting Member.

12 THE MODERATOR: Okay. Any further  
13 discussion on the main motion?

14 It's a simply bylaw so it's a majority. All  
15 those in favor signify by saying aye.

16 [Aye.]

17 THE MODERATOR: All those opposed no.

18 [No.]

19 THE MODERATOR: It's the opinion of the  
20 chair that the ayes have it by a majority.

21 Article 2, Finance Committee for the main  
22 motion.

23 CHAIRMAN MAGNANI: Mr. Moderator, I move  
24 Article 2 as recommended.

1 THE MODERATOR: As recommended. This is  
2 for transferring, what is it, \$1,145,158 within  
3 the Fiscal Year 2014 budget, and the transfer  
4 amounts are listed.

5 Any discussion on Article 2? Yes, Mr.  
6 Stumcke.

7 MR. STUMCKE: Brad Stumcke, Precinct 4. I'd  
8 like to put the line items, identify the line  
9 items next to all these funds so we can see where  
10 they're going and where they're coming from.  
11 We've done that in the past.

12 THE MODERATOR: You're talking about the  
13 actual number?

14 MR. STUMCKE: Yes.

15 THE MODERATOR: Okay.

16 We've got the description of the line item  
17 but we don't have the actual line item number in  
18 the motion. Okay.

19 MS. PETIT: Oh, yes -

20 THE MODERATOR: Ms. Petit.

21 MS. PETIT: - in the past we have put the  
22 account numbers on there and it seemed confusing.  
23 And, legally, we're going back to the original  
24 vote, so it doesn't have the general ledger

1 account numbers in there.

2 So we're moving the money around from the  
3 original vote of Town Meeting. Town Meeting  
4 doesn't vote the account numbers, so we're just  
5 moving it around within the budget without the  
6 general ledger account numbers. Which actually  
7 have changed in the last year with our new  
8 accounting system.

9 THE MODERATOR: Okay. Mr. Netto.

10 MR. NETTO: Joe Netto, Precinct 9. Mr.  
11 Moderator, through you to Ms. Petit.

12 I think what Mr. Stumcke's asking for is not  
13 the numbers that you refer to as the line items,  
14 but those numbers when we do the budget in the  
15 yellow pages. That's the numbers he's referring  
16 to.

17 You know, example, I just have my book opened  
18 here. Snow and ice removal's 148, so we want to  
19 take something from DPW's salaries so let's look  
20 at line 170. Is that where that money's coming  
21 from, which is DPW Wastewater Utilities? That's  
22 the number -

23 THE MODERATOR: Okay.

24 MR. NETTO: -- that he's looking for.

1 THE MODERATOR: And it would be last year's  
2 warrant booklet, because this is the '14 budget.  
3 That's not -

4 MR. NETTO: Okay, and these numbers don't -  
5 necessarily the same -

6 THE MODERATOR: They're not always the same,  
7 no, they're not.

8 MR. NETTO: Oh, okay, all right.

9 THE MODERATOR: No, they're not. Those are  
10 reference numbers. If you look, it's like an  
11 Excel spreadsheet. Those are not account  
12 numbers.

13 The account numbers, as the Finance Director  
14 just mentioned, are a larger series of numbers.  
15 And, as we change the schedule of accounts under  
16 the new accounting from last year, some of those  
17 numbers have changed.

18 But now that we have that new schedule of  
19 accounts, I would assume that they're going to  
20 pretty much stay the same for a period of time.  
21 So maybe we could, as we go forward, put those in  
22 there.

23 So you'll notice your budget doesn't have any  
24 of the actual schedule of account numbers.

1           Yeah, go ahead.    Yeah, I'm having trouble  
2           with the lights, here.    Mr. Johnson.

3           MR. JOHNSON:    Leonard Johnson, Precinct 5.

4           This is quite a large amount of money.  I  
5           think we need an explanation as to why these  
6           funds happen to be available and why we're making  
7           these transfers.  Let's have a discussion about  
8           why we're doing this, please.

9           THE MODERATOR:    Ms. Petit.

10          MS. PETIT:    Thank you.  Yes, it is a little  
11          bit of a change.  In the past, we have funded  
12          projected deficits in the previous year's budget  
13          or the budget we're in with using Free Cash.

14          We are changing to try to have the budget  
15          fund itself.  So I go through a series of  
16          exercises preparing for Town Meeting, to see  
17          where we might have excess money, so we can  
18          transfer the money around so the budget can fund  
19          itself.  We want to try to get off our reliance  
20          of Free Cash of funding deficits.

21          Now, last year we funded over a million  
22          dollars in Free Cash for deficits.  This year,  
23          it'll be half that.

24          So that's really what we're trying to do.

1           Now, I can go through.    There's excess  
2 salaries in the DPW budget, and that's due to  
3 some turnover.    Usually when someone leaves, it  
4 - we might not hire somebody right away.    So  
5 that's why we have these projected excess in DPW.  
6 So I'm just moving the money from the salaries to  
7 fund the Snow and Ice budget.

8           In the Health Insurance, that is a projected  
9 excess budget turn back that we would have, and  
10 so we're also funding some Fire overtime and  
11 Police overtime with that.    And just remember:  
12 we're trying to keep the money within the budget,  
13 we're just - we vote the budget so restrictively,  
14 we're just trying to move the money around and  
15 have the budget fund itself.

16           The Town Accountant salaries and Assessing  
17 salaries, we have had some turnover there and  
18 haven't hired right away, and so that's why we  
19 have excess salaries and we're looking at that to  
20 fund some Town insurance.

21           In the Excluded Principal and the Excluded  
22 Interest that we are transferring has to do with  
23 just fixing a vote that had to do with the New  
24 Silver Beach project to move that money from



1 Excluded Principal to Unexcluded Principal.  
2 We're just moving, again, the money around in the  
3 budget.

4 THE MODERATOR: Okay, Ms. O'Connell.

5 MS. O'CONNELL: Yes, Mr. Moderator, Maureen  
6 O'Connell, Precinct 4.

7 You know, if I might just refer back only for  
8 the sake of reference to last night's discussion  
9 about transferring money to the School Department  
10 from the Health Insurance Stabilization Fund.  
11 We had 600 extra thousand dollars there that we  
12 have voted because we were advised that that was  
13 not necessary or needed. And then here we have  
14 another \$540,000, so 600 - that's over a million  
15 dollars of excess in money either budgeted for or  
16 set aside for this - for the health cost of the  
17 health care plans for the Town's employees.

18 I guess I'm wondering how can we be over that  
19 much - how could we have anticipated or over-  
20 anticipated to that extent the cost of these  
21 accounts? Thank you.

22 THE MODERATOR: Sure, we'll go have a little  
23 explanation about the difference between the  
24 Stabilization, which was cost savings, and the

1 line items.

2 Ms. Petit.

3 MS. PETIT: The Stabilization Fund that we  
4 used and we transferred money last night, that  
5 was a one time revenue source of the savings when  
6 we had health insurance reform from a couple of  
7 years ago. That was something completely  
8 different.

9 So we put that money in the Health Insurance  
10 Stabilization. We used that to - part of that  
11 was School savings, so we transferred that last  
12 night into the Special Ed account.

13 This is the Budget. This is what we vote  
14 every year for the health insurance increases.  
15 And yes, there is an excess in there. When we  
16 fund the rates, we try to fund the rates, the  
17 gross rates. In other words, the Cape Cod  
18 Municipal Health Group set the rates. We're a  
19 part of a consortium of other towns and they set  
20 the rates every year. And usually what happens  
21 is they use their fund balance to artificially  
22 reduce the rates. So what we do is we try to  
23 hedge against that for future rate increases. So  
24 we keep it in the base budget.

1           So we might, when we put the budget together,  
2           might project an eight or nine percent increase  
3           in health insurance, but it might come down to  
4           four or five. We want to fund the eight or nine  
5           to make sure next year or the year after, if we  
6           get that increase, we'll be able to fund it in  
7           the base budget.

8           That's why you have excess in the Health  
9           Insurance.

10          So we want to use that to fund another  
11          deficit. We're just moving the money around  
12          within the budget and it gives us that  
13          flexibility so we're not relying on a one time  
14          revenue source to fund budget deficits.

15          THE MODERATOR:     Ms. O'Connell.

16          MS. O'CONNELL:     So if - so if this were not  
17          in the budget and that Stabilization Fund were  
18          still fully funded or how much is left in the  
19          Health Stabilization Fund?

20          MS. PETIT:        The market value the last I  
21          looked was about 1.4 million.     So you might have  
22          about 200,000 left right there.     So six for the  
23          Town and six for the School.

24          But that's in a stabilization fund that needs

1 a two-thirds vote to transfer that out. But it  
2 is completely separate from the Budget. It was  
3 a one time revenue source for a savings account.  
4 We wouldn't use that to fund the budget. We  
5 would not use that to fund budget deficits.

6 MS. O'CONNELL: Oh. Thank you.

7 THE MODERATOR: Mr. Pinto.

8 MR. PINTO: Thank you, Mr. Moderator. Greg  
9 Pinto, Precinct 9.

10 Not to confuse matters any, I would like to  
11 ask a question about the Town insurance, as  
12 opposed to health insurance.

13 Last night, we passed a budget. Overall  
14 Town insurance: \$965,719. Which is level funded  
15 from Fiscal Year '14. In this article in the  
16 Special, we're being asked to transfer \$25,000  
17 from Town Accountant Salaries, \$25,000 from  
18 Assessing Salaries to Town Insurance.

19 In the next article, we're asked for another  
20 \$50,000 on top of that 50,000 for Town Insurance.  
21 Why is there another \$100,000 showing up in the  
22 Special Warrant?

23 THE MODERATOR: Ms. Petit.

24 MS. PETIT: Another good question.

1 I just want to mention that the reason why we  
2 label it Town Insurance is we're going back to  
3 the original Town Meeting vote. So when you  
4 vote the budget it's called Town Insurance.

5 A portion of the Town Insurance is Worker's  
6 Compensation. And that's just a portion of the  
7 Town Insurance. There's other insurance in  
8 there: property and liability, indemnity and  
9 things of that nature.

10 We are partially self-insured for Worker's  
11 Comp. If you notice as part of the budget we  
12 also fund a Worker's Comp Trust Fund. And so  
13 this year there is a shortfall in Worker's  
14 Compensation, and this is funding the shortfall  
15 for Worker's Comp. And we are starting to look  
16 at the program to see, moving forward, if we want  
17 to change some of the perimeters of that. But  
18 it really is for the Worker's Compensation.

19 MR. PINTO: Okay, so this \$100,000, or 50 in  
20 this article and the 50 in the next article are  
21 for a shortfall for Fiscal Year '14?

22 MS. PETIT: That's correct.

23 MR. PINTO: Then that begs the question why  
24 are we level funding for Fiscal Year '15?

1 MS. PETIT: When we put the budget together,  
2 we didn't foresee these Worker's Compensation  
3 issues coming up at that time. But we did put  
4 money in the trust fund - we also have a Worker's  
5 Comp Trust Fund so that if the regular budget  
6 doesn't take care of it, we go to the trust fund.

7 There might be an issue next year; we will  
8 come back to Town Meeting. But now we are  
9 looking at it and we are going to study it and,  
10 you know, there probably will be a budget  
11 increase or maybe a change in policy with the  
12 Worker's Comp.

13 MR. PINTO: Thank you very much.

14 THE MODERATOR: Further discussion on  
15 Article 2?

16 Hearing none, then the question will come on  
17 the main motion. All those in favor signify by  
18 saying aye.

19 [Aye.]

20 THE MODERATOR: All those opposed no.

21 [None opposed.]

22 THE MODERATOR: The ayes have it unanimous.

23 Article 3, Madame Chairman for the main  
24 motion.

1 CHAIRMAN MAGNANI: Mr. Moderator, I move  
2 Article 3 as recommended.

3 THE MODERATOR: As recommended. This is to  
4 vote to transfer the amount of \$405,600 from  
5 Certified Free Cash for the list of budgeted  
6 Fiscal '14 line items.

7 Discussion on Article 3. Mr. Finneran.

8 MR. FINNERAN: Marc Finneran, Precinct 6.  
9 As I look at this, the first item, the \$150,000  
10 for special counsel, am I correct in assuming  
11 that's for the windmills?

12 THE MODERATOR: Ms. Petit. Or Mr. Duffy?

13 MR. DUFFY: Mr. Finneran and members of Town  
14 Meeting, a portion of that is for the windmills,  
15 but according to my calculations and I, in  
16 requesting this money, I went out to the special  
17 counsel in all fields that we have representing  
18 us, asked them to estimate their work in progress  
19 to the end of the fiscal year.

20 We prepared this request and approximately 70  
21 percent of this request is for labor counsel.  
22 Some for Water Department and some for case costs  
23 of about 30 percent is windmills.

24 MR. FINNERAN: Okay, thank you. And

1 secondly, the Selectmen Expense, \$10,000  
2 (contractual), can someone explain that further,  
3 please?

4 THE MODERATOR: Ms. Harper.

5 MS. HARPER: Sure. For those of you that  
6 are not aware, the Falmouth Country Club is  
7 nearing the end of its first ten year lease. In  
8 entering into the first contract, we conducted a  
9 full business appraisal of the property. We need  
10 to update that appraisal so that the Town Manager  
11 and the Board of Selectmen can do a study of the  
12 best value of the competitive bids that will come  
13 in later this fall.

14 MR. FINNERAN: Thank you very much.

15 THE MODERATOR: Further discussion Article  
16 3?

17 Hearing none, then the question will come on  
18 the main motion as recommended. All those in  
19 favor signify by saying aye.

20 [Aye.]

21 THE MODERATOR: All those opposed no.

22 [None opposed.]

23 THE MODERATOR: The ayes have it unanimous.  
24 Article 4, Madame Chairman.



1 CHAIRMAN MAGNANI: May I have the overhead  
2 on this one, please? Article 4.

3 I'm just putting it up there because there  
4 have been some additions to this article. Thank  
5 you.

6 Mr. Moderator, I move to transfer the sum of  
7 227 - I'm sorry. Yeah, I'm going to read it up  
8 that way. To transfer the sum of \$3,694.50 from  
9 Certified Free Cash to pay the following unpaid  
10 bills from a prior fiscal year. Simon's \$3,302.  
11 Sandi's Towing, \$110. M. Sylvester Towing, \$55.  
12 And Mass. Continuing Legal Education \$227.50.

13 THE MODERATOR: Okay, you all see the list  
14 for unpaid bills for Article 4. Any discussion  
15 on Article 4?

16 Ms. Putnam.

17 MS. PUTNAM: Rebecca Putnam, Precinct 9.  
18 What exactly was the Sieman's \$3,302 for?

19 CHAIRMAN MAGNANI: That's for street  
20 lighting.

21 THE MODERATOR: Any further discussion on  
22 the article?

23 Ms. Tobey. If you could stand so they can  
24 see you for the mic. Thanks.

1 MS. TOBEY: Linda Tobey, Precinct 4. I'm  
2 wondering if somebody could tell us why, I mean,  
3 it is April. How is it that these bills haven't  
4 been paid? Is this for the Fiscal Year ending  
5 December 31<sup>st</sup> and they just -

6 THE MODERATOR: Our fiscal year ends in the  
7 end of June.

8 MS. TOBEY: End of June. So these bills  
9 have been outstanding since last June?

10 THE MODERATOR: Madame Chairman.

11 CHAIRMAN MAGNANI: Yes, bills have to be  
12 paid by June 30<sup>th</sup>, and sometimes they don't come  
13 in until after that. And there's about two  
14 weeks that we can get them in after June 30<sup>th</sup>.  
15 After that, we cannot pay them without a Town  
16 Meeting article.

17 MS. TOBEY: Oh, okay, all right, I  
18 understand. Thank you very much.

19 THE MODERATOR: This requires a 4/5ths at an  
20 Annual Town Meeting and a 9/10ths vote at a  
21 Special Town Meeting to pay the unpaid bills.  
22 So I'm hoping it's unanimous so we don't have to  
23 count it.

24 But, any other discussion on Article 4?

1 That's a super, super majority.

2 [Laughter.]

3 THE MODERATOR: Okay, all those in favor of  
4 Article 4 signify by saying aye.

5 [Aye.]

6 THE MODERATOR: All those opposed no.

7 [None opposed.]

8 THE MODERATOR: The ayes have it unanimous.  
9 Article 5, Madame Chairman.

10 CHAIRMAN MAGNANI: Mr. Moderator, I move  
11 Article 5 as recommended.

12 THE MODERATOR: As recommended. This is to  
13 vote to transfer the sum of \$185,000 from  
14 Certified Free Cash for the purpose of funding  
15 the Fire Department's salary and wage budget for  
16 Fiscal Year 2014. Discussion on Article 5?

17 THE MODERATOR: Hearing none, then the  
18 question will come on the main motion as  
19 recommended. All those in favor signify by  
20 saying aye.

21 [Aye.]

22 THE MODERATOR: All those opposed no.

23 [None opposed.]

24 THE MODERATOR: The ayes have it unanimous.

1 Article 6, Madame Chairman.

2 CHAIRMAN MAGNANI: Mr. Moderator, I move  
3 Article 6 as recommended.

4 THE MODERATOR: Article 6 as recommended.  
5 This is to vote to transfer the sum of \$175,000  
6 from the Overlay Surplus for the purposes of  
7 Article 6, which is to fund the Town of  
8 Falmouth's Triennial Revaluation and Interim Year  
9 Adjustments Contract.

10 THE MODERATOR: Discussion on Article 6?

11 Hearing none, then the question will come on  
12 the main motion as recommended. 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 unanimous.

18 Article 7, Madame Chairman.

19 CHAIRMAN MAGNANI: Mr. Moderator, I move  
20 Article 7 as recommended.

21 THE MODERATOR: Article 7 as recommended.

22 This is to vote to transfer the sum of \$30,000  
23 from Certified Free Cash for the purpose of  
24 constructing laterals from the Open Cape network

1 to the Harbormaster's office and the Senior  
2 Center.

3 Discussion on Article 7? Ms. Grant.

4 MS. GRANT: Thank you. Lynn Grant Major,  
5 Precinct 5 and IT Director. I just want to speak  
6 on this. I know there were a few questions at  
7 the Precinct meetings.

8 It's such a wonderful thing for the Town to  
9 be able to connect all the buildings and all the  
10 schools together with the broadband fiber, and it  
11 started with Open Cape and their big \$40 million  
12 initiative.

13 This body voted in November, 2011, 120,000 to  
14 connect eleven more sites that Open Cape wasn't  
15 giving us. That included all the schools, DPW,  
16 Police, Fire, and sort of two more Town buildings  
17 that weren't - that we didn't ask for at that  
18 time, the Harbormaster and the Senior Center.  
19 And since two years have passed, the need to  
20 connect those buildings has grown.

21 And I wanted to say one more thing about  
22 that. Connecting these buildings together with  
23 this broadband does two functions. One, it  
24 connects the buildings so they can talk to each

1 other at gigabit speeds. They can get on each  
2 other's servers. We'll be able to share phone  
3 systems, things like that. But it also gives  
4 them a higher speed connection to the Internet.

5 They all don't have an Internet connection,  
6 but as they connect to each other they get to a  
7 place where we have a high speed Internet.

8 So it's a wonderful thing you voted back then  
9 and the first connection just went up between  
10 Police and Fire a few weeks ago and it's really  
11 going to be terrific for the Town.

12 So, people had asked - the Harbormaster, a  
13 lot of their new software is Cloud based. Their  
14 reservation program, they're going to do some  
15 stuff with moorings. They have cameras in Woods  
16 Hole that all get to their office that way.

17 The Senior Center, new software needs  
18 servers. They do a lot of Internet programs for  
19 their citizens. So, anyway, just, I thought we  
20 should thank ourselves and Open Cape for one of  
21 our most exciting projects in the last few years.

22 THE MODERATOR: Any further discussion on  
23 Article 7?

24 Hearing none, then the question will come on

1 the main motion as recommended. All those in  
2 favor signify by saying aye.

3 [Aye.]

4 THE MODERATOR: All those opposed no.

5 [None opposed.]

6 THE MODERATOR: The ayes have it unanimous.

7 Article 8, Madame Chairman is recommending  
8 indefinite postponement.

9 Yes, is there anyone in the room that would  
10 like to make a positive motion? This is for a  
11 contract that hasn't been settled.

12 Hearing none, the Chair would entertain  
13 indefinite postponement as the main motion.

14 All those in favor of indefinite postponement  
15 say aye.

16 [Aye.]

17 THE MODERATOR: All those opposed, no.

18 [None opposed.]

19 THE MODERATOR: The ayes have it unanimous.

20 Article 9, the recommendation is indefinite  
21 postponement. Is there anyone in the room that  
22 would like to make a positive motion?

23 Hearing none, the chair will entertain  
24 indefinite postponement as the main motion.

1 All those in favor signify by saying aye.

2 [Aye.]

3 THE MODERATOR: All those opposed no.

4 [None opposed.]

5 THE MODERATOR: The ayes have it unanimous.

6 Article 10, the recommendation is indefinite  
7 postponement. Is there anyone in the auditorium  
8 that would like to make a positive motion?

9 Hearing none, the chair would entertain  
10 indefinite postponement -

11 FROM THE FLOOR: Mr. Moderator.

12 THE MODERATOR: Oh, we do have one, sorry.

13 [Laughter.]

14 MR. SUSO: If I may?

15 THE MODERATOR: Sure. Mr. Suso.

16 MR. SUSO: Thank you, Mr. Moderator, Julian  
17 Suso, Town Manager.

18 I do not wish to change the motion, Sir, but  
19 I would like to make a comment, if I may.

20 THE MODERATOR: Sure.

21 MR. SUSO: Just an update. As we've  
22 indicated at the precinct meetings and elsewhere,  
23 there are negotiations under way with many of our  
24 bargaining units.



1 Our good news on this is that with regard to  
2 the bargaining unit here, a tentative agreement  
3 has been reached with the Police Superior  
4 Officers Association, which has been ratified by  
5 members of the bargaining unit. This agreement  
6 has not yet been approved by the Board of  
7 Selectmen. This is on the Board's agenda for  
8 their meeting tomorrow evening.

9 This agreement does not require an additional  
10 budget appropriation nor does it require Town  
11 Meeting action. But I did want to provide that  
12 update, Mr. Moderator, thank you.

13 THE MODERATOR: Thank you, Mr. Suso.

14 So the chair will entertain the main motion  
15 as indefinite postponement. All those in favor  
16 signify by saying aye.

17 [Aye.]

18 THE MODERATOR: All those opposed no.

19 [None opposed.]

20 THE MODERATOR: The ayes have it unanimous.

21 Article 11, the recommendation of the Finance  
22 Committee is indefinite postponement.

23 Is there anyone who would like to make a  
24 positive motion?

1           Hearing none, the chair will entertain  
2 indefinite postponement as the main motion.

3           All those in favor signify by saying aye.

4   [Aye.]

5           THE MODERATOR: All those opposed no.

6   [None opposed.]

7           THE MODERATOR: The ayes have it unanimous.  
8 Article 12, Madame Chairman.

9           CHAIRMAN MAGNANI: Mr. Moderator, I move  
10 Article 12 as recommended.

11           THE MODERATOR: As recommended. This is to  
12 transfer the amount of \$250,000 from Certified  
13 Free Cash as the sum of money to supplement the  
14 Fiscal 2014 School Department Budget for out of  
15 district special needs tuition costs.

16   Any discussion on Article 12?

17           Hearing none, then the question will come on  
18 the main motion as recommended. All those in  
19 favor signify by saying aye.

20   [Aye.]

21           THE MODERATOR: All those opposed no.

22   [No.]

23           THE MODERATOR: The ayes have it by a  
24 majority.

1 Article 13, the recommendation is indefinite  
2 postponement from the Finance Committee. This is  
3 the Lawrence School windows. Is there a  
4 positive motion?

5 Hearing none, the chair would entertain  
6 indefinite postponement as the main motion.

7 All those in favor signify by saying aye.

8 [Aye.]

9 THE MODERATOR: All those opposed no.

10 [None opposed.]

11 THE MODERATOR: The ayes have it unanimous.

12 Article 14, the recommendation is indefinite  
13 postponement. Is there a positive motion on the  
14 floor for Article 14?

15 Ms. Whitehead.

16 MS. WHITEHEAD: Lynn Whitehead, Precinct 1.  
17 I would like to keep with the motion, a positive  
18 - positive to make sure that we have indefinite  
19 postponement, but I just want to let everybody  
20 know that we will be back. Very strongly, we  
21 will be back. Thank you very much.

22 THE MODERATOR: Okay, not hearing a positive  
23 motion, indefinite postponement will be  
24 entertained as the main motion.

1 All those in favor of indefinite postponement  
2 signify by saying aye.

3 [Aye.]

4 THE MODERATOR: All those opposed no.

5 [None opposed.]

6 THE MODERATOR: The ayes have it unanimous.

7 Article 15, Madame Chairman.

8 CHAIRMAN MAGNANI: Mr. Moderator, I move  
9 Article 15 as recommended.

10 THE MODERATOR: As recommended. This is  
11 the sum of \$1,300,000 to pay the costs of design  
12 and construction of the Wild Harbor bulkhead, and  
13 that to meet this appropriation \$500,000 be  
14 transferred from the Waterways Improvement  
15 Account, and the Treasurer, with the approval of  
16 the Board of Selectmen, is authorized to borrow  
17 \$800,000 under and pursuant to Chapter 44,  
18 Section 717, or any other appropriate authority  
19 of the General Laws pursuant to enabling  
20 authority and to issue bonds and notes of the  
21 Town thereof.

22 Any discussion on Article 15?

23 Hearing none, the question will come on the  
24 main motion. All those in favor signify by

1 saying aye.

2 [Aye.]

3 THE MODERATOR: All those opposed no.

4 [None opposed.]

5 THE MODERATOR: The ayes have it unanimous  
6 and I declare a two-thirds majority.

7 Article 16, the recommendation - who made the  
8 recommendation on this one?

9 CHAIRMAN MAGNANI: Board of Selectmen.

10 THE MODERATOR: The Board of Selectmen  
11 recommendation is indefinite postponement. This  
12 is purchase or take by eminent domain a parcel of  
13 land. Okay.

14 Okay, by way of disclosure, as your state  
15 legislator working in consultation with the  
16 senate president and Representative Tim Madden,  
17 we had reported out of the Environmental  
18 Committee an appropriation towards this purchase  
19 in the Environmental Bond Bill. And because I  
20 was co-sponsor of that in working with my  
21 colleagues in the legislature, so that there's no  
22 essence of impropriety or conflict, I'm going to  
23 step down on this article and ask the Town Clerk  
24 to just run this article.

1           So that's the reason why I'm stepping down,  
2           and Mr. Clerk, if you could take the chair under  
3           statute.

4           [Whereupon, Town Moderator stepped off the dias and  
5           Town Clerk Palmer moved to the Chair's seat.]

6           THE CLERK:     Short.

7           [Laughter.]

8           THE CLERK:     Okay, the recommendation is  
9           indefinite postponement. Do we have a main  
10          motion on the floor, positive motion?

11          CHAIRMAN HANEY:    Yes.

12          THE CLERK:     The Chairman of the CPC, Patty  
13          Haney.

14          CHAIRMAN HANEY:    Hi, Patty Haney, Co-Chair  
15          of the CPC.

16          Actually I do believe that the Selectmen did  
17          take a different vote tonight based on a new  
18          explanation that was crafted today.

19          Do we have permission to pass that out to the  
20          group?

21          THE CLERK:     Sure.

22          CHAIRMAN HANEY:    Can you pass that out,  
23          please?

24          THE CLERK:     [Inaudible.] That will --

1           CHAIRMAN HANEY:     Okay, I move that the Town  
2           vote to authorize the Board of Selectmen to  
3           purchase or take by eminent domain a conservation  
4           restriction in perpetuity, in accordance with  
5           General Law Chapter 184, Sections 31 to 33, from  
6           Oyster Pond Environmental Trust on all or a  
7           portion of land in Falmouth, Barnstable County,  
8           Massachusetts, now or formerly owned by Woods  
9           Hole Oceanographic Institute, said land to be  
10          managed and controlled by the Conservation  
11          Commission for open space and passive recreation  
12          purposes in accordance with the terms of the  
13          Conservation Restriction, said land being  
14          described as follows:

15                 Land now or formerly of the Woods Hole  
16                 Oceanographic Institute containing 21.92 acres,  
17                 more or less, consisting of five parcels  
18                 identified on the Falmouth Assessor Maps. You've  
19                 all got that; I don't need to read those numbers.

20                 And further to authorize the Board of  
21                 Selectmen to accept any gifts of property,  
22                 including cash, in relation to the foregoing  
23                 acquisition and to enter into any agreements and  
24                 execute all documents it deems appropriate on

1           behalf of the Town for partial or full  
2           reimbursement of the cost of acquisition,  
3           including a cash gift of \$150,000 from OPET,  
4           Oyster Pond Environmental Trust, for purposes of  
5           this article.

6           To further authorize the Board of Selectmen  
7           to submit on behalf of the Town a grant  
8           application for \$400,00 in such form as it deems  
9           appropriate to state authorities under the LAND  
10          Grant program, formerly the Urban Self Help,  
11          established by General Law Chapter 132 A, Section  
12          11, as amended, or any other appropriate  
13          authority in aid of municipal open space and  
14          recreation land acquisition.

15          And to enter into any agreements and execute  
16          all documents it deems appropriate on behalf of  
17          the Town for full or partial reimbursement of the  
18          cost of acquisition of the Conservation  
19          Restriction, and all sums received shall be  
20          deposited into the Community Preservation Fund  
21          Undesignated Fund Balance for purposes of this  
22          article.

23          And further, to appropriate the sum of  
24          \$800,000, 650,000 from the Community Preservation



1 Undesignated Fund Balance and \$150,000 donation  
2 to the Town from OPET for purposes of this  
3 article. Said sums will be expended under the  
4 jurisdiction of the Board of Selectmen.

5         Provided, however, that the expenditure of  
6 any sums under this article are contingent upon  
7 and subject to a) OPET acquiring good and clear  
8 record and marketable title to the land described  
9 herein from the Woods Hole Oceanographic  
10 Institute on or before May 1<sup>st</sup>, 2015; b) OPET and  
11 the Town of Falmouth entering into purchase and  
12 sale agreement to convey the Conservation  
13 Restriction to the Town for the sum of 800,000 to  
14 effectuate the purpose of this article, or before  
15 the submission of the funding application to the  
16 LAND Grant Program, which purchase and sale  
17 agreement will be contingent upon approval of the  
18 LAND Grant as herein set forth; c) the Town  
19 obtaining two appraisals prepared in accordance  
20 with the usual and customary community appraisal  
21 methods which establish the value of the  
22 Conservation Restriction to be acquired is at  
23 least \$800,000; d) approval of the Town's grant  
24 funding application by LAND Grant Program in an

1 amount not less than the consideration paid; and  
2 e) all necessary regulatory approvals of the  
3 Conservation Restriction to be acquired and other  
4 components of the transaction contemplated by the  
5 article.

6 And the last paragraph states that if OPET  
7 does not get the LAND grant, then they will not  
8 be getting a bridge loan which is part of that  
9 \$650,000 from the Community Preservation  
10 Committee.

11 Now, I know this sounds really complicated.  
12 Basically, it's the same thing that we did with  
13 Teaticket Park and Spring Bars Road with the 300  
14 Committee. OPET found this great opportunity to  
15 buy this land.

16 Could you put slide 2 up, please? Thank  
17 you.

18 This land, here, in the red. They already  
19 own what you see outlined in blue, and WHOI has  
20 those five parcels that they are willing to part  
21 with for \$2 million. There are at least ten  
22 buildable lots and if it was a 40B, you'd have a  
23 lot more. Spore Gardens is right contiguous and  
24 OPET is working with them to do some programs

1 with kids and sort of merge the properties.

2 So they came to the CPC asking for a lot of  
3 help with this and the Committee voted to give an  
4 outright grant of \$250,000 towards this purchase.

5 They're going to be applying for a LAND Grant  
6 from the state, which is what we got for Spring  
7 Bars Road and it's similar to the park grant used  
8 on Teaticket Park. They apply for the grant,  
9 they get notified whether or not they'd get the  
10 grant, but then it's months until they actually  
11 get the money. So the CPC would be loaning them  
12 the \$400,000 as a bridge loan.

13 There's a lot of good reasons to buy this  
14 land. I don't think it's something we want to  
15 see developed. It's something that will be  
16 preserved in perpetuity. There will be a  
17 conservation restriction. It's open to the  
18 public but it can never be developed.

19 Questions?

20 THE CLERK: Ms. Alliegro.

21 MS. ALLIEGRO: Thank you, Moderator. Mary  
22 Ann Alliegro, Precinct 7. Yes, it is a bit  
23 complicated and from - I understand from what you  
24 said that Woods Hole Oceanographic Institute is

1 willing to sell the property.

2 CHAIRMAN HANEY: Yes.

3 MS. ALLIEGRO: Okay. So I have - I'm a  
4 little troubled by the language, then, in the  
5 first sentence. After "to purchase" it says "or  
6 take by eminent domain". I feel that that would  
7 set an improper precedent, because here we're  
8 recommending that the Selectmen, the Board of  
9 Selectmen be allowed to take by eminent domain  
10 property if they did not want to sell it for the  
11 purpose of conservation purposes.

12 I would -

13 CHAIRMAN HANEY: That does sound scary, but  
14 it's just legalese that's in all of these.

15 FROM THE FLOOR: It's a legal requirement.

16 MS. ALLIEGRO: Okay. It's a legal  
17 requirement to have that in there?

18 THE CLERK: All right, hold on, hold on.

19 MS. Alliegro: Interesting.

20 THE CLERK: Frank's got us an answer.

21 MR. DUFFY: Sorry about that. We put in  
22 the language "or take by eminent domain", to be  
23 exercised only in the event there's a title  
24 problem or some legal problem that it's necessary

1 to cure it.

2 Nobody's going to take this property from the  
3 Woods Hole Oceanographic Institution or anybody  
4 else against their will.

5 MS. ALLIEGRO: Okay.

6 So I'll respectfully ask one more question.  
7 If we removed that part for - okay, so I can  
8 fully understand, what you're saying is according  
9 to law we have to say when we make this type of a  
10 motion that we will take it by eminent domain?  
11 We have to say that? That's what you're telling  
12 us?

13 MR. DUFFY: No, Ma'am, I didn't intend to  
14 say that at all. When the Town purchases  
15 property, it can go to the table and have a  
16 closing and buy it like anybody else. But  
17 sometimes you find there's a problem that's  
18 insurmountable; you can't handle it at the table;  
19 it requires the exercise of eminent domain to do  
20 it, and therefore we would exercise that power of  
21 eminent domain, and it's - have you ever heard the  
22 expression a friendly taking? It means  
23 everybody agrees that we should do it that way.  
24 It's to give us clear title. That's the only

1 reason that's in there.

2 We're not going to take this by eminent  
3 domain unless it is absolutely necessary and  
4 everybody agrees that's what we'll do.

5 MS. ALLIEGRO: Thank you.

6 THE CLERK: Mr. Vieira.

7 MR. VIEIRA: Thank you, Mr. Moderator.

8 Dave Vieira, Precinct 8.

9 Just to let folks know. The "or take by  
10 eminent domain". If the Town or the Board of  
11 Selectmen for any reason so chose to go out on a  
12 limb and take by eminent domain, there are legal  
13 precedents that it is a taking that they have to  
14 pay fair market value for. So even if they were  
15 to execute at the fringe without this issue of  
16 just title, they would still have to pay the fair  
17 market value when they took that property.

18 Obviously it's a friendly taking, but I just  
19 want folks to know that when you see that  
20 language the precedent is there in law and  
21 decided through Constitutional parameters that  
22 you have to pay fair market value at a taking.

23 THE CLERK: Ms. O'Connell.

24 MS. O'CONNELL: Thank you, Mr. Moderator,

1 Maureen O'Connell, Precinct 4.

2 I'm just looking at this last paragraph that  
3 you explained instead of read. Is there some  
4 language in that that doesn't make it a legible  
5 sentence? Because I can't really read it as  
6 such. Is there something we need to change with  
7 that so that it's - if we're voting on this as a  
8 legal document it's worded properly?

9 CHAIRMAN HANEY: It has been re-written  
10 once. It's -

11 MS. O'CONNELL: Okay. It says, "And further  
12 provided that in the event the LAND Grant  
13 aforesaid is not approved, this appropriation  
14 shall be reduced by the amount the approved Land  
15 Grand applied for is less than the amount of the"  
16 - that just doesn't make any sense.

17 CHAIRMAN HANEY: Okay, what it means,  
18 though, is that let's say they only get \$300,000  
19 -

20 MS. O'CONNELL: Yeah, but can we just - just  
21 - could we fix the sentence so that it made  
22 sense? I mean, is there a word that needs to  
23 come in? Like, does "is" - is it supposed to  
24 say that by the amount the approved Land Grant

1 applied for less the amount that the Land Grant  
2 receive? Or something like that?

3 I guess I'm not comfortable with the sentence  
4 not being legible as a legal issue. Thank you.

5 MR. DUFFY: I think what you need there is:  
6 "Further provided that in the event the LAND  
7 Grant aforesaid is not approved in the amount  
8 applied for this appropriation shall be..." So  
9 if the LAND Grant comes in at less than the  
10 400,000 you're applying for, the appropriation is  
11 reduced by the reduction.

12 THE CLERK: Ms. Putnam.

13 MS. PUTNAM: Rebecca Putnam, Precinct 9. I  
14 think out of conservation this is a property that  
15 we really should consider providing these fund  
16 for. It is full of wetlands, it is probably full  
17 of boulders. A developer is not going to pretty  
18 much want to develop that; it's going to be  
19 pretty convoluted to develop. And also if we  
20 were to try - if somebody wanted to buy this  
21 property, it would be millions. This is a good  
22 purchase price for a piece of property of this  
23 size and to keep as conservation. I say we  
24 should vote this.



1 THE CLERK: Mr. Hampson.

2 MR. HAMPSON: One of the critical points  
3 here is the fact that what we're trying to do  
4 with all our estuaries is to prevent nitrogen  
5 from going into the estuaries. Without spending  
6 excessive amount of money or going through sewage  
7 and stuff like that.

8 This is a natural way of preventing excess  
9 nitrogen from going into Oyster Pond. That was  
10 mentioned at Precinct 5 and Precinct 6 and it's a  
11 critical part of the reason why we should do  
12 this. Thank you.

13 THE CLERK: Mr. Johnson.

14 MR. JOHNSON: Leonard Johnson, Precinct 5,  
15 and I'd like to speak on behalf of the 300  
16 Committee. And I won't repeat what Mrs. Putnam  
17 and what George just said. This is an excellent  
18 parcel for conservation. It protects the Oyster  
19 Pond watershed.

20 It also is very good linkage, what we like to  
21 see when we make purchases to link the property  
22 we want to purchase or, in this case, take the CR  
23 but OPET will purchase it. It links in with the  
24 parcel they already own, as Patty described, in

1 the north - in the central part in the north side  
2 of the Zinn parcel and with Spore Gardens in the  
3 lower right. So there's excellent linkage in  
4 this.

5 So the 300 Committee board has voted to  
6 support this both in concept and to make a pledge  
7 financially to support the project as well.

8 THE CLERK: Mr. Putnam.

9 CHAIRMAN PUTNAM: Good evening, ladies and  
10 gentlemen, Brent Putnam, Chairman of the Board of  
11 Selectmen.

12 You all should know that, at our meeting at  
13 6:30 this evening the Board did vote to support  
14 this motion as presented to you.

15 THE CLERK: Mr. Dufresne.

16 MR. DUFRESNE: Land acquisition for open  
17 space is one of our most important things and I'd  
18 like to move the question.

19 THE CLERK: Okay, the vote will come on  
20 moving the question. All those in favor, say  
21 aye.

22 [Aye.]

23 THE CLERK: All those opposed.

24 [No.]

1 THE CLERK: The ayes have it by a declared  
2 two-thirds vote.

3 So the vote will come now on the motion  
4 presented by Mrs. Handy. All those in favor say  
5 aye.

6 [Aye.]

7 THE CLERK: All those opposed.

8 [No.]

9 THE CLERK: Passed by a majority. Oh,  
10 passed by a two-thirds.

11 [Laughter.]

12 THE CLERK: I declare.

13 [Laughter and applause.]

14 THE MODERATOR: Good job, Mike. Now I  
15 don't have to worry about getting back from  
16 Boston in time.

17 Okay, let's move on to Article 17. This is  
18 also a Community Preservation Committee article.  
19 Madame Chairman for the main motion.

20 CHAIRMAN HANEY: Article 17, to see if the  
21 Town will vote to transfer a sum of money from  
22 the Community Preservation Fund to the Historic  
23 and Affordable Housing Reserve Accounts. And to  
24 determine how the same shall be raised and by

1 whom expended, or do or take any other action.  
2 On Request of the Community Preservation  
3 Committee.

4 THE MODERATOR: So the main motion is as  
5 recommended?

6 CHAIRMAN HANEY: Yes.

7 THE MODERATOR: That is to transfer the sum  
8 of \$528,678 from the Community Preservation  
9 Undesignated Fund Balance to fund the Affordable  
10 Housing Reserve Account in the amount of  
11 \$349,339, and the Historic Reserve Account in the  
12 amount of \$179,339.

13 Discussion on Article 17.

14 CHAIRMAN HANEY: Now, this is - the  
15 Community Preservation Committee has to spend ten  
16 percent of its overall money on each of three  
17 areas: open space, housing, and historic. And  
18 if we do not spend that ten percent, then we need  
19 to put it in reserve for those purposes to be  
20 used at a later date.

21 So this is just a housekeeping article to  
22 reserve that money to be used in those  
23 categories.

24 THE MODERATOR: Okay, any discussion on

1 Article 17?

2 Hearing none, then the question will come on  
3 the main motion as recommended. All those in  
4 favor signify by saying aye.

5 [Aye.]

6 THE MODERATOR: All those opposed no.

7 [None opposed.]

8 THE MODERATOR: The ayes have it unanimous.

9 Article 18, Board of Selectmen for the main  
10 motion.

11 CHAIRMAN PUTNAM: Mr. Moderator, the Board  
12 moves that the Town vote Article 18 as printed.

13 THE MODERATOR: As printed. This is to - a  
14 vote to transfer care, custody, management and  
15 control of a portion of the land owned by the  
16 Town at the Teaticket School and now or formerly  
17 under the jurisdiction of the School Committee  
18 for school purposes to the Board of Selectmen for  
19 municipal purposes, and said land containing  
20 18,000 plus or minus square feet at the northwest  
21 corner of the school grounds abutting the layout  
22 of Alphonse Street.

23 Discussion on Article 18?

24 Ms. Botelho.

1 MS. BOTELHO: Hi, Cynthia Botelho, Precinct  
2 4. This is a point of order. Isn't this in  
3 regards to the sewer one that will be coming up  
4 when we go back to the regular Town Meeting?  
5 Isn't this all part and parcel of the same  
6 problem? Or situation?

7 THE MODERATOR: That is - the purpose for  
8 this article would be so that control of this  
9 land would be under the Board of Selectmen so  
10 they could use it for that.

11 MS. BOTELHO: Well, then I recommend that we  
12 table this until we make a determination on the  
13 regular Town Meeting article.

14 THE MODERATOR: Okay, why don't we do this:  
15 we also have Article 19 is dealing with the  
16 issues around the water filtration, and I've been  
17 asked about suspension of Article 19 by the Board  
18 to come back to it.

19 So I'm going to do this: by a call of the  
20 chair, I'm going to put the Special Town Meeting  
21 into recess. We will go back to the Annual Town  
22 Meeting. And then, by a call of the chair, I  
23 will reconvene the Special when we've completed  
24 the Annual do to those last two articles.

1           So, by call of the Chair, the Special Town  
2 Meeting will be in recess.

3           All present please rise for the establishment  
4 of a quorum to return to the Annual Town Meeting.

5 [Pause.]

6           THE MODERATOR:   First division.

7           MR. NETTO:    51.

8           THE MODERATOR:   51.

9           Third division.

10          MR. HAMPSON:   60.

11          THE MODERATOR:   60.

12          And the second division.

13          MR. DUFRESNE:   94.

14          THE MODERATOR:   94.

15          By a counted vote of 205 we have a quorum and  
16 the Annual Town Meeting is back in session.

17          We have a notebook here that someone left in  
18 the restroom.  So if anybody's looking for the  
19 notebook, when we break it'll be up here on the  
20 rostrum.

21          Oh, here it is, okay.

22          Okay, at this time we're going to go back to  
23 Article 1, which is the nomination of Town  
24 officers.  And we will be looking at the

1 nomination of members for the Finance Committee.  
2 And with me I have the names of five individuals  
3 whose terms have expired that are currently on  
4 the Finance Committee and are seeking re-  
5 appointment.

6 And so I will enter the names of Charles  
7 Eastman, Peter Giacomozzi, Judith Magnani,  
8 Deborah Maguire and Meghan English Braga for  
9 nomination.

10 Are there any nominations from the floor for  
11 the Finance Committee? Hearing none, the Chair  
12 would entertain a motion to close nominations.

13 So moved. All those in favor of closing  
14 nominations signify by saying aye.

15 [Aye.]

16 THE MODERATOR: All those opposed no.

17 [None opposed.]

18 THE MODERATOR: The ayes have it unanimous.

19 At this time the chair would entertain the  
20 motion to accept the slate as nominated. All  
21 those in favor, signify by saying aye.

22 [Aye.]

23 THE MODERATOR: All those opposed no.

24 [None opposed.]



1 THE MODERATOR: The ayes have it unanimous.  
2 Article 24. Article 24 is the all purpose  
3 community athletic field. The recommendation of  
4 the Finance Committee is indefinite postponement.  
5 Mr. Duffany held this article. Mr. Duffany.

6 MR. DUFFANY: Thank you, Mr. Moderator.  
7 Fellow Town Meeting Members. Michael Duffany,  
8 Precinct 6 and a member of the All Purpose  
9 Community Turf Field Committee.

10 Should I put a positive motion -

11 THE MODERATOR: Just put the motion on the  
12 floor first, yes.

13 MR. DUFFANY: I would like to move - I move  
14 that the Town vote to raise and appropriate  
15 \$1,661,146 for the purposes of constructing an  
16 all purpose athletic field at the Falmouth High  
17 School, including all costs incidental and  
18 related thereto, provided that no sum shall be  
19 expended unless the Town at the annual election  
20 shall have voted a capital exclusion under the  
21 applicable provisions of Proposition 2 ½, so  
22 called, and further that this appropriation be  
23 expended under the jurisdiction of the School  
24 Committee - the Falmouth School Committee.

1 THE MODERATOR: Oh, thank you.

2 MR. DUFFANY: I'd like to begin by just  
3 framing, briefly framing, if you will, the  
4 process and how we got here. And I'm just going  
5 to pick it up back from 1999 when there was a  
6 committee that was looking to upgrade Fuller  
7 Field and provide new locker rooms for athletes  
8 there, established the cost at that time of one  
9 and a half million dollars to upgrade that  
10 facility down there which is just the field and  
11 the bleachers.

12 And then, after that, the Town in 2002, at a  
13 referendum question at the ballot in May, voted  
14 to move the facility to the high school, to  
15 relocate the playing fields up to Falmouth High  
16 School. Now, that was 12-plus years ago and  
17 nothing has happened since then, since 1999, and  
18 some of you would even go back into the late  
19 '80's when this was previously discussed. It's  
20 been on everybody's radar screen, if you will,  
21 although maybe as pretty low on the radar screen  
22 for quite some time.

23 The field, I would like to explain to you  
24 some few things about why - you know, how are we

1 here like this, here. Why isn't this being  
2 brought to you by others? And I'll tell you  
3 that this field really does have tri-ownership,  
4 if you will. It's a field that is a Town field.  
5 There's some control there by the Recreation  
6 Department when they need the use of the field.  
7 The High School and the School Department has the  
8 use of the field for some of the functions that  
9 it has, and then of course the DPW maintains the  
10 field. They do the painting of the lines, they  
11 remove the goal posts, they put up the fence and  
12 so forth for the Commodores and remove that in  
13 order to facilitate the football program in the  
14 fall.

15 And so, when you look at it like this, here,  
16 where it's really not owned by any one particular  
17 group, who is it that's going to have the  
18 wherewithal to come before this body or to the  
19 Town fathers and Selectmen and so forth and ask  
20 for this to be put on a capital plan under their  
21 department? Especially if you are somebody that  
22 if you want to have it moved you're not going to  
23 do it because it's not going to benefit your  
24 particular department, it's just going to hinder

1           you.

2                    If you're - and we all believe, I think, that  
3           this does belong at the high school and that the  
4           ownership of this does belong to the School  
5           Committee.   And, needless to say, they've got  
6           their hands full right now.   So for them to step  
7           up and ask to put this on a capital plan doesn't  
8           really - doesn't really fit, if you will, in  
9           terms of trying to decide whether or not we're  
10          going to have teachers, books, pencils, or what  
11          have you.

12                   And so this is really how this committee was  
13          arrived at.

14                   And I guess I would ask you one other thing  
15          to consider in that this has always been  
16          considered one of the jewels in the crown of  
17          Falmouth, just like the Village Green and several  
18          other areas in the town that we've all been proud  
19          of over the years, and sadly we've seen, through  
20          tough economic times and a number of other  
21          reasons, why the field has just not been able to  
22          be maintained at the level that we'd like to see  
23          it.   And we just don't have the same pride that  
24          we used to have years ago when Falmouth had the

1 best facility on the Cape.

2 Having said that, let me bring you up to how  
3 this Committee was formed, if you will. Previous  
4 Superintendent Mark Dupuis approached myself and  
5 a number of other folks that he felt had both  
6 expertise and different areas that would be  
7 necessary to try to make this a viable project  
8 and to make sure that all the I's were dotted and  
9 all the T's were crossed.

10 And so I showed up at a meeting. He asked  
11 myself as well as a number of others and I showed  
12 up at a meeting and you see the names of the  
13 folks that are on the walls here tonight. And  
14 they have administrative experience, they have  
15 fund raising experience, they have experience in  
16 project management, in building facilities like  
17 this.

18 We are very fortunate to have someone on the  
19 Committee like Patrick Callahan who has through  
20 his company has vetted this project for us  
21 several times. They have done take-offs. They  
22 have helped us with quantities. We have grilled  
23 our consultants upside down and sideways and they  
24 would tell you so. And I don't have to tell you

1 - I'm not going to - I'm not going to get  
2 involved in it if it's not going to be a very  
3 tight project.

4 And of all the folks that are on our  
5 Committee, there are only two folks that have  
6 children in the Falmouth School systems, and that  
7 again should tell you something.

8 You know, we have people that have been on  
9 the School Committee, so they know, you know, how  
10 these things work. We have our Athletic  
11 Director. We have engineers. We have the Town  
12 Engineer who's been invaluable to us to help us  
13 with the process to, again, to vet the  
14 composition of the subsurface and so forth and  
15 the conditions there to make sure that this is  
16 the right place to have it.

17 It does strike me that I did a little bit of  
18 math and that there's over 125 years of Town  
19 Meeting service, if you will, on this committee.  
20 And so I think that Mark was very careful in  
21 asking folks. And there were other folks who  
22 were asked. But in asking folks to be on this  
23 Committee because he knew that this was going to  
24 be a major challenge.

1           You know, how do you get a facility like  
2 this, which is really a Town facility, that  
3 doesn't - hasn't found its home on our capital  
4 plan, how do you get that to the voters? How do  
5 you get it through the process and so forth?

6           And I've said this before: I don't mind a  
7 challenge. This has certainly been a challenge.  
8 It's been a challenge to get it through the  
9 process, where it does have this tri-ownership,  
10 to get it to the one group that should have  
11 control of it and we've also got the funding in  
12 place, as well.

13           So, if I could have the next slide, please.  
14 This is also a good example of why Town Meeting  
15 form of government is such a viable part of our  
16 lives here in Falmouth because we can bring a  
17 project like this to you.

18           Do you see the location of the field on the  
19 board? It is on the south side of the school  
20 where there is actually a practice field now that  
21 it just happens to fit there like a glove. It  
22 wasn't designed for that. We looked at several  
23 other sites. We looked at a site off of Gifford  
24 Street Extension. We looked at another one

1 behind the tennis courts where there was room but  
2 there were other logistic issues there that made  
3 this site, here, actually a better, a better  
4 choice.

5 I think one of the reasons that I was asked  
6 to be on this is that I know what's in the ground  
7 there and I can tell you there are no utilities  
8 in the ground there. The sewer connection from  
9 the Building runs outside down that side. We  
10 have gas down that side, we have water down that  
11 side. We have everything that we need that we  
12 can come right out of the electric room that's on  
13 that side of the building for that sort of  
14 component of this project.

15 But what we also have there is that we had  
16 the locker rooms that access outside there onto  
17 those playing fields. So to have it on that  
18 side of the field is an added bonus. It's a  
19 bonus to the, you know, to the school because  
20 your athletic trainer at different events and  
21 practices and so forth is concentrated on that  
22 side of the school, and if we were to choose  
23 another site at the other end of the field,  
24 excuse me, the school, or out in the back where



1 there is nothing, it would be a more remote site.

2 And, again, this just happened to fit.

3 And with your - with your contribution to us  
4 with the \$30,000 that - or \$35,000, we were able  
5 to do the feasibility study. We hired CDM, who  
6 specializes in this sort of a thing, to come and  
7 put together a set of bid specifications, plans  
8 that are good, solid, tight specs and we have had  
9 a very successful bid. We had three bidders  
10 come back to us with good numbers. They were  
11 all good bidders; that we actually are thrilled  
12 with the persons that are the low bidder.

13 So, that's certainly a plus, because we don't  
14 always have that.

15 Thank you.

16 This is a slide that was taken - actually,  
17 the picture of the field in the top left was  
18 taken last Monday. This is not a scare tactic,  
19 folks. Please don't think that it is. This  
20 is just a reality thing. We just want you to  
21 see.

22 This is - this is Falmouth's first home  
23 lacrosse game against Barnstable of all teams.  
24 On the right-hand side you see the bleachers at

1 Fuller Field the way that they are today. They  
2 cannot be repaired because they do not comply.  
3 They're open seating. Little kids can fall  
4 through. It's just, you're not going to - we're  
5 not going to be able to repair those bleachers.  
6 You touch 'em, you gotta replacement 'em and  
7 they've got to be handicap accessible, et cetera.

8 And then you see the lower slide is a  
9 condition of Fuller Field two weeks ago.

10 And next slide, please. Yes. Okay, so you  
11 see Barnstable's field up on the upper right-hand  
12 corner; it's a fairly new facility, and you see -  
13 and we're all used to that. That's where they  
14 play their football games every year. And then  
15 you see the Marshfield High School field to the  
16 left, there. Those are artificial turf fields  
17 with the - the bleachers in the background of the  
18 Marshfield one are very similar to what we have  
19 in mind, with a press box and so forth. And you  
20 have to have, again, handicap accessible, which  
21 it is. And we have a press box which is also  
22 going to be handicap accessible.

23 And since we came to you, in the last two  
24 years, there have been over 60 of these turf

1 facilities built in the state of Massachusetts.  
2 So we are certainly not way out in front on this  
3 one, here.

4 Next slide, please. Now the costs. The  
5 costs of the field, as you can see at the top  
6 right-hand corner there are just over \$2,600,000.  
7 Included in that are the site work, the all the  
8 under drainage, if you will. And there's piping  
9 and so forth underneath the field for the  
10 drainage.

11 There's the turf which we call the carpet  
12 that's going to go on the top. We have the  
13 fencing that's going around all four sides of the  
14 field so that we can keep cars off it. We don't  
15 want anybody out there doing doughnuts. And it  
16 also gives you the opportunity to be able to host  
17 tournament games, because that's a requirement of  
18 the MIAA, that you have a fenced-in facility.

19 We've got our bleachers for about 820, I  
20 believe the number was. We have a concession.  
21 And we have restrooms. Can you believe it? We  
22 have - actually, if this goes through, we're  
23 going to have a set of restrooms in the Town of  
24 Falmouth at one of our playing fields that you

1 can actually go to right there. You won't have  
2 to leave the field to go to use the facilities.

3 So, and that's a huge one because there are  
4 no outside facilities there now for all the other  
5 sports that are played there.

6 We've got press box, scoreboard, all the  
7 electric work including conduit for future cable  
8 that's going to be provided as part of this.  
9 We're not going to provide the cable for the T.V.  
10 and so forth, but we are going to have all the  
11 conduits in place and we're trying to think of  
12 everything like that that we need.

13 We bought grooming equipment as part of this,  
14 because we need a tow-behind groomer that needs  
15 to be used on this field about every six to eight  
16 weeks.

17 Goal posts.

18 And then, here's another one. We have not  
19 just the first year of maintenance but we've  
20 actually purchased an additional three years of  
21 maintenance so the Town has four years on  
22 maintenance on this field so that the idea is  
23 that we are establishing - well, the school, not  
24 we, the school's establishing an account where

1 the user fees from this field will be placed so  
2 that some of this maintenance can be - can be  
3 planned for. And we have four years to figure  
4 out some of the other smaller parts of this.

5 The field comes with an eight year warranty,  
6 and that's all included in the \$2,646,000.

7 Then we've got the design, the engineering,  
8 the construction oversight. That's for the  
9 design that we obtained, the construction  
10 administration that's going to take place during  
11 the construction of this field. And we've got  
12 \$40,000 in there for a project manager that we've  
13 been requested to have on this, even though it's  
14 not a large project we've been asked to do that  
15 so that we don't have any hiccups.

16 And we've got \$15,000 worth of engineering  
17 costs that are included in the \$195,000, as well.

18 Then we have \$150,000 to do some renovations  
19 to the existing locker rooms to allow the coaches  
20 to be able to interface with the players and so  
21 forth, so that they're not in separate spaces.  
22 And we have \$350,000 in the budget for a new  
23 practice field, and that's going to take place  
24 between two existing softball fields that are

1           there on the campus now, where there are some  
2           woods behind the track storage shed, and it's  
3           actually being used part-time as a weight room  
4           facility, as well.    But behind that, off of  
5           Gifford Street Extension, there's a clump of  
6           woods that you'll notice when you go by, and  
7           that's where the practice field's going to be  
8           built.

9           We have equipment and accessories which are -  
10          are the goal posts, benches, signage for peple  
11          that are going to contribute to the project and  
12          that sort of thing.

13          We have a ticket booth, which you need to  
14          have.    And then we have \$100,000 contingency in  
15          our budget, as well.

16          Totaling this project at \$2,842,646.    And of  
17          course that's a pretty - pretty sizable amount of  
18          money compared to what I'm asking for, or we're  
19          asking you for this evening.

20          Next slide, please.

21          THE MODERATOR:    Mr. Duffany, we've hit the  
22          15 minute presentation mark, so you can request  
23          an additional amount of time from Town Meeting.

24          MR. DUFFANY:    I've hit it already?

1 THE MODERATOR: Yes.

2 MR. DUFFANY: I would respectfully ask for  
3 Town Meeting to allow me to continue to finish my  
4 presentation. I don't have too much further to  
5 go. But I think it's important to -

6 THE MODERATOR: How much amount of time?  
7 The rules, we have to have a specific request.

8 MR. DUFFANY: If that was 15 minutes, I  
9 probably need ten.

10 THE MODERATOR: Okay. The request for an  
11 additional ten minutes for the presentation.  
12 All those in favor, signify by saying aye.

13 [Aye.]

14 THE MODERATOR: All those opposed no.

15 [No.]

16 THE MODERATOR: The opinion of the chair is  
17 that the ayes have it; we have ten minutes.

18 MR. DUFFANY: Thank you.

19 Okay, the donations are gifts in kind.

20 Okay, this has come with a \$500,000 contribution  
21 from the Falmouth Road Race. \$80,000 of that  
22 money is money that we've already used to get the  
23 plans. You're probably wondering where we got  
24 the money for the plans; that's where it came

1 from.

2 We have \$300,000 worth of gifts in kind from  
3 various donations for the practice field. We  
4 have companies that have offered to cut the  
5 trees, stump the trees, accept the stumps, truck  
6 the stumps, provide fuel to the trucks that are  
7 going to be there. Excavators. It's been a  
8 tremendous effort on a lot of people's parts. We  
9 have a lot of folks you'll see at the end that  
10 have maken those kind of donations.

11 We've had a \$15,000 in-kind donation already  
12 by Jeff Rubino through Holmes & McGrath for all  
13 of the site work that's been done for the  
14 topography and so forth to keep a lid on the  
15 cost.

16 We have 56 \$500 in private donations, a lot  
17 of which we've already obtained. Some of which  
18 we still - we have committed from people we have  
19 yet to get.

20 We have a \$10,000 donation to build the  
21 ticket booth.

22 So we have just shy of \$1.2 million in  
23 donations to date.

24 Thank you.



1           What is it going to cost you? Okay, let's -  
2           we'll get right to the meat of this here. At  
3           \$15.43 per hundred thousand, this \$1.661 million  
4           is going to cost per - for a \$400,000 house it's  
5           going to cost the \$61.75 that you see one time,  
6           folks. And this is very important because this  
7           is a one time fee for folks. It's \$15 a quarter  
8           if you have a \$400,000 house and it'll only  
9           happen in one year.

10           Next, please. The field maintenance is a  
11           major issue. We have four years included in  
12           the bid. We've got - - the field does have an  
13           eight year warranty. It's expected to last in  
14           the ten to twelve years. We're not going to go  
15           further than that even though they are lasting  
16           longer. The technology has vastly improved and  
17           these synthetic fields do, you see they do  
18           eliminate rain-outs and they're - you're not  
19           playing on frozen fields. They are safer  
20           fields. There's just a lot of benefits to  
21           having this technology.

22           And another thing to say is that recycling of  
23           the fields is something that has really come to  
24           the forefront recently. And we expect that

1 we're going to be able to benefit that - by that  
2 down the road. Right now it's 50,000 to get rid  
3 of the turf and to put the new field down, and  
4 we're seeing those costs dropping dramatically.

5 So, next. These are some of the folks who  
6 have committed to the project. Thank you if  
7 your name is up there.

8 I'd like to thank the Community Preservation  
9 Committee, but I'd like to ask - actually thank  
10 you through the Community Preservation Committee  
11 because it is your monies that they have given us  
12 \$250,000 if this passes at the ballot. If it  
13 does not, then the money stays in the CPC.

14 But thank you for that, because that really  
15 is your money, and I do not want to miss that.  
16 So.

17 In closing, I'm just actually going to just  
18 ask Mr. Jim Kalperis to just make a real quick  
19 closing remark and I want to say thank you very  
20 much for your consideration on this and I'd like  
21 to entertain questions.

22 MR. KALPERIS: Good evening, Ladies and  
23 Gentlemen. My name is Jim Kalperis, a/k/a  
24 Kalpy.

1 I just want to say to you very briefly that  
2 for 40 years, about, I've been pounding these  
3 halls and the ones at Falmouth High School. And  
4 by now most of you have made up your mind which  
5 way you want to vote.

6 All I'm asking you is give us a chance.  
7 We've worked hard. We've tried to present you  
8 with something that is I think is going to be  
9 fun. And it's going to be nice. It's going to  
10 make a lot of athletes very happy and a lot of  
11 parents of those athletes happy.

12 It's something good.

13 So, if it's possible in your heart to let  
14 this go through to the ballot, that's all I have  
15 to say. Thank you. And that's it.

16 [Applause.]

17 MR. DUFFANY: Thank you, Jim.

18 Real quick, this gentleman has been a  
19 tremendous asset to us. As he's said, he's been  
20 around for 40 years and as everybody knows track  
21 and field is his thing. He's vetted these  
22 companies, these turfs, everything. He has  
23 really been an invaluable asset to us. He's  
24 working full time on this. Thank you.

1 THE MODERATOR: Okay, Madame Chairman.

2 CHAIRMAN MAGNANI: Mr. Moderator, in the  
3 explanation in the warrant booklet, the figures  
4 of 700,000 to 800,000 for the artificial turf  
5 replacement are incorrect. The Finance  
6 Committee was given information that included  
7 additional work that is not foreseen in a  
8 routine, ten year replacement.

9 The Finance Committee, however, stands by the  
10 explanation with this correction.

11 THE MODERATOR: Okay, discussion on Article  
12 24.

13 Yeah, back right, Ms. Mace.

14 MS. MACE: Rose Mace, Precinct 3.

15 Having played on this field three years ago,  
16 it really isn't that good. The field has  
17 potholes. I mean, if it's misty out, there's  
18 mud.

19 I know that the Finance Committee has  
20 already suggested that it isn't good a field. I  
21 guess my biggest thing is agreeing with Jim that  
22 I believe this should go to the voters. I don't  
23 believe that I should make the decision on  
24 whether or not everybody in Falmouth wants to pay

1 a one time fee for these kids to have a new  
2 field.

3 You know, these kids have to go all the way  
4 to Guv - to the Rec Center to play their football  
5 games and it just - I don't think it's fair.  
6 And having been one of those kids just three  
7 years ago going to the football games, all the  
8 way to the Rec Center, I would like to play at my  
9 high school. I would like to watch football  
10 games from my high school. You know? I think  
11 it would help out with the school spirit.

12 I think it would help these kids a lot. You  
13 know, they're the future of this town and I'd  
14 like to show them that I care about them and that  
15 I think that they need a new field.

16 So, I think it should go to the voters. I'm  
17 not saying that maybe we should do this. I'm not  
18 saying we shouldn't. I'm just saying that we  
19 should let the people of Falmouth, the whole town  
20 of Falmouth, vote on this. Thank you.

21 THE MODERATOR: Mr. Hampson.

22 MR. HAMPSON: I have a statement and also a  
23 question.

24 The statement is: Mike, you forgot about our

1 two-footed friends, which are called geese. And  
2 the reason why the geese are on a regular playing  
3 field is, number one: worms, and also other  
4 critters which are in the sediments below.

5 With this turf, I imagine you're not going to  
6 have that problem, is that correct?

7 MR. DUFFANY: [Nods.]

8 MR. HAMPSON: Okay.

9 And the other question I have is: if people  
10 want to donate to this, is there going to be an  
11 avenue to reduce the cost? I mean a lot of, you  
12 know, football people, they like to donate money  
13 --

14 [Laughter.]

15 MR. HAMPSON: - you know, because - it's one  
16 of those things. And so I'd like to know what  
17 provisions you have for that.

18 THE MODERATOR: Ms. Perry, I have you on my  
19 list if you would like to take a seat, thank you.

20 MR. DUFFANY: Yes, we do have forms if folks  
21 would like to donate. I would ask if we could  
22 even put the last couple of slides up at some  
23 point to show you there were two sheets of folks  
24 that have offered to donate.

1           But I do have forms and you're more than  
2 welcome to donate, and to Together We Can,  
3 they've been the conduit, if you will, for us as  
4 a nonprofit for accepting donations.

5           And our thought is that this money, we would  
6 seed these funds with this money to maintain the  
7 field and to even perhaps go towards the  
8 replacement cost, which would be a first because  
9 in town, here, we've never planned for replacing  
10 things when people came before you. It's just  
11 not - this will be a policy change, but we're  
12 looking to seed a fund to do so.

13           THE MODERATOR:    Okay, Ms. Long.

14           MS. LONG:    Cheryl Long, Precinct 8. A  
15 couple of things.

16           I think that's a great committee. My  
17 druther would be that you had a couple of coaches  
18 on that committee, only because you're building a  
19 field that the coaches are going to use with  
20 students. So I just - just kind of a suggestion  
21 that maybe as this project goes down the road,  
22 you get a couple of coaches on the committee.

23           The other thing that wasn't talked about, and  
24 I don't know the legality if this field is going

1 to be under the jurisdiction of the School  
2 Committee, but you haven't talked about the  
3 revenue that it can bring in. Having a turf  
4 field in a town to rent out space for a  
5 tournament such as the MMA does. Mass. Maritime  
6 Academy, that's a big money-maker for them. And  
7 if that's a possibility, is that something that  
8 we should be talking about the citizens who are  
9 going to be paying for it.

10 And the other thing I want to bring up is  
11 it's no secret in the town that we spent  
12 approximately 90 million on FHS, and I've said it  
13 before and I'm going to say it again: we have a  
14 great high school facility that still isn't a  
15 campus without a stadium and this field.

16 We have been trekking kids from the high  
17 school to Guv Fuller Field since Hector had pups.  
18 Let's do a campus, let's do it right. We're  
19 asking the citizens, this Town Meeting are going  
20 to ask the citizens yes or no to put it on the  
21 ballot to say, for another million dollars-ish,  
22 let's have a campus at FHS that we can be proud  
23 of.

24 I say: support this article.



1 THE MODERATOR: Okay, the gentleman on the  
2 left, yes.

3 MR. LEWIS: Wayne Lewis, Precinct 7. I  
4 coach in Special Olympics and we use the  
5 Barnstable facility quite often. And that  
6 facility is very nice. It's got drains around  
7 the edge of it between the track. And when I say  
8 track, this is my whole point: is this field  
9 going to have a track around it or is it just  
10 football, lacrosse, whatever?

11 MR. DUFFANY: This field will not have a  
12 track around it. This field is designed for  
13 soccer, lacrosse, field hockey and football.

14 MR. LEWIS: Okay, and parking I assume would  
15 be at the high school?

16 MR. DUFFANY: I'm sorry?

17 MR. LEWIS: Parking?

18 MR. DUFFANY: Parking will be at the high  
19 school, yes.

20 MR. LEWIS: Correct. Okay, thank you.

21 THE MODERATOR: Ms. Murphy. Behind you,  
22 there.

23 MS. MURPHY: Thank you, Mr. Moderator, Carol  
24 Murphy, Precinct 9. I want to know if everyone

1 here and everyone in the town knows we currently  
2 have 72 playing fields already, and why we can't  
3 take money and better those fields before we go  
4 ahead with this multi-million dollar project.

5 THE MODERATOR: Ms. Perry.

6 MS. PERRY: Thank you. Good evening. Jane  
7 Perry, Precinct 8.

8 Through you, Mr. Moderator, I have two  
9 questions. I do rise in support of this article.  
10 My first question is: I didn't hear the answer to  
11 the gentleman about parking. So, could you-

12 THE MODERATOR: At the high school.

13 MS. PERRY: Parking at the high school for  
14 these fields. Is it adequate? Are you going  
15 to make a parking area?

16 MR. DUFFANY: We are not planning another  
17 parking area. There's a lot of parking at the  
18 high school.

19 MS. PERRY: Okay.

20 My other question is, as the chair of the  
21 Commission on Disabilities and your presentation  
22 about the press box, does that include the  
23 \$40,000 for the lift?

24 MR. DUFFANY: Yes, it does.

1 MS. PERRY: Okay.

2 And all of these facilities will be - I hate  
3 that word handicapped accessible. They will be  
4 accessible for the disability community, such as  
5 the rest rooms, the ticket box, the concession  
6 stands and the bleachers?

7 MR. DUFFANY: Yes, thank you for asking.  
8 It will be ADA compliant.

9 MS. PERRY: Okay. That leads me to my  
10 comment. It may be ADA compliant, and you do  
11 have people on your committee who understands  
12 about the American with Disabilities Act law.  
13 However, you need to make sure it is compliant  
14 with the Architectural Access Board. They're  
15 the ones that tell you how wide a parking space  
16 should be, how high a lift should be. And I hope  
17 in the future, that when it comes to actually  
18 doing this, that you involved and asked the  
19 Commission on Disabilities to give their input.  
20 Because even though the people and developers  
21 make things compliant, when the disability  
22 community goes to use them, it doesn't work.  
23 That is the biggest issue with my committee  
24 members and anybody else that has served on the

1 Commission.

2 But again, I thank you for your due  
3 diligence, your hard work in making this a  
4 reality. Thank you very much.

5 MR. DUFFANY: Thank you for your comments.

6 THE MODERATOR: Mr. Donahue.

7 MR. DONAHUE: Bob Donahue, Precinct 3.

8 Through you, Mr. Moderator, to the Finance  
9 Committee. You said it's less than the 700 to  
10 800,000. What is the actual number?

11 I think this is one of those numbers that are  
12 scaring people, thinking ten years from now we're  
13 going to have to put 800,000 into it, and it  
14 turns people off. I personally am very much in  
15 favor of this. I was hoping that it would also  
16 have a track along with it because I think that  
17 is a draw for making some money on the thing.

18 But what is the actual charge, or will -  
19 estimated charge for replacement of the field in  
20 the future?

21 MR. DUFFANY: It's - there are two costs  
22 related to that. One is the removal and re-  
23 installation of the cost of the field, which is  
24 \$50,000. And the cost of the turf today is

1 \$340,000. So we've been telling people that  
2 it's a \$400,000 replacement cost. We have seen  
3 the cost of the field drop. The cost of the turf  
4 dropping during this process, if you will. And  
5 then we've seen recently the recycling aspect of  
6 it that we think is going to be a win-win for the  
7 Town.

8 So we've been telling folks that it's a  
9 \$400,000 proposition.

10 THE MODERATOR: Mr. Johnson.

11 MR. JOHNSON: Leonard Johnson, Precinct 5.  
12 I know you're all football fans, but I want to  
13 reiterate what Mike just said about this is a  
14 multi-purpose field. It will be used for many  
15 different sports, not just football.

16 I'm familiar with a field like this in the  
17 middle of New Hampshire where they have the Town  
18 teams play on it; everybody plays on it.

19 And I do have a question - and these people  
20 play at night. Are you going to have lighting?  
21 I may have missed that. Will there be lighting  
22 on this facility?

23 MR. DUFFANY: Thanks, Leonard, because I  
24 actually did pass over on that accidentally. But

1 we do, we have - we have a tremendous lighting  
2 package, actually. We've got these 60 foot Musco  
3 lights that are very similar to the lights that  
4 are around the track now. If you've seen it,  
5 it's one of the highlights, actually, of that  
6 campus is that, as well-lit as it is, the light  
7 is a down-light. It's not - it doesn't light up  
8 the neighborhood.

9 These lights come with a 25 year maintenance  
10 warranty, okay? For 25 years, they are going to  
11 re-aim the lights after storms. They'll change  
12 the bulbs for - at no cost to the Town. These  
13 lights are 40 percent, approximately 40 percent  
14 more efficient than the lights at Fuller Field  
15 now, which are a very efficient Musco lighting  
16 system. It's the same company. But 25 years,  
17 and so that's, if you're thinking about  
18 maintenance, that's a nice thing to know.

19 Number one, you're going to save 40 percent  
20 on your bill and - and we haven't applied that  
21 money. We haven't tried to apply monies that are  
22 already in Fuller Field taking care of different  
23 parts of it. We're leaving that for, you know,  
24 for others, for the Town to do, because it's

1 their monies that need to be either shuffled  
2 across the tables, budgets, you know, somewhat  
3 realigned.

4 We're talking about \$7,000 - \$7500 a year to  
5 line the field and we're talking about \$5,000 a  
6 year to maintain the field. Hard to believe but  
7 it's \$5,000. It gets groomed about every six to  
8 eight weeks with this grooming machine that we  
9 have. It gets a thorough cleaning three times a  
10 year; part of that is they check all the seams in  
11 the field. They check the in-fill in the field.  
12 They - Kim is here from CDM that could answer  
13 some of the other questions of it, but it -  
14 they're going to test for the GMAX factor in like  
15 20 different locations on the field.

16 There's a lot that - you know, we get a  
17 written report three times a year and that,  
18 again, that's for the first four years that's  
19 included in the cost.

20 THE MODERATOR: Okay, Ms. Fenwick.

21 MS. FENWICK: Judy Fenwick Precinct 1.

22 I just wanted to report out an activity of  
23 the School Committee. That the School Committee  
24 at its April 7<sup>th</sup> meeting voted to support this

1 article contingent upon resolving maintenance and  
2 replacement costs.

3 The first step is ours to take this evening  
4 in order to put this community project before the  
5 Town voters in May. Resolution of maintenance  
6 and replacement costs would be finalized way  
7 prior to September 1 if the measure passes the  
8 May ballot. And that September 1 date is when  
9 the bids cease to be in existence.

10 Therefore I think that these costs should not  
11 be a deal breaker to keep this initiative from  
12 moving forward through Town Meeting to the May  
13 ballot.

14 And, one thing I'd like to ask, following up  
15 on George Hampson's suggestion about ability to  
16 make donations. Karen Bissonnette is a very  
17 effective fund-raiser and I'm sure there will be  
18 a menu of naming opportunities. So that, you  
19 could endow a bleacher or have your name on a  
20 restroom.

21 [Laughter.]

22 THE MODERATOR: Mr. Shearer. You're all  
23 set?

24 Mr. Herbst.



1 MR. DUFFANY: You can buy a seat for \$250;  
2 we've already got that form ready to go. Or a  
3 family of four for a thousand.

4 MR. HERBST: Ralph Herbst, Precinct 8.

5 First of all, \$61 for a household, an average  
6 household, is like dinner for two. If you can  
7 talk your wife into that.

8 [Laughter.]

9 MR. HERBST: So, that's not a whole lot of  
10 money per household. And then, if you're really  
11 hurting, you can go to a friend's house or get a  
12 relative to spring for it.

13 I have two questions for your Committee, Mr.  
14 Duffany.

15 Number one is who will control the use of the  
16 field from a scheduling point of view from the  
17 time it opens in the morning until it closes at  
18 night, 365 days a year.

19 And the second question is: this body voted  
20 money for lighting at Fuller Field quite a few  
21 years ago, and so has your committee looked into  
22 what that field will be used for once you go over  
23 to this artificial field? Because I think it's  
24 important for the people to know how the fields

1 that are going to be freed up, so to speak,  
2 because of this new facility, will be used.

3 And lastly, I promise not to play my ukelele  
4 during half-time.

5 [Laughter.]

6 THE MODERATOR: Mr. Duffany.

7 MR. DUFFANY: Okay, um, I'm trying - what  
8 was - oh, the first question was about the  
9 lights. Sorry, sorry, Ralph.

10 There's one pole down there that services the  
11 football program now. All the other poles that  
12 are there service the baseball. And of course  
13 the Commodores, you know, call that their home.  
14 And albeit for me to say that, but it would be  
15 nice to see them be able to sink their teeth a  
16 little bit more into that home. I think, you  
17 know, but again it's not really for me to say.  
18 But we see that part of it growing, and I'm going  
19 to ask Sandy Cuny who's on our committee who's  
20 the head of the Recreation Committee to address  
21 the other. Thank you.

22 MS. CUNY: Sandra Cuny, Precinct 2.  
23 Recreation Committee Chairman.

24 I did want to say just a couple of things. I

1 was on the original Guv Fuller Field Study  
2 Recreational Area Group, along with my colleague  
3 Mike Duffany and Mark Dupuis. And that was back  
4 in 1999. And he briefly went over what we did  
5 back then when we looked at Guv Fuller Field, the  
6 field we have now to play football.

7           Regardless of how many fields we have in this  
8 Town, that's our football field right now.

9           And it was a \$1.2 million project to fix up  
10 Guv Fuller Field. And the only reason we didn't  
11 do it back in 1999 - this body appropriated money  
12 for us to do that. But we didn't do it because  
13 we gave people a chance to vote on it, and that  
14 vote was in May of 2002. So it has been 12  
15 years.

16           And I put it in simple terms that, you know,  
17 after the vote, what happened? Someone dropped  
18 the ball, it went out of bounds, it got lost.  
19 Until two years ago, when we picked it up. And  
20 we just wanted to get it back in play.

21           So \$1.2 million that was never spent on Guv  
22 Fuller Field and that's why our field looks the  
23 way it does now. Those bleachers will  
24 definitely have to come down. They are a safety

1 issue, by all means.

2 But when the Recreation Committee supported  
3 this back then, the Town of Falmouth, there was  
4 over 600 people that signed a petition that  
5 wanted to move the program to the high school.  
6 And that got us talking to different people about  
7 what we could do at Guv Fuller Field. It's the  
8 only recreational center in the town. And right  
9 now it's a muddy football field that's used for  
10 about five home high school games a year.

11 So this will give us a chance to look into  
12 it. There's nothing definite in place, but it  
13 will give us a chance. We can keep up the  
14 baseball field fence, maybe permanently. I  
15 still think we should put an addition on for the  
16 Senior Center back there.

17 But there's a lot of things you can do. You  
18 can have outdoor tennis, more outdoor basketball  
19 courts. You can have racquetball. You can have  
20 paddle tennis, Lynn, ha-ha.

21 So, there's a number of things, but we're not  
22 doing that now and that's something we can look  
23 at if we decide to move the field. It would be  
24 like putting the cart before the horse.

1           So, let's move it and then the Recreation  
2           Committee and the Department and the people of  
3           Falmouth can get together and you can tell us  
4           what you'd like to see there. Thank you.

5           THE MODERATOR: Okay, in the forth row,  
6           here.

7           I'm going to go into an anything new mode,  
8           okay? Because I think folks are about ready to  
9           vote.

10          So, anything new.

11          MR. DUFFANY: I do owe Mr. Herbst an answer  
12          to one of his questions, Mr. Moderator.

13          THE MODERATOR: Oh, okay -

14          MR. DUFFANY: And that's who's going to -  
15          how do you get the use of this field. And  
16          there's a process in place right now that you -  
17          that you - it would be the same process that's  
18          there now. Dan Murphy runs that and so nothing  
19          changes there at all, for the use of any of this  
20          facility or the other fields. Thank you.

21          MS. VOGEL: Hi. Wendy Vogel, Precinct 4,  
22          Finance Committee Member. It sounds like I'm  
23          going to have an unpopular opinion, here.

24          On my way in tonight I was reading the

1 Citizen's Checklist, and that made me think of  
2 this article. And the Citizen's Checklist asks  
3 us, first, to be considered on a vote, is it  
4 necessary or is it going to be provided by a  
5 private group. The owner of the Sports Center  
6 recently announced that he plans to install an  
7 indoor field which may accommodate some of the  
8 teams that you're indicating would use this.

9 The second item is the one that I'd really  
10 like to speak to as a Finance Committee Member;  
11 it's can we afford it. And this is an override  
12 issue and I wonder if we told the School  
13 Committee they could have \$2 million a month ago  
14 if this is what they would have chosen to spend  
15 it on. Or if they would have chosen to keep some  
16 positions and buy more things for education.

17 The next item that comes to me on the  
18 Citizen's Checklist is, is it in the balanced  
19 best interests of all. And it seems to me that  
20 there are I believe six varsity teams that will  
21 be using it, and the Recreation Director just  
22 said it's all about football. And if it's all  
23 about football and football has five home games,  
24 is it wise to spend \$2 million on that?

1           The other thing is, is it a foot in the door  
2 proposition. Is it going to bring a burden  
3 later? The reason the Finance Committee wanted  
4 to make the cost - the public aware that there  
5 will be costs to replace the field is because,  
6 with a grass field, in ten years you're not  
7 removing it and replacing it, but with this you  
8 are and some people might not be aware of that.

9           And the last one is the hardest, because none  
10 of us like to say "no" to the kids. And the  
11 question number nine is, is it's appeal based on  
12 emotional propoganda. And anything for our kids  
13 is very emotional.

14           So, I'm reluctant. I applaud sports. High  
15 school sports were great to my kids and to my  
16 family, but we as parents paid for our kids  
17 sports and we took them to the fields or the  
18 locations that had the facilities we needed  
19 rather than asking the Town to pay for it.

20           So, I know as a parent sometimes you have to  
21 say "no" to the kids, and from a financial  
22 perspective I don't think the timing is right for  
23 this. Thank you.

24           THE MODERATOR: Mr. Andrade, in the back.

1 MR. ANDRADE: Hi, my name's Bill Andrade,  
2 and from Precinct 1, and also the varsity soccer  
3 coach at Falmouth High School.

4 This past season I - I guess I've been there  
5 for 17 years, maybe a little bit more, and  
6 coached at many different fields in town, but  
7 this past season I had great difficulty with my  
8 team first of all trying to practice on my field  
9 because I couldn't find a level - level surface  
10 to run drills.

11 Secondly, I had to, after the second game of  
12 the season, had to relocate all of my home games  
13 because the field was really unplayable for a  
14 varsity sport.

15 The question is, I guess it was raised just  
16 earlier is that, will it just be used - the field  
17 be used just by the football team, which will  
18 play five games. We play nine home games, or  
19 ten, depending upon, you know, how many games we  
20 have scheduled.

21 The girls' varsity team plays ten home games.  
22 JV teams will play on it. Field hockey teams  
23 will play on it. And again, football teams will  
24 scrimmage on it and practice on it.



1           We need a surface that the kids can be proud  
2 of. Like strong educators, strong schools, we  
3 need proud, proud kids. Kids that are proud to  
4 want to play on the turf in Falmouth.

5           This past weekend, I went to Nantucket with  
6 the Youth Soccer Team. And as I drove in, I  
7 looked to the right and there was a turf field  
8 being constructed by RAD, RAD Turf. The smiles  
9 on the faces of the parents was overwhelming.

10          Got on the boat, got back in my car, drove to  
11 Pembroke for a lacrosse game the same day. My  
12 son played on a turf field.

13          How can we go wrong? I think our kids  
14 deserve it. I think preventing injuries is a  
15 must and I urge you to please vote for this.

16          THE MODERATOR: Okay, Mr. Pinto.

17          MR. DUFFANY: There will be approximately 80  
18 junior varsity and varsity games played on this  
19 each season, each year.

20          MR. PINTO: Thank you, Mr. Moderator, Greg  
21 Pinto, Precinct 9.

22          I think we've gotten all we need to get out  
23 of this article. I move the question.

24          THE MODERATOR: Okay, the question will come

1 on moving the previous question. All those in  
2 favor, signify by saying aye.

3 [Aye.]

4 THE MODERATOR: All those opposed no.

5 [No.]

6 THE MODERATOR: It is the opinion of the  
7 chair is that the ayes have it by a two-thirds,  
8 so the question is called.

9 The question will come on the main motion.  
10 Now, this is a simple majority because there's no  
11 borrowing involved. It will go to a ballot if  
12 you vote in favor of it, but it's not borrowing,  
13 so it's a simple majority.

14 This is for \$1,661,146 for the all purpose  
15 community athletic field. All those in favor  
16 signify by saying aye.

17 [Aye.]

18 THE MODERATOR: All those opposed no.

19 [No.]

20 THE MODERATOR: It is the opinion of the  
21 Chair that the ayes have it by a majority.

22 [Applause.]

23 MR. DUFFANY: Thank you very much.

24 THE MODERATOR: Article 25, Madame Chairman

1 for the main motion.

2 CHAIRMAN MAGNANI: Mr. Moderator, I move  
3 Article 25 as recommended.

4 THE MODERATOR: Article 25, this is to  
5 transfer the sum of \$300,000 from Certified Free  
6 Cash to the Energy Receipts Reserved for  
7 Appropriation Account.

8 Discussion on Article 25?

9 Ms. Siegel. With the microphone.

10 MS. SIEGEL: [No mic:] Mr. Moderator -

11 THE MODERATOR: With the microphone, please.

12 MS. SIEGEL: Deborah Siegel, Precinct 6.

13 Mr. Moderator, I held this article and I  
14 respectfully request that we take our break now  
15 and discuss this first thing after the break.

16 THE MODERATOR: So you're making a motion to  
17 adjourn?

18 MS. SIEGEL: Yes.

19 THE MODERATOR: All those in favor of  
20 adjourning now for the break, signify by saying  
21 aye.

22 [Aye.]

23 THE MODERATOR: All those opposed no.

24 [No.]

1 THE MODERATOR: It's the opinion of the  
2 chair is that the ayes have it. We'll take a 15  
3 minute recess.

4 MS. SIEGEL: Thank you.

5 [Whereupon, a recess was taken.]

6 THE MODERATOR: Okay, here we go. Re-  
7 establish the quorum.

8 [Pause.]

9 THE MODERATOR: In the first division we  
10 have Mr. Netto; in the second division we have  
11 Mr. Dufresne; the third division we have Mr.  
12 Hampson. Okay.

13 Here we go. All Town Meeting Members present  
14 please rise for the establishment of the quorum  
15 and the tellers will return a count.

16 [Pause.]

17 THE MODERATOR: We still have this black  
18 notebook up here if anybody left that in the  
19 restroom earlier this evening.

20 [Pause.]

21 THE MODERATOR: In the third division, Mr.  
22 Hampson.

23 MR. HAMPSON: 55.

24 THE MODERATOR: 55.

1 In the first division, Mr. Netto.

2 MR. NETTO: 46.

3 THE MODERATOR: 46.

4 In the second division, Mr. Dufresne.

5 MR. Dufresne: 91.

6 THE MODERATOR: 91.

7 By a counted vote of 192, we have a quorum  
8 and we're back in session.

9 Ms. Siegel had the floor, main motion Article  
10 25, as recommended.

11 MS. SIEGEL: Deborah Siegel, Precinct 6.

12 Mr. Moderator, I offer the following amendment to  
13 Article 25, and I'm hoping it will go up on the  
14 screen.

15 [Pause.]

16 MS. SIEGEL: Do you want me to read it  
17 before it goes up on the screen? I don't know.

18 THE MODERATOR: There it is.

19 MS. SIEGEL: There it is, all right.

20 To see if the Town will appropriate a sum of  
21 \$100,000 to the Energy Receipts Reserved for  
22 Appropriation Account and \$200,000 to the  
23 Renewable Energy Stabilization Fund for further  
24 appropriation and to determine how the same shall

1 be raised, or do or take any other action on this  
2 matter.

3 The \$100,000 would meet the Town's deficit  
4 for operating each turbine one-half time. These  
5 funds can be used without further Town Meeting  
6 approval.

7 The \$200,000 will go into the account which  
8 requires Town Meeting approval before it can be  
9 used.

10 THE MODERATOR: Ms. Siegel, is your motion  
11 to raise and appropriate the total \$300,000, or  
12 did you want to transfer from Certified Free Cash  
13 \$200,000?

14 MS. SIEGEL: The - [laughs].

15 THE MODERATOR: Because, I'm just asking,  
16 because the recommendation is to transfer this  
17 amount from Free Cash and I don't see any  
18 reference to Free Cash transfers in your motion.

19 MS. SIEGEL: You're right.

20 THE MODERATOR: So you're trying to put this  
21 on the tax levy?

22 MS. SIEGEL: Y-y-yes-s-s. I -

23 FROM THE FLOOR: No.

24 MS. SIEGEL: No? No.

1 THE MODERATOR: Do we have the flexibility  
2 of \$300,000 -

3 MS. SIEGEL: No.

4 THE MODERATOR: - on the levy?  
5 We don't have that type of flexibility.

6 MS. SIEGEL: No, not trying to put this on  
7 the tax levy. We're trying to put the \$100,000  
8 in the Energy Receipts Reserved for Appropriation  
9 Account.

10 THE MODERATOR: Okay, so you want to  
11 transfer the sum of \$100,000 from Free Cash to  
12 the Fund -

13 MS. SIEGEL: Yes.

14 THE MODERATOR: - and transfer \$200,000 from  
15 Free Cash into the Stabilization Fund -

16 MS. SIEGEL: Yes.

17 THE MODERATOR: - as your main motion.

18 MS. SIEGEL: Yes.

19 THE MODERATOR: Okay. Can we follow that?  
20 So this amount - yeah?

21 FROM THE FLOOR: I believe the main motion  
22 is before [inaudible.]

23 THE MODERATOR: Yeah, so this is an  
24 amendment, I'm sorry.

1           Yeah, so your amendment, your motion, which  
2 is an amendment -

3           MS. SIEGEL:    Yes.

4           THE MODERATOR:   - would be to do it from  
5 Free Cash into those two bifurcations.

6           MS. SIEGEL:    Yes.

7           THE MODERATOR:   Okay, so that's the main -  
8 that's the main amendment right now on the floor,  
9 is to transfer from Free Cash 100,000 and 200,000  
10 and put them in the two different locations.  
11 Okay.

12          MS. SIEGEL:    Yes.

13          THE MODERATOR:   Okay, go ahead.

14          MS. SIEGEL:    Neither Selectmen nor Town  
15 officials have provided Town Meeting with  
16 information about the costs of operating Wind I  
17 and II, about the Town's legal - turbine legal  
18 costs, what the Town's operational plans are for  
19 the future or indeed what commitments the Town  
20 has made to the CEC in return for the receipt of  
21 \$1.8 million over the next 15 years.

22                 Many questions could be asked. For example,  
23 if the Town has unpaid debt for Wind I only and  
24 the two turbines are operating half time each at



1 full speed, since the Town now has no curtailment  
2 for high wind speeds, the Town effectively has  
3 one full-time turbine. So why is there a  
4 deficit?

5 Or, another question that could be asked is  
6 what are the limitations on spending money from  
7 any of the relevant accounts? Especially the  
8 Energy Receipts Reserved for Appropriation  
9 Account.

10 However, if Town Meeting Members wish to  
11 approve Article 25 without having any of this  
12 information, they should at least do it in a way  
13 that gives Town Meeting some control over how  
14 these funds will be spent.

15 I'd like to make a couple of points, here.  
16 What this does is it gives the Town the money it  
17 needs right now to make up the deficit.  
18 Admittedly, even if you have concerns about this,  
19 you don't just toss out an offer of \$1.8 million  
20 without considering it very seriously. But  
21 we're in a situation without much information, so  
22 trying to make a responsible - we're trying - I'm  
23 trying to make a responsible motion to enable  
24 Town Meeting to get more control, so that we can

1 better understand what we're voting for and can  
2 make an informed decision. And that is our job,  
3 to understand how the money is going to be spent.

4 But we're being put in a very difficult  
5 position and I don't know how we can be expected  
6 to make intelligent decisions without the facts.  
7 Thank you.

8 THE MODERATOR: Discussion on the amendment.  
9 Yes, Mr. Latimer.

10 MR. LATIMER: Richard Latimer, Precinct 1.  
11 I'm kind of mystified by Ms. Siegel's apparent  
12 concern here. Where I read this, it says we  
13 have a court order handed down in November,  
14 mandated reduction in operation to 12 hours a  
15 day, to include 24 - Sunday full shut down.  
16 This has been projected to reduce turbine annual  
17 operating revenues by \$250,000 to \$280,000, and  
18 that is a cost that we have incurred where,  
19 allowing for some reasonable margin of error,  
20 we're being asked to take \$300,000 to meet that  
21 deficit.

22 It's very simple. That we're the ones that  
23 will decide whether to do that. That's the  
24 control, is to pay the deficit that we are

1 ordered to incur because some people have chosen  
2 to take those turbines to court. So I see no  
3 reason why we should not just simply vote this  
4 article as recommended and to meet our  
5 obligations under the court order and to the CEC  
6 at the same time. Thank you.

7 THE MODERATOR: Ms. Alwardt.

8 MS. ALWARDT: Mary Ellen Alwardt, Precinct  
9 4. Through you, Mr. Moderator, I'd like to  
10 question the appropriation of the amendment and  
11 of Article 25. It's requesting an appropriation  
12 to fund the Energy Receipts Reserved for  
13 Appropriation.

14 According to the Department of Revenue,  
15 Receipts Reserved for Appropriation are actual  
16 collections from a specific revenue source.  
17 They are segregated from the General Fund and  
18 earmarked for a specific purpose, and in this  
19 case renewable energy.

20 Thank you.

21 THE MODERATOR: Ms. Petit.

22 MS. PETIT: Yes, the article is taking  
23 Certified Free Cash and putting it into the  
24 Energy Receipts Reserved for Appropriation

1 Account. We're not taking it out.

2 So, we can put money into the Energy Receipts  
3 Reserved for Appropriation Account.

4 FROM THE FLOOR: [Inaudible].

5 THE MODERATOR: Okay, if you want to bring a  
6 copy up here and just hand it up here.

7 Ms. Davis. Ms. Davis, you're next on the  
8 list.

9 [Pause.]

10 MS. PETIT: Do you want me to expand on  
11 this?

12 THE MODERATOR: Yeah, if you've had a chance  
13 to read it.

14 MS. PETIT: Yes, this, it is a Receipts  
15 Reserved for Appropriation Account, but this  
16 account was set up by special legislation, so it  
17 does give us the flexibility to put money into  
18 that account. I did read the special  
19 legislation and if there's any more questions on  
20 the special legislation that was passed a number  
21 of years ago, I'm sure the Town Counsel can refer  
22 to that.

23 THE MODERATOR: Ms. Davis.

24 MS. DAVIS: Mr. Moderator, thank you.

1 Through you, to those who are seated and to all  
2 the Town Meeting representatives who are here  
3 tonight, I would like to share a few words, if I  
4 may, before I address the particular article in  
5 question.

6 All of us here, whether we are elected or  
7 appointed or employed by the Town, come here to  
8 serve. And we serve the public. We've done  
9 this out of choice, whatever our capacity is.

10 I am reminded through history and through  
11 others the relationship that we have, of us who  
12 serve, with those who put us here. And there is  
13 an agreement between us, those who serve and  
14 those who put us here, that we will represent  
15 them, that we will serve them.

16 But this agreement is more than that. It's a  
17 covenant. It is actually a promise of trust that  
18 we will do more than serve the people, we will  
19 put them first. That's our job.

20 Who are the people? They're not just my  
21 contingency - constituency, excuse me, or my  
22 precinct; they're everyone. They sit up here;  
23 they are you. Individually, they are Mr.  
24 Dufresne; I serve him also when I sit here. I

1 serve Deborah Siegel. I serve Ken Buckland. I  
2 serve all of you when I'm in this job.

3 You should expect from me that I will do my  
4 job the best that I can, because I serve you all.  
5 You, in turn, serve all of us. We have a  
6 responsibility, all of us, to serve each other  
7 and to do the best when we deliberate on  
8 decisions and our money that affects all of us.

9 My focus here is on the finances. I will  
10 move right to that. This amendment provides - I  
11 should say the article, and also the amendment,  
12 provide very little information on which I,  
13 representing and serving the public, can make a  
14 decision on their, our, your, money.

15 And so I have a question that I would like to  
16 ask of the Town Manager or the Chairman of the  
17 Board of Selectmen: what information, specific  
18 information, can you provide to us that would  
19 help me serve everyone here in making a  
20 responsible decision?

21 THE MODERATOR: Mr. Suso.

22 MR. SUSO: Thank you, Mr. Moderator, I have  
23 a presentation whenever it would be appropriate  
24 to deliver that.

1 THE MODERATOR: Let's - why don't we do the  
2 presentation now. I know we ended up with an  
3 amendment on the floor as the first motion, but  
4 do you want to do the presentation? What do you  
5 have? Because it's the same amount of money,  
6 it's just where it's going to be appropriated to.

7 MS. DAVIS: Mr. Moderator, may I remain  
8 here?

9 THE MODERATOR: Yeah.

10 MS. DAVIS: Thank you.

11 MR. SUSO: Thank you, Mr. Moderator.

12 Julian Suso, Town Manager.

13 Am I to wait for this speaker to be completed  
14 or to interject myself?

15 THE MODERATOR: I mean, you can do the  
16 presentation.

17 If you want the microphone after we will -

18 MS. DAVIS: Yes, thank you.

19 THE MODERATOR: - or you can sit. I mean,  
20 you don't have to stand.

21 MS. DAVIS: No, I'll stand, thank you.

22 MR. SUSO: Mr. Moderator, if I may. Just  
23 prior to my remarks, the amendment offered had  
24 some flaws in it. May I ask the Finance

1 Director Jennifer Petit to comment on a couple  
2 issues, financial issues, that Town Meeting  
3 should be aware of? Just take a moment.

4 THE MODERATOR: Yes.

5 MS. PETIT: Thank you.

6 I just wanted to clarify that the money going  
7 into the Energy Reserve Account, when you spend  
8 out of the Energy Reserve Account it has to be a  
9 Town Meeting vote. We can't just spend out of  
10 it. So that's a majority vote.

11 When you spend out of the Stabilization Fund,  
12 that's a two-thirds vote. I just wanted to make  
13 that clarification.

14 MR. SUSO: Thank you.

15 Also a couple points of information, Mr.  
16 Moderator. The earlier speaker regarding the  
17 amendment, based on the notes I made, indicated  
18 \$100,000 will cover what was anticipated to be  
19 the deficit in each turbine running at half time,  
20 and I just want to affirm that the turbines are  
21 not running at half time, they're not running at  
22 anywhere near half time, nor would this begin to  
23 cover the deficit. And we'll be talking about  
24 that here in a moment.



1           The turbines are running six hours a day -  
2           pardon me, 12 hours a day, six days a week.  
3           Nowhere near half time.

4           Some comments on Town Meeting Article 25, and  
5           at the closure of my comments I do have one  
6           single PowerPoint slide to put up. But I'll  
7           begin my comments first.

8           Again, thank you, Mr. Moderator, Members of  
9           Town Meeting.

10          Regarding Town Meeting Article 25,  
11          regrettably there's been a significant amount of  
12          misinformation generated on this article by those  
13          who clearly do not fully understand the  
14          background and relative simplicity of what is  
15          actually being proposed. Nor do they understand  
16          the history behind this Town Meeting article.

17          As Town Manager, I'm the person who first  
18          brought this proposal forward. Let me replace  
19          the recent misinformation - and many of you have  
20          seen it in emails and related articles - let me  
21          replace that misinformation with facts.

22          The concept behind Town Meeting Article 25  
23          was first developed several months ago, in  
24          November and December, 2013. This was proposed

1 as part of the FY '15 Annual Budget which, under  
2 the Falmouth Charter, the Town Manager is  
3 responsible for bringing to the Board of  
4 Selectmen no later than January first of each  
5 year.

6 My 2015 Budget Message to the Board of  
7 Selectmen appears in full in your Town Meeting  
8 Warrant Booklet that each of you have, the  
9 yellow-covered booklet. My five page message is  
10 there; it talks about this.

11 It was authored on December 23<sup>rd</sup>, 2013. The  
12 first full paragraph on page two of my budget  
13 message reads as follows: "This FY 2015 budget  
14 includes a total of \$176,859 in wind turbine  
15 expenses necessarily supported by General Fund  
16 revenue." This is FY '15.

17 "As stated last year", which I did in my  
18 Budget Message for FY '14, "it has been  
19 anticipated that wind energy receipts will no  
20 longer support the operating expenses of the wind  
21 turbines unless both turbines operate at full  
22 capacity and generate requisite revenues. Last  
23 fiscal year" -- again '14, the one that we're  
24 completing in the next two months -- "the wind

1 turbines generated approximately \$422,000 in  
2 revenue which supported the debt service on Wind  
3 I only. The" --temporary-- "court order recently  
4 received reduces the daily operating hours of  
5 both turbines from 16 to only 12 per day, and in  
6 addition mandates a total shutdown of both  
7 turbines on Sunday of each week." Much less than  
8 half capacity.

9 "This court order is anticipated to decrease  
10 wind turbine annual operating revenues to the  
11 taxpayer by \$250,000 to \$280,000. This is, of  
12 course, a very significant revenue decrease from  
13 last year in those annual wind turbine revenues  
14 specifically intended to support wind turbine  
15 operations. Operating the two Town wind turbines  
16 in a responsible, business-like manner will  
17 therefore require that an ever-increasing subsidy  
18 come from the General Fund. I am further  
19 recommending" - this is December 23<sup>rd</sup> - "I am  
20 further recommending a Town Meeting warrant  
21 article that will fund the Wind Turbine Reserve  
22 Account from Free Cash in the minimum amount of  
23 \$300,000."

24 I go on to say in that same Budget Message,

1 "This unfortunate, damaging structural deficit  
2 will continue at least until both turbines are  
3 restored to operation at the minimum level of 16  
4 hours per day as voted by the Board of Selectmen  
5 on September 30, 2013."

6 Recently, the Massachusetts Clean Energy  
7 Center took action and issued a press release,  
8 indicating a willingness to offer financial  
9 assistance to the Town in support of the  
10 operating costs of the Town of Falmouth's wind  
11 turbines. We have not yet received any proposed  
12 contract language on such an offer of financial  
13 aid. When such language is received, the Town  
14 will fully review and critically assess this  
15 opportunity from a legal standpoint.

16 Some individuals are speculating on future  
17 possible contract language. This is totally  
18 speculative, potentially misleading and not based  
19 on facts. No action would be considered that  
20 would in any way compromise the Town of Falmouth.

21 My personal appeal to Town Meeting Members is  
22 to consider supporting proposed warrant Article  
23 25 on its own merits, based upon the  
24 recommendation which I as Town Manager made in my

1 December 23<sup>rd</sup>, 2013 Budget Message, a copy of  
2 which all of you have.

3 I appreciate receiving the voted support of  
4 the Finance Committee in this critically  
5 important measure.

6 Whether a state agency does or does not offer  
7 financial support to the Town of Falmouth is  
8 immaterial as it relates to making an informed,  
9 responsible decision on this article.

10 The wind turbines are large and complex  
11 machines, the purchase of which was authorised by  
12 Town Meeting. As Town Manager, I assure you that  
13 I am committed to operating these Town capital  
14 assets in a responsible, business-like manner on  
15 behalf of the taxpayers of Falmouth, who have  
16 entrusted us to exercise responsible stewardship  
17 over these multi-million dollar assets.

18 I ask that you ignore the background  
19 confusion which a few are attempting to generate.  
20 I respectfully urge your favorable consideration  
21 of this article and I thank you. And I'll ask  
22 if my colleagues might put this on the  
23 PowerPoint, thank you.

24 Again, just emphasizing two items from,

1 again, my December 23<sup>rd</sup> Budget Message: "Operating  
2 the two turbines in a responsible, business-like  
3 manner will therefore require an ever-increasing  
4 subsidy from the General Fund. I am further  
5 recommending a Town Meeting warrant article that  
6 will fund the Wind Turbine Reserve Account from  
7 free cash in the minimum amount of \$300,000."  
8 That was recommended way back in December. My  
9 recommendation has remained. The recent  
10 information is just that, background information.

11 Again, I appeal to you to consider approving  
12 this on its own merits. Thank you.

13 THE MODERATOR: Okay. Thank you, Mr. Suso.  
14 Ms. Davis.

15 MS. DAVIS: Thank you, Mr. Suso, and I would  
16 probably agree with about 95% of what you  
17 presented to us tonight.

18 My concern is not the involvement with the  
19 state at all. My concern is that - about the  
20 finances and the running of these turbines  
21 continually at a deficit.

22 What I see here, unfortunately, is a  
23 financial spiral, downward spiral, on a poor  
24 investment. I'm not, at this point - I'm not

1 even going to discuss how it has shortchanged  
2 what we really wanted environmentally from them.  
3 I'm not going to talk about the impact that these  
4 turbines have had on the neighbors. I want to  
5 address the finances.

6 The term "business-like manner" is used here.  
7 And I would say this about what we do here.  
8 Getting back to that we serve the people. We  
9 serve them and our town serves them. We don't  
10 run as a business. Although, on occasion,  
11 certain entities or activities within a business,  
12 such as an enterprise fund for water or trash,  
13 can make things viable so that there's extra  
14 money for town expenses.

15 Business-like. If, if these turbines had  
16 been on the street for an investment, and I  
17 bought them, A, I would have vetted them better,  
18 and number two, when I saw that they were not  
19 producing the return, I would have bailed out and  
20 found something else.

21 I am afraid that, financially, these turbines  
22 are going to lead us into a more financial  
23 quagmire. I feel I cannot serve the public and  
24 spend their taxpayer dollar on this project, this

1 financial investment.

2 Right now, we are operating into our fifth  
3 year at a deficit. All studies and research on  
4 these particular turbines show mechanical failure  
5 beginning at the fifth year, particularly in the  
6 gear box -

7 THE MODERATOR: Ms. Davis, I'm going to  
8 respectfully have to ask that we focus -

9 MS. DAVIS: Okay.

10 THE MODERATOR: - the discussion on the  
11 amendment on the main motion, on whether or not  
12 to appropriate \$300,000 to pay a deficit that is  
13 projected this year.

14 Other issues around decisions made or not  
15 made could be subject of articles at Town  
16 Meeting, as they have been in the past. This  
17 article is about whether or not to close a  
18 projected deficit by transferring monies from  
19 Free Cash. That's what this debate will be from  
20 here until the final question is called.

21 So, if we could focus on that.

22 MS. DAVIS: Thank you. I will try to do  
23 that.

24 I just want to have the body think about



1 long-term whether this is a viable financial  
2 investment for the town. It seems to me that it  
3 is not.

4 Short-term, I respect that we need to spend  
5 some money, but long-term, I ask all of us who  
6 serve to begin to look at a long-term, permanent  
7 solution for this Town. Thank you.

8 THE MODERATOR: Okay. Any further  
9 discussion on the amendment?

10 Ms. Siegel.

11 MS. SIEGEL: I would just like to make one  
12 quick point because it may be getting lost, here.  
13 This is an honest attempt to get all of us  
14 looking at the finances in a way that Ms. Davis  
15 is doing and I know others of you are doing.

16 So, it's an honest attempt to say, "Okay, if  
17 we have a deficit, here's \$100,000 to deal with  
18 it right now, and let's put the rest of it aside  
19 for later if we need it." And please do what  
20 Ms. Davis is doing and think about your  
21 responsibilities to the Town, thank you.

22 THE MODERATOR: Okay, Mr. Jones.

23 MR. JONES: I would just like to clarify  
24 again what Mr. Suso said. This \$300,000 is not

1 for the deficit. The deficit has already been  
2 taken care of within the Operating Budget of the  
3 General Fund. We have to do that; it is going to  
4 be a recurring cost.

5 This is \$300,000 to put back into the Reserve  
6 Fund in case of a need because the turbines might  
7 need to be repaired, might need to be shut down.  
8 It is, again, a Reserve Fund when the turbines  
9 for some reason might not be able to run to the  
10 capacity they are right now. We want to then  
11 make sure we have the funds to be able to pay our  
12 debt in case we're not producing revenue from the  
13 turbines at that case.

14 It is - the deficit is a different issue.  
15 This is just putting \$300,000 to make sure that  
16 we have the funds to be able to pay the bills  
17 that might come up from the turbines.

18 THE MODERATOR: Mr. Latimer.

19 MR. LATIMER: Richard Latimer, Precinct 1  
20 again. Digressing just a tiny bit. I, too,  
21 represent the whole town, and we just voted an  
22 article that asked the voters what they thought  
23 about new fields at the high school, and we're  
24 going to be bound by that.

1 I think we should also be bound by the whole  
2 town's vote on these wind turbines. And we owe  
3 it to the people who voted to keep those turbines  
4 to do so in a responsible manner. If we need  
5 money to be sure that we can keep them operating,  
6 to meet operating expenses, that's what we've got  
7 to do. To represent the whole town, everybody,  
8 who is all of our constituents. And, as Mr.  
9 Suso has said and Mr. Jones has said, that's what  
10 this money is for, the whole \$300,000, to be  
11 administered for that purpose, and we should not  
12 vote for this amendment, we should vote for the  
13 article as recommended. Thank you.

14 THE MODERATOR: Ms. Whitehead.

15 MS. WHITEHEAD: Lynn Whitehead, Precinct 1.  
16 We just voted last night for \$175,859 for the  
17 turbine. So that's another additional \$175,859.  
18 So, is that for maintenance, is that when they  
19 break down, is that to help the generator when it  
20 doesn't work?

21 THE MODERATOR: Yeah, Mr. Chairman.

22 CHAIRMAN PUTNAM: What you voted last night  
23 covered the deficit.

24 Again to reiterate: this \$300,000 is a

1 reserve account. Originally there was a reserve  
2 account in the amount of almost a million  
3 dollars, and that money was there in order to  
4 cover operating deficits, maintenance issues and  
5 whatnot. It was there in case of emergencies.  
6 Think of it as another one of the reserve - what  
7 do we keep doing with these?

8 MS. WHITEHEAD: When the brakes break.

9 CHAIRMAN PUTNAM: The stabilization funds  
10 that we keep talking about. Essentially this  
11 was a stabilization fund for the turbine. It was  
12 money for emergencies.

13 Over the last several years, as the Board has  
14 grappled with the issues and the concerns of the  
15 neighbors, we have reduced the operating  
16 frequency of the turbines and that fund was  
17 depleted.

18 At this point the fund is depleted, and we  
19 need to bring it back up again in the event that  
20 there is an emergency, in the event that the  
21 courts continue to ask us to operate these  
22 turbines in a deficit manner. We have to have  
23 that money in reserve just in case. That's all  
24 this is. It's putting money back into the

1 reserve account just in case.

2 MS. WHITEHEAD: Just in case. Well, we've  
3 got a lot of just in cases coming up, I think.  
4 Okay. Thank you very much.

5 THE MODERATOR: Mr. Alliegro and Ms.  
6 Driscoll.

7 MR. ALLIEGRO: I would just like to  
8 challenge the comparison between this and the  
9 field we just voted to support, or at least to  
10 pass on for a vote.

11 If I understood correctly, we're under a  
12 court order to operate these turbines at a  
13 deficit, is what it boils down to. If we were  
14 under a court order to - that would reduce our  
15 flexibility with the field, we would have to  
16 change our plan. What I see here is a plan for a  
17 perpetual 300 and 400 thousand dollar  
18 investments, whether you move them directly into  
19 paying the deficit or move them into a reserve  
20 fund and then move them into it.

21 That's my understanding of it and I may be  
22 corrected. Please do, if I'm mistaken.

23 CHAIRMAN PUTNAM: This is not a perpetual  
24 \$300,000. This is simply to replenish the

1 reserve account, put some money back in there in  
2 case it's needed. It may never be brought out.  
3 At this point, we don't know, but better to have  
4 the money there just in case than to have to call  
5 for the special town meeting because we need to  
6 pull the money out and we've got a deficit  
7 situation or there's maintenance that needs to be  
8 done on the turbine.

9 THE MODERATOR: Ms. Driscoll.

10 MS. DRISCOLL: Kathy Driscoll, Precinct 7.  
11 I understand what Ms. Siegel is doing with this  
12 amendment. The way that I view it, she's looking  
13 for the accountability, and but I believe that  
14 Ms. Petit has clarified for us that with the  
15 energy reserve Account, any money coming out of  
16 there has to come back to this body for a vote to  
17 be able to be spent.

18 I think that's what Ms. Siegel was looking  
19 for, a little more of a level of accountability.  
20 The original article does give that  
21 accountability; it has to come back here to be  
22 appropriated in any way, it's just the difference  
23 between a simple majority and the two-thirds.

24 We need to be able to have the flexibility

1 for the town to do that, whether it's a special  
2 meeting or with the November or the April  
3 meetings. We do have to vote on the money  
4 coming out of that account for any such  
5 emergency.

6 Please vote down the amendment.

7 THE MODERATOR: Mr. Moriarty.

8 MR. MORIARTY: Dave Moriarty, Precinct 6.

9 A question through the Moderator for the Town  
10 Counsel. Would this money, this \$300,000, be  
11 available to be used for litigation against the  
12 CEC? It would not be? So that would not be  
13 such a good idea, then, would it?

14 Ladies and gentlemen, I do not feel  
15 comfortable investing another - another dollar in  
16 this failed wind project. I think the citizens  
17 of Falmouth have stepped up to the plate, we gave  
18 it a shot, we gave it our best shot. It's just  
19 not going to work for us.

20 Superior Court Muse, Judge Muse, he says it's  
21 just not going to work for you, either.

22 You know, these turbines will never run more  
23 than what they're running now. You know, this  
24 money isn't going to do anything to help those

1 families who are still suffering. That's why  
2 we're here tonight, you know, we have citizens of  
3 Falmouth, we have children in Falmouth who -

4 FROM THE FLOOR: Point of order, point of  
5 order!

6 THE MODERATOR: Okay, okay -

7 MR. MORIARTY: All right, I'll give you  
8 that.

9 THE MODERATOR: - folks, folks.

10 MR. MORIARTY: I'll give you that.

11 But, look, folks, you wouldn't invest your  
12 hard-earned money in a company that had multiple  
13 lawsuits against it pending and it wasn't looking  
14 good in court, would you? Well, that's what  
15 you're doing here.

16 I suggest we don't invest another penny in  
17 this project until the court case is settled and  
18 we can actually make some rational financial  
19 decisions. Without the court case being settled,  
20 this is just ridiculous. Thank you.

21 THE MODERATOR: Okay, the question is going  
22 to come on the amendment. Ms. Siegel's amendment  
23 to do a hundred thousand into the receipt account  
24 and 200,000 into the stabilization account. All



1 those in favor of the amendment signify by saying  
2 aye.

3 [Aye.]

4 THE MODERATOR: All those opposed no.

5 [No.]

6 THE MODERATOR: The opinion of the Chair is  
7 that the no's have it by a majority.

8 The question will now come on the main  
9 motion. All those in favor of the main motion,  
10 signify by saying aye.

11 [Aye.]

12 THE MODERATOR: All those opposed no.

13 [No.]

14 THE MODERATOR: It's the opinion of the  
15 chair that the ayes have it by a majority.

16 Article 26. Madame Chairman.

17 CHAIRMAN MAGNANI: Mr. Moderator, I move  
18 Article 26 as recommended.

19 THE MODERATOR: As recommended. This is to  
20 appropriate the sum of \$46,500,000 to pay the  
21 costs of design and construction - Mr. Rhodes?

22 MR. RHODES: [No mic:] Point of order  
23 [inaudible].

24 THE MODERATOR: Whoa, whoa, get the

1 microphone, please.

2 MR. RHODES: Scoba Rhodes, Precinct 8. If  
3 my memory is any good, last night we tabled the  
4 budget, am I correct?

5 THE MODERATOR: No, we served notice of  
6 reconsideration; it was relative to a court  
7 decision which I have the brief on the court  
8 decision and we're not bound to make any changes  
9 in the budget. So that was notice of  
10 reconsideration. We didn't table the budget.  
11 We passed a budget last night.

12 But we had notice of reconsideration in case  
13 the decision from this court case around the  
14 Affirmative Action Officer needed attention, and  
15 it doesn't need attention in the budget.

16 But you were correct, we did serve notice of  
17 reconsideration, but we hadn't tabled it.

18 So this is \$46,500,000 appropriated to pay  
19 the costs of design, construction and water  
20 treatment system and water filtration plant and  
21 to authorize the Board of Selectmen to borrow  
22 pursuant to provisions of Proposition 2 ½.

23 Discussion on Article 26.

24 Yes. Okay, the question will come on - no,

1 Ms. Driscoll.

2 MS. DRISCOLL: Kathy Driscoll, Precinct 7.  
3 Sorry, we're not going to get out of here that  
4 easily on this question.

5 Talk about money? Three options went to the  
6 Board of Selectmen last year, and they had three  
7 different values to them. I don't remember the  
8 range of those values. I want to say they were  
9 probably anywhere from around 20 million up to  
10 this 46 and a half million dollars for drinking  
11 water.

12 If you look over my shoulder to the people  
13 sitting up on the stage and you count the number  
14 of bottle water sitting on that stage, and then  
15 think how many times you have gone to the grocery  
16 store or a convenience store and purchased a case  
17 of bottle water. You buy it out of convenience,  
18 sometimes you buy it out of necessity.

19 When you wake up in the morning, you might  
20 have a glass of water before you have a cup of  
21 coffee or a cup of tea or you're making a cup of  
22 coffee and a cup of tea. How many years have  
23 you been doing that in the town of Falmouth?  
24 For as long as you've lived here.

1           We're looking to spend \$46.5 million on a  
2 high end filtration system for a couple glasses  
3 of water that we drink in our homes every day.  
4 And it's not every single home in the Town of  
5 Falmouth; it's only about two-thirds of the homes  
6 in Falmouth. It's not mine. It's not my end of  
7 town in Precinct 7.

8           The amount of money - and I know that 50  
9 percent of this is going to come off of - some of  
10 it is going to come off of retiring debt, some of  
11 it is probably going to come off of raising  
12 taxes. Fifty percent of it is going to come off  
13 of raising our water rates. Some of it is going  
14 to be off of raising our sewer rates. This is  
15 how we're going to be able to generate this money  
16 to be able to pay for this system.

17           I'm not against clean drinking water. And I  
18 know that we've had some issues in the past about  
19 the drinking water. I know that the system that  
20 we have here in town needs improvement. I don't  
21 believe that we need to spend \$46.5 million to  
22 put in a high end filtration system for two-  
23 thirds of the town that is only used for a very  
24 small amount of water that you drink every day.

1           Think about how many glasses of water you had  
2           in your home today.   Now compare that to the  
3           number of times that you flushed your toilet.  
4           And your toilet will use probably anywhere of  
5           around one gallon to 1.3 gallons if you have an  
6           efficient toilet.

7           How many gallons went down the drain when you  
8           took a shower this morning?   When you brushed  
9           your teeth and you didn't shut off the faucet?  
10          The number of loads of laundry that you did.  
11          That is going to be ultra-filtered drinking water  
12          that you are flushing down the toilet.

13          I learned it the hard way a couple months ago  
14          when the inlet pipe to my toilet broke.   I still  
15          had drinking - I still had water in my house but  
16          I couldn't fill the tank of my toilet.   I have  
17          one bathroom in my house.   I filled my tub.  
18          That was a lot of water that I had to use.   You  
19          don't think about it when you go and you push  
20          that handle.

21          This is a lot of money to spend to literally  
22          flush down the toilet.

23          We have other options.   There are less  
24          expensive options.   There's information that can

1 be made available to you about what can be done.  
2 We could have whole-house water filtration put on  
3 the year-round residents of this town and that  
4 would take care of the water that you are  
5 drinking every day.

6 If this is an issue of drinking water, then  
7 let's deal with the issue of drinking water. Not  
8 with just water being used in your home. It  
9 doesn't need to be disinfected and filtered to  
10 that particular level.

11 The water pipe system in this town, the  
12 infrastructure of the water distribution system  
13 is upwards of 100 years old. The Water  
14 Department has been working to upgrade those  
15 pipes in many areas, but you're going to ultra  
16 filter the water from Long Pond and then send it  
17 through dirty pipes. What did you just do? You  
18 spend 46 ½ million dollars to clean the water to  
19 then put it through a pipe that you don't know  
20 what's in it. I don't know what's in it.

21 Some of them may not be as bad as other ones,  
22 but we know that there are bad water pipes out  
23 there. That, it's a process that needs to be  
24 done at the same time. We can't put in a 46 and

1 a half million dollar water filtration system for  
2 drinking water and then put it through some dirty  
3 pipes. That's not fair to the people that are  
4 getting that in their homes.

5 Are we then going to have to put water  
6 filtration systems on the homes because it's  
7 getting dirty water now?

8 There's more information here before we vote  
9 on this tonight, a positive vote tonight, before  
10 we send this to the voters and commit ourselves  
11 to such an expensive system. We need to have  
12 better information about what those other options  
13 are. And it's been over a year since that came  
14 to us - or, came to the Board of Selectmen.

15 I ask that we ask for more information.

16 We talk about, you know, more information on  
17 maintenance on an athletic turf. Okay? If  
18 they're going to be - you know, if we're taking  
19 all of our other, you know, fields in town, where  
20 is that water coming from? Is it coming from  
21 this ultra filtration system and we're putting it  
22 right back onto the grasses on some of the play  
23 fields?

24 We don't want to do that. We want to have a

1 system that meets our drinking water needs but  
2 also meets the services of what that water is  
3 doing in our community.

4 Please vote no on this article. Thank you.

5 THE MODERATOR: Okay, Mr. Putnam.

6 CHAIRMAN PUTNAM: Good evening, ladies and  
7 gentlemen. Brent Putnam, Board of Selectmen.

8 I know Mr. Jack has a presentation, and if  
9 this body would like to hear that presentation,  
10 I'm sure he can give you the long version, but  
11 I'm going to try to give you a Reader's Digest  
12 version real quick and address some of the points  
13 that were just raised.

14 First and foremost, if you've been following  
15 this issue, you'll know that the Board has had  
16 multiple meetings - I've lost count how many over  
17 the last year or so - as we have been updated on  
18 many occasions about the status of the studies  
19 and the work done to get us to where we are  
20 today.

21 There were, as noted, other, less expensive  
22 options. And the Board looked at those options  
23 and decided on this one. And we decided on this  
24 one for a number of reasons.



1           There were questions about whether those  
2 other options would fully address issues such as  
3 turbidity, in other words the solids in there.  
4 And I'm probably using the right words; I hope I  
5 am. Color, taste, odor - and this is all up  
6 here, folks. I'm scribbling my notes, here,  
7 because we've had so many meetings about this.

8           We wanted to make sure that all of those  
9 issues were taken care of. The last thing we  
10 want to have is for us to go to the voters and  
11 ask them to - right now, we're asking for 46  
12 million. If we could have asked for a \$36  
13 million plant and it might not have addressed  
14 issues of color or maybe it didn't address taste  
15 or maybe it didn't address odor, something would  
16 have been left out. And in so doing, you would  
17 have had a whole bunch of people who, once we  
18 built this, would have said, "Why did we pay \$35  
19 million, my water still smells." Or, "My water  
20 still tastes funny."

21           I agree, there's a lot of water that's going  
22 to be flushed down, and that's another issue.  
23 That's the next article. We can talk about what  
24 we're going to do with the water once we put it

1 in the toilet. But right now the question is:  
2 what do we do about the water we're going to  
3 drink?

4 And the reality is we're under state order.  
5 We're not under a state order to replace water  
6 mains. Those have to be addressed and I did ask  
7 that question, actually, of Mr. Jack at one  
8 point, and the answer is first we address the  
9 source. Because it does us no good to put dirty  
10 water into clean mains, any more than it does us  
11 any good to put clean water into dirty mains.

12 But the state wants us to put the clean water  
13 out there first, and then we can start working on  
14 the mains. That was the Enterprise Fund that  
15 you all voted without question last night.

16 Finally the two-thirds issue. This is not  
17 going to benefit only two-thirds of the town. It  
18 affects two-thirds of our water supply, because  
19 two-thirds of our water comes from Long Pond.  
20 However, just like our electricity, it all goes  
21 into the same spot. So when you turn on your  
22 faucet, two-thirds of the water that's coming out  
23 of your faucet is coming from Long Pond. The  
24 rest of it is coming from the Coonamessett well

1 or the Fresh Pond well. Those already have  
2 filtration systems built into them. We need to  
3 take care of Long Pond now.

4 That's the Reader's Digest version. If you'd  
5 like to hear Mr. Jack, I'm sure he'd be happy to  
6 give you his presentation. Thank you.

7 THE MODERATOR: Okay, further discussion?  
8 Mr. Latimer.

9 MR. LATIMER: Thank you. Richard Latimer,  
10 Precinct 1.

11 I'm reminded of the old saying, you know, you  
12 - you think globally and you act locally. And  
13 this seems to me like a very wise application of  
14 that maxim.

15 Right now everybody's concerned about energy,  
16 but in the not too distant future, perhaps 20  
17 years, perhaps 30 years, water is going to be the  
18 new scarcity. We're starting to see it all over  
19 the world. And it's happening. And when that  
20 really comes to be a crunch, those little bottles  
21 of water now that you're buying for pennies are  
22 going to be much more expensive because of the  
23 laws of supply and demand.

24 We are today faced with an opportunity to

1 protect a significant water resource by spending  
2 some money, yes, that might seem expensive when  
3 compared to those water bottles at today's  
4 prices, but which in the long run is going to be  
5 wisely spent.

6 I would suggest that we support this article.  
7 Thank you.

8 THE MODERATOR: Mr. Hampson.

9 MR. HAMPSON: George Hampson, Precinct 5.

10 Flushing water down the toilet is one thing.  
11 Using water when you're brushing your teeth and  
12 you let it run is another thing. But the thing  
13 that drives me up the wall are people who are  
14 using Polar Springs water to water their lawns  
15 when it's raining and the water is running down  
16 the roads.

17 Mr. Jack, I've said this twice at other  
18 meetings, please make 'em pay for it. I want a  
19 scale that the - the average people are here, and  
20 the beautiful people are going to pay.

21 [Laughter.]

22 MR. HAMPSON: Please, please, Ray, please  
23 adjust the cost. Thank you.

24 [Applause.]

1 THE MODERATOR: Mr. Dick. Mr. Dick.

2 MR. DICK: Good evening, Henry Dick,  
3 Precinct 8.

4 I spend three weeks in Shanghai in the spring  
5 and three weeks in Shanghai in the fall. Every  
6 year. And in my hotel room in the bathroom  
7 there's a little sign, saying "Please don't drink  
8 the water". And I go, "Oh, my God, a modern  
9 city where you can't drink the water? We can  
10 drink the water anywhere in America." And then  
11 I thought about Falmouth, and I thought, "Oh."

12 [Laughter.]

13 MR. DICK: Well I went to a restaurant two  
14 years ago in Shanghai and someone had washed the  
15 lettuce in the tap water. And after three days  
16 in the hospital and almost dying, I have a very  
17 strong feeling about being very careful about  
18 producing very good water for this Town. Thank  
19 you.

20 THE MODERATOR: Mr. Donahue.

21 MR. DONAHUE: Bob Donahue, Precinct 3.

22 Through you, Mr. Moderator, I would like to -  
23 I am totally in favor of this article. It's a  
24 great thing. I'm only concerned that the other

1 outlying wells aren't going - taking the water  
2 directly to this facility and putting it all  
3 through one facility. But I'll take the word of  
4 the experts that everything is going to be good  
5 as far as smell and quality.

6 Number two, I was going to make an amendment  
7 to this article, trying to force the Board of  
8 Selectmen to have a body of citizens, experts in  
9 the city in each phase of this project that they  
10 could rely upon to give them advice. I don't  
11 believe there's one man or woman on the stage  
12 now, and I'm pretty sure on the candidates that  
13 are being presented to us, that have any idea  
14 about water quality engineering, building,  
15 architecture. So we really need it and we've had  
16 a bad experience with the high school. Please,  
17 do not repeat that with this facility. Get the  
18 experts. Thank you.

19 THE MODERATOR: The gentleman to my right in  
20 the aisle, there. Yeah, to my right.

21 If you could stand up, I can't see who it is.

22 MS. HARLOW-HAWKES: Maureen Harlow-Hawkes,  
23 Precinct 6.

24 Mr. Hampson had spoken about raising the cost

1 of water for those who water their lawns. Being  
2 a landscaper, and experience, the rich people  
3 will continue to water their lawns. It won't  
4 effect them; it'll only affect you, or the middle  
5 class people or the lower income people and their  
6 drinking water, and their use of water.

7 So I don't think raising the cost of water --  
8 it should be in irrigation, and I think that that  
9 would be the most prudent thing. It would reduce  
10 a lot of water waste or potable water on lawns.

11 I asked that at the Precinct meeting if this  
12 was ever considered in this article to put some  
13 sort of water ban on lawn-watering, but I don't  
14 think it's going to happen. I would like to see  
15 it happen and not make the cost go up just  
16 because rich people water their lawns.

17 THE MODERATOR: Okay. Mr. Shearer.

18 Yeah, if you could use that one right there,  
19 it'd be good.

20 MR. SHEARER: Dan Shearer, Precinct 6.

21 At the last Town Meeting, I asked that we get  
22 a report on overrides and where they stand with  
23 us. And what I'm asking now - and we didn't do  
24 it, so we're sort of lost. But I'm told in here

1 that this is going to be 50 percent paid off by a  
2 drop off, and I'd like to know what that is.  
3 Where's this other 50 percent coming from?

4 MS. PETIT: I do have a brief presentation  
5 to show the debt drop off for the next three  
6 projects if - if you want me to do that now.

7 THE MODERATOR: Yes, why don't we put it up,  
8 put the slide up, at least.

9 MR. SHEARER: I mean, it is a 2 ½ percent  
10 override, right?

11 THE MODERATOR: Yeah. She - we're going to  
12 have a slide that talks about the debt.

13 MR. SHEARER: Okay.

14 MS. PETIT: Good evening. I put a couple  
15 slides together that really kind of encompasses  
16 the next three articles, with the two major  
17 capital projects for the water filtration plant  
18 and the water - wastewater expansion.

19 When we embarked on this project, we were  
20 looking at debt drop off, and we wanted to freeze  
21 our debt at a certain level. So we put these  
22 assumptions together to show that the projects  
23 could be funded within the debt drop off levy  
24 capacity.



1           And so, the water filtration plant, there'd  
2           be no increase in the tax levy. We wouldn't  
3           spike the levy with these projects.

4           The water facility construction cost, we're  
5           assuming a two percent interest with the Mass.  
6           Water Pollution Abatement Trust. We're looking  
7           at a potential future water rate increase.  
8           Probably the increase would be in Fiscal 2016.  
9           We would - and these are just - these are  
10          estimates at this point to give everybody an idea  
11          of how the projects would affect the tax levy.

12          The increase in the minimum would be about 30  
13          percent - and this is just for capital - and the  
14          increase in the excess charge approximately 15  
15          percent. This would generate approximately \$1.2  
16          million per year on water rates.

17          Next slide.

18          The wastewater financing assumptions: no  
19          increase in the tax levy. The wastewater  
20          project costs we're projecting at a zero percent  
21          interest.

22          The proposal, which I know we're not  
23          discussing now, but this is what the slide is  
24          based on, is a 70 percent betterment on design

1 and construction of Little Pond Collection System  
2 only. Which, including design, is 41 million.  
3 Remember, we appropriated the design last year at  
4 Town Meeting.

5 The betterment revenue would generate  
6 approximately \$1.4 million per year.

7 Next slide, please; unfortunately, might be a  
8 little bit hard to see. Right now, our debt is  
9 about \$10.3 million. You can see that white bar  
10 graph on the left-hand side. The debt drop-off,  
11 with our current debt, what happens is every year  
12 it drops off as we pay down on the principal.  
13 And so we want to capture that debt drop off.  
14 It really creates a window of opportunity.

15 So in order - so our goal, really, is to keep  
16 the debt at 10.3 million. And, as you can see,  
17 we've been able to do that with these financing  
18 assumptions. Then you'll start to see a little  
19 bit of a drop off in '18 as we start collecting  
20 betterment revenue. And then it steadies itself,  
21 and then it starts coming down.

22 So, really, the debt drop off is the  
23 opportunity that is given to us as we decrease  
24 our debt. And as we decrease the debt, we incur

1 new debt to steady the levy. That way, when we  
2 send out the tax bills, we're not spiking the  
3 levy in one year and then dropping it off and  
4 spiking it. We're keeping it steady and it  
5 makes it affordable. The taxpayers expect and  
6 know what - expect to pay. And so those were  
7 the assumptions on this project, and that's how  
8 it would affect the debt drop off.

9 Did I answer your question with the  
10 presentation?

11 MR. SHEARER: Yes, you did.

12 MS. PETIT: Okay.

13 MR. SHEARER: However.

14 [Laughter.]

15 MR. SHEARER: This is a 2 ½ percent  
16 override, debt exclusion. And this is what we  
17 all, or most of us here, as an example at one  
18 time or right now, possibly, are putting money  
19 aside for your kids to go to college, and every  
20 year you put a little bit in and you hope that  
21 it's enough. And the day they graduate, you say,  
22 "Yeah! I can now go on that vacation. I can buy  
23 that car. I can do something."

24 That's the same that we're promised when we

1 do - when we build a high school, "Yes, this is  
2 for 20 years and it's going to end." Here we're  
3 just saying, "You're going to pay more and more  
4 and more."

5 This isn't the end. You've got a Senior  
6 Center coming. You're going to have problems.  
7 You're probably going to have to take down the  
8 turbines. There is more and more and more. So  
9 let's not fool people by saying, "It's going to  
10 stay the same." We don't want it the same. We  
11 want our money back.

12 [Applause.]

13 MR. SHEARER: We sat, a few years ago, and  
14 we put in a minor amount of cash for to fix up  
15 the wastewater management facility. That was six  
16 years ago. They've taken that money out of your  
17 pocket. And where is it? It's sitting there.  
18 Yes, it's in an account. Oh, I'm told it's  
19 there, but it's not in my pocket.

20 So let's be honest with us and say, "This is  
21 a 2 ½ percent override. It's going to cost this  
22 much, and keep it going that way". Instead of  
23 saying, "It's not going to cost you anything."  
24 Because it is. Thank you.

1 THE MODERATOR: Okay, we do not have a  
2 jurisdictional clause in the main motion, so at  
3 this point I'd recognize Mr. Jones for an  
4 amendment.

5 MR. JONES: I would propose the amendment  
6 after the words "water pollution abatement trust"  
7 comma, "said sum to be expended under the  
8 jurisdiction of the Board of Selectmen".

9 THE MODERATOR: Okay, so we have the  
10 amendment to add "under the jurisdiction of the  
11 Board of Selectmen".

12 On the amendment, all those in favor, signify  
13 by saying aye.

14 [Aye.]

15 THE MODERATOR: All those opposed no.

16 [None opposed.]

17 THE MODERATOR: The ayes have it unanimous.

18 Okay. Mr. Heath, next on my list.

19 I'll add you to the list.

20 MR. HEATH: I just have a question on the  
21 last presentation of figures, that when I looked  
22 at the budget and I looked at the Budget Message  
23 and the figures that were with it, I came out  
24 with the Water Department being a profit center

1 for the Town.

2 This plan on the financing - and I'm for the  
3 plan - raises water rates and raises a serious  
4 question of priorities in the town. We complain  
5 about affordability and yet taxes are a part of  
6 the ability of anyone in this town to afford to  
7 live here.

8 Part of the expenses of living here are the  
9 water bills. Should water be a profit center or  
10 should other things like beach parking, even, go  
11 up? I leave this really up to the Selectmen to  
12 start setting priorities of where we obtain our  
13 money and how we expend it, but from the figures  
14 that I could pull out, the profit within the  
15 Water Department would pay for this whole thing  
16 and still probably have some money left over,  
17 depending on how good the financing was.

18 I just want to raise the point because it  
19 comes up when I hear the presentations like,  
20 "It's all the same tax levy." Well, we didn't  
21 get the money back. We rarely do. And where are  
22 we going to raise money for things that we have  
23 to do?

24 This - I don't have the answers, but I wanted

1 to put the question on the floor and point out  
2 that the Water Department makes money.

3 But everybody needs water, whether they're  
4 wealthy or they're poor, they need water. So  
5 where do we really want to raise money? What  
6 are the priorities?

7 What are the priorities the Town is for? We  
8 need roads, we need to keep them decent. We need  
9 a Police Department, we need a Fire Department.  
10 Then pretty soon you get on to what the things  
11 that we could charge more for. And I just  
12 leave that up to consideration, but the last  
13 statements on there that we're going to raise the  
14 water rates really didn't seem to me the place  
15 that we ought to be raising the money, but we've  
16 got to. It's that simple. We've got to clean  
17 up the water supply. That's it.

18 I just wanted to make a few comments.

19 THE MODERATOR: Okay, Mr. Netto.

20 MR. NETTO: Joe Netto, Precinct 9.

21 I have a few questions that deal with the  
22 financing and I think we could do 'em together.  
23 I just thought they were missing in the  
24 presentation, Ms. Petit, and maybe we could do

1 'em together with article and the wastewater.

2 My first - I think because the voters out  
3 there, you have to look at if you're going to  
4 decide whether you're going to vote for these  
5 articles or not. You have to look at your  
6 pocketbook and people have to realize and we have  
7 to give them the information of what this is  
8 going to cost them. And I think that has been  
9 missing from the presentation and I'll try to  
10 accomplish that by asking a few questions.

11 So if you just bear with me a little bit.  
12 Because I think, whatever we do, we ask  
13 ourselves: can we afford it? You know, can I  
14 afford this?

15 So my first question, which I did not see in  
16 the presentation, is, for how many years are we  
17 going to borrow this money. I'm assuming it's a  
18 20 year bond issue for this and the sewer?

19 THE MODERATOR: Ms. Petit -

20 Let's just ask a question and we'll answer a  
21 question because we just want to keep this  
22 rolling. So how long is the terms?

23 MS. PETIT: [No mic: Inaudible.]

24 THE MODERATOR: Twenty years.



1 MR. NETTO: Okay, so it's a 20 year tax levy  
2 for the next 20 years.

3 Next question is, so we can - the taxpayers  
4 out there that are watching this can figure out  
5 what it's going to cost them for their house  
6 because it's on the tax levy. The median income  
7 house in the Town of Falmouth is \$400,000. That  
8 is why we see that figure; the football field  
9 presentation had that in there.

10 So if I had a \$400,000 median-priced home in  
11 the town of Falmouth, what would this project  
12 cost me, the water filtration, and would you want  
13 to answer the - well, Virginia, do you folks  
14 already have this in your presentation? On the  
15 wastewater.

16 So, let's do 'em both, Mrs. Petit, what's it  
17 going to cost me for clean water?

18 THE MODERATOR: Ms. Petit, yeah.

19 MS. PETIT: I have not calculated it on an  
20 average household. Our presentation has always  
21 been within the debt drop off, but I don't have  
22 the capacity to calculate it here; it would take  
23 me a little bit.

24 MR. NETTO: Well, I think the voters out

1 there are going to want to know what it's going  
2 to cost them on their tax bill. And I'm not  
3 being critical, but that has always been done in  
4 the past whenever we've asked for large sums of  
5 money. We let the people know what it's going to  
6 cost them.

7 So, before the ballot question, I would  
8 behoove the Board of Selectmen, Mr. Chairman,  
9 that you put that on the agenda so that people  
10 can have - you make decisions by having  
11 information and facts. And right now the way I  
12 vote, I'm sorry, I couldn't support that article  
13 because you haven't given me the information of  
14 what it's going to cost me.

15 So, until I get that information, I vote no.  
16 I'm not being critical of the article, but can I  
17 afford this? I only buy what I can afford.  
18 And I would hope that that's the way we would run  
19 the Town of Falmouth, thank you.

20 THE MODERATOR: Ms. Schneider.

21 MS. SCHNEIDER: Barbara Schneider, Precinct  
22 4. I'm here specifically because of this  
23 article.

24 What I do know, Mr. Netto, is that one week

1 at my house having my two children and my five  
2 grandchildren there, we went through 40 gallons.  
3 Not a couple cups, Ms. Driscoll, but 40 gallons  
4 of purchased water, because a normal person is  
5 supposed to drink 8 cups of water a day, over and  
6 above what you do with your coffee, your tea, or  
7 anything else. Add that up.

8 Right now, what you see on the stage, it  
9 takes four times the amount of water that's in  
10 each one of those bottles to make the container  
11 for those. Think of what Mr. Latimer said about  
12 what is going to be important: water. And we're  
13 wasting it because this town has to buy all its  
14 water to drink.

15 My husband and I had a realtor come to our  
16 home to give us advice on what we should do if we  
17 were ever going to sell our home. You know what  
18 he said? "Change your light colored sinks, pink  
19 sink to white." I would never change my sink to  
20 white until we get better water, because when I  
21 fill my sink, I don't know about you, but it's  
22 definitely got a color. And that doesn't sell  
23 million dollar homes.

24 So I hope each of you will think long and

1 hard: we need to do this. And we need to do it  
2 now and we need to keep working toward having  
3 healthy water. Thank you.

4 THE MODERATOR: Okay, the question will come  
5 on Article 23, the main motion as amended under  
6 the jurisdiction of the Board of Selectmen.

7 All those - 26 - all those in favor of  
8 Article 26 as amended, signify by saying aye.

9 [Aye.]

10 THE MODERATOR: All those opposed no.

11 [No.]

12 THE MODERATOR: It's the opinion of the  
13 chair that the ayes have it by the two-thirds and  
14 I so declare.

15 Article 27, Madame Chairman - Mr. Chairman of  
16 the Board of Selectmen for a main motion.

17 CHAIRMAN PUTNAM: Mr. Moderator, the Board  
18 recommends Article 27 as recommended.

19 THE MODERATOR: As recommended. This is to  
20 set a betterment rate for the Little Pond Service  
21 Area that 70 percent of the cost of collection  
22 system be recovered from abutters under the  
23 Betterment Act and 30 percent of the cost of the  
24 collection system and all other related costs of

1 the project be paid by the Town.

2 Discussion on article - yes, Mr. Donahue.

3 MR. DONAHUE: Mr. Moderator, through you, I  
4 question whether this - if this - if Article 28  
5 fails, does this article become mute [sic]?

6 And if so, why don't we do 28 first and then  
7 come back to 27? If you're not going to have a  
8 water sewerage plan then you're not going to need  
9 betterments.

10 THE MODERATOR: Yeah, let's - we've got a  
11 main motion on the floor, so let's just talk  
12 about the betterment and then we'll go and we'll  
13 talk about the funding the next way.

14 Okay, so we're on Article 27, the betterment  
15 70-30 if a service area is established and we  
16 move forward with the plan.

17 We have to take a vote on it either way, so.

18 Who actually held the article? Mr.  
19 Smolowitz.

20 MR. SMOLOWITZ: Thank you, Mr. Moderator,  
21 thank you. Ron Smolowitz, Precinct 8. I'll be  
22 quick because this is way past my bedtime.

23 I'm against this article basically because I  
24 think it's premature. Unless you're convinced

1 that the town needs a \$600 million sewer system,  
2 I think we need to think long and hard about how  
3 we want to do betterments.

4 In the Fall Town Meeting I wasn't able to be  
5 here because I had a disagreement with one of my  
6 rams and it broke my leg, and so I watched it.  
7 And I asked Leslie Lichtenstein to put an  
8 amendment to make the betterments relate to all  
9 wastewater, not just sewers. And the chairman of  
10 the wastewater Committee got up and had a number  
11 of objections. And I have to read those. I  
12 went and I listened to the tape and I went and I  
13 checked with DEP.

14 Basically, he said by changing the word  
15 "sewer" to "wastewater", and he said it assumes  
16 betterments can be used to install fixtures on  
17 private property; this is not true except for  
18 certain circumstances regarding habitability.  
19 The referenced laws are totally inappropriate as  
20 they deal with sewers, drains and sidewalks.

21 That was incorrect. Betterments can be used  
22 to cover the cost of fixtures on private property  
23 and Barnstable County has been issuing such  
24 betterments for years and can be issued for the

1 purpose of N reduction.

2 That means if we had changed the wording from  
3 "sewer" to "wastewater", we could issue  
4 betterments to pond front homeowners to plant  
5 vegetative barriers, for example.

6 The next thing that was brought up was that  
7 eco toilets were not approved by DEP for nitrogen  
8 reduction. In fact the way it was written is we  
9 included IA systems with the eco toilets.  
10 Fifteen IA systems are currently approved for N  
11 reduction, and betterments could cover any eco  
12 toilets that were approved in the future.

13 Our change did not alter the approval process  
14 for septic systems at all, and that's why this  
15 Town Meeting voted money to look at alternatives,  
16 why we're testing eco toilets or composting  
17 toilets, and it's to prove that in fact we could  
18 get some nitrogen reduction credits for it.

19 So, we wanted to pursue that ability. It  
20 said that - it was brought up that it completely  
21 changes the context of the bill by asking to  
22 redefine betterments. In fact, it did not  
23 redefine betterments. The existing definition  
24 does cover wastewater.

1           The point was made that it was proposed - we  
2           were proposing things that were already given to  
3           other towns and somehow the amended language  
4           changed that fact. In fact, the shift from  
5           sewer to wastewater did not change anything in  
6           context.

7           So I had to understand why is the wastewater  
8           committee so committed to driving this? Why are  
9           they pushing this? Why do we have to do this so  
10          immediately? And it made no sense to me.

11          The fact is, and the Moderator actually from  
12          the platform added that, "Well, if we ask for  
13          something too different, it would never get  
14          approved at the State House." Again, this rush.

15          The fact is, if we don't get the state to  
16          change their philosophy, we're going to have \$600  
17          million worth of sewers.

18          Okay, we need to look at alternatives. There  
19          are dozens of alternatives that we're not even  
20          examining that could be applied in this case and  
21          betterments could used to help people pay for  
22          those alternatives, a fraction of the cost of  
23          sewering.

24          The only other thing that was said was that



1 the Wastewater Committee couldn't even get a  
2 second to change the word "sewer" to  
3 "wastewater". Well, I'd be very concerned about  
4 a Committee that can't get a second to have a  
5 discussion about a very important aspect of this  
6 whole wastewater thing.

7 So I'm - I just hope that Town Meeting  
8 doesn't feel rushed. I know it's quarter to  
9 11:00, so I feel rushed. But this is a bad  
10 idea. There's no harm in holding off not only  
11 on this but everything else until we could do it  
12 right, thank you.

13 THE MODERATOR: Okay, Mr. Putnam.

14 CHAIRMAN PUTNAM: I'm not sure how to follow  
15 that one.

16 We wanted to go over a little bit about the  
17 70-30 split. There were a lot of questions  
18 about that and some concerns, and I think first  
19 and foremost there was the question about the  
20 Board having another hearing or discussion about  
21 it. And, while that was raised, the Board felt  
22 that there was ample discussion at the time, and  
23 of course there will be ample discussion tonight  
24 as well for you to consider the 70-30 split.

1           The Board had asked our advisory committee,  
2           the Water Quality Management Committee, to  
3           recommend a split for us. And they looked at  
4           various historical things.

5           There is a slide, I think, if we could put  
6           that up.

7           The Committee advised us and gave us a couple  
8           of recommendations. One, and perhaps most  
9           importantly is that the betterment is associated  
10          only with the costs of the collection system. So  
11          the betterment is not associated with any  
12          improvements to the treatment plant which will  
13          obviously be beneficial to all the users of the  
14          sewer system.

15          Oh, that's not the right slide. While  
16          they're looking for that -- there we go.

17          So this shows a couple of the scenarios, a  
18          50-50 or 70-30's, and what you can see is that  
19          the cost, whether you're doing 50-50 or 70-30,  
20          where the 70-30, 70 percent is paid by the  
21          homeowners and 30 percent is paid by the town at  
22          large, that in those situations it is still well  
23          below what is - or what has been assessed to the  
24          property owners in New Silver Beach. And

1 remember they were assessed a 70-30 split,  
2 approximately \$27,500 per home there.

3 This was further guided by the Finance  
4 Director's study of the Town capital facilities  
5 plan and future needs.

6 So, you know, we understand it's going to  
7 require, or could affect the neighbors and that  
8 there could be significant hardships there, and  
9 we are doing what we can to obtain zero percent  
10 loans. That was one of the core reasons for  
11 submitting and getting the state's approval for  
12 the Comprehensive Wastewater Management Plan, is  
13 that that gives us the ability now to obtain  
14 those zero percent loans.

15 There are extended terms that the Board has  
16 voted for that the state has agreed to, the 30  
17 year repayment term. Eligible property owners  
18 can also take advantage of there's a circuit  
19 breaker tax credit that's available.

20 But the most important thing is the 70-30  
21 split is defensible.

22 We have to remember that the Town is going to  
23 vote on this - the next article, and if they want  
24 to move ahead with this, we have to move ahead in

1 a way that we can defend it to the voters.

2 If we tried something else, some folks had  
3 raised concerns about a 50-50 split, said why  
4 don't we do that because that's what we did for  
5 Woods Hole. Well, the Woods Hole Main Street  
6 sewer project was done back in the '80's, 30  
7 years ago, and was very heavily subsidized by the  
8 Federal Government to the tune of I think 90  
9 percent of that cost. So it really doesn't  
10 compare to what we're doing here.

11 Our most recent example here is New Silver  
12 Beach, which was done entirely by the Town. And  
13 this is being done entirely by the Town. We may  
14 get zero percent loans, but we're going to have  
15 to pay those loans.

16 So it has to be equitable, obviously, and it  
17 has to be something that we can say is consistent  
18 with our most recent practice and is something  
19 that the homeowners can afford.

20 I understand, we all understand, that even at  
21 the 70 percent rate, that may be difficult for  
22 some folks, and there are options and credits  
23 available. But that is still, as noted, it is  
24 still significantly less than what the folks in

1 New Silver Beach would be paying.

2 So that's the story behind the 70-30 split.  
3 Town Meeting is being asked to vote on this  
4 because it is your responsibility to do so.  
5 Just as we did with New Silver Beach, it's not  
6 necessarily cast in stone. New Silver Beach was  
7 originally a one hundred percent betterment and  
8 as the costs in that project rose we came back  
9 and said, "Look, we need to consider something  
10 else," and this body decided on the 70-30 split.

11 If this body decides that it wants to do  
12 something besides 70-30, it can. If we go with  
13 70-30 tonight and we find that the costs rise or  
14 there's some other issues involved, we can come  
15 back and revisit that.

16 So, we need something to move ahead with, but  
17 there's always the option of coming back to you  
18 to make changes.

19 THE MODERATOR: Ms. Lichtenstein.

20 MS. LICHTENSTEIN: Mr. Moderator and the  
21 Board of Selectmen, I don't know about the rest  
22 of you, but I've noticed the last few Town  
23 Meetings when we have big ticket, big, big  
24 infrastructure problems for the Town, they always

1           come in the last half-hour, the last 15 minutes.  
2           Everybody wants to go home. We're tired by this  
3           time. It's not fair to us. It's not fair to  
4           the people of Falmouth to have to debate this  
5           kind of article stuck at the end of a Town  
6           Meeting.

7           FROM THE FLOOR:    Yeah.

8           [Applause and cheers.]

9           MS. LICHTENSTEIN:   And we do it over and  
10          over and over.

11          THE MODERATOR:    Folks, folks.    The Chair  
12          always entertains a motion to adjourn whenever  
13          it's made.  When somebody asks a question and you  
14          ramble on for 15 minutes with an answer, that's  
15          where you get to these late nights.

16          So, if you want to adjourn, make a motion.  
17          Don't attack the process because you're a member  
18          and you could have made that motion at any point  
19          during this meeting.

20          MS. LICHTENSTEIN:   What I'm asking for is -

21          THE MODERATOR:    So if you'd like to adjourn,  
22          make a motion to adjourn and see if we have the  
23          votes to adjourn.  This is very clearly the  
24          agenda for the meeting, so let's do this process:

1 if you'd like to leave to make the motion.

2 MS. LICHTENSTEIN: It isn't - I thought the  
3 Selectmen selected the order in which we go. If  
4 the Selectmen cannot determine which one of these  
5 articles is going to cause the biggest debate and  
6 is going to have the biggest thing, put it  
7 earlier in the evening; is that too much to ask  
8 for?

9 Why should we have to - to do it? I'm just  
10 asking for that.

11 Most people know how I feel about this. I  
12 feel the cost is really unknown.

13 I sent out a letter; Mr. Turkington quickly  
14 responded to me. He said, "Oh, no, we know it,"  
15 and then he continued in the next line to say,  
16 "which will be ultimately set when the final  
17 betterments, when the actual final cost is  
18 determined".

19 It is not determined, number one. The  
20 interest rate is not determined, the betterment  
21 rate is not determined.

22 We need more time to talk about this and  
23 think about it. And shoving it in in the last  
24 ten minutes of Town Meeting is not fair to us,

1 I'm sorry.

2 THE MODERATOR: Ms. Cool is next on my list.  
3 Ms. Cool, you're next on the list.

4 MS. HART-COOL: Hi, thank you. Annie Hart-  
5 Cool, from Precinct 6. I was just -- actually  
6 Brent answered my question.

7 I was concerned about, again, the betterment  
8 per household in a neighborhood for how long.  
9 And I think I kind of discerned from that \$600  
10 per year for 30 years, roughly.

11 And I was thinking about that if we're  
12 talking, also, this is kind of what I believe Mr.  
13 Netto was asking about the water, and what the  
14 water would also cost. Just important to know  
15 this: that's a neighborhood of congested area,  
16 hence the reason we need the sewer system.

17 What the betterment was going to be per  
18 household. That's all. Thank you.

19 THE MODERATOR: Okay, Mr. Murphy.

20 MR. MURPHY: Yes, Mr. Moderator. I wanted  
21 to follow-up a little bit on what Chairman Putnam  
22 had to say.

23 I don't relish this and I don't, as most of  
24 you who know me, I don't feel very comfortable in



1 trying to move forward and put up your taxes in  
2 any form or fashion. But we do need to be fair  
3 and consistent in this community, because there  
4 may be other neighbors that are going to need  
5 this same type of betterment process.

6 When we set up a process we need to be  
7 consistent. We did that in Silver Beach and we  
8 hope to do it here as well.

9 One other issue that I want to make to answer  
10 one of the previous speakers is we can wait.  
11 Well, we waited in Silver Beach and the project  
12 got tied up in court, and the project did not  
13 move forward. And the cost of that project  
14 doubled. And those betterments, even though  
15 they ended up being picked up 30 percent by the  
16 Town, those betterments in fact doubled because  
17 of the cost of the project.

18 So, we've got a fair plan, a plan that's  
19 going to be very conservative moving forward.  
20 But, to address the betterment, I need to stress  
21 -- and there's another slide in there, it's on  
22 the Total Project Cost Share.

23 The betterments only represent the cost to  
24 the collection system, and if you can look at

1 this slide, I'd like to go through a couple of  
2 scenarios, here.

3 At the 70 percent betterment, the cost to the  
4 - the, well, the entire project is important and  
5 let me go back, here, is \$54,720,000. That's  
6 the total cost, including the Little Pond  
7 Collection System, Site 7, which we've purchased,  
8 Wastewater Treatment Facility Improvements, and  
9 Bourne's Pond Inlet widening.

10 That's this section of the sewerage project.

11 We're only charging a betterment for the  
12 collection system.

13 So if we were to put - the taxpayers had put  
14 the additional funds up at 100 percent. So if  
15 you really look at what this equals out to be, in  
16 a true cost betterment for this system, 28  
17 million on a 70 percent betterment would be paid  
18 by the property owners and 26.02 million would be  
19 paid by the town, the general taxpayers. That  
20 split comes a little bit more evenly. It comes  
21 at 52 percent for the property owners and in fact  
22 48 percent for the regular taxpayers in this  
23 town, who the only benefit they're going to have  
24 at this point in time is to make sure that when

1 their turn comes, that they're going to have an  
2 opportunity to participate in a betterment  
3 system. They're going to help feel good about  
4 cleaning up our estuaries.

5 If we went to the 50 percent betterment, it  
6 really skews the other way, and the other way is  
7 that 63 percent of the cost would be borne by  
8 those who are not benefitting directly from the  
9 system.

10 So what's before you tonight as a 70 percent  
11 betterment actually is, of the total cost of this  
12 system, only roughly 52 percent.

13 So I want to make sure that folks understand  
14 the betterment is only for the collection  
15 section. The pipes that go down your streets and  
16 collect it. It's not for everything else that  
17 has to tie into that system, and that is the  
18 projects we're bearing the costs to date, thank  
19 you.

20 THE MODERATOR: Mr. Finneran.

21 MR. HAMPSON: Mr. Moderator -

22 THE MODERATOR: Mr. Hampson.

23 MR. HAMPSON: - it's five of 11:00 and we  
24 have a decision to make, here.



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 Spring Town Meeting, taken by me on April 8, 2014. 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 22nd day of May, 2014.

Carol P. Tinkham, Notary Public  
My Commission Expires:  
April 21, 2017

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