

COMMONWEALTH OF MASSACHUSETTS

TOWN OF FALMOUTH

NOVEMBER TOWN MEETING

Falmouth High School Auditorium
Falmouth, Massachusetts

MODERATOR: David T. Vieira

TOWN CLERK: Michael Palmer

Tuesday, November 15, 2016

7:00 p.m.

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

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

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

I N D E X

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

P R O C E E D I N G S

1
2 THE MODERATOR: Okay, Folks, the sign
3 in sheet is out in the hallway. Attendance will
4 be published in the Falmouth Enterprise.

5 All Town Meeting members please come
6 forward and take your seats or sit in the back,
7 left of the auditorium. Only Town Meeting
8 members and Town officials should be sitting in
9 the back, left of the auditorium. All members of
10 the public please sit in the back, right of the
11 auditorium - to my right, of the auditorium.

12 [Pause.]

13 THE MODERATOR: Our tellers this
14 evening in the first division and the fourth
15 division will be Mr. Netto, in the second
16 division will be Ms. Cuny, and in the third
17 division will be Ms. Schneider.

18 All Town Meeting members present please
19 rise for the establishment of a quorum and the
20 tellers will return a count.

21 [Pause.]

22 THE MODERATOR: In the third division.

23 MS. SCHNEIDER: 48.

24 THE MODERATOR: 48.

1 In the second division.

2 MS. CUNY: 68.

3 THE MODERATOR: 68.

4 In the first and fourth divisions.

5 MR. NETTO: 69.

6 THE MODERATOR: 69.

7 [Pause.]

8 THE MODERATOR: By a counted vote of
9 185, we have a quorum and I call the Annual Town
10 Meeting back into session.

11 All present please rise for the
12 presentation of the colors by Cub Scout Pack 39.

13 [Pause.]

14 THE MODERATOR: Please follow me in the
15 Pledge of Allegiance.

16 [Pledge of Allegiance taken.]

17 THE MODERATOR: At this time I'll
18 recognize Mike Duffany for our invocation.

19 MR. DUFFANY: Heavenly Father, may our
20 meeting this evening be not only an exercise of
21 care and concern for our community and its
22 residents, but also an example of how a community
23 can agree and disagree and still be a community.
24 We ask you to watch over and protect our

1 families, our community, our nation and our
2 world. May your gift of peace become a reality
3 for all. Amen.

4 THE MODERATOR: Please remain standing
5 for a moment of silence.

6 [Moment of Silence taken.]

7 THE MODERATOR: Colors post.

8 Ladies and Gentlemen, the Webelos and
9 Cub Scouts of Pack 39.

10 [Applause.]

11 THE MODERATOR: I want to remind
12 everyone that the Falmouth Service Center will be
13 doing their turkey drop-off and turkeys or
14 chickens with fixings on Sunday, November 20th
15 from 12:00 to 4:00 at the Service Center at 611
16 Gifford Street.

17 Okay, last night we ended right before
18 the supplemental budget. So we will begin
19 tonight on Article 18.

20 Article 18, Madame Chairman, for the
21 main motion.

22 CHAIRMAN VOGEL: Mr. Moderator, I move
23 Article 18 as recommended.

24 THE MODERATOR: As recommended. This

1 is to transfer the sum of \$440,000 from Certified
2 Free Cash for the purposes of funding the
3 following Fiscal '17 budgeted line items:
4 professional/technical special counsel 400,000;
5 professionally/technical contractual 40,000.

6 Mr. Donald held this article.

7 Any discussion on Article 18?

8 Hearing none, the question will come on
9 the main motion. All those in favor, signify by
10 saying aye.

11 FROM THE FLOOR: [Inaudible.]

12 THE MODERATOR: What? Someone up in
13 the back? Okay.

14 Mr. Dynan. Microphone in the
15 back, please.

16 MR. DYNAN: Thank you, Bill Dynan,
17 Precinct 5.

18 Through you, Mr. Moderator, could we
19 have a breakdown of the \$400,000 exactly what -
20 what programs this went to, as far as legal
21 counsel.

22 THE MODERATOR: Okay, Ms. Petite.

23 MR. DYNAN: Thank you.

24 MS. PETITE: Thank you. So the

1 breakdown on the special counsel budget, next
2 slide, please.

3 The appropriation at the beginning of
4 the fiscal year was 150,000. To date, we've
5 spend 37,000 on the wind turbine litigation. We
6 have a couple cases with the Conservation
7 Commission and to date we've spent 42,000. And
8 on labor counsel, eleven. And that gives us
9 right now about 60,000, when we were calculating,
10 left, in that budget.

11 And so these are the projected costs:
12 260,000 for the wind turbine cases; 140,000 for
13 the Conservation Commission, and labor counsel
14 60,000. So it would come to about approximately
15 460.

16 Next slide, please.

17 And there are four trials on the
18 immediate horizon. Two wind turbine cases and
19 two significant Conservation Commission cases, as
20 well. If you have questions regarding that,
21 Town Counsel can answer them, about the
22 Conservation Commission cases.

23 THE MODERATOR: Okay, further
24 discussion? Yes, Mr. Duffy.

1 MR. DUFFY: Thank you. Frank Duffy,
2 Town Counsel. I'd just like to give you a
3 little bit of information on our request to
4 supplement the Town Counsel budget.

5 The way we have traditionally done this
6 is the budget for Town Counsel is submitted in
7 November so the budget that we're operating now
8 is submitted in November of last year at a time
9 when we really didn't have any - a good handle on
10 what we actually needed.

11 So, what our practice has been is to
12 come back in November to ask for a supplemental
13 budget when we have a better handle on what we
14 actually need.

15 Now, in preparing this request, I
16 requested information and estimates from the
17 special counsel that we have engaged to represent
18 the Town in the wind turbine litigation and in
19 two special Conservation cases and also in labor
20 cases. And this request is based upon the
21 estimates that they have given us.

22 All of the suits that we're involved in
23 have been authorized by the Board of Selectmen.
24 They've also authorized the engagement of special

1 counsel for these because of the circumstances of
2 the cases.

3 As Ms. Petite did mention, we have
4 several cases on the horizon. The first one
5 comes up Thursday morning in Barnstable Superior
6 Court and it is one of the wind turbine cases.
7 It's the property on Ridge View Drive, which is
8 to the west of the wind turbines.

9 We have another one which will be
10 assigned for trial on December 9th, which will
11 probably come up in the early spring. And we
12 have another trial assignment conference Thursday
13 also, which I will not be attending, but it's up
14 in Boston and it's on a special permit case; that
15 will come up in the spring.

16 So, these are all trials where we have
17 done most of the - well, actually we've done all
18 of the preliminary work and if you're familiar at
19 all with how litigation costs go, a lot of your
20 cost is in preparation. So we're heavily
21 invested in these cases already. We're just
22 trying to finish them off.

23 We have been sort of plagued by some
24 continuances, and not at the request of any

1 party, but at the request of the court because of
2 the conflicts on the court's schedule. So we
3 have actually prepared for trial on a few
4 occasions only to find out that we have to step
5 down and prepare again later.

6 I think you understand the issues in the
7 wind turbine cases, but the Conservation cases
8 are a little bit out of the ordinary. They are
9 what we call regulatory taking cases. What you
10 have is a situation where, under the Falmouth
11 Conservation bylaw or regulation, certain
12 properties are basically unbuildable because
13 their proximity to natural resources or some
14 other protected resource in the Conservation
15 bylaw.

16 So, individuals came forward, they
17 applied for an Order of Condition to build on
18 their properties. Their properties happened to
19 be waterfront properties. They were denied
20 orders of condition because our bylaws provide
21 that no building will take place under these
22 circumstances. So we are looking at two
23 regulatory taking cases, one beginning December
24 5th, another beginning March 12 in 2017, where

1 they're looking for approximately a million
2 dollars' worth of condemnation value for
3 property.

4 These are highly unusual, and in all the
5 years that I've been here we have never one -
6 never had any of these before, but they have now
7 come up.

8 So we're facing significant damages if
9 these cases are lost.

10 By the way, I would like you to
11 understand that we have, and we feel we have
12 very, very valid defenses to these cases, but
13 nevertheless it's incumbent on us to go forward
14 and prove them.

15 With respect to the labor cases, they
16 have been running rather high lately.
17 Hopefully they'll come back to normal, but the
18 Special Counsel budget that you look at from year
19 to year, at least up until the wind turbines came
20 along, was almost all labor costs.

21 The - just a brief comment on the
22 mediation process. As you know, the Board of
23 Selectmen did authorize mediation. We have met.
24 We have not reached a settlement. We did not

1 terminate the mediation. It may resume under
2 appropriate circumstances and the Selectmen have
3 determined that that is an option that we will
4 definitely try and we will not forget.

5 Thank you.

6 THE MODERATOR: Okay, further
7 discussion? Yes. Ms. Siegel. Ms. Siegel and
8 then Mr. Heath and Mr. Finneran.

9 MS. SIEGEL: Debra Siegel, Precinct
10 six.

11 I'm just curious about one thing. Does
12 the special counsel include the need - the fact
13 that the Selectmen have chosen to sue the Z.B.A.
14 over one of its decisions? Is that part of the
15 need for a special counsel?

16 MR. DUFFY: Yes.

17 MS. SIEGEL: Thank you.

18 THE MODERATOR: Mr. Heath.

19 MR. HEATH: Austin Heath, Precinct 8.

20 In a number of the precinct meetings
21 I've asked for this information. I'm very
22 pleased on the report that was made; it's exactly
23 what I wanted and I hope it will continue.

24 Thank you.

1 THE MODERATOR: Mr. Finneran.

2 MR. FINNERAN: Yes, Mr. Moderator. In
3 November of 2014, this body passed an article on
4 the voice vote easily, and the article read, "To
5 see if the Town will vote to have the office of
6 Town Counsel provide a litigation report at each
7 annual Town Meeting, including the following
8 information: claims and suits brought by or
9 against the Town, defined as any of its
10 departments, including the School Department or
11 any of its boards and committees or any of its
12 employees or volunteers."

13 Excuse me one second. Um. Oh, God, I
14 just lost it, but - okay.

15 MR. DUFFY: We have an answer, Mr.
16 Finneran.

17 MR. FINNERAN: Last I knew, I checked
18 before the precinct meetings and Mr. Suso said
19 that this report and the dollar figures were
20 posted online, but it was actually the 2015 April
21 report. And I don't know if you changed it
22 today. It's not written in the Town Reports.
23 So we haven't had any of the monetary information
24 unless you posted it today. And I think that

1 that's lacking.

2 And I know that the last time you came
3 looking for extra money the litigation report was
4 not complete, either, and the article was tabled
5 until you made the addendum listing all the
6 monies spent.

7 To my knowledge, that has not been done
8 yet. Is that not correct?

9 MR. DUFFY: Mr. Finneran, I prepared
10 that report two weeks ago. On November the 4th I
11 submitted it to the Town Clerk to be posted on
12 the website. Unfortunately, and he can explain,
13 he posted last year's by mistake.

14 We did realize it. I think you
15 mentioned it at one of the precinct meetings.
16 Mr. Suso asked me to look at it. Mr. Palmer and
17 I looked. We did realize a mistake had been
18 made and it was corrected.

19 The report also was placed, a copy was
20 placed out at the door last night. I left 30
21 copies and they're all gone. So -

22 MR. FINNERAN: Yeah, they were gone when
23 I got there.

24 So it has been -

1 MR. DUFFY: Yes, and we apologize for
2 the -- but it was corrected and I'm very aware of
3 your article and it's our intention to comply
4 with it every Town Meeting just as you've
5 requested and so these people will have that
6 information.

7 Thank you.

8 MR. FINNERAN: Okay, well, it was a
9 little late in coming, anyway. Most of us here
10 don't have the information aside from the 30
11 people that got those copies last night. And I
12 think it's rather incomplete to come and ask for
13 more money. But I supposed technically you have
14 abided by the article.

15 Thank you.

16 THE MODERATOR: Mr. Latimer.

17 MR. LATIMER: I move the question.

18 THE MODERATOR: We have a motion to
19 move the question. All those in favor of
20 closing discussion signify by saying aye.

21 [Aye.]

22 THE MODERATOR: All those opposed no.

23 [No.]

24 THE MODERATOR: The ayes have it by the

1 two-thirds and the question will come on the main
2 motion as recommended.

3 All those in favor signify by saying
4 aye.

5 [Aye.]

6 THE MODERATOR: All those opposed no.

7 [No.]

8 THE MODERATOR: The ayes have it by a
9 majority.

10 Article 19 is the Capital Budget. We
11 are going to put a main motion on the floor for
12 the budget. I'll have a presentation and then
13 we will go through each section. It won't be a
14 blanket vote; we'll just go through each section.
15 If you want to discuss, ask questions, make
16 amendments, we'll do that as we go through.

17 The two amendments to an article do not
18 withstand an omnibus budget, so when we go
19 through this, it would be more than two
20 amendments in order if the body so chooses.

21 So at this time, before we begin - well,
22 Madame Chair, do you want to.

23 CHAIRMAN VOGEL: Mr. Moderator, I move
24 Article 19 as recommended.

1 THE MODERATOR: As recommended.

2 Mr. Suso also has an introduction for
3 us.

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

6 It's my great pleasure to introduce to
7 all members of Town Meeting our new Assistant
8 Town Manager Peter Johnson-Staub. Peter was
9 with us last evening, as many of you know. Some
10 of you met him also at two of the precinct
11 meetings that he attended since his arrival last
12 Monday. So we're delighted to have Peter join
13 us, a very well qualified ongoing town manager,
14 and you'll be seeing plenty of him in the days,
15 weeks, months and years to come.

16 Welcome, Peter.

17 [Applause.]

18 MR. SUSO: Mr. Moderator, just to go
19 out of order just for a moment.

20 I just wanted to acknowledge, thank you,
21 that as Town Meeting members are aware, you did
22 not have individual written copies of the job
23 description for Community Development Director
24 last evening. Those have been prepared and

1 placed on the front table and many of you I hope
2 picked it up coming in. I apologize that you did
3 not have that in advance and hopefully all
4 members who wanted to have one do have one now.

5 Thank you, Mr. Moderator, and now we can
6 continue with Article 19.

7 THE MODERATOR: Okay, our presentation.
8 Ms. Petite.

9 MS. PETITE: Oh, I don't know why it
10 says 2015. I guess I was really off when I did
11 the cover sheet. I apologize.

12 [Laughter.]

13 MS. PETITE: It's been a long week.

14 Free Cash. So I usually start out the
15 budget presentations with a little bit of fiscal
16 policy, and which I've been stating for the last
17 few years is that we use one time revenues to
18 fund one time expenses; reoccurring revenues to
19 fund reoccurring expenses.

20 Traditionally we fund our Capital Plan
21 with Free Cash at the November Town Meeting. So
22 we kind of separate it out from the April Town
23 Meeting when we vote more of our reoccurring
24 expenses for the Operating Budget.

1 We are making continued progress funding
2 our delayed capital items. We did delay some of
3 the capital items in, you know, ten and eleven
4 and twelve, so we're a little bit slow - or
5 behind on our Free Cash. But the last couple
6 years we've really been making progress and I -
7 as Town Meeting has requested a couple years ago,
8 I do have two articles; one for capital and one
9 for non-capital. I do look at it as one funding
10 source, so I do kind of present it as one but we
11 do split it in two - in two articles.

12 And here are just really some of the
13 highlights. It's really a short presentation.
14 I do want to mention that in your warrant booklet
15 there's two line items that say water meter
16 replacement for Worcester Court and Coast Guard
17 Woods Hole, and that really is water main
18 replacement. So I just would draw your
19 attention to that.

20 One of the exciting things I think about
21 this ten year capital plan is this is the first
22 year that we received a capital plan from the
23 School Department. And so you will see some
24 items in there that we're funding for the School

1 Department in the Capital Plan. And, you know,
2 happy that we've been able to work together with
3 the School Department on some capital items.

4 We'll see some water projects in there.
5 As you know, the Water Treatment Plant will be
6 coming online in April. So I just wanted to
7 mention that. You had a presentation on that
8 last night. So we do have some water projects
9 aside from that.

10 Vehicles and equipment, we've really
11 made some headway there with our vehicles and
12 equipment and in the DPW and trying to, you know,
13 replace some of our really older vehicles that
14 had a lot of wear and tear on them.

15 This year we're funding the Road
16 Maintenance Budget to the tune of about \$800,000.
17 We do have some other projects in there as well,
18 some other paving projects that have been asked.
19 And, instead of separate them out, we've put them
20 all in there and also there's a couple paving
21 projects in there, too, for the School Department.

22 And in the next article, when we look
23 at, you know, all of our - the highlights of the
24 capital/non-capital, we do have money in there

1 for a revaluation, which we usually fund every
2 three years, for the property taxes.

3 And so I will sit down and then we'll
4 taken some questions. Thank you.

5 THE MODERATOR: Okay. Let's start
6 with General Government.

7 Yes, Mr. Johnson.

8 MR. JOHNSON: Thank you, Mr. Moderator.
9 Leonard Johnson, Precinct five.

10 I would like to know what Free Cash we
11 have available. Free Cash in this sense seems to
12 me a total misnomer, but nevertheless I know they
13 call it that. What is the available Free Cash
14 and where does it come from?

15 MS. PETITE: Okay, that's a great
16 question. We are certified for Free Cash this
17 year at \$10.7 million.

18 Free Cash really comes from two places:
19 they're your budget turn backs and they're also
20 your actual receipts over your estimated
21 receipts. And, if you have a warrant booklet
22 from April, you'll see the revenue sources on how
23 we balance the budget. It means the actual
24 revenue came in more than what we estimated.

1 THE MODERATOR: Mr. Johnson, so the
2 term "free" means free and available for further
3 appropriation. That's why we use the term free.
4 It doesn't mean that it's free to us as
5 taxpayers.

6 [Laughter.]

7 THE MODERATOR: Okay, any discussion in
8 the General Government section?

9 Yes, Ms. Lichtenstein. Then Mr.
10 Cummings.

11 MS. LICHTENSTEIN: Leslie Lichtenstein,
12 Precinct eight.

13 I would just like to thank Ms. Petite
14 for her presentation and to compliment her on her
15 slides. Whatever the type size was, we could
16 read it tonight. We could not read most of what
17 the slides were last night. And maybe future
18 people could ask her what size her typeface was
19 because that's very nice.

20 Thank you.

21 THE MODERATOR: Okay, Mr. Cummings.
22 Oh, that was it, okay. Those are from our folks
23 in the back, so we need to make sure we have the
24 right size for you.

1 Yes.

2 MS. WEBBER: Thank you, Gina Webber,
3 Precinct nine.

4 Could someone please just explain the
5 Town Hall bathroom remodel for \$30,000?

6 THE MODERATOR: Mr. Suso.

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

8 Thank you for your question. That
9 estimate is, in all likelihood, high. What it
10 would do is add an additional urinal to the men's
11 restroom, and that's the fundamentally what it
12 is. What it comes from is a number of our male
13 residents asking me why they don't have to wait
14 in line to pay taxes but they have to wait in
15 line to use the restroom. So we're trying to
16 correct that.

17 At one time there were two urinals in
18 the men's restroom and I'm told that before my
19 arrival one was removed. So we're going to add
20 that second one back in as a courtesy to our male
21 customers.

22 With Town Meeting approval, of course.
23 Thank you.

24 THE MODERATOR: Mr. Herbst.

1 Microphone down here for Mr. Herbst.

2 Ralph, if you could just stand so they
3 can see who they're looking for, thanks.

4 MR. HERBST: Ralph Herbst, Precinct 8.

5 The second item, there, Golf Equipment
6 under General Government. That seems a very
7 strange place to put that. Personally I play
8 tennis, and I don't understand why Golf Equipment
9 comes under General Government.

10 I would think that you would be better
11 off getting that money from the Community
12 Preservation Act funds, which would come under
13 Recreation for the Community Preservation Act.
14 So you could approach the Community Preservation
15 Committee, the Town could approach the Community
16 Preservation Committee to get Golf Equipment out
17 from under General Government.

18 THE MODERATOR: Okay, Ms. Petite, do
19 you want to address that.

20 MS. PETITE: Sure. Two answers. One
21 is this is a contractual - this is in our
22 contract with the lease management company that
23 leases the golf course that we supply a certain
24 amount of - we buy certain equipment every year.

1 So this is a contractual agreement.

2 The reason why I put it under General
3 Government is because it's in the contract and
4 the contract is signed by the Town Manager and
5 the lease is managed by the Town Manager's
6 Office.

7 THE MODERATOR: Mr. Swain.

8 MR. SWAIN: Charlie Swain, Precinct
9 one.

10 I hope when you redo the men's restroom
11 that we'll get rid of all the manual fixtures and
12 put in automatic so we can have less chances of
13 germs.

14 Thank you.

15 THE MODERATOR: Okay, anything else
16 under General Government?

17 Yes, Mr. Finneran.

18 MR. FINNERAN: On the \$30,000 for a
19 urinal, where did you get that estimate?
20 Through you, Mr. Moderator to whoever.

21 THE MODERATOR: Ms. Petite.

22 MS. PETITE: It was - we know that the
23 estimate is a little bit high. We did - it was
24 through conversations with the Town Manager and

1 the Facilities Department.

2 MR. FINNERAN: So you never inquired
3 with a plumber to get a reasonable estimate?

4 MS. PETITE: Like I said, it was
5 through a conversation. It was a need that we
6 needed to address when we were putting the
7 Capital Budget together.

8 MR. FINNERAN: You know, and I mean I
9 know you've heard this from me before with roofs
10 and such, but if they had a urinal in there
11 before, more than likely all the plumbing is
12 behind the wall and just covered over. I mean,
13 I don't see how it could be a \$2,000 job. And
14 it just seems to me that you're backfilling the
15 budget with extra cash. Am I wrong in that
16 assessment?

17 Guess not.

18 THE MODERATOR: Okay, any further
19 discussion on General Government?

20 Yes, Mr. Alliegro.

21 MR. ALLIEGRO: I know this subject is
22 bringing about plenty of snickers and plenty of
23 sneers, but I do have to second the comments that
24 were just made. I don't understand how you can

1 get an estimate for \$30,000 for one fixture. It
2 seems to me that the route would be to bring in
3 the contractor, get the estimate, overestimate a
4 little bit if you like, but it seems to me that's
5 no way to do business. And I need to comment
6 and second that and I'm not prepared to offer an
7 amendment right now, but if somebody can think
8 quicker than me right now, I'd support it.

9 THE MODERATOR: Okay, anything else in
10 General Government?

11 Yes, Mr. Brown. If you want to use the
12 mic right here, might be easiest.

13 MR. BROWN: Douglas Brown, Selectman
14 and Precinct nine.

15 I'm just wondering if the phone system
16 for Town Hall will be replaced with this budget.

17 THE MODERATOR: Ms. Petite.

18 MS. PETITE: You're asking about the
19 telephone system? Yeah, no, that wasn't in the
20 Capital Plan.

21 THE MODERATOR: Okay. All right,
22 Public Safety.

23 Oh, Mr. Alliegro.

24 MR. ALLIEGRO: I'm sorry, but I have to

1 offer up an amendment to this and ask that that
2 be struck from the budget until a proper estimate
3 is gotten for the pot.

4 FROM THE FLOOR: Yeah.

5 THE MODERATOR: Okay. We have an
6 amendment to strike the Town Hall bathroom
7 remodel for \$30,000. Discussion on the
8 amendment.

9 Mr. Antonucci.

10 MR. ANTONUCCI: I don't want to get
11 into a debate about toilets, but we've got to
12 stop micro managing this. Our Selectmen do a
13 decent job. You don't know what's behind those
14 walls as far as plumbing goes, but last night and
15 tonight we're second-guessing all of our
16 officials. We had precinct meetings -

17 I - let me finish, will you mind?

18 MR. ALLIEGRO: [No mic: inaudible.]

19 MR. ANTONUCCI: Oh, okay.

20 We have precinct meetings; we ask
21 questions. When are we going to get back to
22 some civility here and accept these Selectmen?
23 If you don't like what they do, don't vote them
24 in office. But we spend hours and hours talking

1 about insignificant issues 'cause someone's got a
2 bug in their bonnet.

3 I don't mind what people say - you have
4 your own opinion -- but these Town Meetings are
5 getting a little crazy.

6 [Applause.]

7 THE MODERATOR: Okay.

8 Mr. Alliegro.

9 MR. ALLIEGRO: This is not about a
10 toilet. And this is not about petty little
11 issues. This is about properly running the way
12 this Town government runs. It's not a petty
13 little issue, and I'm exercising my right to
14 offer the amendment to strike that.

15 I don't think the Town will die without
16 an extra urinal until we have a chance to get a
17 proper estimate. This may be a small item, but
18 it's an important principle and I move - I would
19 like to advance that - that amendment.

20 Thank you.

21 [Applause.]

22 THE MODERATOR: Mr. Latimer.

23 Let's go.

24 Mr. Latimer.

1 MR. LATIMER: Thank you. Richard
2 Latimer, Precinct one.

3 Can you hear - can you hear me now?

4 FROM THE FLOOR: Yes.

5 MR. LATIMER: Richard Latimer,
6 Precinct one.

7 We are told that it is over an estimate.
8 If it isn't, if the bid comes in less, we don't
9 spend the money, it just goes right back to Free
10 Cash. But, you know, when you do any kind of
11 contracting, you never know what's going to
12 happen. And the worst thing that can happen is
13 you get caught short.

14 So, what's the big deal? We vote the
15 \$30,000. If it costs \$10,000, 20,000 goes back
16 into Free Cash. What's the problem?

17 Meanwhile, I would like to see it more
18 than just a urinal. I would like to see -- I
19 don't know what's being planned, but I'd like to
20 see low flow valves put in all of the equipment
21 in Town Hall to save on water. And if that's an
22 option, I think the money, the \$30,000 would be
23 well spent.

24 Thank you.

1 THE MODERATOR: Okay, the question will
2 come on the amendment to strike the Town Hall
3 bathroom remodel. All those in favor of the
4 amendment signify by saying aye.

5 [Aye.]

6 THE MODERATOR: All those opposed no.

7 [No.]

8 THE MODERATOR: It's the opinion of the
9 Chair that the no's have it by a majority.

10 Public Safety.

11 Microphone down front.

12 MR. KLATTENBERG: Thank you, Mr. Chair.

13 Ron Klattenberg, Precinct nine.

14 I had a question on the police -

15 FROM THE FLOOR: Precinct eight.

16 MR. KLATTENBERG: Precinct eight,
17 excuse me.

18 I have a question on the police vehicle
19 replacements, \$94,956. How many vehicles are
20 involved and does the price that is listed here
21 come off the state bid?

22 THE MODERATOR: Chief?

23 CHIEF DUNNE: Thank you.

24 The vehicles involved, it involves three

1 vehicles. One of them is a - if you look in
2 your booklet, there's an explanation. I don't
3 know the page numbers, but it's further back.

4 One of the vehicles is really unsafe,
5 which is a 2008 Expedition. One of our officers
6 was using it - that's used by the School Resource
7 Officer. And one of our officers was using it
8 and as she was going out the back of the parking
9 lot, the brake lines blew. The brake lines have
10 been replaced by the Fire Department and it's now
11 been dead-lined for probably about three months
12 because I won't put anybody in it.

13 And the other two vehicles are some of
14 our unmarked Crown Victorias that are used by our
15 detectives. Again, one of those we just had to
16 have towed back to the police station because the
17 rear end blew. And the other one is just -
18 they've outlived their resources.

19 What I want to replace those two
20 vehicles with is with Ford Fusions. They're six
21 cylinders. And as far as the Expedition which
22 is an eight cylinder, I want to buy one of the
23 new Crossovers, which is six cylinders. We have
24 a couple of them online. It'll be a marked

1 unit.

2 And yes, it is state bid. We buy them
3 through our MHQ.

4 THE MODERATOR: Ms. Murphy.

5 MS. MURPHY: Thank you, Mr. Moderator.
6 Carol Murphy, precinct 9.

7 On the line item for the monitors and
8 the defibrillators, how many defibrillators, how
9 many monitors, where are the defibrillators going
10 and what kind of monitors are these?

11 THE MODERATOR: The other chief.

12 Also, Ms. Murphy, you're still a Town
13 Meeting member?

14 MS. MURPHY: Yes.

15 THE MODERATOR: You're sitting in the
16 wrong section.

17 MS. MURPHY: I know I am. I came late.

18 THE MODERATOR: Okay. So your vote
19 won't -

20 MS. MURPHY: Thank you.

21 THE MODERATOR: - count. Okay.

22 MS. MURPHY: I'll find a seat, thank
23 you.

24 CHIEF SMALL: Michael Small, precinct

1 8. I'm the not so new fire chief.

2 These are the replacements for the
3 monitor defibrillators that we have in our
4 ambulance. One for each ambulance and a spare.
5 So it's a total of six. They're at their end of
6 their nine to ten year life cycle.

7 Does that answer your question?

8 MS. MURPHY: What was - I'm sorry?
9 They were going in the ambulances and how much
10 were they each for the defibrillators?

11 CHIEF SMALL: They're - we're buying
12 five and a spare. One for each ambulance and a
13 spare; that's the state requirement. That's the
14 DPH requirement we have to have a spare in order
15 to maintain advanced life support capabilities in
16 all of the ambulances.

17 MS. MURPHY: And what's the cost each
18 on the defibrillators for the Town?

19 CHIEF SMALL: Ah, they're just - on
20 the state bid list they're just under - depending
21 on which manufacturer you go to, they're just
22 under about \$40,000 apiece.

23 MS. MURPHY: Four?

24 THE MODERATOR: \$38,333.33.

1 MS. MURPHY: And the monitors?

2 CHIEF SMALL: They're monitor
3 defibrillators. They're one unit. It's what
4 we use to do EKG tracings, defibrillate, entitled
5 CO2, carbon monoxide, carboxyhemoglobin levels.
6 They get used every day.

7 MS. MURPHY: Okay, thank you.

8 THE MODERATOR: Further discussion
9 under Public Safety element?

10 Yes, way up in the back, Mr. Anderson.

11 MR. ANDERSON: Gary Anderson, Precinct
12 seven.

13 The very last item, the new pump-out
14 boat. The number there is \$33,750. Just a
15 process and a sequencing question. In the
16 detail in the back it says that it costs \$90,000
17 and that it will be reimbursed after purchase.
18 Where will we get the other \$56,250 to pay for
19 this before we get the reimbursement?

20 THE MODERATOR: Who wants this one?

21 MS. PETITE: It is a reimbursable
22 grant. We wouldn't purchase the boat unless we
23 get the grant. I'm under the impression that we
24 get the money and then we purchase the boat.

1 THE MODERATOR: Mr. Fraser.

2 MR. FRASER: Greg Fraser, Harbormaster.

3 That is through the Clean Vessel Act.

4 We actually have already received the grant
5 award, which was for Fiscal '17. We do have to
6 spend the money in order to get that \$56,250 back
7 from the state program.

8 MS. PETITE: So it's a reimbursable
9 grant and that's normally how we would use that,
10 is we spend the money and then we submit the
11 invoice for reimbursement if we have a signed
12 contract with the state.

13 THE MODERATOR: Okay, further
14 discussion under Public Safety.

15 Facilities. Mr. Shearer. And then
16 Ms. Valiela.

17 MR. SHEARER: Douglas Shearer, Precinct
18 six.

19 Question on the Edward Marks roof. I
20 held Article 30, which was CPC funds for
21 historical buildings. I know there was an
22 overage of unused money for roughly \$30,000 and
23 an additional 35,000 going into the fund. My
24 first question would be: I believe the Edward

1 Marks building is an historical building; why
2 aren't we using CPC money which is designated for
3 this use instead of taking it from our supposed
4 Free Cash?

5 And then the second part.

6 So, if somebody could answer that at
7 some point. I might be able to release my hold on
8 30 if we can't use it, but I would either want to
9 use it or - and make an amendment to strike this
10 from the budget.

11 But my second part of this, which
12 probably is bad timing. You know, we've had a
13 couple of questions last night and questions
14 about toilets tonight and spending other money.
15 We seem to have - my daughter came to me this
16 morning and grabbed a couple catalogs off the
17 counter, wrote down ten more things on her
18 Christmas list. I had to try to explain why
19 Santa might not be able to bring everything on
20 the list.

21 Last night, when I was preparing myself
22 to get up and say all this in front of you, I was
23 thinking of the things that might be on the
24 Town's Santa list, which is a Senior Center,

1 additional funds for schools, including fields,
2 possibly, for the Senior Center. Maybe fixing
3 all the roads around town that have just had
4 sewer systems put under them.

5 It's not going to snow this year, so
6 there won't be any extra plowing for the budget.

7 I know that we are all happy with the
8 staffing at the Police Department and the Fire
9 Department; no one's asking for additional staff
10 there. Unless you read the Enterprise.

11 You know, we've gotten some playgrounds
12 in place, but not all of them. We are about to
13 talk about more trucks, vehicles, pump out boats,
14 so on and so forth.

15 Then there's questions about paying for
16 clickers and who's going to put the batteries in
17 them. Community Development Coordinators, how
18 we're going to pay for them.

19 It seems that the wish list or Santa's
20 list seems to be getting longer and longer and we
21 keep spending our ten million dollars' worth of
22 Free Cash. But I know the Senior Center is
23 going to cost more than that.

24 So if we could save 35,000 here, it

1 might make sense. And then - or not, and
2 somebody could come to my house and explain to my
3 kid why she can't have everything on her list, as
4 well.

5 So, it would make sense to use CPC funds
6 where we can't use it for other things. We
7 might need our Certified Free Cash for, who
8 knows, maybe some asbestos removal in the future.
9 Or more wind turbine litigation.

10 So I would just ask that we use our
11 brains and commonsense and spend money when we
12 need to and in the right places, thank you.

13 THE MODERATOR: Okay, Ms. Petite.

14 MS. PETITE: Yes, we've had the Eddy
15 Marks roof in the Capital Plan for a number of
16 years. Replacing roofs is something that, you
17 know, the Town does do. With CPC funds, there's
18 an application process and it has to be approved
19 and recommended to Town Meeting from the
20 Community Preservation Committee, gone through
21 the Board of Selectmen and sometimes we look at
22 roof replacement as just routine maintenance
23 which is prohibited under the CPA act.

24 THE MODERATOR: It has to be historic

1 renovation; it can't be routine maintenance under
2 the statute.

3 Ms. Valiela.

4 MS. VALIELA: As was briefly mentioned,
5 this is an historic building. It's on the
6 Registrar of Historic Places. And there is a
7 Preservation Restriction on it, so I'm just
8 asking who was actually in charge of this
9 maintenance of the roof and whether the
10 Preservation Restriction is part of the
11 discussion so that it is done in an appropriate
12 manner?

13 THE MODERATOR: Yeah, Ms. Newton.

14 MS. NEWTON: Shardell Newton,
15 Facilities Manager.

16 Jean McClusky did give us some
17 information on this and I assured her that if
18 this goes through Town Meeting that we will work
19 with the preservation, the CPC, whoever we have
20 to work with. She just gave me the information
21 tonight. She had requested - some people
22 requested wood shingles; if we can make that
23 happen, I'm fine with it. Whatever guidelines
24 the Town would like to give me for that roof, I'm

1 more than happy to take care of it.

2 THE MODERATOR: Okay, Mr. Shearer, the
3 other Mr. Shearer.

4 This poor guy's getting a workout
5 tonight.

6 MR. SHEARER: Dan Shearer, now,
7 Precinct six.

8 We have spent probably hundreds of
9 thousands of dollars on this building, and I've
10 never seen it really occupied. Who is using it
11 now? Or maybe we should sell it.

12 Thank you.

13 THE MODERATOR: You want to tell him
14 who's in there?

15 MR. SUSO: Julian Suso, Town Manager.
16 Thank you for your question, Mr. Shearer.

17 As some may be aware, in the recent past
18 the Falmouth Retirement Board was leasing this
19 building. More recently, they have relocated.
20 The building is scheduled for an ESCO upgrade of
21 the HVAC system. That has not yet been
22 completed, but that will be underway in the next
23 several months to bring the heating system into a
24 proper energy efficiency.

1 The longer-term plan approved by the
2 Selectmen a couple years ago would relocate the
3 Human Services Department to that building and
4 removing them from their current rented space.
5 So that is what's planned.

6 At the moment, in spite of the leaks in
7 the roof, which we're attempting to patch to keep
8 things going, we do have equipment, fairly
9 valuable equipment that's being stored there
10 temporarily that will be completing the
11 outfitting of the Consolidated Communications
12 Center in the next 30 days.

13 THE MODERATOR: Mr. Finneran.

14 MR. FINNERAN: Again, \$35,000 for the
15 roof on the Eddy Marks building. Can someone
16 tell me where that estimate came from?

17 THE MODERATOR: Ms. Newton.

18 MS. NEWTON: I've had three roofers
19 look at the building to give us an estimate. A
20 lot of that's cost estimate between the roofs
21 that we've been doing over the last year.
22 Prevailing wages have gone up. We feel we can
23 get it done for 35,000.

24 THE MODERATOR: Mr. Finneran.

1 MR. FINNERAN: I mean, if you look at
2 that building, it looks like it's about 20
3 squares. I mean, that works out to \$1750 a
4 square. I mean, I've been doing this stuff all
5 my life, and it's not as out of line as the
6 toilet in the Town Hall bathroom, but it's out of
7 line.

8 And also, I'd like to add, that when
9 you're coming before us with roofing estimates,
10 you can go to any roofing supplier and for \$50
11 they use this program called Eagle View where a
12 satellite looks at the building and sizes it up
13 completely, right down to a half a stick of drip
14 edge. And then you can know what you're dealing
15 with.

16 And, these - I'm going to say it again,
17 just like two years ago when we brought it up,
18 the painting of the Town Hall and the painting of
19 the Fire Department. They came in at half the
20 price that we gave you. And then later on - or,
21 last night. I mean, we were arguing over
22 \$14,000 for the new voting method. And we're
23 going to spend \$25,000 more than we need to for a
24 toilet.

1 We're here to represent the taxpayer.
2 When you put something into Free Cash, you're
3 still taking it out of the taxpayer's pocket and
4 putting it into the Town's pocket by
5 unnecessarily overcharging us. And, I mean, I
6 might pick some more out, but there's plenty more
7 in here and this seems to be a habit of ours.

8 I mean, I know that everybody does a
9 good job and does the best they can, but in
10 reference to you, Mr. Antonucci, Mr. Suso isn't
11 qualified to estimate what a toilet costs in the
12 Town Hall bathroom. And I can tell you he
13 missed by a mile. And we're still going to
14 budget this thing and it's just wrong.

15 THE MODERATOR: All right, Mr.
16 Hargraves.

17 MR. HARGRAVES: Thank you. Peter
18 Hargraves, Precinct nine.

19 This is a different line item in the
20 same category. Are we ready for that?

21 THE MODERATOR: Yes, that's good, yeah.

22 MR. HARGRAVES: I appreciate the
23 interest in making sure the East Falmouth Fire
24 station is worthy and well repaired, but I have a

1 principle and a -

2 THE MODERATOR: You've got to hold your
3 mic up.

4 MR. HARGRAVES: Okay, sorry.

5 There's a principle in here in that this
6 item in the back just describes what's wrong with
7 the fire station, not what \$100,000 will fix.
8 And I think as a matter of expectations for
9 people, it's important to have a standard in
10 these items that describe what's going to be
11 fixed.

12 And I don't think you can get all of
13 this for \$100,000. If we can, that's terrific.
14 But they're talking about exterior trim boards,
15 siding, a kitchen, a living area and other
16 things. Windows. If we can do all that for
17 \$100,000, then more power to you, but I think
18 it's important for meeting expectations that we
19 list exactly what we're planning to spend the
20 money for.

21 Could someone illuminate through you
22 what the 100,000 will cover as a priority if it
23 doesn't cover all of what's described as wrong
24 with the building?

1 THE MODERATOR: Chief.

2 Or Shardell, okay.

3 MS. NEWTON: The \$100,000 is to start
4 the project. Right now, our priority is for the
5 rotted trim. We have a hose tower there that's
6 rotted. Keep in mind that that building is
7 covered with vinyl siding, and we've pulled a few
8 pieces off to find that the sheathing is all
9 rotted underneath.

10 So we've gotten prices for repainting.
11 The painting was coming in around \$40,000, which
12 is a lot of money, but it is what it is, because
13 there's a lot of rot to fix.

14 We pulled some of the fascia board off
15 behind the gutters; that was completely rotted.
16 So we have been talking to different contractors
17 as to how much we can get for 100,000. The
18 priority is to fix the exterior first. If
19 there's money left over, we're going to move into
20 the inside.

21 MR. HARGRAVES: Thank you.

22 MS. NEWTON: You're welcome.

23 THE MODERATOR: Okay, anything else
24 under Facilities?

1 Mr. Latimer.

2 And then Mr. Dynan.

3 MR. LATIMER: Richard Latimer, Precinct
4 one.

5 Again, this is money that we appropriate
6 for this purpose, leaving room for error. You
7 do a new roof. Okay, you take the old roof off.
8 The roof is leaking and it's leaking inside.
9 When you take the roof shingles off, you don't
10 know what you're going to find. It can be quite
11 extensive.

12 I know this from personal experience as
13 a homeowner.

14 Now, if the money doesn't get spent,
15 it's not like we're taking it out of the
16 taxpayers. If the money doesn't get spent, it
17 goes right back into that account without
18 interest.

19 I built a home once, and I learned the
20 hard way that when I took out the construction
21 loan I should have taken out more than the
22 estimate, because what happens is things go along
23 and costs get there and you get behind, between
24 the bank inspector and the contractor; it comes

1 out of your pocket. It's better to have the
2 cushion there.

3 Again, this isn't money that we're
4 spending unless we have to spend it. And if we
5 don't spend it, it goes right back to Free Cash.
6 Right back to the taxpayers.

7 We're nitpicking this to death. These
8 are all reasonable projects and projects that are
9 necessary to get done.

10 THE MODERATOR: Mr. Dynan.

11 MR. DYNAN: Thank you, Bill Dynan,
12 Precinct five.

13 I'm not a plumber, not a carpenter, not
14 a roofer. I commend the Board on, and the Town
15 Manager for the Edwards Marks project. I'd like
16 to see some offset of that, though. Number one,
17 the Human Services rented space. There's some
18 money that's going to be saved on that, to move
19 that in there.

20 I'd also recommend they look at the
21 Legal Department, which spends \$30,000 a year to
22 rent space off-site, plus utilities I believe,
23 that could be saved if they move in that
24 building, also. So that could save the Town the

1 cost of that roof just by saving the rental
2 space, alone. So I'd hope somebody would take a
3 look at that.

4 Thank you.

5 THE MODERATOR: Anything else under
6 Facilities?

7 Okay, we'll go down to Highway. Mr.
8 Netto.

9 MR. NETTO: Joe Netto, Precinct eight.

10 I'd just like to point out to the Town,
11 since it's no coincidence since we had the
12 creation of the Deputy Director of the DPW and
13 Mr. McConarty was chosen for that, that we've had
14 a great improvement in the roads of the Town of
15 Falmouth. He's done an excellent job.

16 We've had two major road improvements in
17 East Falmouth: Old Barnstable and Acapesket.
18 And not only do we have an improved, smooth road,
19 but we have increased drainage, helping the
20 environment with road runoff.

21 And for public safety an increase in the
22 sidewalks. It's very dear to me on Old
23 Barnstable is I had a sister years ago who was
24 almost killed when, with her and her

1 granddaughter was walking down the street with no
2 sidewalk and she got hit by a truck and got
3 severely injured. But when we talk about -
4 here's a case where I wish we were spending more
5 money and if I knew where there was another
6 200,000, I'd increase this to a million, but I'm
7 not.

8 But here's a case where we have an
9 individual and I think Mr. McConarty should be
10 applauded for the great job that he's done. I've
11 worked with him on a few things personally and
12 I'd like to take this time to thank him and -

13 Put more money, Peter, into this article
14 next year.

15 Thank you.

16 THE MODERATOR: Okay, anything else
17 under Highway?

18 Yes, Ms. Tobey.

19 MS. TOBEY: Linda Tobey, Precinct four.

20 At the precinct meeting we were told
21 that part of this money was going to be put
22 towards some kind of sidewalk or road work at the
23 East Falmouth Library, and they weren't sure
24 exactly what was going to be done. I'm

1 wondering if somebody might be able to speak to
2 that piece; I'd be interested.

3 THE MODERATOR: Mr. McConarty.

4 MS. TOBEY: Thank you.

5 MR. MCCONARTY: Good evening. Peter
6 McConarty, Deputy Director of Public Works.

7 I'd like to thank you, Joe, for that
8 nice compliment. We do work very hard at the
9 Public Works. We do not have a lot of funding
10 for the roads and sidewalks, so we do everything
11 we can do inside to help that along, and we only
12 hire the contractors when we have to hire them to
13 do the - the parts of the work that we can't
14 perform.

15 The 800,000, what that does involve is
16 we had several - we work with several Town
17 Meeting members. The Nobska Light, you saw a
18 video of that last night as that's progressing.
19 This funding includes the round, the circular
20 parking lot in front of Nobska Light, so that
21 will be repaved and a little rebuilding of the
22 wall in front.

23 The funding also includes the West
24 Falmouth Library. Anyone that's been over to

1 the library parking lot, it's seen better days.
2 It's basically past - probably five to ten years
3 past its asphalt existence. And also the East
4 Falmouth Library, what we're doing is we work
5 with the library, we actually work with Joe and
6 we work with several other Town Meeting members
7 to do a little renovation on the parking lot.
8 We're going to do some cutting back of the grass
9 and we're going to be making some more parking
10 spaces over there.

11 And we'll also be working with the
12 School Department and the North Falmouth
13 Elementary School up on Old Main Road, so that
14 parking lot will also be getting attention, too.

15 Along with the other roadways. Public
16 Works, we have a five year list of roadways that
17 we work for, and recently we've been tapping more
18 into our Chapter 90 funds, which is really not
19 too appropriate for the Chapter 90 funds; we try
20 to hold those for our main arteries. So, we've
21 been doing the best we can with the funding that
22 we have. So this additional money, the
23 remaining money will be used for the roadways and
24 the sidewalks.

1 Thank you.

2 THE MODERATOR: Okay, anything else on
3 the Highway?

4 Vehicles and Equipment. Water.
5 Wastewater. Schools.

6 The question will come on the main
7 motion as recommended. All those -

8 Mr. Shearer.

9 MR. SHEARER: Dan Shearer.

10 Before we vote on this, I'd like to
11 thank the people who did this book and gave us
12 all the information in the back. But I would
13 suggest the next time that we try and put pages
14 along here so we can flip back and see them, and
15 when we're working on it we'll know exactly how
16 much it is.

17 But thank you very much for all the
18 information you did give us.

19 THE MODERATOR: Okay. All those in
20 favor of the main motion as recommended, signify
21 by saying aye.

22 [Aye.]

23 THE MODERATOR: All those opposed no.

24 [None opposed.]

1 THE MODERATOR: The ayes have it
2 unanimous.

3 Article 20. This is non-capital
4 improvements. Madame Chairman for the main
5 motion.

6 CHAIRMAN VOGEL: Mr. Moderator, I move
7 Article 20 as recommended.

8 THE MODERATOR: As recommended. This
9 is to transfer the sum of \$472,000 from Certified
10 Free Cash for the items listed in the
11 recommendation.

12 Again, we'll go through it by each
13 section.

14 General Government. Public Safety.
15 Engineering/Admin. Recreation. And Beach.

16 Any further discussion on the main
17 motion? Hearing none, the question will come
18 on 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
24 unanimous.

1 Article 21. Article 21, Madame
2 Chairman for the main motion.

3 CHAIRMAN VOGEL: Mr. Moderator, I move
4 Article 21 as recommended.

5 THE MODERATOR: As recommended. This
6 is to transfer the sum of \$75,000 from Certified
7 Free Cash to finance water quality monitoring and
8 operational support for two year nitrogen
9 attenuation program in Bournes Pond to improve
10 the water quality and to meet to the degree
11 possible the TMDL for the estuary, complimenting
12 the MES Department's ongoing shellfish reduction
13 activities using the shellfish nitrogen
14 mitigation option.

15 Someone in the back left last night held
16 this. I don't know who it was, but, the
17 gentleman in the back.

18 MR. BRODEUR: My name is Jeffrey
19 Brodeur, Precinct 7. I'd like to release my
20 hold, please.

21 THE MODERATOR: Okay.

22 Any further discussion on Article 21?

23 Hearing none, then the question will
24 come on the main motion as recommended. All

1 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
6 unanimous.

7 Article 22. The recommendation will be
8 made on the floor by the Finance Committee.

9 Madame Chairman.

10 CHAIRMAN VOGEL: Mr. Moderator, I move
11 Article 22 in the amount of \$250,000.

12 THE MODERATOR: From?

13 CHAIRMAN VOGEL: From Certified Free
14 Cash for the purposes of Article 22. Said funds
15 are to be expended under the jurisdiction of the
16 Town Manager.

17 Okay, this is the sum of money for the
18 remedial mediation for observed contamination at
19 Spring Bars Road.

20 Any discussion on Article 22?

21 Ms. Alliegro.

22 MS. ALLIEGRO: Mary Anne Alliegro,
23 Precinct 7.

24 Just through the moderator to just

1 explain what the remediation is for; what the
2 contamination is that they're talking about.

3 THE MODERATOR: Okay. Yes? Yes, Mr.
4 McConarty.

5 MR. MCCONARTY: Peter McConarty. I do
6 have a presentation to show on this article.

7 I think it's important. What I would
8 like to do is kind of go through the past of
9 where we've been with this site, where we are now
10 and where we're going in the future.

11 Slide, please.

12 So, where we were at Town Meeting, in
13 2010, the main lot was divided into two lots. It
14 was divided into lot number one, lot number two.
15 In June, the Town acquired lot number one from
16 the property owner, Mr. Pacheco. In December,
17 the Town acquired lot number two - in December,
18 the Town acquired lot number two from The 300
19 Committee. At that time, a phase one
20 environmental site assessment was performed. So
21 I'd like to take the time to read the opinion
22 that came from this company, CSN Engineering,
23 because I think it's important.

24 The opinion from CSN Engineering states:

1 "This Phase One Environmental Site Assessment has
2 revealed no evidence of recognized environmental
3 conditions at the subject property and a result
4 of use or storage of hazardous materials or
5 petroleum products on the site at this time or in
6 the past. There are several sites within the
7 vicinity that have recognized environmental
8 conditions but, due to the status, the distance,
9 the location of the sites, these properties are
10 not expected to impact the subject property. No
11 further investigation is recommended at this
12 time."

13 That was December of 2010. In 2015,
14 the Town put together a working group to review
15 packages that were sent out for RFP's for design
16 of lot number one. In March - that also went
17 through the Selectmen, it went through multiple
18 meetings. We had two companies it was brought
19 down to. It went through the Selectmen and it
20 was picked in March that a developer was
21 selected.

22 In June, a design consultant that was
23 working with the Conservation Commission was
24 doing some storm water testing on the lots and

1 they were doing some digging for future storm
2 water practices of storm water pits on the lot.
3 What had happened is they uncovered some
4 contamination, some stuff that was black in the
5 soil; it looked like some kind of contamination.

6 So what they did, is they covered the
7 hole up; called it a day.

8 We received a call from the Conservation
9 Commission and asked if we would be able to
10 assist with the contamination and assist with
11 that process. Public Works has done that in the
12 past, so we joined in with the Conservation
13 Commission to help out with the project.

14 In 2016, the Town retained a Licensed
15 Site Professional, an LSP, to oversee the test
16 pits that were dug by Public Works. So what
17 that means is Public Works, we went out to the
18 site and we met out at the site with the LSP.
19 And we dug several test pits, and we dug down
20 about five to seven feet, we got into the
21 groundwater. We did locate some contamination.
22 So what we did is we put it on a grid and we kept
23 on moving back 25 feet at a time to figure out
24 where our limits were and where we were. And

1 that's where we basically come up with the basic
2 limits of where the project was and where the
3 contamination was.

4 After we did those test pits, in August,
5 the LSP reviewed all the previous underground
6 tank permits. As everyone knows, there's been a
7 lot of work, there's been a lot of construction,
8 Blue Flame Oil construction plant on that site.
9 At that time, the LSP recommended a ground
10 penetrating radar and a metal detection scan of
11 the contaminated areas. Once again, what that
12 means is they went out on the site, they set up a
13 25 foot grid, they put orange paint marks on the
14 ground. And they have a machine; it's basically
15 like a walk behind lawnmower, and it has an LED
16 graph on it. And they scan the area. They
17 went back and forth over all the open areas where
18 all the previous tanks were located. And they
19 can see on the screen, they can see obstacles and
20 they also take it back to their office and then
21 they review it in further detail.

22 So what they noticed is there was a 500
23 gallon tank onsite. It was buried about six
24 inches down. The ground penetration radar

1 picked that up.

2 In September, working along with the
3 LSP, the Town removed the tank. And when they
4 dug it out they realized that the bottom of the
5 tank was compromised. It was full of water and
6 it was full of oil and the bottom of the tank was
7 compromised. And so what was happening is it
8 was washing out and it was coming back through
9 with the tidewater of Little Pond.

10 At that time, it's also required that
11 the LSP do soil testing. They soil test the
12 sides of the pit and they soil test the bottom of
13 the pit to see how much contamination is in the
14 ground. So what that did is that triggered - it
15 was much higher than allowed by the DEP, so that
16 triggered a 72 hour DEP notification.

17 In October, the LSP consultant drilled
18 and installed monitoring wells outside of the
19 areas that we dug. They did groundwater
20 sampling results to make sure where we were and
21 to come up with the cost estimates and actually
22 what we were dealing with under the ground.

23 After that, the Town and the LSP
24 consultant prepared a remediation and time clean-

1 up time frame and also a cost estimate.

2 Slide, please. Oh, I was ahead of you.

3 Slide, please.

4 So, what this is, and it's not expected
5 to be read, at all, but what happens is when you
6 do a 72 hour notice to the DEP, they kindly
7 respond back to the Town with a Notice of
8 Responsibility letter, and I happened to be the
9 lucky recipient of this letter on October 19th of
10 2016.

11 What the letter basically states is that
12 DEP has been notified that there's been a site
13 with contamination on it and it's the Town's
14 responsibility to clean it up. It's our
15 responsibility, it's ours, we need to take care
16 of it.

17 Slide, please.

18 So, where we are. The remediation and
19 the cleanup limits. According to the
20 information in the soil tests performed, the
21 below quantities were determined to be the area
22 concentration for the cleanup. It's shown as
23 red on the site. And then you can also see the
24 black property lines.

1 This is lot number one over here, where
2 the building - the construction is going to take
3 place, the future development. And this is lot
4 number two for the conservation area, here.

5 The cleanup area, according to all the
6 testing, is approximately 4200 square feet.
7 It's shown in red on the map and the vast
8 majority of the cleanup area is located on lot
9 two. As you can see with the property line
10 coming down there, down in this area basically
11 hits the property line and up here it's over the
12 property line ten, fifteen feet.

13 The material removal amount has been
14 determined to be approximately 500 tons. That's
15 approximately 350 to 360 yards of material.

16 Slide, please.

17 So what we did is we came up with a
18 remediation and clean-up plan. So, in the
19 following winter of 2016-2017, a bidding package
20 will be prepared and advertised.

21 What we're planning to do out there is -
22 - this is going to be a clean-up where we won't
23 be able to do this in Town; we have to bring in a
24 contractor to do this. They come in with trucks

1 and they come in with a de-watering plant. And
2 basically what it is is they come in with a frack
3 tank, so they, where they're going to be cleaning
4 up, they're going to be in the groundwater at the
5 groundwater level. So they have to get that
6 water out of the ground so they can dig down and
7 be able to get this material out of there.

8 So we set up a frack tank. It's
9 expected to take about a week to do this work.
10 We're planning on putting a bidding package
11 together in the following winter. In March and
12 April, we expect to get a contractor selection.
13 May and June, we expect to be cleaned up.

14 What the expected outcome of this is is
15 lot number one, which is the buildable site in
16 this area, is the remediation and clean-up of all
17 the identified contaminants will be complete and
18 the DEP requirements will be fulfilled. So what
19 that means is we're looking to close out lot
20 number one. We know that there's been a
21 designer selected and we know that there's some
22 financing involved and we know that this has
23 already gone through all the works. We want to
24 put this to rest and get that closed out.

1 For lot number two, we're looking at a
2 remediation and clean-up of identified
3 contaminants will be complete. However, in this
4 area an activity use limitation may be required
5 to satisfy DEP regulations. What an activity
6 use limitation plan is is basically Public Works,
7 we have the capability in-house, we have several
8 professional engineers, and we have the
9 capabilities to create a property line plan.
10 We'll create a plan that shows only the limits of
11 that red area on that site for lot number two.
12 So this activity use will not be on the entire
13 lot of lot number two; it'll only be in that
14 small area.

15 What will happen is the plan will be
16 prepared, it'll be stamped in-house, it'll be
17 sent over to the Barnstable County Registry of
18 Deeds and recorded.

19 Slide, please.

20 So, with that, the recommendation is
21 that the Town vote to transfer the sum of
22 \$250,000 from Certified Free Cash for the
23 purposes of this article. The said funds is to
24 be expended under the jurisdiction of the Town

1 Manager.

2 And I would say that this LSP that we're
3 working with, he's highly qualified. We've been
4 working with him - I've been working with for the
5 ten years that I've been with the Town. He
6 helped us - we had underground storage leaks at
7 the DPW facility; he worked along with us and we
8 actually closed out that site.

9 He worked along with us at the Senior
10 Center that also had an activity use limitation
11 plan put on it in 2003. We closed out that site.

12 The high school also had an underground
13 storage tank leak; we closed out that site.

14 So this LSP, he's very qualified. We're
15 very comfortable using with him, and he's very
16 confident with the numbers that he put in for the
17 funding for 250,000.

18 Thank you.

19 THE MODERATOR: Okay. Further
20 discussion.

21 Mr. Latimer.

22 MR. LATIMER: Richard Latimer, Precinct
23 one.

24 This is money we have to spend,

1 obviously. I'm not criticizing the expenditure
2 of the money.

3 I have a question, though, I'm
4 mystified: large oil tanks just don't walk
5 themselves and bury themselves on property, and
6 I'm curious as to how this escaped, apparently,
7 an inspection in 2010, was it? And yet it
8 turned up later after deals were made and
9 conveyances were made.

10 I would just like some little
11 explanation on that, as to who is responsible for
12 the tank - it didn't walk itself there -- and
13 what the ramifications are, if any, as to
14 liabilities. Thank you.

15 THE MODERATOR: Mr. McConarty.

16 MR. MCCONARTY: Well, I can't speak to
17 the liabilities of it; that's an issue that would
18 be for the legal services and the legal counsel.
19 But, as for the site, the site, we had Blue Flame
20 Oil and we also had a concrete batching plant on
21 that site.

22 Blue Flame Oil had multiple tanks and
23 the batching company had multiple tanks. The
24 initial site assessment went through to the Fire

1 Department and went through all their permitting.
2 These tanks were installed back in the 1950's, so
3 the regulations back then and the oversight back
4 then is not what it is today. So, it was all
5 back in the 1950's.

6 The site assessment went through all the
7 Fire Department, went through all their permits.
8 When this came back into light back in August, we
9 again - actually the Conservation Department, they
10 went through the Fire Department and went through
11 all the records, pulled all the permits once
12 again, and we submitted them to our LSP and they
13 reviewed all the plans. And what it appears to
14 be is this tank was either an un-permitted tank
15 or it was just a tank that didn't get the full
16 process of getting pulled out of the ground.
17 That I can say about that.

18 It's a 500 gallon heating oil tank, so
19 it was next to their concrete batching plant
20 where they had their vehicles stored. So it was
21 heating for the building.

22 THE MODERATOR: Okay, Mr. Hargraves.

23 MR. HARGRAVES: Peter Hargraves,

24 Precinct nine.

1 I appreciate the excellent detail in the
2 explanation and I just have a question about
3 future cost. Will there be ongoing costs for
4 monitoring? It wasn't mentioned in the
5 presentation or I missed it if you mentioned it.

6 THE MODERATOR: Mr. McConarty.

7 MR. MCCONARTY: What the plan is to do
8 here is, on lot number one, we're going to go in
9 there, we're going to remove that material.
10 That's going to be cleaned out. That area of
11 concentration is going to be cleaned out and that
12 area is going to be closed for the DEP
13 regulations.

14 On lot number two, we're also going to
15 dig down, we're going to remove that material.
16 And we're going to have that - basically what
17 happens we remove this material, the material's
18 contaminated. It has levels of contamination in
19 it that's too high to go to any landfill. So we
20 take it to an asphalt batching plant.

21 It has to be a specific, permitted DEP
22 permitted asphalt batching plant. And we do
23 have one over in Dennis. So, with Aggregate
24 Industries, over there. So the trucks will be

1 sent over there. It's probably about 15 to 18
2 tandem trucks that'll be sent over there.
3 That'll all be ground up and be put into future
4 asphalt.

5 What we're expecting is to have this
6 site on lot two, the material taken out, we'll
7 put on an activity use plan, if needed, and no
8 future testing at that time.

9 If at some time in the future the Town
10 decides that it wants to look at this activity
11 use and have it removed, then we'd have to go
12 back in and apply to have it removed. But, my
13 understanding of this site on lot number two
14 through the Conservation Commission, it's going
15 to be used for trails, for canoe ramps. It's
16 going to be used for passive recreation, or
17 possible passive recreation, so there's not going
18 to be any buildings or anything on the site.

19 It's a requirement of the DEP, the
20 activity use level. If we can't get all those
21 soils on that lot two down to their levels what
22 they want, we'll have to put an AUL on it, the
23 activity use limitation.

24 MR. HARGRAVES: Thank you.

1 THE MODERATOR: Ms. Williams.

2 MS. WILLIAMS: Thank you. Cheryl
3 Williams, Precinct three.

4 I have a question, Mr. McConarty. By
5 removing all of the contaminated soils in both of
6 the lots, I don't recall how much is being
7 removed, but is that going to - and I would
8 assume - create a big bowl, if you will. And so
9 my question to you would be: how is that going to
10 affect the wetlands, the Atlantic White Cedar
11 swamp, the vernal pools for storm water flowage?

12 MR. MCCONARTY: Okay -

13 MS. WILLIAMS: Could you address that?

14 MR. MCCONARTY: Yes.

15 Well, could I - could you be able to put
16 back I think the area of - the blow-up of the
17 area of contamination? That slide right there.

18 So basically the contract that we're
19 planning on doing is there was a line item in
20 there for Public Works to be able to go in and
21 haul some - once they get that material out of
22 there and they haul that over to the asphalt
23 batching plant for, you know, for its future,
24 there was a line item in there for Public Works

1 to be able to truck in that - to truck in clean
2 sand and soil to be there, to fill it up. There
3 will be no bowl; it'll be restored back to
4 existing conditions.

5 The area that we're talking about is an
6 open area. You can see it better on an aerial.
7 But it's an open area. It's all flat, open
8 area. It's not in the treed areas. There's a
9 secondary basically pine growth in there. It
10 could be 40, 50 year old trees. It's outside of
11 that; it's a flat area.

12 The line item that they put in for
13 Public Works to haul that material in, we said
14 No. We have so much going on at Public Works,
15 that's one thing we can't do. So we're going to
16 have the same contractor hauling material, and
17 it'll be clean, DEP-permitted material to bring
18 that back in for that site.

19 MS. WILLIAMS: Yeah, but I guess my
20 question would be: by removing all of the
21 contaminated soil, you are creating a big bowl.
22 So what are the impacts to the groundwater and
23 impacts, you know, in a major storm that might
24 come up, to the vernal pools and the Atlantic

1 White Cedar Swamp that are relatively close?

2 MR. MCCONARTY: Yeah. Like I say,
3 we're not planning on to create a bowl. We're
4 going to restore that back to existing
5 conditions. The material that gets taken out is
6 going to be put back, it's going to be put back
7 in with new DEP-regulated material. So it would
8 be brought back to existing conditions.

9 And it'll be the same material that's in
10 the ground now. It's going to be basically the
11 same - there's good, clean sand out there now;
12 we'll be putting good, clean sand in the future
13 that'll be perc-able that the water will be able
14 to flow through.

15 So there should be - there'll be no
16 negative impacts on this site, once we get done.
17 Other than the AUL, if it's necessary on lot
18 number two.

19 We have a pretty good handle on, between
20 the testing and the test pits that we did and the
21 water samplings that the LSP company had done, we
22 have pretty good information and pretty good - we
23 have a pretty good limit of where we'd need to go
24 and where we're going to go.

1 So.

2 THE MODERATOR: Okay, Mr. Brown.

3 MR. BROWN: Hi, Douglas Brown.

4 So, Mr. McConarty, of course we need to
5 remove all the soil, but in the interim would we
6 not want to put like a shallow extraction well to
7 remove all that liquid at least to get through
8 the winter?

9 THE MODERATOR: Mr. McConarty.

10 MR. MCCONARTY: Yeah, basically at this
11 time what our LSP is waiting for, they're waiting
12 for approval for tonight to see if the Town votes
13 to do this 200 - I mean, it's something that the
14 Town has to do, but they're waiting for approval
15 from us.

16 And then, what they're going to do is
17 they're going to submit this, it's called an
18 Immediate Action Response Plan, to the DEP for
19 approval. And what that is, is it's going to
20 outline everything I just outlined to exactly
21 what the Town has got plans on doing.

22 And if the DEP feels that they require
23 to put an extraction well on that site, then
24 we'll put it in with our - we'll work with the

1 LSP to have that put in.

2 The ground flow of that area, what it
3 does is, it's coming from the - basically coming
4 from the east and it's going towards the west
5 into Little Pond. But, over the winter months,
6 if this gets approved tonight, we'll be having
7 phone calls tomorrow morning with our LSP and
8 we'll be getting the plans ready to put a bid
9 package together.

10 And we're expecting it to go through the
11 winter months by the time the contractor gets
12 picked up. We don't want to do it during the
13 wet season. We're probably going to be in the
14 early spring by the time the project starts.

15 THE MODERATOR: Okay, Madame Chairman.
16 Mr. Herbst, You're on the list.

17 CHAIRMAN VOGEL: Wendy Vogel, Precinct
18 four.

19 I have a couple of questions. You
20 mentioned that there was an oil company there.
21 How many tanks were there originally and are we
22 sure that this is the last one?

23 And then the second question is: the
24 limited use area, does that mean that the

1 contamination will not be fully remediated there
2 and that's why it's limited?

3 THE MODERATOR: Mr. McConarty.

4 MR. MCCONARTY: Okay, I think I'd like
5 to take that one at a time.

6 The information that we have from the
7 Fire Department with all the tanks over there,
8 there was multiple tanks. We're in the order of
9 about 13 tanks out there.

10 All the tanks that were put in by Blue
11 Flame Oil that were up by - just to the -
12 basically to the west of the - would it be the
13 west? Yeah, it would be the west of the bowling
14 alley, in this area up over here, all those tanks
15 have been removed. We have information on it
16 that says that's been removed.

17 The tanks that were down in this area,
18 we have information on most of it, but there's a
19 couple of forms of - pieces of forms of
20 information that our LSP could not say that if or
21 what tank they were actually talking about.
22 That's why, when we did this work in this open
23 area, our LSP requested that we do a metal scan,
24 an electro - a metallic scan, and also the ground

1 penetrating radar. And, like I say, what it is,
2 it's like a big walk-behind, like the Silky
3 lawnmowers. They go back and forth in this
4 whole area. They did all the open area, over
5 here.

6 Actually, our Town Engineer was on site
7 with them when they did the work, and they were
8 out there all day. They laid it out. They
9 were very thorough. And then, when they - once
10 they got that finished, we knew that day, on
11 site, we picked up that tank. They picked up a
12 drum; the drum was empty. It was a 50 gallon
13 drum that was buried; that was empty. We picked
14 that right up.

15 Everything else they brought back to
16 their office, they went through all the computer,
17 went through all the program, looked at it again
18 and they didn't find any other indications of any
19 other tanks.

20 CHAIRMAN VOGEL: So we're sure that
21 that's the only tank remaining?

22 MR. MCCONARTY: What I can say is that
23 all the information that we have and everything
24 we did in this area, in this whole area, all the

1 way from Spring Bars all the way down through
2 this whole area, everything that we scanned out
3 there, there's no evidence of any tanks.

4 And, like I had said, most of the -
5 If you can go back to an aerial.

6 Most of the other areas have a large -
7 most of the other areas, or these are all pretty
8 well-developed pine groves in here. See, these
9 have been decades and decades of trees, over
10 here.

11 What we had scanned is all this open
12 area over here, all this area up in through here.
13 We went through this whole area. And that's the
14 area where all the tanks were located. On the
15 permits, that's where all the tanks were located
16 and the buildings were located.

17 For the second part - what was the
18 second part of the question?

19 CHAIRMAN VOGEL: The second part of the
20 question was you mentioned that there would be
21 limited use on lot two; is that because the
22 contamination will still be there or what would
23 the reason for a limited use be once it's been
24 cleaned up?

1 MR. MCCONARTY: So, what we're going to
2 do is we're going to go out there and we're going
3 to dig down and we're going to pull out that soil
4 contamination. On lot two, basically what our
5 LSP had told us is that if we can't - we're going
6 to pull it all out. We know the area of it.
7 We know the whole area, the basic area of that.
8 We're going to pull all that out.

9 If we can't get that down to below the
10 DEP required levels, then the DEP may require us
11 to put an activity use. Our plan is to go in
12 and we're going to fully vet this, we're going to
13 fully remove all these materials while we're in
14 there.

15 THE MODERATOR: Mr. Herbst.

16 And then Mr. Dynan.

17 MR. HERBST: Ralph Herbst, Precinct
18 eight.

19 When I was on the Community Preservation
20 Committee, this property was purchased and we did
21 a - insisted that there be a 21E inspection done,
22 and I thought it was for the entire property.
23 So Mr. Latimer alluded to the fact that why
24 wasn't this picked up earlier.

1 So, Mr. McConarty, do you have
2 information about that 21E inspection that was
3 done when the property was first purchased, and
4 could you explain what a 21E is?

5 Thank you.

6 THE MODERATOR: Mr. McConarty.

7 MR. MCCONARTY: Yup. Yeah, basically
8 we do. We have - well, what I have with me
9 tonight, so I didn't have the whole report, is I
10 got the final pages of the CSN Engineering Site
11 Assessment Report. I read you the opinion,
12 basically that no further investigation is
13 recommended at the time. They didn't have any
14 indications that they found anything else out on
15 that site.

16 And that was done on the whole site. It
17 was done at number zero and number 89. "Zero"
18 because there's no buildings on it, and number
19 89.

20 And to go back to the last question, the
21 89 Spring Bars Road, that's where all the
22 buildings were and that's where the tanks were.
23 So that's why we knew that's the area that we
24 concentrated on.

1 But, yes, the site investigation was
2 done by CSN Engineering.

3 So, what 21E is, is basically a lot of
4 times when you get into a commercial - I'm going
5 to be talking out of school, here, a little bit.
6 I am no realtor and I am not, but I've been in
7 the business for enough years to know when they
8 sell commercial real estate and do title
9 abstracts, most times you're spending multi-
10 millions of dollars. So you're going to want to
11 go out and you're going to want to make sure that
12 your investment is clean and your investment, the
13 money that you're putting into it, if you're
14 going to be going for financing for building or
15 anything else, the banks are going to want to
16 know that and the title insurance company is
17 going to want to know that.

18 THE MODERATOR: Okay, in the back. Mr.
19 Dynan and then Mr. Klattenberg.

20 MR. DYNAN: Thank you. Bill Dynan,
21 Precinct five.

22 It's my understanding that state law
23 will hopefully recover some of this money. No
24 matter who owns the property, you go back to the

1 original owner. You can go back as many titles
2 as possible who bought that property. And this
3 is a case study of any towns in the area.

4 So, the Town does have a recourse to
5 recover this \$250,000, and I hope that we'll
6 pursue that. But that's very common. The
7 Department of Public Health of Massachusetts, plus
8 the inspecting authority, which is the Fire
9 Department in Falmouth, should pursue that. That
10 is available and you go back to whoever owned
11 that property in 1950, whenever it was, and the
12 Town will grab it.

13 So, thank you.

14 THE MODERATOR: Okay, Mr. Klattenberg.

15 THE MODERATOR: Any chance you could
16 use this mic, Mr. Klattenberg? Is that a - we've
17 only got one mic.

18 Oh, well, he's on his way.

19 MR. KLATTENBERG: All right, thank you.
20 Thank you, Mr. Moderator. Ron Klattenberg,
21 Precinct eight this time.

22 I have a long history of these kinds of
23 projects and looking for the reimbursements in
24 these remediation cases. It's really important

1 to understand the corporate history, the
2 responsible parties and whether there is
3 insurance for those companies when they existed.
4 And I wondered if you have researched the
5 corporate history or -

6 THE MODERATOR: Okay, I don't want to
7 go too far with this. We're either going to pay
8 to clean this up or we're not, and then we can go
9 sue everybody and get them - get them to pay us
10 back.

11 MR. KLATTENBERG: Yeah.

12 THE MODERATOR: Okay?

13 MR. KLATTENBERG: Sorry?

14 THE MODERATOR: I'm going to deem it
15 out of the scope. We either are going to pay
16 for this clean-up or we're not, and then we can
17 go sue them and make them pay us back. Okay?

18 We -

19 MR. KLATTENBERG: I appreciate that.

20 THE MODERATOR: - [inaudible] a
21 subject of [inaudible]-

22 MR. KLATTENBERG: That's good, thank
23 you.

24 THE MODERATOR: We're getting a little

1 off target, here.

2 The gentleman way up in the back.

3 MR. WALKER: Thank you, Mr. Moderator.
4 Grant Walker, Precinct three. If you got me on
5 the list it's probably Charles Walker; that's
6 actually my first name, but I go by Grant.

7 This question may have been answered,
8 but just in case. With that limited use area,
9 especially, does the plan include a way to
10 prevent Little Pond water from coming in and
11 going back out with the contaminated material?

12 MR. MCCONARTY: No.

13 THE MODERATOR: Mr. McConarty.

14 MR. MCCONARTY: No, what - what - what
15 - our intention is we're going to go into this
16 site and we're going to clean it up. We're not
17 going to interfere with any tidal ebb or flow in
18 Little Pond coming back and forth from the site.
19 We're not going to interfere with the water - the
20 groundwater coming down towards Little Pond and
21 we're not going to interfere with the tidal flow.

22 We're trying to bring it right back to
23 existing conditions so we can basically move on,
24 develop lot one, and the Conservation Commission

1 can move on and put their recreation facilities
2 on lot two.

3 THE MODERATOR: Okay, the question will
4 come on the main motion.

5 All those in favor signify by saying
6 aye.

7 [Aye.]

8 THE MODERATOR: All those opposed no.

9 [None opposed.]

10 THE MODERATOR: The ayes have it
11 unanimous.

12 Article 27. Article 27 is a Community
13 Preservation Committee recommended article, but
14 we'll have a new main motion on the floor from
15 the Board of Selectmen.

16 Mr. Chairman.

17 CHAIRMAN JONES: Thank you, Mr.
18 Moderator. Doug Jones, Chairman of the Board of
19 Selectmen.

20 We have a slide on a new recommendation.
21 You should actually have seen this at the packet
22 as you came at the desk. Unfortunately it's a
23 fairly lengthy recommendation and we do have to
24 read the entire thing.

1 The recommendation is: The Town vote to
2 authorize the Board of Selectmen to purchase or
3 take by eminent domain a Conservation Restriction
4 restricting in perpetuity in accordance with
5 General Laws Chapter 184, Sections 31-33 on all
6 or a portion of land in Falmouth, Barnstable
7 County, Massachusetts, now or formerly owned by
8 Daddario Enterprises, LLC. Said Conservation
9 Restriction to be administered by the
10 Conservation Commission for open space and
11 passive recreational purposes, and such other
12 uses as may be permitted under the Conservation
13 Restriction. The form of which shall be subject
14 to approval by the Conservation Commission and
15 the Board of Selectmen. Said land being
16 described as follows:

17 Approximately 69.72 acres, more or less,
18 of land in Falmouth, Barnstable County,
19 Massachusetts, being shown on Assessor's map 1606
20 003-000A.

21 The motion is appropriate the sum of
22 \$400,000 from the Community Preservation
23 Undesignated Fund Balance and transfer \$250,000
24 from unused Community Preservation Funds

1 appropriated by Article 38 of the November, 2013
2 Annual Town Meeting.

3 Expenditure of such funds shall be
4 contingent upon an approval of a grant from the
5 Massachusetts Local Acquisitions for Natural
6 Diversity, the LAND Grant. The program to
7 reimburse the Community Preservation Fund
8 Undesignated Fund Balance in an amount no less
9 than \$400,000, and receipt of a gift of the
10 amount of \$150,000 from The 300 Committee.

11 Alternatively, if the \$400,000 LAND
12 Grant is not forthcoming, the expenditure of
13 Community Preservation Funds is contingent upon
14 receipt of the gift from The 300 Committee in the
15 amount of \$550,000.

16 Also, to accept any gifts of property,
17 real, personal or otherwise, in relation to the
18 foregoing acquisition and to enter into any
19 agreements and to execute all documents it deems
20 advantageous on behalf of the Town.

21 Authorize the payment of \$800,000 for
22 the acquisition of the foregoing Conservation
23 Restriction, provided, however, that the
24 expenditure of any sums under this article are

1 contingent upon obtaining all the necessary
2 statutory and regulatory approvals of the
3 Conservation Restriction to be acquired.

4 And authorize the Board of Selectmen and
5 the Town Manager at the Board of Selectmen's
6 direction to submit on behalf of the Town any and
7 all applications deemed necessary under the LAND
8 Grant program and/or any other sources, including
9 those in aid of Recreation land acquisition. To
10 enter into all agreements and execute any and all
11 such instruments as may be necessary on behalf of
12 the Town to effect said purchase. And to
13 receive and accept such grants or reimbursements
14 for this purpose from these sources for the
15 acquisition and within the scope of this article,
16 or take any - this article.

17 And this is the recommendation of both
18 the Board of Selectmen and the Community
19 Preservation Commission.

20 THE MODERATOR: Okay, that's the main
21 motion.

22 Mr. Duffany.

23 MR. DUFFANY: Thank you, Mr. Moderator.
24 Ladies and gentlemen, Michael Duffany, Precinct

1 six. I'm also a member of the Board of
2 Directors of The 300 Committee. And I got to
3 tell you that I am thrilled to stand before you
4 here and ask that you support this article for
5 this acquisition of this particularly sensitive
6 piece of property.

7 It's, as you can see, it's a very large
8 piece. It's I believe one of the largest if not
9 the largest undeveloped piece left on the Cape.

10 That said, this piece has been something
11 that's been on our list for over 20 plus years.
12 It serves as, if you will, it's the hub in the
13 wheel into which all the other pieces of land in
14 this area come to. And it is probably if not the
15 most valuable, it's, to me, it is certainly one
16 of the most strategic pieces that we've had the
17 opportunity to consider the purchase of, because
18 it will help us to have access from both north
19 and south directions, east and west. We can get
20 to a lot of different parcels from this piece,
21 here. It abuts some existing Town land.

22 And, with that, im going to introduce
23 Mr. Tom Stone, the president of The 300
24 Committee, to explain a little bit about the

1 funding, which is really the significant
2 difference in this article, in the
3 recommendation, if you will, from the article.
4 It's just how it's funded.

5 Thank you.

6 Mr. Stone.

7 THE MODERATOR: Mr. Stone.

8 MR. STONE: Tom Stone, Precinct six.

9 Thank you very much, Michael, for the
10 introduction.

11 This parcel, as Michael mentioned, is a
12 key parcel that we've had our eye on for over 22
13 years. It's in the Blacksmith - it's near
14 Blacksmith Shop and Thomas B. Landers. I'll talk
15 about the conservation values of this property,
16 our acquisition plan and our financing plan.
17 Hopefully a little bit simpler than the warrant
18 article describes it.

19 Can I have the next slide, please.

20 The - as Mike said, this is the largest
21 or the second largest undisturbed parcel on all
22 of Cape Cod. So we're never going to have
23 another opportunity like this in Falmouth to do
24 something like this, to buy this large parcel,

1 here.

2 As you can see, it's in the middle of
3 the Broivogl parcel, which is a Town-owned parcel
4 on the left, and the Wald & Fender parcel on the
5 right, which is another Town-owned parcel. The
6 Briovogl parcel is where, working there as well
7 with the Town, Jen McKay and others, in
8 developing vernal pools there. On the right is
9 the Wald & Fender parcel. So these three
10 together are at about 180 acres.

11 The Shallow Ponds Woodlands, I'll talk a
12 little bit more about that now, specifically.

13 If I could go to the next slide.

14 The key features of this are wetland
15 protection - or, water protection, actually.
16 It's in a Zone 2 state designated Recharge Area
17 for the Mares Pond well. In addition it's in a
18 coastal pond overlay district. So this feeds
19 the waters into Great Pond. It has wetlands in
20 it. It has about a thousand, or 1200 feet of
21 shoreline in -- along Shallow Pond. And it has
22 an impressive, undisturbed, mature pine forest,
23 as well as other forests, and a vernal pool is in
24 there as well, too.

1 So, as I mentioned before, the linkage
2 to other conservation parcels gives us a total of
3 183 acres in this area.

4 Of course, the benefits of these
5 conservation lands are that they clean the air
6 and they clean the water for free. They also
7 provide habitat, and for areas for passive
8 recreation.

9 So, the acquisition plan here is the
10 purchase price is \$1.4 million. We're
11 anticipating closing on this parcel in March of
12 next year. So we will - The 300 Committee will
13 own and will manage the parcel. However, the
14 conservation restriction is to be purchased and
15 held by the Conservation Commission.

16 We will raise \$100,000 privately for
17 public access improvements such as a parking lot
18 and improved trails and so forth, and maybe
19 direct access to the pond, which there is none
20 now.

21 Next slide, please.

22 Some people have asked about what we
23 would lose in terms of taxes. The property is
24 valued at \$1.8 million; the tax rate at \$8.37 per

1 thousand dollars means the property taxes on this
2 last year were about \$15,000.

3 Next slide.

4 Our acquisition financing plan is to
5 utilize the money from the Community Preservation
6 Fund -- assuming you pass that tonight -- use the
7 money from the \$400,000 LAND grant that the Town
8 will get, which we helped them to write that
9 proposal. In addition, we'll be raising,
10 ourselves, \$750,000 from private donors and
11 foundation, many of course people in our own
12 community, here, for the total of \$1.4 million.

13 The next one shows the slide - the next
14 slide.

15 Let me see, now, here.

16 So the next slide is the CR purchase.
17 So this will be a simultaneous transaction.
18 It's similar to what we did with Teaticket Park.
19 These numbers here total to the \$800,000 CR
20 purchase which the Town would give to us to
21 enable us to purchase the land. The money would
22 be a pass-through grant, basically, from the
23 Massachusetts LAND grant to the Town to us. The
24 \$250,000 from the Community Preservation and our

1 own 150,000 donation as well, too, to get us to
2 the 800,000 for the CR purchase which the Town
3 would use. We would then use that money to buy
4 the land.

5 As I mentioned before, this is the same
6 formula we used for the Teaticket Park.

7 The next slide shows the role of the CR
8 holder, the Conservation Restriction holder. In
9 this case, of course, this will be the Town. A
10 CR, or Conservation Restriction, is a legal
11 agreement between the landowner and a qualified
12 organization, a land trust such as ourselves,
13 that restricts the future activities on the land
14 and protects its conservation values. So the
15 Conservation Commission would be responsible as
16 the CR holder, and it would make sure that The
17 300 Committee lives up to what our promises are.

18 So that is the end. If people have
19 questions, I will entertain those.

20 THE MODERATOR: Okay, Ms. Putnam.

21 MS. PUTNAM: Good evening. Rebecca
22 Putnam, Precinct nine.

23 Through you, Mr. Moderator. I have
24 heard that some of the private funds coming to

1 The 300 Committee is being paid by the current
2 owners of the old Ballymeade Golf Course in order
3 to allow them more density to develop
4 condominiums at Ballymeade. I'd like to know if
5 that is correct and how much are we being paid by
6 them in order to allow them more density.

7 THE MODERATOR: Mr. Stone.

8 MR. STONE: We - we don't have any
9 money from - we are talking with them. We have
10 no guarantee that money is going to show up.

11 THE MODERATOR: Okay, further
12 discussion?

13 Hearing none, the question will come on
14 the main motion as presented by the Chair of the
15 Board of Selectmen. All those in favor, signify
16 by saying aye.

17 [Aye.]

18 THE MODERATOR: All those opposed no.

19 [None opposed.]

20 THE MODERATOR: The ayes have it
21 unanimous.

22 MR. STONE: Thank you.

23 THE MODERATOR: Article 30.

24 Article 30 is a Community Preservation

1 Committee article.

2 Madame Chair for the main motion.

3 CHAIRMAN CARMICHAEL: The Community
4 Preservation Committee recommends - moves the
5 recommendation as written. There was a hold
6 placed on this.

7 THE MODERATOR: Yes, so the motion is
8 to appropriate the sum of \$65,150 for the
9 Community Preservation Undesignated Fund Balance
10 to the Historic Preservation Reserve.

11 Mr. Shearer.

12 MR. SHEARER: Douglas Shearer, Precinct
13 six.

14 As I said earlier, I was hoping that we
15 could use some of the unused money for the Edward
16 Marks Building's roof. I still hope that would
17 be the case or maybe we could look forward to it
18 in the future.

19 As Mr. Latimer has said over and over
20 again, if we don't use money that we have
21 budgeted already it just goes back to the fund.

22 So I would hope, again, if we are not
23 doing routine maintenance that we remove asphalt
24 shingles and put wood shingles up there that are

1 more to historic character, that we may still be
2 able to use Community Preservation Committee
3 funds.

4 If that is not the case, so be it, and I
5 would have no argument and I would support this
6 article.

7 CHAIRMAN CARMICHAEL: Thank you.
8 Under Massachusetts Department of Revenue bulletin
9 200212B, the replacement of a roof as protection
10 for our historic resource is specifically
11 allowable. It would have to satisfy the
12 standards of the Secretary of the Interior. And
13 the Town would have to apply for the grant and
14 present three bids and the next grant cycle would
15 be - it would be - it would have to qualify as a
16 time urgent grant. And that would be for our
17 next November Town Meeting.

18 THE MODERATOR: Okay, any further
19 discussion on Article 30?

20 Hearing none, then the question will
21 come on the main motion as recommended. All
22 those in favor, signify by saying aye.

23 [Aye.]

24 THE MODERATOR: All those opposed no.

1 [None opposed.]

2 THE MODERATOR: The ayes have it
3 unanimous.

4 Article 33. Madame Chairman for the
5 main motion. Madame Chairman? Madame
6 Chairman. Article 33.

7 CHAIRMAN CARMICHAEL: This application
8 has been withdrawn and therefore the Community
9 Preservation Committee recommends indefinite
10 postponement.

11 THE MODERATOR: Article 33.

12 [Pause.]

13 THE MODERATOR: Oh, okay. So that's
14 changed since we had the briefing? Okay.

15 So the main motion on Article 33 is
16 indefinite postponement. All those in favor,
17 signify by saying aye.

18 [Aye.]

19 THE MODERATOR: All those opposed no.

20 [None opposed.]

21 THE MODERATOR: The ayes have it
22 unanimous.

23 Article 35. Article 35, Mr. Chairman
24 for the main motion.

1 CHAIRMAN JONES: Mr. Moderator, I move
2 Article 35 as printed.

3 THE MODERATOR: As printed. This is
4 to ask the Town Moderator to appoint an
5 independent review committee comprised of - it
6 lists some members - to talk - to review the
7 effectiveness of Town Department consolidation.

8 And this is Mr. Finneran's article.
9 Mr. Finneran.

10 MR. FINNERAN: I'd like to put a
11 positive motion forward on this.

12 THE MODERATOR: We've already got the
13 motion on the floor. The Selectmen put the main
14 motion as printed.

15 MR. FINNERAN: Do I have to still make
16 my presentation?

17 THE MODERATOR: You don't have to, but
18 if you'd like to -

19 MR. FINNERAN: I'd rather leave, if you
20 don't mind.

21 [Laughter.]

22 THE MODERATOR: Okay.

23 MR. FINNERAN: Perfect.

24 THE MODERATOR: So any discussion on

1 Article - I don't mind.

2 Yes, microphone here in the center
3 aisle, please.

4 MS. HARRIS: Thank you. Mary Harris,
5 Precinct five.

6 I do not believe that we should pass
7 this article as printed. I think it's
8 ineffective as it's printed and I have a few
9 reasons that I object to it.

10 One, I think that committees should
11 follow the usual procedure we have in town, which
12 would be people apply to be on the committees,
13 they get interviewed, they get appointed in an
14 open meeting by the Selectmen, rather than being
15 appointed by the Moderator.

16 I also feel that this is too wide a
17 scope, with undefined limits. There's no
18 information on how long or the duration of such a
19 committee or how long members would serve on it
20 or how they would be replaced if they're not
21 there.

22 I think that there's no indication of
23 what would be the results of such a committee;
24 what would you do after they've finished a

1 review?

2 It also appears that the purpose of this
3 committee is to second-guess actions and
4 decisions of individual boards and existing
5 committees we already have. So, I feel it's
6 unnecessary since we already have five elected
7 officials in our Selectmen and 15 appointed
8 individuals on the Finance Committee who are
9 responsible for determining the effectiveness of
10 actions taken in the Town.

11 And last, I object to the hidden costs
12 involved in this; that a great deal of the source
13 information would have to be prepared by Town
14 employees. And, with such a broad scope, I feel
15 that that would involve a great deal of time on
16 the part of Town employees, and their time is
17 money and valuable.

18 Thank you.

19 THE MODERATOR: Mr. Netto.

20 MR. NETTO: Joe Netto, Precinct nine.

21 Mr. Moderator, through you, may I ask
22 the Chairman of the Board of Selectmen a
23 question, please?

24 THE MODERATOR: Sure.

1 MR. NETTO: Mr. Jones, will this
2 committee come under the jurisdiction of the
3 Board of Selectmen?

4 THE MODERATOR: You don't even have to
5 ask him that. The way this is written is that
6 the moderator will make the appointment. It's
7 like an ad hoc committee of Town Meeting.

8 MR. NETTO: Oh, okay, that's what I
9 wanted to clarify.

10 THE MODERATOR: It's a creature of Town
11 Meeting under the -

12 MR. NETTO: It's a creature of Town
13 Meeting -

14 THE MODERATOR: They have endorsed the
15 concept -- the main motion.

16 MR. NETTO: Then, Mrs. Harris, your -
17 the answer to your question would lie with the
18 moderator. I've served on both Selectmen's
19 committees, Rules Committee chaired by the
20 moderator, and I think the moderator would charge
21 the committee and supply the answers that you
22 just - the answers to the questions that you just
23 asked.

24 So, that's what I was trying to clarify.

1 Thank you.

2 THE MODERATOR: Okay, Mr. Herbst.

3 MR. HERBST: Ralph Herbst, Precinct
4 eight.

5 Overall, this looks like it makes some
6 sense to do this, although I must admit that the
7 previous speaker spoke to some of my reservations
8 about this.

9 The powers of this committee, are they
10 going to be generated tonight if we vote this or
11 who's going to give this committee the powers to
12 approach Town employees to provide the
13 information and the financial analysis that's
14 going to be a product of this study?

15 And also the - is there going to be -
16 there's no time limit as to when this is going to
17 be completed.

18 It seems to me as though as - as the
19 Town goes forward with renovations of how it
20 operates and every time something is introduced,
21 it's not just put out there without going back to
22 the initial management goals, the financial goals
23 and the outcome. So it seems to me as though
24 it's somewhat redundant. I don't think I can

1 support this article as it's written.

2 Thank you.

3 THE MODERATOR: Okay. As far as the
4 request to give information, by the Open Meeting
5 law, I mean the public records laws would require
6 that documents requested by anybody have to be
7 provided. So, it - I mean, that's irrelevant.

8 But the main motion is to ask me to do
9 this. So, I still have to decide if I want to do
10 it if you ask me.

11 [Laughter]

12 THE MODERATOR: Mr. Latimer.

13 MR. LATIMER: Thank you. Richard
14 Latimer, Precinct one.

15 This is a solution in search of a
16 problem. Right now, we have a Finance
17 Committee. Any two Town Meeting members or any
18 15 Town Meeting members can go and talk with the
19 Finance Committee. Any number of voting members
20 of the Town, citizens of the Town, can go and
21 talk with the Finance Committee.

22 This is obviously an effort by Mr.
23 Finneran to get some kind of greater authority on
24 the part of himself to raise these issues which

1 he continually raises before the Town Meeting to
2 get some input into the Fin Com.

3 FROM THE FLOOR: [Inaudible.]

4 MR. LATIMER: No, this is a solution in
5 search of a problem. It ain't broke, don't fix
6 it.

7 Thank you.

8 THE MODERATOR: Okay, Mr. Cook.

9 MR. COOK: Peter Cook, Precinct six.
10 Simply put: I'd like to call the
11 question.

12 THE MODERATOR: Okay, the question
13 comes on closing discussion. This requires two-
14 thirds.

15 All those in favor of closing
16 discussion, signify by saying aye.

17 [Aye.]

18 THE MODERATOR: All those opposed no.

19 [No.]

20 THE MODERATOR: The opinion of the
21 chair is that the ayes have it by a two-thirds
22 and the question is called.

23 The question will now come on the main
24 motion as recommended. All those in favor,

1 signify by saying aye.

2 [Aye.]

3 THE MODERATOR: All those opposed no.

4 [No.]

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

8 And as we round the finish line, here, I
9 want to let you know how much we've spent this
10 Town Meeting. We spent \$8,598,512.

11 And before we adjourn, we will take a
12 straw poll, non-binding, to see whether or not
13 you all want to come back to this auditorium --

14 FROM THE FLOOR: [Inaudible voices.]

15 THE MODERATOR: -- versus Lawrence and
16 then - don't yell out. You're just going to
17 vote when I tell you to vote, and the results of
18 that will go to the Selectmen and they'll make a
19 decision where the meeting's going to be.

20 In the third division.

21 MS. SCHNEIDER: 8.

22 THE MODERATOR: 8.

23 In the second division.

24 MS. CUNY: 7.

1 THE MODERATOR: 7.

2 In the first and fourth divisions.

3 MR. NETTO: 39.

4 THE MODERATOR: 39.

5 All those opposed signify by standing
6 and the tellers will return a count.

7 [Pause.]

8 THE MODERATOR: In the third division.

9 MS. SCHNEIDER: 41.

10 THE MODERATOR: 41.

11 In the second division.

12 MS. CUNY: 57.

13 THE MODERATOR: 57.

14 First division.

15 MR. NETTO: 34.

16 THE MODERATOR: 34.

17 With 54 in favor and 132 opposed, the
18 article does not pass.

19 At this time, the Chair will take a
20 motion - a yes vote to return here. To recommend
21 to return here. Again, it's a decision of the
22 Board of Selectmen, but all those in favor of
23 coming back to Falmouth High School, signify by
24 saying aye.

1 [Aye.]

2 THE MODERATOR: All those opposed no.

3 [No.]

4 [Laughter.]

5 THE MODERATOR: Where's the clickers?

6 [Laughter.]

7 THE MODERATOR: Do you want to count
8 it? No, okay, we're good.

9 All right. At this time, the Chair
10 would entertain - recognize the Chair of the
11 Board of Selectmen for the notification of the
12 next Annual Town Meeting.

13 CHAIRMAN JONES: Thank you, Mr.
14 Moderator.

15 The Spring Annual Town Meeting will be
16 April 3rd, 2017 at 7:00 p.m.

17 FROM THE FLOOR: Where?

18 THE MODERATOR: That hasn't been
19 decided yet. But they've got our voice vote to
20 take into consideration.

21 Again, you spent \$8,598,512 at this Town
22 Meeting.

23 Madame Chairman for the main motion.

24 CHAIRMAN VOGEL: Mr. Moderator, I move

1 that we adjourn.

2 THE MODERATOR: You've all heard the
3 main motion to dissolve this meeting.

4 All those in favor, signify by saying
5 aye.

6 [Aye.]

7 THE MODERATOR: All those opposed no.

8 [None opposed.]

9 THE MODERATOR: The ayes have it and
10 the meeting is dissolved.

11 [8:54 p.m. Whereupon, meeting ended.]

12

13

14

15

16

17

18

19

20

21

22

23

24

C E R T I F I C A T E

COMMONWEALTH OF MASSACHUSETTS

COUNTY OF BARNSTABLE, SS

I, Carol P. Tinkham, a Professional Court Reporter and Notary Public in and for the Commonwealth of Massachusetts, do hereby certify that the foregoing is a true and accurate record of Falmouth Annual Town Meeting, taken by me on Tuesday, November 15, 2016. To the best of my ability the within transcript is a complete, true and accurate record of said Town Meeting.

In witness whereof, I have hereunto set my hand and Notary Seal this 13th Day of December, 2016.

Carol P. Tinkham, Notary Public
My Commission Expires:
April 21, 2017

PLEASE NOTE: THE FOREGOING CERTIFICATION OF THIS
TRANSCRIPT DOES NOT APPLY TO ANY REPRODUCTION OF THE
SAME BY ANY MEANS UNLESS UNDER THE DIRECT CONTROL
AND/OR DIRECTION OF THE CERTIFYING REPORTER.