

**TOWN OF FALMOUTH
ARTICLES OF THE WARRANT
ANNUAL TOWN MEETING
April 7 ,8 and 9, 2008**

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ARTICLE 1: To choose all other necessary Town Officers for the year in accordance with nominations to be offered at Town Meeting.

VOTED: By a unanimous vote, a quorum being present on Monday, April 7, 2008 the Town voted to elect members of the Finance Committee as follows Charles E. Eastman, Judith P. Magnani, Deborah D. Maquire, Daniel H. Shearer, Mark E. Wood for three year terms and Joseph L. Drolette for a two year unexpired term.

ARTICLE 2: To hear reports of Committees and Town Officers and act thereon.

VOTED: By a unanimous vote, a quorum being present on Monday, April 7, 2008 the Town voted to accept reports presented by the Waste Water Superintendent, the Finance Committee and the Town Meeting Rules and Procedures Committee.

ARTICLE 3: To see if the Town will vote to authorize the Selectmen to settle claims and suits which are pending or may arise against the Town. Or do or take any other action in the matter. On request of the Board of Selectmen.

VOTED: By a unanimous vote, a quorum being present on Monday, April 7, 2008 the Town voted Article 3 as printed

ARTICLE 4: To see if the Town will authorize the Board of Selectmen to apply for and accept state or federal grants they deem beneficial to the Town, provided that the Board of Selectmen shall hold a public hearing prior to the Board's acceptance of any such grant, if said grant requires the Town to meet future conditions or requirements including anticipated future costs to the Town. Further, the Board of Selectmen shall advise the Finance Committee of such anticipated costs prior to the public hearing. Or do or take any other action on this matter. On request of the Board of Selectmen.

VOTED: By a unanimous vote, a quorum being present on Monday, April 7, 2008 the Town voted Article 4 as printed.

ARTICLE 5: To see if the Town will vote to assume the liability in the manner provided by Section 29 of Chapter 91 of the General Laws, as most recently amended by Chapter 5, Acts of 1955 for all damages that may be incurred by work to be performed by the Department of Public Works of Massachusetts for the improvement, development, maintenance and protection of tidal and non-tidal rivers and streams, harbors, tidewaters, foreshores and shores along a public beach, including Merrimack and Connecticut Rivers, in accordance with Section 11 of Chapter 91 of the General Laws and authorize the Board of Selectmen to execute and deliver a bond of indemnity therefore to the Commonwealth. Or do or take any other action on this matter. On request of the Board of Selectmen.

VOTED: By a unanimous vote, a quorum being present on Monday, April 7, 2008 the Town vote Article 5 as printed.

ARTICLE 6: To see if the Town will vote to fix the salaries of the Elected Officials. Or do or take any other action in the matter. On request of the Board of Selectmen.

VOTED: By a unanimous vote, a quorum being present on Monday, April 7, 2008 the Town voted to fix the salaries of the Elected Officials as follows:

Moderator.....	\$1,500
Town Clerk.....	\$66,541
Selectmen (4).....	...\$3,000
Chairman of Selectmen.....\$3,500

ARTICLE 7: To see if the Town will vote to authorize continued use of the following Revolving Funds previously established by Town Meeting votes:

- a. Code of Falmouth Revolving Fund as established by Article 3 of the April 1998 Annual Town Meeting.
- b. Falmouth Recreation Department Revolving Fund as established by Article 4 of the April 1998 Annual Town Meeting.
- c. Emerald House Revolving Fund as established by Article 28 of the November 2006 Annual Town Meeting.
- d. Shellfish Propagation Revolving Fund as established by Article 9 of the April 2006 Annual Town Meeting.

Or do or take any other action on this matter. On request of the Board of Selectmen.

VOTED: By a unanimous vote, a quorum being present on Monday, April 7, 2008 the Town voted Article 7 as printed.

ARTICLE 8: To see if the Town will vote that any funds received by the Town of Falmouth as part of the Medicaid Medical Services Program (defined in M.G.L. c44, §72) are allotted to the School Committee for use under its jurisdiction for the benefit of educational programs, or do or take any other action related to this matter. On request of the Falmouth School Committee.

VOTED: By a unanimous vote, a quorum being present on Monday, April 7, 2008 the Town voted Article 8 as printed to be expended under the jurisdiction of the Falmouth School Committee.

ARTICLE 9: To see if the Town will vote to amend the Zoning Bylaw by adding the following language to Sections 240-23 G. (4), 240-28 H. (4), 240-33 G. (4); and 240-38 G. (4):

“For the purpose of this section, the term “parking” shall not include standing or temporary stopping for no more than two (2) hours or live parking.”

Or do or take any other action on this matter. On request of the Zoning Board of Appeals.

AMENDMENT: Add “provided no school buses shall be parked on a public way.

VOTED: By a declared majority vote, a quorum being present on Monday, April 7, 2008 the Town voted to amend Article 9.

VOTED: By a declared two thirds vote, a quorum being present on Monday, April 7, 2008 the Town voted to amend Sections 240-23 G. (4), 240-28 H. (4), 240-33 G. (4); and 240-38 G. (4) of the Zoning Bylaw by adding the following:

“For the purposes of this section, the temporary parking of school buses for two hours or less per day shall not require the issuance of a special permit provided no school buses shall be parked on a public way..” So as to read:

*“The outside parking of more than one commercial light panel, delivery or pickup truck; or any school bus; or any tow truck. **For the purposes of this section, temporary parking of school buses for two hours or less per day shall not require the issuance of a special permit, provided no school buses shall be parked on a public way.”***

ARTICLE 10: To see if the Town will vote to amend the Zoning Bylaw by adding the following language to Section 240-13., Definition of Home Occupation:

“For the purpose of this section, the term “resident” shall mean a full time occupant, for at least nine (9) continuous months of the residence from which the occupation is operated and during the period in which the occupation is operated.” On request of the Board of Appeals.

Or do or take any other action on this matter. On request of the Zoning Board of Appeals.

VOTED: By a unanimous vote, a quorum being present on Monday, April 7, 2008 the Town voted to amend §240-13 of the Zoning Bylaw by inserting the following after the first sentence in the definition of Home Occupation:

“For the purposes of this definition, the home occupation must be owned and operated by the resident of the premises”. So as to read in its pertinent part:

*“Home Occupations – Use of a dwelling unit, or an accessory building, that is clearly incidental and subordinate to its use for residential purposes, by its family residents for employment involving the manufacture, provision or sale of goods and/or services. **For the purposes of this definition, the home occupation must be owned and operated by the resident of the premises.”***

ARTICLE 11: To see if the Town will vote to amend the Zoning Bylaw by adding the following language to Section 240-13., Definition of Home-Based Service Businesses:

“For the purpose of this section, the term “resident” shall mean a full time occupant for at least nine (9) continuous months of the residence from which the business is operated and during the period in which the business is operated.”

Or do or take any other action on this matter. On request of the Zoning Board of Appeals.

VOTED: By a unanimous vote, a quorum being present on Monday, April 7, 2008 the Town voted Indefinite Postponement.

ARTICLE 12: To see if the Town will vote to amend the Zoning Bylaw to amend Section 240-66 C. (4) by adding to line 1 as follows:

“Any vacant lot held in common ownership **“that does not have any use or activity on said lot that may be serving a separate lot”** with such adjoining lots as of 1 January 1981 may be treated as not held in common ownership if, as of 1 January 1981, a dwelling was in existence on all the other commonly held, contiguous lots, or if subsequent to 1 January 1981 the lot was no longer held in common ownership and a dwelling was permitted by special permit on each of such adjoining lots.”

Or do or take any other action on this matter. On request of the Zoning Board of Appeals.

VOTED: By a unanimous vote, a quorum being present on Monday, April 7, 2008 the Town voted Indefinite Postponement.

ARTICLE 13: To see if the Town will vote to amend the Zoning Bylaw by adding the following language to Section 240-13., definition of Accessory Building to read as follows:

*“Accessory Building – A building such as a garage or shed **or a structure** located on the same lot with, and accommodating a use accessory to the principal permitted use of the premises.”*

Or do or take any other action on this matter. On request of the Zoning Board of Appeals.

VOTED: By a unanimous vote, a quorum being present on Monday, April 7, 2008 the Town voted Indefinite Postponement.

ARTICLE 14: To see if the Town will vote to amend the Zoning Bylaw in Section 240-13, definition of Structure by deleting the word “tennis” with **“sports”** in line 2 so as to read:

*“Anything constructed or erected, the use of which requires a fixed location on the ground or attachment to something located in the ground, including **sports** courts and swimming pools...”*

Or do or take any other action on this matter. On request of the Zoning Board of Appeals.

VOTED: By a declared two thirds vote, a quorum being present on Monday, April 7, 2008 the Town voted to amend §240-13 of the Zoning Bylaw by inserting the words **“but not limited to”** and the words **“or similar sports”** into the definition of Structure, so as to reading its pertinent part:

*“Anything constructed or erected, the use of which requires a fixed location on the ground or attachment to something located on the ground, including **but not limited to tennis or similar sports** courts and swimming pools...”*

ARTICLE 15: To see if the Town will vote to amend the Official Zoning Map to rezone a portion of the property located at 11 Beagle Lane, Teaticket, zoned Agricultural B to Business 2 (B-2) shown on Assessors Map: Map 39, Section 24, Parcel 006, Lot 000F.

Or do or take any other action on this matter. On petition of Frank Alfano.

VOTED: By a failed declared two thirds vote, a quorum being present on Monday, April 7, 2008 the Town voted not to pass article 15.

ARTICLE 16: To see if the Town will vote to amend the Official Zoning Map of the Town of Falmouth so as to extend the existing Business 3 zone by rezoning from Residential C to Business 3, that portion of the land shown on Falmouth Assessors Map 32-01-010-000, #762 East Falmouth Highway, described as follows:

Beginning on the westerly lot line of Parcel 10, at a point where said lot line intersects the boundary of the Business 3 and Residential C zones;

Thence N 86-17' -40'' E 82.48' along the existing Zoning Boundary to the point where it intersects the easterly lot line of Parcel 10;

Thence N 12-22' -44'' E 150.75' by land shown on the Falmouth Assessors Map 32-01-008-000;

Thence N 76-55' -00'' W 100.00' by land shown on Falmouth Assessors Map 32-01-007-003;

Thence S 7-19' -00'' W 175.42' by land shown on Falmouth Assessors Map 32-01-007-002 to the point of beginning.

The land requested to be rezoned is shown on a plan entitled "PLAN OF REZONING, PAR. 10, #762 EAST FALMOUTH HIGHWAY, EAST FALMOUTH, MA." Scale 1" = 30', Date 01/10/08, prepared by Norman Grossman, PLS, P.O. Box 97, East Falmouth, MA.

On petition of Mary Ann C. McMenemy.

VOTED: By a unanimous vote, a quorum being present on Monday, April 7, 2008 the Town voted Indefinite Postponement.

ARTICLE 17: To see if the Town will vote to amend the Zoning Bylaws, Section 240-192 and 240-109.H.(4), so as to make Site Plan Review applicable to any drive-thru establishment, by amending 240-192 to read:

240-192. Applicability.

Any new development or expansion in use, other than one single family or one two-family residence on a lot which would add 1,000 square feet or more of gross floor area or which would, under the parking schedule Table of Minimum requirements of Section 240-108, require a total of five or more parking spaces based on both existing and new development; or any change of use which would, under the parking schedule Table of Minimum Requirements of Section 240-108, require five or more parking spaces based only on new development; or any drive-thru establishment; shall be permitted only upon the approval of the Planning Board for site plan review.

and, so as to require curb cuts serving a fast-food restaurant to be located 300 feet from any other curb cut serving another drive-thru establishment, but not require such separation for curb cuts that do not serve a fast-food restaurant, by amending Section 240-109.H.(4) to read:

(4) Curb cuts. All curb cuts serving a fast-food restaurant (Restaurant, Fast Food, as defined in Section 240-13) shall have a minimum center line offset distance of 300 feet from any other

curb cut serving a drive-thru establishment. All curb cuts must conform to Massachusetts Highway Department regulations, the latest edition concerning geometry and traffic circulation.

On petition of Paul Hartel and Others.

VOTED: By a counted vote of 96 in favor and 91 in opposition, having failed to receive the required two thirds vote, a quorum being present on Monday, April 7, 2008 the Town voted not to pass Article 17.

ARTICLE 18: To see if the Town will vote to amend the Zoning By-law, by inserting at the beginning of Section 240-3.D. the following sentence:

A noncomplying use of property for parking, open to view from a public way and accessory to a conforming or legally nonconforming commercial use on property within 300 feet of such parking, shall be deemed a legal preexisting nonconforming use after fifty (50) years of continuous uninterrupted use.

On petition of Mary Beth Grozier and others.

VOTED: By a failed majority vote, a quorum being present on Monday, April 7, 2008 the Town voted not to pass article 18.

ARTICLE 19: To see if the Town will vote to amend Article XXV – Planned Residential Development – of the Zoning Bylaw by deleting section 240-127.E and insert in its place the following:

“Lot coverage by structures up to 40 percent is allowed in Planned Residential Developments having at least fifty (50) percent open space.”

Or do or take any other action on this matter. On request of the Planning Board.

VOTED: By a unanimous vote, a quorum being present on Monday, April 7, 2008 the Town voted Article 19 as printed in the warrant.

ARTICLE 20: To see if the Town will vote to amend Article III – Definitions – of the Zoning Bylaw by deleting the last sentence in the definition of “Front Yard” and insert in its place the following:

“Note that although a corner lot will have two front yards, a primary front yard may be designated by the Building Commissioner for the purpose of maintaining a front yard setback. A front yard not designated as a primary front yard may maintain a side or rear yard setback.”

Or do or take any other action on this matter. On request of the Planning Board.

VOTED: By a unanimous vote, a quorum being present on Monday, April 7, 2008 the Town voted Article 20 as printed in the warrant.

ARTICLE 21: To see if the Town will vote to amend Article XXII –Parking Requirements – of the Zoning Bylaw by deleting sections 240-108.1.B (1) through (4) in its entirety and insert in its place the following:

“Parking spaces for the physically handicapped shall be provided according to the standards required by the Commonwealth of Massachusetts Architectural Barrier Board or Americans with Disability Act, as may be applicable.”

Or do or take any other action on this matter. On request of the Planning Board.

VOTED: By a unanimous vote, a quorum being present on Monday, April 7, 2008 the Town voted to amend Article XXII –Parking Requirements – of the Zoning Bylaw by deleting sections 240-108.1.B (1) through (4) in its entirety and insert in its place the following:

Parking spaces for the physically handicapped shall be provided according to the standards required by the Commonwealth of Massachusetts Architectural Access Board.

ARTICLE 22: To see if the Town will vote to amend the Town’s Position Classification Plan as follows:

Delete:	(1) Mini-van Driver	Gr. 06	(\$14.76 - 18.68/hr.)
Add:	(2) Mini-van Drivers	Gr. 06	(\$14.76 - 18.68/hr.)

Or do or take any other action in the matter. On request of the Senior Center Director and the Town Manager.

VOTED: By a unanimous vote, a quorum being present on Monday, April 7, 2008 the Town voted Article 22 as printed.

ARTICLE 23: To see if the Town will vote to amend the Town’s Position Classification Plan as follows:

Add:	(1) Associate Town Counsel	Gr. M-10	(\$33.88 - 44.22/hr.)
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Or do or take any other action in the matter. On request of Town Counsel and the Town Manager.

VOTED: By a counted vote of 146 in favor and 52 in opposition, a quorum being present on Monday, April 7, 2008 the Town voted Article 23 as printed.

ARTICLE 24: To see if the Town will vote to appropriate a sum of money for the purpose of implementing the Department of Public Works reorganization by amending the Town’s Position Classification Plan as follows:

Delete:	(2) Utilities Laborer/Meter Reader	Gr. 05	(\$14.41 - 18.43/hr.)
Add:	(1) Utilities Laborer/Meter Reader	Gr. 05	(\$14.41 - 18.43/hr.)
Add:	(1) Utilities Meter Reader Technician	Gr. 06	(\$15.42 - 19.69/hr.)
Delete:	(3) Public Works Crew Leader	Gr. 07	(\$16.50 - 21.07/hr.)
Add:	(3) Crew Leader-Parks	Gr. 08	(\$17.66 - 22.53/hr.)
Delete:	(1) MEO II/Asst. Mechanic-Highway	Gr. 08	(\$17.66 - 22.53/hr.)
Delete:	(2) Master Mechanic/Welder-Highway	Gr. 09	(\$18.89 - 24.08/hr.)
Add:	(3) Master Mechanic/Welder-Highway	Gr. 09	(\$18.89 - 24.08/hr.)
Delete:	(2) Working Foreman-Highway	Gr. 09	(\$18.89 - 24.08/hr.)

Add:	(2) Field Supervisor-Highway	Gr. 10	(\$20.21 - 25.77/hr.)
Delete:	(1) Working Foreman-Parks, Fields and School Grounds	Gr. 09	(\$18.89 - 23.08/hr.)
Add:	(1) Field Supervisor-Parks	Gr. 10	(\$20.21 - 25.77/hr.)
Delete:	(1) Asst. Superintendent-Highway	Gr. 12	(\$23.14 - 29.47/hr.)
Add:	(1) Asst. Superintendent-Highway	Gr. 14	(\$26.50 - 33.74/hr.)
Delete:	(1) Asst Superintendent-Parks	Gr. 12	(\$23.14 - 29.47/hr.)
Add:	(1) Asst Superintendent-Parks	Gr. 14	(\$26.50 - 33.74/hr.)
Delete:	(2) Principal Office Assistant	Gr. 08	(\$16.90 - 21.39/hr.)
Delete:	(4) Administrative Assistant	Gr. 09	(\$18.09 - 22.88/hr.)
Add:	(6) Administrative Assistant	Gr. 09	(\$18.09 - 22.88/hr.)
Delete:	(1) Facilities Maintenance Mgr.	Gr. M-8	(\$27.54 - 35.93/hr.)
Add:	(1) Facilities Manager	Gr. M-9	(\$30.29 - 39.53/hr.)

To determine how the same shall be raised and by whom expended. Or do or take any other action in the matter. On request of the Director of Public Works and the Town Manager.

MOTION: That Town Meeting vote Article 24 as printed and for this purpose to raise and appropriate \$17,440 to be distributed by the Town Accountant.

VOTED: By a failed majority vote, a quorum being present on Monday, April 7, 2008 the Town voted not to pass Article 24.

ARTICLE 25: To see if the Town will vote to appropriate such sums of money as may be deemed necessary to defray the Town's expenses for the ensuing year, to determine how the same shall be raised and by whom expended. Or do or take any other action on this matter. On request of the Board of Selectmen.

MOTION: That the Town vote Article 25 as printed in the warrant with the following changes:

<u>8</u>	<u>SELECTMEN/ADMINISTRATOR – 01122</u>	
10	Other Expenses	25,575
17	TOTAL	435,202
<u>42</u>	<u>LEGAL DEPARTMENT - 01150</u>	
43	Salary and wages	241,406
45	Special Counsel	50,000
<u>88</u>	<u>TOWN INSURANCE – 01193</u>	
89	Overall Town Insurance	1,061,393
90	TOTAL	1,061,393
<u>309</u>	<u>ST EXCLUDED DEBT – 01755</u>	
311	Interest Payment	1,327,720
312	TOTAL	1,327,720

<u>329</u>	<u>HEALTH INSURANCE – 01914</u>	
330	Fringe Ben-Health Insurance	9,551,550
331	TOTAL	9,551,550
<u>349</u>	<u>TOTAL FY – 09 BUDGET</u>	103,452,827

AMENDMENT: Change 64 TOWN CLERK – 01160 so as to read;

66	Other expenses	40,225
67	Total	236,805

<u>349</u>	<u>TOTAL FY – 09 BUDGET</u>	103,462,827
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VOTED: By a majority vote, a quorum being present on Monday, April 7, 2008 the Town voted to amend Article 25.

VOTED: By a unanimous vote, a quorum being present on Monday, April 7, 2008 the Town voted to

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|----|---|------------|
| A. | Appropriate from the Parking Meter fund to be applied to Budget 01210 | 150,000 |
| B. | Appropriate from Embarkation Fees to Budget <u>01210-51110</u> (Police Department Salaries) to Budget <u>01220-51110</u> (Fire Department Salaries) | 350,000 |
| C. | Appropriate from various School Department Accounts: From the Lawrence School Fund to Budget <u>01300-51110</u> (School Department Salaries) | 100,000 |
| D. | Appropriate from Wetlands Fund to be applied to Budget 01171 | 50,000 |
| E. | Appropriate from Waterways Fund to be applied to Budget 01295 | 250,000 |
| F. | Appropriate from Title V Program to be applied to Budget 01754 | 41,253 |
| G. | Appropriate from Golf Revenues for Principal and Interest Payments | 613,923 |
| H. | Appropriate from Community Preservation Fund Estimated Receipts (Voted by the Community Preservation Committee on 2/14/08) | 2,064,309 |
| I. | Transfer from Overlay Surplus Fund to be applied to the FY 2009 Operating Budget | 200,000 |
| J. | Raise and appropriate under the estimated FY '09 Levy limit and apply to all other remaining balances under Article 25 | 99,643,342 |

FOR A TOTAL OPERATING BUDGET OF 103,462,827

For the several purposes designated in the budget and that the same shall be expended only for such purposes under the respective Officer, Board and Committee of the Town.

Capital Outlay and Special Project appropriations are to be expended for items specifically listed in the departmental budget and no other purpose.

Capital Expenses designated by **

Special Projects designated by ++

FISCAL YEAR 2009 BUDGET REQUEST WITH EXECUTIVE AND FINANCE COMMITTEE RECOMMENDATIONS				
		FY '08	FY '09	
	DEPARTMENT	BUDGET	REQUEST	RECOMMENDATION EXECUTIVE FIN COM
1	TOWN MEETING - 01113			
2	Salary and wages	1,600	1,600	1,600 1,600

3	Other expenses	36,200	40,000	36,200	36,200
4		37,800	41,600	37,800	37,800
5	TOWN MODERATOR - 01114				
6	Salary and wages	1,500	1,500	1,500	1,500
7		1,500	1,500	1,500	1,500
8	SELECTMEN/ADMINISTRATOR - 01122				
9	Salary and wages	358,526	404,402	372,488	372,488
10	Other Expenses	25,575	40,975	40,575	25,575
11	Green head fly control++	2,300	2,300	2,300	2,300
12	Appraisals++	4,000	4,000	4,000	4,000
13	Town reports++	6,500	6,500	6,500	6,500
14	Chamber of Commerce++	14,000	14,000	14,000	14,000
15	Buzzards Bay Action Committee++	1,239	1,239	1,239	1,239
16	Out of state travel++	9,100	9,100	9,100	9,100
17		421,240	482,516	450,202	435,202
18	FINANCE COMMITTEE - 01131				
19	Salary and wages	51,897	54,556	54,556	54,556
20	Other expenses	1,335	1,345	1,335	1,335
21		53,232	55,901	55,891	55,891
22	FINANCE COMMITTEE - 01132				
23	Reserve fund	325,000	325,000	325,000	325,000
24		325,000	325,000	325,000	325,000
25	TOWN ACCOUNTANT - 01135				
26	Salary and wages	149,148	153,860	153,860	153,860
27	Other expenses	3,825	3,825	3,825	3,825
28	Annual Audit++	30,000	35,000	30,000	30,000
29		182,973	192,685	187,685	187,685
30	ASSESSING DEPARTMENT - 01141				
31	Salary and wages	336,689	356,884	356,884	357,184
32	Other expenses	18,940	19,540	17,940	17,940
33		355,629	376,424	374,824	375,124
34	TOWN TREASURER - 01145				
35	Salary and wages	171,320	181,136	180,136	180,136
36	Other expenses	154,475	163,000	137,300	137,300
37		325,795	344,136	317,436	317,436
38	TOWN COLLECTOR - 01146				
39	Salary and wages	215,708	225,643	211,797	211,797
40	Other expenses	50,800	50,800	50,800	50,800
41		266,508	276,443	262,597	262,597
42	LEGAL DEPARTMENT - 01150				
43	Salary and wages	161,742	241,406	241,406	241,406
44	Other expenses	56,350	56,350	56,350	56,350
45	Special Counsel++	125,000	125,000	50,000	50,000

46		343,092	422,756	347,756	347,756
47	PERSONNEL OFFICE - 01152				
48	Salary and wages	203,117	207,620	203,420	203,420
49	Other Expenses	31,818	33,388	31,818	31,818
50		234,935	241,008	235,238	235,238
51	INFORMATION TECHNOLOGY - 01155				
52	Salary and wages	427,790	494,564	492,564	492,564
53	Other expenses	120,613	121,019	163,424	164,424
54	Prof/Tech-Cntrtl Serv++	4,500	6,000	4,500	4,500
55		552,903	621,583	660,488	661,488
56	GEOGRAPHICAL INFORMATION SYSTEMS - 01156				
57	Salary and wages	84,446	88,741	66,733	66,733
58	Other expenses	20,100	20,100	20,100	19,100
59		104,546	108,841	86,833	85,833
60	AFFIRMATIVE ACTION - 01159				
61	Salary and wages	39,752	40,549	40,549	40,549
62	Other expenses	2,425	2,425	2,425	2,425
63		42,177	42,974	42,974	42,974
64	TOWN CLERK - 01160				
65	Salary and wages	187,381	200,580	196,580	196,580
66	Other expenses	30,325	45,900	30,225	40,225
67		217,706	246,480	226,805	236,805
68	ELECTIONS - 01162				
69	Salary and wages	28,000	54,482	45,000	45,000
70	Other expenses	23,600	30,000	23,600	23,600
71		51,600	84,482	68,600	68,600
72	CONSERVATION COMMISSION - 01171				
73	Salary and wages	169,462	175,631	153,623	153,623
74	Other expenses	11,600	12,100	11,600	11,750
75	Peterson Farm Management++	1,000	1,000	1,000	1,000
76	Recording Fees++	400	400	400	400
77	Contractual services++	500	500	500	500
78		182,962	189,631	167,123	167,273
79	PLANNING DEPARTMENT - 01175				
80	Salary and wages	186,846	206,758	206,758	204,281
81	Other expenses	12,375	6,125	6,125	4,425
82		199,221	212,883	212,883	208,706
83	ZONING BOARD OF APPEALS - 01176				
84	Salary and wages	93,570	99,129	99,129	99,129
85	Other expenses	6,575	6,875	6,825	6,825
86	Contractual services++	2,500	2,500	2,500	2,500
87		102,645	108,504	108,454	108,454
88	TOWN INSURANCE - 01193				
89	Overall town insurance++	1,055,812	1,161,393	1,111,393	1,061,393

90		1,055,812	1,161,393	1,111,393	1,061,393
91	FACILITIES MAINTENANCE - 01198				
92	Salary and wages	520,322	548,886	510,758	510,758
93	Other expenses	174,664	186,160	130,760	132,410
94	Building Maintenance++	125,000	125,000	115,000	115,000
95	Custodial Supplies - Beaches++	4,000	4,000	4,000	4,000
96		823,986	864,046	760,518	762,168
97	POLICE DEPARTMENT - 01210				
98	Salary and wages	4,640,773	5,456,785	4,630,708	4,630,708
99	Educational Incentive++	183,303	183,303	164,432	164,432
100	Quinn Bill - State Share++	183,303	183,303	164,432	164,432
101	Other expenses	434,628	519,254	332,475	333,525
102	Out of state travel++	6,000	6,000	6,000	6,000
103	Drug investigation expense++	25,000	25,000	25,000	25,000
104	Confidential Investigation++	1,500	1,500	1,500	1,500
105		5,474,507	6,375,145	5,324,547	5,325,597
106	FIRE DEPARTMENT - 01220				
107	Salary and wages	4,970,822	5,579,552	5,089,732	5,089,732
108	Educational Incentive++	27,500	35,000	35,000	35,000
109	Advanced EMT/paramedic++	265,000	280,000	280,000	280,000
110	Other expenses	558,600	615,600	521,100	521,100
111	Cap Outlay - Furnishings **	3,500	4,500	3,500	3,500
112	Cap Equip - Training Aids **	1,500	2,000	1,500	1,500
113	Out of state travel++	3,000	3,000	3,000	3,000
114		5,829,922	6,519,652	5,933,832	5,933,832
115	BUILDING DEPARTMENT - 01241				
116	Salary and wages	479,800	501,964	501,964	502,714
117	Other expenses	45,599	47,100	34,950	34,950
118	Rent/Lease - Vehicle++	14,853	14,853	14,853	14,853
119		540,252	563,917	551,767	552,517
120	EMERGENCY PREPAREDNESS - 01291				
121	Other expenses	7,500	7,500	6,500	6,500
122	Capital equipment - cots**	800	800	800	800
123	Sheltering++	2,000	2,000	2,000	2,000
124		10,300	10,300	9,300	9,300
125	NATURAL RESOURCES - 01294				
126	Salary and wages	321,063	343,064	340,064	340,064
127	Other expenses	42,235	44,546	23,896	24,796
128	Propagation - fish and game++	28,100	28,100	28,100	28,100
129	MSPCA++	500	500	500	500
130	Animal Disease Prevention++	4,721	4,721	4,721	4,721

131	Animal control supplies++	100	100	100	100
132		396,719	421,031	397,381	398,281
133	HARBORMASTER/WATERWAYS - 01295				
134	Salary and wages	236,901	245,330	245,330	245,630
135	Other expenses	95,650	101,650	97,150	97,150
136	Mooring contract++	1,000	1,000	1,000	1,000
137	Site Improvements -Dredging++	25,000	25,000	25,000	25,000
138		358,551	372,980	368,480	368,780
139	SCHOOL DEPARTMENT - 01300				
140	Salary and wages	32,818,919	33,496,093	33,496,093	33,496,093
141	Otherwise unclassified	7,367,601	7,494,157	7,494,157	7,494,157
142		40,186,520	40,990,250	40,990,250	40,990,250
143	UPPER CAPE VOCATIONAL SCHOOL - 01301				
144	Operating expenses	2,497,889	2,548,981	2,548,981	2,548,981
145	Capital program	137,938	129,719	129,719	129,719
146		2,635,827	2,678,700	2,678,700	2,678,700
147	DPW ADMINISTRATION/ENGINEERING - 01411				
148	Salary and wages	534,857	549,757	545,839	545,839
149	Other expenses	34,000	52,700	34,000	34,450
150	Out of state travel++	3,400	4,000	3,400	3,400
151		572,257	606,457	583,239	583,689
152	DPW HIGHWAY DIVISION - 01422				
153	Salary and wages	1,203,333	1,235,744	1,176,450	1,176,450
154	Other expenses	487,850	592,650	509,150	492,150
155	Contractual services++	18,700	20,000	18,700	18,700
156	Supplies - Beach++	4,200	5,000	4,200	4,200
157		1,714,083	1,853,394	1,708,500	1,691,500
158	DPW SNOW and ICE CONTROL - 01423				
159	Salary and wages	30,000	30,000	30,000	30,000
160	Other expenses	66,750	66,750	66,750	66,750
161		96,750	96,750	96,750	96,750
162	STREET LIGHTING - 01424				
163	Power	215,400	230,000	230,000	230,000
164		215,400	230,000	230,000	230,000
165	VEHICLE GASOLINE - 01425				
166	Fuel	-	-	370,000	370,000
167		-	-	370,000	370,000
168	WASTE MANAGEMENT FACILITY - 01431				
169	Salary and wages	163,828	171,243	170,343	170,343
170	Other expenses	424,250	458,400	396,900	396,900
171		588,078	629,643	567,243	567,243
172	SOLID WASTE COLLECTION - 01433				
173	Rubbish contract++	730,000	750,000	750,000	750,000
174	Curb recycling++	383,500	410,800	410,800	410,800

175	SEMASS contract++		510,000	510,000	510,000	510,000
176	Trash hauling++		280,000	280,000	235,000	230,050
177	Transfer station++		186,898	186,898	186,898	191,848
178			2,090,398	2,137,698	2,092,698	2,092,698
179	DPW WASTEWATER UTILITIES - 01440					
180	Salaries and wages		546,579	558,358	512,500	512,500
181	Other expenses		574,417	763,844	604,628	604,628
182			1,120,996	1,322,202	1,117,128	1,117,128
183	DPW WATER UTILITIES - 01451					
184	Salaries and wages		1,057,045	1,099,692	1,080,318	1,080,318
185	Other expenses		840,700	955,800	796,700	796,700
186	Regional water cooperative++		200,000	200,000	190,000	190,000
187			2,097,745	2,255,492	2,067,018	2,067,018
188	DPW TREE WARDEN - 01499					
189	Salary and wages		831,744	892,171	796,682	796,682
190	Other expenses		221,000	244,500	171,500	171,500
191	Contractual services++		12,000	12,000	12,000	12,000
192	Davisville cemetery++		700	700	700	700
193	Woods Hole cemetery++		1,200	1,200	1,200	1,200
194			1,066,644	1,150,571	982,082	982,082
195	HEALTH INSPECTION - 01510					
196	Salary and wages		174,677	192,320	186,695	186,995
197	Other expenses		7,450	7,450	7,450	7,450
198	Contractual services++		1,500	1,500	1,500	1,500
199	Hazardous waste collection++		25,000	25,000	25,000	25,000
200			208,627	226,270	220,645	220,945
201	CLINICS AND NURSES - 01522					
202	Contractual services VNA ++		48,400	48,400	48,400	48,400
203			48,400	48,400	48,400	48,400
204	COUNCIL ON AGING - 01541					
205	Salary and wages		182,735	190,173	190,173	190,173
206	Other expenses		31,400	31,400	19,900	19,900
207	Volunteers to the Elderly++		900	900	900	900
208	Meals on Wheels++		25,000	25,000	25,000	25,000
209			240,035	247,473	235,973	235,973
210	VETERANS SERVICES - 01543					
211	Salary and wages		78,022	104,008	103,008	103,008
212	Other expenses		4,650	5,650	4,650	4,650
213	Grave maintenance++		800	800	800	800
214	Veterans Council++		2,700	3,000	2,700	2,700
215	Veterans Ordinary Benefits++		150,000	230,000	190,000	190,000
216			236,172	343,458	301,158	301,158

217	COMMISSION ON DISABILITIES - 01560				
218	Other expenses				
		200	200	200	200
219		200	200	200	200
220	HUMAN SERVICES - 01599				
221	Salary and wages				
		321,465	331,992	331,992	331,992
222	Other expenses				
		36,093	41,691	36,093	36,093
223	Upper Cape AIDS Network++				
		2,700	2,700	2,700	2,700
224	Salvation Army++				
		1,200	1,200	1,200	1,200
225	Consumer Assistance++				
		1,127	1,127	1,127	1,127
226	Big Brothers/Sisters++				
		1,300	1,300	1,300	1,300
227	HIV/Aids Partnership++				
		5,000	5,000	5,000	5,000
228	Independence House++				
		7,000	7,000	7,000	7,000
229	Fairwinds Clubhouse++				
		1,000	1,000	1,000	1,000
230	Legal Services of Cape Cod++				
		5,150	5,150	5,150	5,150
231	Cape Abilities++				
		11,846	11,846	11,846	11,846
232	Cape Cod Human Services++				
		6,380	6,380	6,380	6,380
233	Family Shelter++				
		14,000	14,000	14,000	14,000
234	Sight Loss Services++				
		900	900	900	900
235	Service Center++				
		1,000	1,000	1,000	1,000
236	Substance Abuse Commission++				
		9,000	9,000	9,000	9,000
237	Child Development++				
		23,400	23,400	23,400	23,400
238	Gosnold Inc.++				
		15,500	15,500	15,500	15,500
239	Cape Cod Free Clinic++				
		5,000	5,000	5,000	5,000
240	Capital Eqp - furniture**				
		-	2,258	-	-
241	Capital Eqp - software**				
		185	185	185	185
242		469,246	487,629	479,773	479,773
243	FALMOUTH PUBLIC LIBRARY - 01611				
244	Salary and wages				
		1,234,826	1,327,208	1,296,318	1,296,318
245	Other expenses				
		301,933	353,912	325,768	325,768
246	Computer Resource Sharing++				
		49,700	49,700	49,700	49,700
247		1,586,459	1,730,820	1,671,786	1,671,786
248	CAPE COD REGIONAL LIBRARY - 01613				
249	Other expenses				
		144,215	144,215	144,215	144,215
250		144,215	144,215	144,215	144,215
251	WEST FALMOUTH LIBRARY - 01615				
252	Other expenses				
		7,500	7,500	7,500	7,500
253		7,500	7,500	7,500	7,500
254	WOODS HOLE LIBRARY - 01617				
255	Other expenses				
		20,330	20,330	20,330	20,330
256		20,330	20,330	20,330	20,330
257	RECREATION DEPARTMENT - 01631				
258	Salary and wages				

		294,592	310,483	310,483	310,483
259	Other expenses				
		101,285	101,285	99,785	99,785
260	Little League++				
		3,351	3,351	3,351	3,351
261	Babe Ruth++				
		3,352	3,352	3,352	3,352
262	Youth Basketball++				
		9,500	9,500	9,500	9,500
263	Youth Lacrosse++				
		1,000	1,000	1,000	1,000
264	Pop Warner Football++				
		1,000	1,000	1,000	1,000
265	Youth Soccer++				
		15,000	15,000	15,000	15,000
266	Men's Softball++				
		1,340	1,000	1,000	1,000
267	Girl's Softball++				
		2,000	2,000	2,000	2,000
268	Girl's Hockey Club++				
		1,500	1,500	1,500	1,500
269	Girl's Lacrosse++				
		1,000	1,000	1,000	1,000
270	Figure skating++				
		1,500	1,500	1,500	1,500
271	Youth Summer Camp++				
		28,000	28,000	28,000	28,000
272	Youth Sailing++				
		2,000	2,000	2,000	2,000
273	Youth Indoor Soccer++				
		2,000	2,000	2,000	2,000
274	Youth Baseball++				
		7,500	7,500	7,500	7,500
275	Adult men's basketball++				
		5,000	5,000	5,000	5,000
276	Adult Volleyball++				
		1,000	1,000	1,000	1,000
277	Youth Hockey++				
		8,150	8,150	8,150	8,150
278	Town Band++				
		2,980	3,320	3,320	3,320
279	Commodores++				
		1,000	1,000	1,000	1,000
280		494,050	509,941	508,441	508,441
281	BEACH DEPARTMENT - 01632				
282	Salary and wages				
		485,058	508,517	485,058	485,058
283	Other expenses				
		41,425	48,570	41,425	41,425
284		526,483	557,087	526,483	526,483
285	BIKEWAYS COMMITTEE- 01633				
286	Other expenses				
		2,460	6,120	2,460	2,460
287		2,460	6,120	2,460	2,460
288	PUBLIC ACCESS COMMITTEE - 01634				
289	Other expenses				
		-	-	-	-
290		0	0	0	0
291	HISTORICAL COMMISSION - 01690				
292	Other expenses				
		1,350	1,350	1,350	-
293		1,350	1,350	1,350	-
294	HISTORIC DISTRICT COMMISSION 01691				
295	Other expenses				
		315	315	315	-
296		315	315	315	-
297	LONG TERM EXCLUDED DEBT - 01753				
298	Principal payment++				
		3,508,395	3,845,613	3,845,613	3,845,613
299	Interest payment++				

		2,083,943	2,212,836	2,212,836	2,212,836
300		5,592,338	6,058,449	6,058,449	6,058,449
301	LONG TERM UNEXCLUDED DEBT - 01754				
302	WPAT loans - principal++	113,503	111,617	111,617	111,617
303	WPAT loans - interest++	-	47,215	47,215	47,215
304	Principal payment++	1,264,500	1,428,225	1,428,225	1,428,225
305	Interest payment++	992,699	1,125,298	1,125,298	1,125,298
306	CPA Fund principal++	1,215,000	1,248,000	1,248,000	1,248,000
307	CPA Fund interest++	871,772	816,309	816,309	816,309
308		4,457,474	4,776,664	4,776,664	4,776,664
309	SHORT TERM EXCLUDED DEBT - 01755				
310	Principal payment++	4,222,030	0	0	0
311	Interest payment++	1,407,928	2,204,979	2,204,979	1,327,720
312		5,629,958	2,204,979	2,204,979	1,327,720
313	SHORT TERM UNEXCLUDED DEBT - 01756				
314	CPA Fund principal++	30,000	-	-	-
315	Principal payment++	155,000	-	-	-
316	CPA Fund interest++	78,444	-	-	-
317	Interest payment++	477,703	-	-	13,525
318		741,147	-	-	13,525
319	STABILIZATION - 01757				
320	Stabilization++	100,000	100,000	-	-
321		100,000	100,000	-	-
322	RETIREMENT - 01911				
323	Retirement payroll++	4,047,700	4,454,730	4,454,730	4,454,730
324	Noncontributory pensions++	83,500	83,500	83,500	83,500
325		4,131,200	4,538,230	4,538,230	4,538,230
326	UNEMPLOYMENT - 01913				
327	Unemployment payments	80,000	102,000	80,000	80,000
328		80,000	102,000	80,000	80,000
329	HEALTH INSURANCE - 01914				
330	Fringe Ben- Health Insurance	8,206,228	9,486,550	9,486,550	9,551,550
331		8,206,228	9,486,550	9,486,550	9,551,550
332	LIFE INSURANCE - 01915				
333	Fringe Ben-Life Insurance	9,232	12,094	9,232	9,232
334		9,232	12,094	9,232	9,232
335	MEDICARE BENEFITS - 01916				
336	Employer contribution	622,584	730,000	684,842	684,842
337		622,584	730,000	684,842	684,842
338	OTHER EMPLOYEES BENEFITS - 01919				
339	Longevity++	112,375	115,965	115,965	120,085
340	Sick leave buy back++	8,000	12,000	12,000	12,000
341	Employee Assistance Program++	16,670	20,250	16,670	16,670
342	MGL CH 41 medical expenses++	15,000	20,000	15,000	15,000
343	Benefits - other++				

		6,136	6,883	6,883	6,883
344	Long term disability insurance++	79,000	36,525	36,525	36,525
345		237,181	211,623	203,043	207,163
346	COURT JUDGMENTS - 01941				
347	Misc. claims and suits++	7,500	7,500	7,500	7,500
348		7,500	7,500	7,500	7,500
349		104,676,895	107,174,165	104,329,433	103,462,827

ARTICLE 26: To see if the Town will vote to appropriate a sum of money to fund a multi year capital improvement plan for the Department of Public Works, and to determine how the same shall be raised including authority to borrow and issue notes and bonds of the Town therefore and a provision to exempt the amounts required to pay for the notes and bonds from the provisions of Proposition 2 ½, so called, and to determine by whom expended. Or do or take any other action on this matter. On request of the Board of Selectmen.

MOTION (Finance Committee): That the Town vote to raise and appropriate the sum of \$1,100,000 for the purpose of funding the first year of a multi year capital improvement plan for the Department of Public Works to include the following:

Road Maintenance	350,000
Sidewalk Maintenance & Construction	100,000
Bikeway Maintenance & Construction	50,000
Bridge Maintenance	100,000
Vehicles & Equipment	350,000
Waste Management Facilities Improvements	<u>200,000</u>
TOTAL	\$1,100,000

Provided however, that no money shall be expended unless the Town shall have voted to exclude by Capital Exclusion this appropriation from the provisions of Proposition 2 ½, so called, in the May 2008 Annual election, said sum to be expended under the jurisdiction of the Board of Selectmen.

AMENDMENT:(Board of Selectmen) That the Town vote to raise and appropriate the sum of \$3,200,000 for the purpose of funding a multi-year Capital Improvement Plan for the Department of Public Works including costs incidental and related thereto, and to meet this appropriation, the Town Treasurer with the approval of the Board of Selectmen, is authorized to borrow said sum under the provisions of G.L. ch. 44 or any other enabling authority and to issue bonds and notes of the town therefore; provided that no money shall be borrowed unless the Town shall have voted to exclude by Debt Exclusion the amounts necessary to pay for the bonds and notes from the provisions of Proposition 2 ½, so called, in the May 2008 annual Town election, said sum to be expended under the jurisdiction of the Board of Selectmen.

AMENDMENT: Add “Section 7” after G.L. ch. 44

VOTED: By a unanimous vote, a quorum being present on Tuesday, April 08, 2008 the Town voted to add “Section 7” after G.L. ch. 44.

VOTED: By a counted vote of 127 in favor and 67 in opposition, a quorum being present on Tuesday, April 08, 2008 the Town voted to amend the main motion.

VOTED: By a declared two thirds majority, a quorum being present on Tuesday, April 08, 2008 the Town voted to raise and appropriate the sum of \$3,200,000 for the purpose of funding a multi-year Capital Improvement Plan for the Department of Public Works including costs incidental and related thereto, and to meet this appropriation, the Town Treasurer with the approval of the Board of Selectmen, is authorized to borrow said sum under the provisions of G.L. ch. 44 section 7 or any other enabling authority and to issue bonds and notes of the town therefore; provided that no money shall be borrowed unless the Town shall have voted to exclude by Debt Exclusion the amounts necessary to pay for the bonds and notes from the provisions of Proposition 2 ½, so called, in the May 2008 annual Town election, said sum to be expended under the jurisdiction of the Board of Selectmen.

ARTICLE 27: To see if the Town will vote to appropriate a sum of money to fund a multi year capital improvement plan for the Falmouth Fire Rescue Department, and to determine how the same shall be raised including authority to borrow and issue notes and bonds of the Town therefore with a provision to exempt the amounts required to pay for the notes and bonds from the provisions of Proposition 2 ½, so called, and to determine by whom expended. Or do or take any other action on this matter. On request of the Board of Selectmen.

MOTION;That the Town vote to appropriate the sum of \$1,850,000 for the purpose of funding a Fire Rescue Department Capital Improvement plan to include the following:

Two Class A Fire Engines	\$1,000,000
Brush Breaker	410,000
Monitor Defibrillator Replacement	125,000
Electronic Ambulance Reporting System	65,000
Ambulance	<u>250,000</u>
TOTAL	\$1,850,000

Including costs incidental and related thereto, and to meet this appropriation, the Town Treasurer with the approval of the Board of Selectmen, is authorized to borrow said sum under the provisions of G.L. ch. 44, sec. 7(9) or any other enabling authority and to issue bonds and notes of the town therefore; provided that no money shall be borrowed unless the Town shall have voted to exclude by Debt Exclusion the amount requested to pay for the notes and bonds from the provisions of Proposition 2 ½, so called, in the May 2008 annual Town election, said sum to be expended under the jurisdiction of the Board of Selectmen.

VOTED: By a declared two thirds vote, a quorum being present on Tuesday, April 08, 2008 the Town voted to appropriate the sum of \$1,850,000 for the purpose of funding a Fire Rescue Department Capital Improvement plan to include the following:

Two Class A Fire Engines	\$1,000,000
Brush Breaker	410,000
Monitor Defibrillator Replacement	125,000
Electronic Ambulance Reporting System	65,000
Ambulance	<u>250,000</u>
TOTAL	\$1,850,000

Including costs incidental and related thereto, and to meet this appropriation, the Town Treasurer with the approval of the Board of Selectmen, is authorized to borrow said sum under the provisions of G.L. ch. 44, sec. 7(9) or any other enabling authority and to issue bonds and notes of the town therefore; provided that no money shall be borrowed unless the Town shall have voted to exclude by Debt Exclusion the amount requested to pay for the notes and bonds from the provisions of Proposition 2 ½, so called, in the May 2008 annual Town election, said sum to be expended under the jurisdiction of the Board of Selectmen.

ARTICLE 28: To see if the Town will vote to appropriate a sum of money to implement the Department of Public Works reorganization project and to determine how the same shall be raised including a provision to assess an additional sum of money in real estate and personal property taxes for the purposes of funding this article for the fiscal year beginning July 1, 2008, and to determine by whom expended. Or do or take any other action on this matter. On request of the Board of Selectmen.

VOTED: By a unanimous vote, a quorum being present on Monday, April 7, 2008 the Town voted Indefinite Postponement.

ARTICLE 29: To see if the Town will vote to appropriate a sum of money for the purpose of completing the remodeling and addition to Falmouth High School, originally approved and authorized by Article 23 of the April, 2002 Annual Town Meeting, and to determine how the same shall be raised and by whom expended. Or do or take any other action in this matter. On request of the Falmouth High School Building Committee.

MOTION: That the Town vote to appropriate the sum of \$18,800,000 for the purpose of completing the remodeling and addition to Falmouth High School previously authorized by Article 23 of the April 2002 Annual Town Meeting, including costs incidental and related thereto, and to meet this appropriation, the Town Treasurer with the approval of the Board of Selectmen, is authorized to borrow said sum under the provisions of G.L. ch. 44, sec. 7(3A) or any other enabling authority and to issue bonds and notes of the town therefore, to be expended under the jurisdiction of the Falmouth High School Building Committee for the purposes of Article 29.

AMENDMENT: Substitute \$13,716,000.00 for the amount \$18,800,000.00

VOTED: By a failed majority vote, a quorum being present on Wednesday, April 9, 2008 the Town voted not to amend Article 29.

VOTED: By a declared two thirds vote, a quorum being present on Wednesday, April 9, 2008 the Town voted to appropriate the sum of \$18,800,000 for the purpose of completing the remodeling and addition to Falmouth High School previously authorized by Article 23 of the April 2002 Annual Town Meeting, including costs incidental and related thereto, and to meet this appropriation, the Town Treasurer with the approval of the Board of Selectmen, is authorized to borrow said sum under the provisions of G.L. ch. 44, sec. 7(3A) or any other enabling authority and to issue bonds and notes of the town therefore, to be expended under the jurisdiction of the Falmouth High School Building Committee for the purposes of Article 29.

ARTICLE 30: To see if the Town will vote to appropriate a sum of money for the design of odor control facilities at the Service Road vent and Shivericks Pond lift station of the wastewater system, and to determine how the same shall be raised and by whom expended. Or do or take any other action in this matter. On request of the Department of Public Works.

VOTED: By a unanimous vote, a quorum being present on Wednesday, April 9, 2008 the Town voted to transfer the sum from the remaining balance of \$22,189.05 from 31100-Sewer Infiltration Basins, \$89,082.21 from 31200-Sewer Aeration System and \$13,887 from 31300-Sewage Treatment Plant for a total of \$125,158.26, for the purposes of Article 30 to be expended under the jurisdiction of the Department of Public Works Wastewater Superintendent.

ARTICLE 31: To see if the Town will vote to appropriate a sum of money for the engineering, permitting, minor construction and dredging of various projects, and to determine how the same shall be raised and by whom expended. Or do or take any other action in this matter. On request of the Waterways Committee.

VOTED: By a unanimous vote, a quorum being present on Wednesday, April 9, 2008 the Town voted to transfer the sum of \$100,000 from the Reserve/Waterways Appropriation Fund for the purposes of Article 31 to be expended under the jurisdiction of the Waterways Committee.

ARTICLE 32: To see if the Town will vote to appropriate a sum of money from the Community Preservation Fund to be made available for the purchase and installation of environmentally safe irrigation equipment for selected town owned cranberry bogs, under the Community Preservation Act category of Historic Resources, or act in any way relative thereto as allowed under the Community Preservation Act. On request of the Community Preservation Committee.

VOTED: By a unanimous vote, a quorum being present on Monday, April 7, 2008 the Town voted Indefinite postponement.

ARTICLE 33: To see if the Town will vote to appropriate a sum of money from the Community Preservation Fund to be made available for the purchase and installation of bicycle racks for the Sandwich Road Athletic Fields, under the Community Preservation Act category of Recreation, or act in any way relative thereto as allowed under the Community Preservation Act. On request of the Community Preservation Committee.

VOTED: By a unanimous vote, a quorum being present on Monday, April 7, 2008 the Town voted to appropriate the sum of \$3,500 from Fiscal Year 2009 estimated Community Preservation Act revenues for the purposes of Article 33 to be expended under the jurisdiction of the Community Preservation Committee.

ARTICLE 34: To see if the Town will vote to appropriate a sum of money from the Community Preservation Fund to be made available for the purpose of additional funding for the Affordable Housing Development Fund which enables the Town to support affordable housing development opportunities in a timely manner, including pre-development and development costs. Said funds to be managed by the Falmouth Affordable Housing Committee / Falmouth Housing Trust / Falmouth Housing Corporation and expended under the jurisdiction of the Board of Selectmen, under the Community Preservation Act category of Community Housing, or act in any way relative thereto as allowed under the Community Preservation Act. On request of the Community Preservation Committee.

VOTED: By a unanimous vote, a quorum being present on Monday, April 7, 2008 the Town voted to appropriate the sum of \$425,000 from Fiscal Year 2009 estimated Community Preservation Act revenues for the purposes of Article 34 to be expended under the jurisdiction of the Board of Selectmen and Community Preservation Committee.

ARTICLE 35: To see if the Town will vote to appropriate a sum of money from the Community Preservation Fund to be made available for the purpose of restoration of the VFW/Schoolhouse in a

historically appropriate manner, to be managed by the Falmouth Housing Corporation, under the Community Preservation Act category of Historic Resources, or act in any way relative thereto as allowed under the Community Preservation Act. On request of the Community Preservation Committee.

VOTED: By a majority vote, a quorum being present on Wednesday, April 9, 2008 the Town voted to appropriate the sum of \$100,000 from Fiscal Year 2009 estimated Community Preservation Act revenues for the purposes of Article 35 to be expended under the jurisdiction of the Community Preservation Committee.

ARTICLE 36: To see if the Town will vote to appropriate a sum of money from the Community Preservation Fund to be made available for the purpose of additional funding for the Affordable Housing Retention Fund which enables the town to protect affordable housing units by creating permanent deed restrictions, said funds to be managed by the Falmouth Housing Authority and expended under the jurisdiction of the Board of Selectmen, under the Community Preservation Act category of Community Housing, or act in any way relative thereto as allowed under the Community Preservation Act. On request of the Community Preservation Committee.

VOTED: By a unanimous vote, a quorum being present on Wednesday, April 9, 2008 the Town voted to appropriate the sum of \$170,000 from Fiscal Year 2009 estimated Community Preservation Act revenues for the purposes of Article 36 to be expended under the jurisdiction of the Board of Selectmen and Community Preservation Committee.

ARTICLE 37: To see if the Town will vote to appropriate a sum of money from the Community Preservation Fund to be made available for the purchase of land in Falmouth, Barnstable County, Massachusetts, for purposes of open space, said land to be under the jurisdiction of the Commonwealth of Massachusetts Division of Conservation Services and being described as follows:

Land now or formerly of Lawrence and Alexander Grinnell, approximately 11 acres, more or less, and being identified as Assessors parcels #30 01 014 022, #30 01 015 022, #30 01 023 017, #30 01 024 018 and described in a deed recorded in the Barnstable County Registry of Deeds in Land Court Document # 480422.

Or do or take any other action on this matter. On request of the Community Preservation Committee.

VOTED: By a unanimous vote, a quorum being present on Wednesday, April 9, 2008 the Town voted to appropriate the sum of \$400,000 from Fiscal Year 2009 estimated Community Preservation Act revenues for the purposes of Article 37 to be expended under the jurisdiction of the Community Preservation Committee.

ARTICLE 38: To see if the Town will vote to appropriate a sum of money from the Community Preservation Fund to be made available for the purpose of additional historic preservation work at the Main Street Library, to be managed by the Board of Library Trustees, under the Community Preservation Act category of Historic Resources, or act in any way relative thereto as allowed under the Community Preservation Act. On request of the Community Preservation Committee.

VOTED: By a unanimous vote, a quorum being present on Wednesday, April 9, 2008 the Town voted to appropriate the sum of \$98,955 from Fiscal Year 2009 estimated Community Preservation Act revenues for the purposes of Article 38 to be expended under the jurisdiction of the Community Preservation Committee.

ARTICLE 39: To see if the Town will vote to appropriate a sum of money from the Community Preservation Fund to be made available for the purpose of restoration of the World War I Veterans Monument, to be managed by the Monument Restoration Committee, under the Community Preservation Act category of Historic Resources, or act in any way relative thereto as allowed under the Community Preservation Act. On request of the Community Preservation Committee.

VOTED: By a unanimous vote, a quorum being present on Monday, April 7, 2008 the Town voted to appropriate the sum of \$33,000 from Fiscal Year 2009 estimated Community Preservation Act revenues for the purposes of Article 39 to be expended under the jurisdiction of the Community Preservation Committee.

ARTICLE 40: To see if the Town will vote to appropriate a sum of money from the Community Preservation Fund to fund the Community Housing Reserve account, under the Community Preservation Act category of Community Housing, or act in any way relative thereto as allowed under the Community Preservation Act. On request of the Community Preservation Committee.

VOTED: By a unanimous vote, a quorum being present on Monday, April 7, 2008 the Town voted Indefinite postponement.

ARTICLE 41: To see if the Town will vote to appropriate a sum of money from the Community Preservation Fund to fund the Historic Resources Reserve account, under the Community Preservation Act category of Historic Resources, or act in any way relative thereto as allowed under the Community Preservation Act. On request of the Community Preservation Committee.

VOTED: By a unanimous vote, a quorum being present on Monday, April 7, 2008 the Town voted to appropriate the sum of \$100,000 from the Community Preservation Undesignated Fund Balance for the purposes of Article 41 to be expended under the jurisdiction of the Community Preservation Committee.

ARTICLE 42: To see if the Town will vote to appropriate a sum of money from the Community Preservation Fund to fund the Open Space Reserve account, under the Community Preservation Act category of Open Space, or act in any way relative thereto as allowed under the Community Preservation Act. On request of the Community Preservation Committee.

VOTED: By a unanimous vote, a quorum being present on Monday, April 7, 2008 the Town voted Indefinite postponement.

ARTICLE 43: To see if the Town will vote to appropriate a sum of money from the Community Preservation Fund to fund the Community Preservation Act General Budgeted Reserve account, or act in any way relative thereto as allowed under the Community Preservation Act. On request of the Community Preservation Committee.

VOTED: By a unanimous vote, a quorum being present on Wednesday April 9, 2008 the Town voted to appropriate the sum of \$99,322 from Fiscal Year 2009 estimated Community Preservation Act revenues for the purposes of Article 43 to be expended under the jurisdiction of the Community Preservation Committee.

ARTICLE 44: To see if the Town will vote to appropriate a sum of money from the Community Preservation Fund to fund the Administrative expenses of the Community Preservation Committee, or act in any way relative thereto as allowed under the Community Preservation Act. On request of the Community Preservation Committee.

VOTED: By a unanimous vote, a quorum being present on Wednesday, April 9, 2008 the Town voted to appropriate the sum of \$90,000 (\$56,108 to be applied as appropriate to budget numbers 01175 and 01914 for salary and benefits for professional staff, and \$33,892 for other Community Preservation Committee administrative expenses) from the Community Preservation Undesignated Fund Balance for the purposes of Article 44 to be expended under the jurisdiction of the Community Preservation Committee.

ARTICLE 45: To see if the Town will vote to authorize the Board of Selectmen to enter into an Intermunicipal Agreement with the towns of Mashpee, Sandwich, Bourne, or any combination of said towns, and with the Massachusetts Military Reservation (MMR) for the continued operation of the solid waste regional transfer station at the MMR to facilitate the transfer of the Town's solid waste to the SEMASS resource recovery plant in Rochester, Massachusetts upon such terms as the Board of Selectmen deems advisable. The Town of Falmouth will act as the lead town and shall act pursuant to authorization of the Board of Managers established by the Intermunicipal Agreement authorized by Article 1 of the April 1987 Special Town Meeting. Said Intermunicipal Agreement is authorized by M.G.L. Chapter 40, Section 4A and Chapter 40D, Section 21(g), or do or take any other action in this matter. On request of the Board of Selectmen.

VOTED: By a unanimous vote, a quorum being present on Wednesday, April 9, 2008 the Town voted Article 45 as printed.

ARTICLE 46: To see if the Town will vote to expand the membership of the Commission on Disabilities, established by Article 28 of the November 6, 1995 Annual Town Meeting, from seven members to nine members, to be appointed by the Board of Selectmen, a majority of said commission members shall consist of people with disabilities, one member shall be a member of the immediate family of a person with a disability and one member of said commission shall be either an elected or appointed official of the town. The Board of Selectmen shall appoint members to serve for three (3) year terms and shall arrange the terms so that three (3) members' terms expire each year. Or do or take any other action on this matter. On request of the Commission on Disabilities.

VOTED: By a unanimous vote, a quorum being present on Monday, April 7, 2008 the Town voted Article 46 as printed.

ARTICLE 47: To see if the Town will vote to amend Chapter 5, § 5-2, of the Code of Falmouth, Council On Aging, by increasing the number of members on the Council On Aging from seven (7) to nine (9) members, so that the section shall now read as follows:

The Board of Selectmen shall appoint a Council On Aging consisting of nine (9) members. The terms of the current seven (7) members shall remain unchanged. The Board of Selectmen shall appoint one (1) member whose initial term shall expire on June 30, 2008 and one (1) member whose initial term shall expire on June 30, 2010. Thereafter each member shall be appointed for a three (3) year term.

Or do or take any other action on this matter. On request of the Council On Aging.

VOTED: By a unanimous vote, a quorum being present on Monday, April 7, 2008 the Town voted Article 47 as printed.

ARTICLE 48: To see if the Town will vote to amend the Town Bylaws, Chapter 83, Section 13, License required: fees. as follows:

Delete: three dollars (\$3.) per year for a neutered or spayed dog
Add: eight dollars (\$8.) per year for a neutered or spayed dog

Delete: ten dollars (\$10.) per year for all other dogs
Add: fifteen dollars (\$15.) per year for all other dogs

So as to read:

§ 83-13. License required; fees. [Amended ASTM 4-7-1992, Art. 38; STM 4-6-1993, Art. 15, approved 7-16-1993; AFTM 11-8-2004, Art. 10, approved 12-30-2004]

All dogs within the Town of Falmouth shall be duly licensed by the Town Clerk on or before July 1 of each year and in accordance with the provisions of MGL C. 140, §§ 137 and 137A. For licensing purposes, all dogs must be currently inoculated against rabies. Dog licenses shall be issued by the Town Clerk upon payment of a fee of **eight dollars (\$8.)** per year for a neutered or spayed dog and **fifteen dollars (\$15.)** per year for all other dogs. A license may be issued for a term of one (1), two (2) or three (3) years, whichever will coincide with the renewal date of the required rabies inoculation.

Or do or take any other action on this matter. On request of the Town Clerk

VOTED: By a unanimous vote, a quorum being present on Monday, April 7, 2008 the Town voted Article 48 as printed.

ARTICLE 49: To see if the Town will vote to amend the Town Bylaws, Chapter 119, Section 4, Subsections 3, 5, 6 and 8 as follows:

§ 119-4. Enumeration of fees.

The fees charged by the Town Clerk shall be as follows:

A. Fees enumerated.

Delete (3) Furnishing a certificate of birth: Five dollars (\$5.).

Add (3) Furnishing a certificate of birth: ten dollars (\$10.).

Delete (5) Furnishing a certificate of death five dollars (\$5.).

Add (5) Furnishing a certificate of death: ten dollars (\$10.).

Delete (6) Entering intentions of marriage or issuing license: fifteen dollars (\$15.).

Add (6) Entering intentions of marriage or issuing license: twenty dollars (\$20.).

Delete (8) Furnishing a certificate of marriage: five dollars (\$5.).

Add (8) Furnishing a certificate of marriage: ten dollars (\$10.).

Or do or take any other action on this matter. On request of the Town Clerk

VOTED: By a unanimous vote, a quorum being present on Monday, April 7, 2008 the Town voted Article 49 as printed.

ARTICLE 50: To see if the Town will vote to amend Chapter 235 of the Falmouth Code – **Wetlands Bylaw** – Section 235-8 – **Regulations** – by inserting the following language as Section 235-8 E:

“E. No new regulation, replacement of, or amendment to the existing regulations promulgated in accordance with the requirements of this chapter shall be of any force and effect until adopted by a two-thirds vote of Town Meeting.”

On petition of Neil V. Curran.

MOTION: To see if the Town will vote to amend Chapter 235 of the Falmouth Code – **Wetlands Bylaw** – Section 235-8 – **Regulations** – by inserting the following language as Section 235-8 ¶E:

“E. No new regulation, replacement of, or amendment to the existing regulations promulgated in accordance with the requirements of this chapter shall be of any force and effect until adopted by a majority vote of Town Meeting. These regulations are to be voted as presented with no amendments permitted at Town Meeting.”

VOTED: By a counted vote of 64 in favor and 118 in opposition, a quorum being present on Wednesday, April 9, 2008 the Town voted not to pass Article 50.

ARTICLE 51: To see if the Town will vote to recommend that the Selectmen vote to open all Falmouth Town Beaches and Parking Lots to public access 24 hours a day year-round.

On petition of Daniel Shearer and others.

VOTED: By a failed majority vote, a quorum being present on Wednesday, April 9, 2008 the Town voted to not to pass Article 51.

ARTICLE 52: To see if the Town should move forward (after 4 years) with Affordable Housing Committee Plan to construct Work Force Housing (70% Teachers, First Responders and Town Employees) on 2 of 16.7 Acres of Town owned (Free) Land. Located at 419 Woods Hole Rd. Despite opposition from Woods Hole Village Leadership. Woods Hole now contains 0 Units of Affordable Housing.

On petition of Marc P. Finneran.

VOTED: By a counted vote of 46 in favor and 130 in opposition, a quorum being present on Wednesday, April 9, 2008 the Town voted not to pass Article 52.

ARTICLE 53: To see if Leadership from Woods Hole Village and other entities should be granted the option to Transfer Development rights on 2.7 Acres of Town owned Land at 419 Woods Hole Rd for an equal or larger parcel elsewhere in the Village more suited for Development.

On petition of Marc P. Finneran.

VOTED: By a unanimous vote, a quorum being present on Monday, April 7, 2008 the Town voted Indefinite Postponement.

ARTICLE 54: To see if the Town will provide funding for any or all of the purposes voted for in the foregoing articles by taxation, by transfer from available funds, by borrowing or by any combination of the foregoing. Or do or take any other action on this matter. On request of the Finance Committee and the Board of Selectmen.

VOTED: By a unanimous vote, a quorum being present on Wednesday, April 9, 2008 the Town voted that all articles approved at this town meeting be funded as voted for a total of \$129,057,762.26 provided that no money shall be borrowed unless the Town shall have voted to exclude by Debt Exclusion the amounts necessary to pay for the bonds and notes from the provisions of Proposition 2 ½, so called, in the May 2008 Annual Town Election to fund Article 26 Capital Improvement Plan for the Department of Public Works and Article 27 Fire Rescue Department Capital Improvement.