



**TOWN OF FALMOUTH**  
**ANNUAL TOWN MEETING**  
Lawrence School Auditorium  
Falmouth, MA 02540  
APRIL 04, 2016

**Article**

- 1 Choose Town Officers
- 2 Hear Reports from Committees and Town Officers
- 3 Authorize Board of Selectmen to Settle Claims and Suits
- 4 Authorize Board of Selectmen to Apply for and Accept Grants
- 5 Fix Salaries of Town Officials
- 6 Amend Chapter 240 Code of Falmouth - Signs
- 7 Accept Revolving Fund - Shellfish Propagation
- 8 Authorize Revolving Funds
- 9 Authorize PILOT Agreement - PV/Solar Array
- 10 Authorize Gift of Land - Chapoquoit Road
- 11 Easements - Currier Road Sidewalk
- 12 Amend Town's Classification Plan - Water Operator I & Wastewater Operator I
- 13 Amend Town's Classification Plan - Meet Minimum Wage Standards
- 14 Fiscal Year 2017 Operating Budget
- 15 Fund - General Stabilization Fund
- 16 Fund - Capital Improvement Stabilization Fund
- 17 Fund - Other Post Employment Benefits Trust
- 18 Fund - Worker's Compensation Trust Fund
- 19 Fund - Cost of Living Adjustments
- 20 Authorize Land Development Agreement - Spring Bars Road Affordable Housing
- 21 CPC - Transfer Administrative Expenses
- 22 CPC - Transfer to Community Housing Reserve
- 23 CPC - Transfer to Historic Preservation Reserve
- 24 Amend Chapter 156 Code of Falmouth - Synthetic Marijuana Bylaw
- 25 Petition - Amend Retirement of John Busby
- 26 Petition - Three Year Nitrogen Attenuation Program
- 27 Petition - Remove Impediments to Wind Turbine Operation
- 28 Petition - Engage Consolidated Contract Law Firm

**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 declared majority vote, a quorum being present on Monday, April 4, 2016 the Town voted to elect members of the Finance Committee as follows; Nicholas Lowell, Joseph Drolette, Keith Schwegel, Ronald Dyer, John Scanlan for three year and Peter Hargraves for one year.

**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 4, 2016 the Town voted to accept reports presented by the School Committee, Bikeways Committee, Water Quality Management Committee, Town Meeting Rules and Procedures Committee, Town Engineer, Wastewater Manager, Town Manager, Lawrence School Building Committee, and Solid Waste Advisory 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 4, 2016 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 meeting including the Board's consideration of acceptance of any such grant(s) or gift(s), if said grant(s) or gift(s) require the Town to meet future conditions or requirements including anticipated future costs to the Town. Further, when applicable, the Board of Selectmen may advise the Finance Committee of such anticipated costs prior to the public meeting and may seek further review/comment of the Finance Committee. Or do or take any other action in the matter. On request of the Board of Selectmen.

**AMENDMENT (Shearer):** To see if the Town vote to change Board of Selectmen "may" advise to Board of Selectmen "shall" advise.

**VOTED:** By a declared majority vote, a quorum being present on Monday, April 4, 2016 the Town voted to change Board of Selectmen "may" advise to Board of Selectmen "shall" advise.

**VOTED:** By a unanimous vote, a quorum being present on Monday, April 4, 2016 the Town voted to 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 meeting including the Board's consideration of acceptance of any such grant(s) or gift(s), if said grant(s) or gift(s) require the Town to meet future conditions or requirements including anticipated future costs to the Town. Further, when applicable, the Board of Selectmen shall advise the Finance Committee of such anticipated costs prior to the public meeting and may seek further review/comment of the Finance Committee..

**ARTICLE 5:** To see if the Town will vote to fix the salaries of the Elected Officials as follows:

Moderator	\$1,500
Town Clerk	\$88,656
Selectmen (4)	\$5,000
Chairman of Selectmen	\$6,000

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 4, 2016 the Town voted Article 5 as printed.

**ARTICLE 6:** To see if the town will vote to amend the Code of Falmouth, Chapter 240, ZONING BYLAW, Article 13, by deleting the following definitions:

SIGN, ACCESSORY  
SIGN, AREA  
SIGN, OFF-PREMISES  
SIGN, OVERHANGING  
SIGN, STANDING  
SIGN, WALL  
SIGN, WINDOW

Signs are no longer regulated in the zoning bylaw.

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

**VOTED:** By a unanimous vote, a quorum being present on Monday, April 4, 2016 the Town voted to amend the Code of Falmouth, Chapter 240, ZONING BYLAW, Article 13, by deleting the following definitions:

SIGN, ACCESSORY  
SIGN, AREA  
SIGN, OFF-PREMISES  
SIGN, OVERHANGING  
SIGN, STANDING  
SIGN, WALL  
SIGN, WINDOW

Signs are no longer regulated in the zoning bylaw.

**ARTICLE 7:** To see if the town will vote to accept MGL Chapter 44, Section 53E ½ for the fiscal year beginning July 1, 2016 for the sale of shellfish in order to support shellfish propagation and the maximum amount of expenditures is \$35,000, or do or take any other action on the matter. On request of the Board of Selectmen.

**VOTED:** By a unanimous vote, a quorum being present on Monday, April 4, 2016 the Town voted Article 7 as printed.

**ARTICLE 8:** To see if the Town will vote to authorize continued use of the following Revolving Funds for certain town departments under MGL Chapter 44, Sec. 53E½ for the fiscal year beginning July 1, 2016, with the specific receipts credited to each fund, the purposes for which each fund may be spent and the maximum amount that may be spent from each fund for the fiscal year as follows:

Revolving Fund	Authorized to Spend	Revenue Source	Use of Fund	FY17 Spending Limit	Disposition of FY15 Fund Balance
Emerald House	Board of Selectmen / Town Manager	Payments in Lieu of Rent	Maintenance of Building	\$28,000	Available for expenditure
Recreation Department	Recreation Director	Participation Fees	Departmental Special Activities	\$7,000	Available for expenditure
Historical Commission	Historical Commission	Sale of Books	Administer Book Program	\$7,500	Available for expenditure
Shellfish Propagation	Conservation Commission	Mitigation and Donations	Purchase Shellfish Seed	\$13,000	Available for expenditure
TOTAL SPENDING				\$55,500	

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

**VOTED:** By a unanimous vote, a quorum being present on Monday, April 4, 2016 the Town voted Article 8 as printed.

**ARTICLE 9:** To see if the Town will vote to authorize the Board of Assessors, with the concurrence of the Board of Selectmen, to enter into a Payment In Lieu of Taxes (PILOT) agreement with the contractor chosen by the Falmouth Economic Development and Industrial Corporation (EDIC) to develop a

photovoltaic solar array on the capped landfill at the Town's Waste Management Facility for the purposes of determining the value of the personal property to be taxed and establish a schedule of equal amortized payments due and payable each year, said PILOT Agreement to be upon such terms and conditions as said boards determine in the best interests of the Town.

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

**VOTED:** By a unanimous vote, a quorum being present on Monday, April 4, 2016 the Town voted Article 9 as printed.

**ARTICLE 10:** To see if the Town will vote to authorize the Board of Selectmen to accept from Chapoquoit Association a gift of land abutting Chapoquoit Road, shown on Assessor's map 24-06-004-000, and comprised of approximately 0.66 acres. Said land to be under the jurisdiction of the Board of Selectmen for municipal purposes.

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

**VOTED:** By a declared two thirds vote, a quorum being present on Monday, April 4, 2016 the Town voted Article 10 as printed.

**ARTICLE 11:** To see if the Town will vote to authorize the Board of Selectmen to PURCHASE OR TAKE BY EMINENT DOMAIN two easements on the west side of Currier Road in East Falmouth, MA for sidewalk purposes as follows:

Easement No. 1 – a permanent easement for sidewalk purposes containing 51 sq. ft. and being a portion of Lot 263 on Land Court Plan 16583-O (159 Regis Road) now or formerly owned by David A. Della-Giustina and Karen L. Della-Giustina; and

Easement No. 2 – a permanent easement for sidewalk purposes containing 519 sq. ft. and being a portion of Lot 262 on Land Court Plan 16583-O (161 Regis Road) now or formerly owned by Claudia M. Martin.

Said easements are shown on a Plan entitled "Sidewalk Easement Plan, Currier Road, Falmouth, MA" dated October 21, 2014 and prepared by the Town of Falmouth Department of Public Works. And further, to appropriate a sum of money for the acquisition of said easements, including costs incidental and related thereto, and to determine how the same shall be raised and by whom expended.

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

**VOTED:** By a unanimous vote, a quorum being present on Monday, April 4, 2016 the Town voted Article 11 as printed.

**ARTICLE 12:** To see if the Town will vote to amend the Town's classification plan as follows:

<u>Action</u>	<u>Position</u>	<u>Grade</u>	<u>Minimum</u>	<u>Maximum</u>
Add	Water Operator I	8	\$20.05	\$25.58
Add	Wastewater Operator I	8	\$20.05	\$25.58

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

**VOTED:** By a unanimous vote, a quorum being present on Monday, April 4, 2016 the Town voted Article 12 as printed.

**ARTICLE 13:** To see if the Town will vote to amend the Town's Salary Administration Plan as follows:

<u>Action</u>	<u>Position</u>	<u>Grade</u>	<u>Minimum</u>	<u>Maximum</u>
Delete	Parking Attendant-Beach	1	\$ 8.67	\$ 9.19
Add	Parking Attendant-Beach	1	\$10.00	\$10.61
Delete	Beaches/Clerk I	2	\$ 9.46	\$10.03
Add	Beaches/Clerk I	2	\$10.50	\$11.14
Delete	Inspector (Election)		\$ 8.32	
Add	Inspector (Election)		\$10.00	
Delete	Elections Clerk		\$ 8.76	
Add	Elections Clerk		\$10.50	
Delete	Deputy Warden/Deputy Clerk		\$ 8.76	
Add	Deputy Warden /Deputy Clerk		\$10.50	
Delete	Election Warden		\$157.70/day	
Add	Election Warden		\$170.00/day	
Delete	Caretaker – Parks	4	\$11.59	\$12.30
Add	Caretaker – Parks	5	\$12.40	\$13.16

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

**VOTED:** By a unanimous vote, a quorum being present on Monday, April 4, 2016 the Town voted Article 13 as printed.

**ARTICLE 14:** 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 Fiscal Year 2017 and 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.

	<b>DEPARTMENT</b>	<b>FY'16 BUDGET</b>	<b>REQUEST</b>	<b>FY'17 REC</b>	<b>FY'17 REC</b>
		<b>FinCom</b>		<b>Executive</b>	<b>FinCom</b>
	<b><u>GENERAL GOVERNMENT</u></b>				
1	<b>TOWN MEETING - 01113</b>				
2	Salary and wages	2,000	2,000	2,000	2,000
3	Other expenses	34,500	34,500	34,500	34,500
4		<b>36,500</b>	<b>36,500</b>	<b>36,500</b>	<b>36,500</b>
5	<b>TOWN MODERATOR - 01114</b>				
6	Salary and wages	1,500	1,500	1,500	1,500
7		<b>1,500</b>	<b>1,500</b>	<b>1,500</b>	<b>1,500</b>
8	<b>SELECTMEN/TOWN MANAGER - 01122 (FTE 4)</b>				
9	Salary and wages	433,976	444,120	444,120	444,120
10	Other Expenses	69,710	84,710	84,710	84,710
11	Green head fly control++	2,800	2,800	2,800	2,800
12	Appraisals++	5,000	5,000	5,000	5,000
13	Town reports++	4,000	4,000	4,000	4,000

14	Chamber of Commerce++	10,000	10,000	10,000	10,000
15	Buzzards Bay Action Committee++	620	620	620	620
16	Out of state travel++	4,300	4,300	4,300	4,300
17		<b>530,406</b>	<b>555,550</b>	<b>555,550</b>	<b>555,550</b>
18	<b>FINANCE DEPARTMENT 01131 (FTE 1.5)</b>				
19	Salary and wages	134,142	120,457	120,457	120,457
20	Other expenses	3,000	3,000	3,000	3,000
21		<b>137,142</b>	<b>123,457</b>	<b>123,457</b>	<b>123,457</b>
22	<b>TOWN ACCOUNTANT - 01135 (FTE 3)</b>				
23	Salary and wages	144,891	151,491	151,491	151,491
24	Salaries and Wages settlement reserve++	0	0	0	0
24	Other expenses	2,165	2,665	2,665	2,665
25	Annual Audit++	45,000	45,000	45,000	45,000
26		<b>192,056</b>	<b>199,156</b>	<b>199,156</b>	<b>199,156</b>
27	<b>ASSESSING DEPARTMENT - 01141 (FTE 6)</b>				
28	Salary and wages	332,679	332,576	332,576	332,576
29	Other expenses	18,965	18,965	18,965	18,965
30		<b>351,644</b>	<b>351,541</b>	<b>351,541</b>	<b>351,541</b>
31	<b>TOWN TREASURER - 01145 (FTE 3)</b>				
32	Salary and wages	139,259	311,317	311,317	311,317
33	Other expenses	142,350	222,220	222,220	222,220
34		<b>281,609</b>	<b>533,537</b>	<b>533,537</b>	<b>533,537</b>
35	<b>TOWN COLLECTOR - 01146 (FTE4)</b>				
36	Salary and wages	244,016			
37	Other expenses	54,870			
38		<b>298,886</b>	<b>0</b>	<b>0</b>	<b>0</b>
35	<b>PERSONNEL DEPARTMENT (FTE 2.9)</b>				
36	Salary and wages	215,471	220,426	220,426	220,426
37	Other Expenses	59,093	64,955	64,955	64,955
38		<b>274,564</b>	<b>285,381</b>	<b>285,381</b>	<b>285,381</b>
39	<b>LEGAL DEPARTMENT - 01150 (FTE 3)</b>				
40	Salary and wages	294,291	300,098	300,098	300,098
41	Other expenses	53,595	56,195	56,195	56,195
42	Special Counsel++	150,000	150,000	150,000	150,000
43		<b>497,886</b>	<b>506,293</b>	<b>506,293</b>	<b>506,293</b>
44	<b>FINANCE COMMITTEE - 01132</b>				
45	Reserve fund	325,000	325,000	325,000	325,000
46		<b>325,000</b>	<b>325,000</b>	<b>325,000</b>	<b>325,000</b>
47	<b>INFORMATION TECHNOLOGY - 01155 (FTE 7)</b>				
48	Salary and wages	555,177	570,920	570,920	570,920
49	Other expenses	232,895	238,519	238,519	238,519
50	Prof/Tech-Cntrtl Serv++	5,000	5,000	5,000	5,000
51	*CAPITAL - Computer Equip and Software**	15,000	15,000	15,000	15,000
52		<b>808,072</b>	<b>829,439</b>	<b>829,439</b>	<b>829,439</b>
53	<b>GEOGRAPHICAL INFO SYSTEMS - 01156 (FTE 1)</b>				
54	Salary and wages	78,759	80,325	80,325	80,325
55	Other expenses	17,500	17,500	17,500	17,500

56		<b>96,259</b>	<b>97,825</b>	<b>97,825</b>	<b>97,825</b>
57	<b>TOWN CLERK - 01160 (FTE 4)</b>				
58	Salary and wages	223,871	221,037	221,037	221,037
59	Other expenses	40,440	40,940	40,940	40,940
60		<b>264,311</b>	<b>261,977</b>	<b>261,977</b>	<b>261,977</b>
61	<b>ELECTIONS - 01162</b>				
62	Salary and wages	36,889	49,777	49,777	49,777
63	Other expenses	21,770	23,500	23,500	23,500
64		<b>58,659</b>	<b>73,277</b>	<b>73,277</b>	<b>73,277</b>
65					
66	<b>COMMUNITY DEVELOPMENT</b>				
67	<b>CONSERVATION COMMISSION - 01171 (FTE 3)</b>				
68	Salary and wages	224,133	230,250	229,250	229,250
69	Other expenses	12,100	37,150	14,650	14,650
70	Peterson Farm Management++	200	200	200	200
71	Recording Fees++	400	400	400	400
72	Contractual services++	500	500	500	500
73		<b>237,333</b>	<b>268,500</b>	<b>245,000</b>	<b>245,000</b>
74	<b>PLANNING DEPARTMENT - 01175 (FTE 3.2)</b>				
75	Salary and wages	260,050	241,118	241,118	241,118
76	Other expenses	8,125	8,125	8,125	8,125
77		<b>268,175</b>	<b>249,243</b>	<b>249,243</b>	<b>249,243</b>
78	<b>ZONING BOARD OF APPEALS - 01176 (FTE 2)</b>				
79	Salary and wages	112,374	116,500	116,500	116,500
80	Other expenses	4,750	5,050	5,050	5,050
81	Contractual services++	600	600	600	600
82		<b>117,724</b>	<b>122,150</b>	<b>122,150</b>	<b>122,150</b>
83	<b>BUILDING DEPARTMENT - 01241 (FTE 8.4)</b>				
84	Salary and wages	524,477	527,529	527,529	527,529
85	Other expenses	29,750	33,850	30,850	30,850
86		<b>554,227</b>	<b>561,379</b>	<b>558,379</b>	<b>558,379</b>
87	<b>HEALTH INSPECTION - 01510 (FTE 3)</b>				
88	Salary and wages	203,039	209,825	209,825	209,825
89	Other expenses	4,850	9,450	9,450	9,450
90	Contractual services++	8,000	8,000	8,000	8,000
91	Hazardous waste collection++	24,000	26,000	26,000	26,000
92		<b>239,889</b>	<b>253,275</b>	<b>253,275</b>	<b>253,275</b>
93	<b>PUBLIC SAFETY</b>				
94	<b>POLICE DEPARTMENT - 01210 (FTE 70.8)</b>				
95	Salary and wages	5,013,619	5,240,925	4,852,869	4,852,869
96	Educational Incentive++	344,958	345,714	345,714	345,714
97	Other expenses	357,220	404,098	367,220	367,220
98	Out of state travel++	4,500	4,500	4,500	4,500
99	*CAPITAL - Police Cruisers**	100,000	140,000	100,000	100,000
100		<b>5,820,297</b>	<b>6,135,237</b>	<b>5,670,303</b>	<b>5,670,303</b>
101	<b>FIRE DEPARTMENT - 01220 (FTE 71.2)</b>				
102	Salary and wages	5,820,530	6,251,648	5,622,501	5,622,501

103	Educational Incentive++	36,000	36,000	36,000	36,000
104	Other expenses	672,890	721,990	676,890	676,890
105	Out of state travel++	2,000	2,000	2,000	2,000
106	*CAPITAL - Equipment and Gear**	25,000	50,000	25,000	25,000
107		<b>6,556,420</b>	<b>7,061,638</b>	<b>6,362,391</b>	<b>6,362,391</b>
108					
109	<b>CONSOLIDATED COMMUNICATIONS DEPARTMENT - 01291 (FTE 10)</b>				
110	Salary and wages	0	0	540,930	540,930
111	Other expenses	0	0	45,000	45,000
112		<b>0</b>	<b>0</b>	<b>585,930</b>	<b>585,930</b>
113	<b>MARINE &amp; ENVIRON SERV - 01295 (10)</b>				
114	Salary and wages	653,118	668,841	666,333	666,333
115	Other expenses	139,530	154,530	154,530	154,530
116	OPS-Animal Disease Prevention	4,000	4,000	4,000	4,000
117	OTR PRCH SERV-MSPCA	500	500	500	500
118	Propagation - fish and game++	62,500	62,500	62,500	62,500
119	Site Improvement - Dredging++	17,000	0	0	0
120		<b>876,648</b>	<b>890,371</b>	<b>887,863</b>	<b>887,863</b>
121	<b>DEPARTMENT OF PUBLIC WORKS</b>				
122	<b>FACILITIES MAINTENANCE - 01198 (FTE 11)</b>				
123	Salary and wages	611,668	623,067	623,067	623,067
124	Other expenses	138,900	140,450	140,450	140,450
125	Building Maintenance++	0	0	0	0
126	Contractual Services++	70,000	70,000	70,000	104,241
127	Custodial Supplies - Beach++	4,000	4,000	4,000	4,000
128	*CAPITAL - Facilities Maintenance**	100,000	100,000	100,000	100,000
129		<b>924,568</b>	<b>937,517</b>	<b>937,517</b>	<b>971,758</b>
130	<b>ADMIN/ENGINEERING - 01411 (FTE 9)</b>				
131	Salary and wages	667,096	701,437	687,051	687,051
132	Other expenses	60,500	63,000	60,500	60,500
133	Out of state travel++	1,700	1,700	1,700	1,700
134		<b>729,296</b>	<b>766,137</b>	<b>749,251</b>	<b>749,251</b>
135	<b>HIGHWAY DIVISION - 01422 (FTE 22.7)</b>				
136	Salary and wages	1,214,906	1,269,204	1,236,464	1,236,464
137	Other expenses	461,050	462,550	461,050	461,050
138	Contractual services++	28,000	28,000	28,000	28,000
139	Supplies - Beach++	5,000	5,000	5,000	5,000
140		<b>1,708,956</b>	<b>1,764,754</b>	<b>1,730,514</b>	<b>1,730,514</b>
141	<b>SNOW and ICE CONTROL - 01423</b>				
142	Salary and wages	80,000	80,000	80,000	80,000
143	Other expenses	95,000	95,000	95,000	95,000
144		<b>175,000</b>	<b>175,000</b>	<b>175,000</b>	<b>175,000</b>
145	<b>STREET LIGHTING - 01424</b>				
146	Power	135,000	142,875	100,000	100,000
147		<b>135,000</b>	<b>142,875</b>	<b>100,000</b>	<b>100,000</b>
148	<b>VEHICLE GASOLINE - 01425</b>				
149	Fuel	474,500	356,163	414,500	414,500



150		<b>474,500</b>	<b>356,163</b>	<b>414,500</b>	<b>414,500</b>
151	<b>WASTE MANAGEMENT FACILITY - 01431 (FTE 3)</b>				
152	Salary and wages	144,541	153,948	153,948	153,948
153	Other expenses	208,300	208,300	198,300	198,300
154		<b>352,841</b>	<b>362,248</b>	<b>352,248</b>	<b>352,248</b>
155	<b>SOLID WASTE COLLECTION - 01433</b>				
156	Rubbish contract++	1,264,000	1,649,000	1,627,955	1,627,955
157	Curb recycling++	557,000	846,000	840,000	840,000
158	MSW Disposal contract++	734,100	752,500	680,000	680,000
159	Trash hauling++	0	0	0	0
160	Transfer station++	0	0	0	0
161		<b>2,555,100</b>	<b>3,247,500</b>	<b>3,147,955</b>	<b>3,147,955</b>
162	<b>DPW WASTEWATER UTILITIES - 01440 (FTE 9.6)</b>				
163	Salaries and wages	577,032	691,616	632,579	632,579
164	Other expenses	613,842	682,642	622,642	622,642
165		<b>1,190,874</b>	<b>1,374,258</b>	<b>1,255,221</b>	<b>1,255,221</b>
166	<b>DPW WATER UTILITIES - 01451 (FTE 19)</b>				
167	Salaries and wages	1,058,325	1,137,114	1,137,114	1,137,114
168	Other expenses	1,101,860	1,179,300	1,179,300	1,179,300
169	Regional water cooperative++	225,000	225,000	225,000	225,000
170	*CAPITAL - Water Meter Replacement**	175,000	175,000	175,000	175,000
171		<b>2,560,185</b>	<b>2,716,414</b>	<b>2,716,414</b>	<b>2,716,414</b>
172	<b>RENEWABLE ENERGY</b>				
173	Purchase of Services	187,931	199,121	199,121	199,121
174		<b>187,931</b>	<b>199,121</b>	<b>199,121</b>	<b>199,121</b>
175	<b>DPW PARKS - 01499 (FTE 16)</b>				
176	Salary and wages	776,330	829,588	826,588	826,588
177	Other expenses	226,800	234,400	231,800	231,800
178	Contractual services++	10,000	10,000	10,000	10,000
179	Davisville cemetery++	700	700	700	700
180	Woods Hole cemetery++	1,200	1,200	1,200	1,200
181		<b>1,015,030</b>	<b>1,075,888</b>	<b>1,070,288</b>	<b>1,070,288</b>
182					
183	<b>SCHOOL DEPARTMENT - 01300 (FTE 563)</b>				
184	Salary and wages	35,421,796	37,117,950	37,117,950	37,117,950
185	Otherwise unclassified	8,973,204	8,423,135	8,423,135	8,423,135
186		<b>44,395,000</b>	<b>45,541,085</b>	<b>45,541,085</b>	<b>45,541,085</b>
187	<b>UPPER CAPE VOCATIONAL SCHOOL - 01301</b>				
188	Operating expenses	1,961,530	2,103,410	2,103,410	2,103,410
189	Capital program	99,360	102,167	102,167	102,167
190		<b>2,060,890</b>	<b>2,205,577</b>	<b>2,205,577</b>	<b>2,205,577</b>
191	<b>COMMUNITY SERVICES</b>				
192	<b>CLINICS AND NURSES - 01522</b>				
193	Contractual services VNA ++	45,980	45,980	45,980	45,980
194		<b>45,980</b>	<b>45,980</b>	<b>45,980</b>	<b>45,980</b>

195	<b>COUNCIL ON AGING - 01541 (FTE 3.3)</b>				
196	Salary and wages	214,002	218,061	218,061	218,061
197	Other expenses	19,045	20,225	20,225	20,225
198	Volunteers to the Elderly++	1,000	1,000	1,000	1,000
199	Meals on Wheels++	15,000	15,000	15,000	15,000
200		<b>249,047</b>	<b>254,286</b>	<b>254,286</b>	<b>254,286</b>
201	<b>VETERANS SERVICES - 01543 (FTE 2)</b>				
202	Salary and wages	112,715	119,680	119,680	119,680
203	Other expenses	5,400	5,400	5,400	5,400
204	Grave maintenance++	1,000	1,000	1,000	1,000
205	Veterans Council++	3,000	3,000	3,000	3,000
206	Veterans Ordinary Benefits++	365,000	405,000	405,000	405,000
207		<b>487,115</b>	<b>534,080</b>	<b>534,080</b>	<b>534,080</b>
208	<b>COMMISSION ON DISABILITIES - 01560</b>				
209	Other expenses	250	250	250	250
210		<b>250</b>	<b>250</b>	<b>250</b>	<b>250</b>
211	<b>HUMAN SERVICES - 01599 (FTE 4.35)</b>				
212	Salary and wages	320,610	329,534	329,534	329,534
213	Other expenses	36,095	36,465	36,465	36,465
214	Upper Cape AIDS Network++	2,500	2,500	2,500	2,500
215	Salvation Army++	1,000	1,000	1,000	1,000
216	Consumer Assistance++	1,500	1,500	1,500	1,500
217	Big Brothers/Sisters++	1,500	1,500	1,500	1,500
218	Independence House++	10,000	10,000	10,000	10,000
219	Fairwinds Clubhouse++	1,000	0	0	0
220	Legal Services of Cape Cod++	3,800	3,800	3,800	3,800
221	Cape Abilities++	3,500	3,500	3,500	3,500
222	Family Shelter++	5,000	5,000	5,000	5,000
223	Sight Loss Services++	1,250	1,250	1,250	1,250
224	Service Center++	3,000	3,000	3,000	3,000
225	Substance Abuse Commission++	8,000	8,000	8,000	8,000
226	Child Development++	12,800	12,800	12,800	12,800
227	Gosnold Inc.++	16,200	16,200	16,200	16,200
228	Cape Cod Free Clinic++	7,000	7,000	7,000	7,000
229	Child Care++	5,000	5,000	5,000	5,000
230	Homeless Prevention++	9,000	10,000	10,000	10,000
231		<b>448,755</b>	<b>458,049</b>	<b>458,049</b>	<b>458,049</b>
232	<b>FALMOUTH PUBLIC LIBRARY - 01611 (FTE 26)</b>				
233	Salary and wages	1,387,518	1,451,365	1,451,365	1,474,365
234	Other expenses	421,316	435,248	435,248	435,248
235	Prof/Tech - West Falmouth Library	19,313	19,313	19,313	19,313
236	Prof/Tech - Woods Hole Library	19,313	19,313	19,313	19,313
237		<b>1,847,460</b>	<b>1,925,239</b>	<b>1,925,239</b>	<b>1,948,239</b>
238	<b>RECREATION DEPARTMENT - 01631 (FTE 5)</b>				
239	Salary and wages	339,034	330,960	330,960	330,960
240	Other expenses	111,185	134,896	134,896	100,655
241	Youth Basketball++	8,450	8,450	8,450	8,450

242	Youth Soccer++	13,000	13,000	13,000	13,000
243	Girl's Softball++	1,000	1,000	1,000	1,000
244	Youth Summer Camp++	31,500	31,500	31,500	31,500
245	Youth Sailing++	1,500	1,500	1,500	1,500
246	Youth Indoor Soccer++	1,800	1,800	1,800	1,800
247	Youth Baseball++	5,600	5,600	5,600	5,600
248	Adult men's basketball++	6,350	6,350	6,350	6,350
249	Town Band++	2,391	2,391	2,391	2,391
250		<b>521,810</b>	<b>537,447</b>	<b>537,447</b>	<b>503,206</b>
251	<b>BEACH DEPARTMENT - 01632 (FTE 19.6)</b>				
252	Salary and wages	497,876	513,022	513,022	513,022
253	Other expenses	48,725	49,175	49,175	49,175
254	*CAPITAL - Beach Nourishment**	25,000	25,000	25,000	25,000
255		<b>571,601</b>	<b>587,197</b>	<b>587,197</b>	<b>587,197</b>
256	<b>BIKEWAYS COMMITTEE- 01633</b>				
257	Other expenses	3,720	3,720	3,720	3,720
258		<b>3,720</b>	<b>3,720</b>	<b>3,720</b>	<b>3,720</b>
259					
260	<b>TOWNWIDE EXPENSES</b>				
261	<b>RETIREMENT - 01911</b>				
262	Retirement payroll++	6,748,310	7,082,437	7,082,437	7,082,437
263	Noncontributory pensions++	15,000	15,000	15,000	15,000
264		<b>6,763,310</b>	<b>7,097,437</b>	<b>7,097,437</b>	<b>7,097,437</b>
265	<b>UNEMPLOYMENT - 01913</b>				
266	Unemployment payments	145,000	170,000	145,000	145,000
267		<b>145,000</b>	<b>170,000</b>	<b>145,000</b>	<b>145,000</b>
268	<b>HEALTH INSURANCE - 01914</b>				
269	Fringe Ben- Health Insurance	12,871,552	13,708,561	13,643,847	13,643,847
270	See detail page	<b>12,871,552</b>	<b>13,708,561</b>	<b>13,643,847</b>	<b>13,643,847</b>
271	<b>LIFE INSURANCE - 01915</b>				
272	Fringe Ben-Life Insurance	9,232	9,232	9,232	9,232
273		<b>9,232</b>	<b>9,232</b>	<b>9,232</b>	<b>9,232</b>
274	<b>MEDICARE TAX - 01916</b>				
275	Employer contribution	800,000	830,000	830,000	830,000
276		<b>800,000</b>	<b>830,000</b>	<b>830,000</b>	<b>830,000</b>
277	<b>OTHER EMPLOYEE BENEFITS - 01919</b>				
278	Longevity++	118,000	112,000	112,000	112,000
279	Sick leave buy back	16,000	24,500	24,500	24,500
280	Employee Assistance Program	16,700	16,700	16,700	16,700
281	MGL CH 41 medical expenses++	15,000	15,000	15,000	15,000
282	Benefits - other++	12,500	13,000	13,000	13,000
283	Long term disability insurance++	37,000	37,000	37,000	37,000
284		<b>215,200</b>	<b>218,200</b>	<b>218,200</b>	<b>218,200</b>
285	<b>COURT JUDGMENTS - 01941</b>				
286	Misc. claims and suits++	500	500	500	500

287		500	500	500	500
288	<b>TOWN INSURANCE - 01193</b>				
289	Overall Town Insurance	1,294,000	1,393,400	1,393,400	1,393,400
290		<b>1,294,000</b>	<b>1,393,400</b>	<b>1,393,400</b>	<b>1,393,400</b>
291	<b>DEBT SERVICE</b>				
292	<b>LONG TERM EXCLUDED DEBT - 01753</b>				
293	Principal payment++	5,715,338	6,557,071	6,557,071	6,557,071
294	Interest payment++	2,312,069	2,606,873	2,606,873	2,606,873
295		<b>8,027,407</b>	<b>9,163,944</b>	<b>9,163,944</b>	<b>9,163,944</b>
296	<b>LONG TERM UNEXCLUDED DEBT - 01754</b>				
297	WPAT loans - principal++	358,822	0	0	0
298	Principal payment++	2,145,001	2,512,850	2,512,850	2,512,850
299	WPAT loans - interest++	16,992	0	0	0
300	Interest payment++	1,051,922	949,917	949,917	949,917
301	CPA Fund principal++	1,234,825	1,208,700	1,208,700	1,208,700
302	CPA Fund interest++	387,012	329,095	329,095	329,095
303		<b>5,194,574</b>	<b>5,000,562</b>	<b>5,000,562</b>	<b>5,000,562</b>
304	<b>SHORT TERM EXCLUDED DEBT - 01755</b>				
305	Principal payment++	2,400,000	1,200,000	1,200,000	1,200,000
306	Interest payment++	80,775	298,334	298,334	298,334
307		<b>2,480,775</b>	<b>1,498,334</b>	<b>1,498,334</b>	<b>1,498,334</b>
308	<b>SHORT TERM UNEXCLUDED DEBT - 01756</b>				
309	Interest payment++	250	0	0	0
310		<b>250</b>	<b>0</b>	<b>0</b>	<b>0</b>
	<b>TOTALS</b>	<b>119,267,916</b>	<b>124,023,181</b>	<b>123,056,362</b>	<b>123,079,362</b>

**VOTED:** By a unanimous vote, a quorum being present on Monday, April 4, 2016 the Town voted to

A.	Transfer from the Parking Meter Fund for Police Expenses	\$ 165,000
B.	Transfer from Embarkation Fees for Police and Fire Expenses	350,500
C.	Transfer from Wetlands Fund for Conservation Expenses	50,000
D.	Transfer from Title V Program for Debt Service	41,697
E.	Transfer from Energy Receipts Reserved for Appropriation Account for Debt Service	398,307
F.	Transfer from Road Betterment Account for Debt Service	218,032
G.	Transfer from Golf Special Revenue Fund for Debt Service	607,182
H.	Transfer from Community Preservation Fund for Debt Service	1,537,795
I.	Transfer from Bond Premiums Special Revenue Fund for Debt Service	329,218
J.	Transfer from Waterways Receipt Reserved for Appropriation Fund for Debt Service	139,466
K.	Raise and Appropriate from the Fiscal 2017 Levy Limit, State Aid	119,242,165

and Estimated Receipts

**Total Operating Budget**

\$ 123,079,362

**ARTICLE 15:** To see if the Town will vote to appropriate a sum of money to the General Stabilization Fund for further appropriation and to determine how the same shall be raised, or do or take any other action on the matter. On request of the Board of Selectmen.

**VOTED:** By a unanimous vote, a quorum being present on Monday, April 4, 2016 the Town voted to raise and appropriate \$440,000 and transfer into the General Stabilization Fund.

**ARTICLE 16:** To see if the Town will vote to appropriate a sum of money to the Capital Improvement Stabilization Fund for the purpose of funding future capital improvements, and to determine how the same shall be raised, or do or take any other action on the matter. On request of the Board of Selectmen.

**VOTED:** By a unanimous vote, a quorum being present on Monday, April 4, 2016 the Town voted to raise and appropriate \$1,032,079 and transfer into the Capital Stabilization Fund.

**ARTICLE 17:** To see if the Town will vote to appropriate a sum of money to the Other Post Employment Benefits Trust Fund for further appropriation and to determine how the same shall be raised, or do or take any other action on the matter. On request of the Board of Selectmen.

**VOTED:** By a declared majority vote, a quorum being present on Monday, April 4, 2016 the Town voted to raise and appropriate \$100,000 and transfer into the Other Post Employment Benefits Trust Fund.

**ARTICLE 18:** To see if the Town will vote to appropriate a sum of money to the Workers Compensation Trust fund, and to determine how the same shall be raised, or do or take any other action on the matter. On request of the Board of Selectmen.

**VOTED:** By a unanimous vote, a quorum being present on Monday, April 4, 2016 the Town voted to raise and appropriate \$100,000 and transfer into the Workers Compensation Trust Fund.

**ARTICLE 19:** To see if the Town will vote to appropriate a sum of money for the purpose of Cost of Living Adjustments to employees of the Town within the established wage pattern, and to determine how the same shall be raised, or do or take any other action on the matter. On request of the Board of Selectmen.

**VOTED:** By a unanimous vote, a quorum being present on Monday, April 4, 2016 the Town voted to raise and appropriate \$150,000 for the purpose of funding Cost of Living Adjustments within the established wage pattern.

**ARTICLE 20:** To see if the Town will vote to authorize the Board of Selectmen to enter into a land development agreement and a long term lease concerning all or a portion of a parcel of town-owned land on Spring Bars Road for development of affordable housing. Or do or take any other action on the matter. On request of the Board of Selectmen.

**AMENDMENT (Schneider):** To see if the Town vote to add after the first sentence “, not to exceed 40 units and 70 bedrooms.”

**VOTED:** By a declared majority vote, a quorum being present on Monday, April 4, 2016 the Town voted to add after the first sentence “, not to exceed 40 units and 70 bedrooms.”

**VOTED:** By a counted vote of 138 in favor and 34 in opposition, a quorum being present on Monday, April 4, 2016 the Town voted to authorize the Board of Selectmen to enter into a land development agreement and a long term lease concerning all or a portion of a parcel of town-owned land on Spring Bars Road for development of affordable housing, not to exceed 40 units and 70 bedrooms.

**ARTICLE 21:** 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 and to determine how the same shall be raised and by whom expended, or do or take any other action on the matter. On request of the Community Preservation Committee.

**VOTED:** By a unanimous vote, a quorum being present on Monday, April 4, 2016 the Town voted to appropriate from FY 2017 Community Preservation Fund Estimated Revenues the sum of \$137,600 for the purpose of funding Community Preservation Administrative Expenses.

**ARTICLE 22:** To see if the Town will vote to appropriate a sum of money from the Community Preservation Fund to the Community Housing Reserve Fund, and to determine how the same shall be raised and by whom expended, or do or take any other action on the matter. On request of the Community Preservation Committee.

**VOTED:** By a unanimous vote, a quorum being present on Tuesday April 5, 2016 the Town voted to transfer the amount of \$323,808 from the FY 2017 Community Preservation Fund Estimated Revenues to the Community Housing Reserve. To be expended under the jurisdiction of the Community Preservation Committee.

**ARTICLE 23:** To see if the Town will vote to appropriate a sum of money from the Community Preservation Fund to the Historic Preservation Reserve Fund, and to determine how the same shall be raised and by whom expended, or do or take any other action on the matter. On request of the Community Preservation Committee.

**VOTED:** By a unanimous vote, a quorum being present on Monday, April 4, 2016 the Town voted to transfer the amount of \$323,808 from FY 2017 Community Preservation Fund Estimated Revenues to the Historic Preservation Reserve. To be expended under the jurisdiction of the Community Preservation Committee.

**ARTICLE 24:** To see if the Town will vote to adopt a bylaw to promote the public health, safety and welfare of the residents of the Town of Falmouth and prohibit the sale, distribution, possession or consumption of synthetic marijuana in the Town, said bylaw to be incorporated into the Code of Falmouth in Chapter 156, PEACE AND GOOD ORDER, as Article VIII, as follows:

Article VIII

Sale, Distribution, Possession and Consumption of Synthetic Marijuana and synthetic Marijuana Analogue

§ 156-14

A. Statement of Purpose:

WHEREAS, it has been reported by various agencies that synthetic cannabinoids, synthetic stimulants and synthetic psychedelic/hallucinogens have been linked to serious physical effects resulting in hospitalization and death when ingested, inhaled or otherwise introduced into the human body. These synthetic cannabinoids, synthetic stimulants and synthetic psychedelic/hallucinogens pose health, safety and welfare issues for the residents of Falmouth.

B. Authority:

This bylaw is recommended by the Falmouth Board of Health pursuant to the authority granted to the Board of Health by Massachusetts General Laws Chapter 111, Section 31 that "Boards of Health may make reasonable health regulations."

C. Definitions:

As used in this bylaw, the following terms shall have the meaning ascribed to them below:

Person: An individual, corporation, partnership, wholesaler, retailer or any licensed or unlicensed business.

Synthetic Marijuana: (i) any substance as defined by 21 U.S.C. §812(d), excluding "marijuana" as such term is defined in Massachusetts General Laws chapter 94C §1, 21 U.S.C. §812(d) notwithstanding; or; (ii) any one or any combination of the following cannabinoids, or, a substance containing any one or combination of the following cannabinoids: JWH-018, JWH-073, CP-47,497, JWH-200, or, cannabicyclohexanol; or, (iii) vegetable material that has been chemically treated and is possessed, sold, or, purchased, with the intent that it will, despite any labeling to the contrary, be consumed by humans, for the purpose of voluntary intoxication, said vegetable material typically having a retail price of over five dollars per ounce and contained within packaging indicating that the content is not for human consumption, which, if consumed, may induce an effect or effects of intoxication similar to a controlled substance or imitation controlled substance, said effect or effects to include elation, euphoria, dizziness, excitement, irrational behavior, exhilaration, paralysis, stupefaction, dulling of the senses or nervous system, or, distortion of audio, visual or mental processes.

Synthetic Marijuana Analogue: A substance: (i) the chemical structure of which is substantially similar to the chemical structure of synthetic marijuana; (ii) which has a stimulant, depressant, or hallucinogenic effect on the central nervous system that is substantially similar to or greater than the stimulant, depressant, or hallucinogenic effect on the central nervous system of synthetic marijuana; or (iii) with respect to a particular person, which such person represents or intends to have a stimulant, depressant, or hallucinogenic effect on the central nervous system that is substantially similar to or greater than the stimulant, depressant, or hallucinogenic effect on the central nervous system of synthetic marijuana.

Consumed: Introduced into the human body by any manner including but not limited to inhalation and ingestion.

D. Prohibited Activity:

- (1) No person shall sell, offer to sell, distribute, gift, or, publicly display for sale, any synthetic marijuana or synthetic marijuana analogue.
- (2) No person shall knowingly possess or consume synthetic marijuana or synthetic marijuana analogue.
- (3) This bylaw shall apply regardless of whether the synthetic marijuana or synthetic marijuana analogue is described as tobacco, herbs, incense, spice, bath salts, plant food or any blend thereof, and, regardless of whether the substance is marketed for the purpose of being smoked or ingested, and, regardless of whether the substance is marked "not for human consumption".

E. Penalty for Violation:

- (1) In the case of a first violation, a fine of one hundred dollars (\$100).
- (2) In the case of a second violation, a fine of two hundred dollars (\$200).
- (3) In the case of a third or subsequent violations, a fine of three hundred dollars (\$300).

F. Enforcement:

- (1) Enforcement of this bylaw shall be by the Falmouth Board of Health or its designee or the Falmouth Police Department.
- (2) This bylaw may be enforced by filing a criminal complaint in the District Court or by non-criminal disposition in accordance with General Laws Chapter 40, section 21D and Section 1-2 of the Code of Falmouth.
- (3) Any resident who desires to register a complaint pursuant to the bylaw may do so by contacting the Falmouth Board of Health or its designee and the Board shall investigate.
- (4) In the case of further violations or repeated, egregious violations of this bylaw within a 24 month period, the Board of Health may revoke a Tobacco Product Sales Permit or other permit held by the violator.

G. Severability:

If any provision of this bylaw is declared invalid or unenforceable, the other provisions shall not be affected thereby but shall continue in full force and effect.

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

**VOTED:** By a unanimous vote, a quorum being present Tuesday April 5, 2016 the Town voted to Indefinite Postponement of Article 24.

**ARTICLE 25:** The Town of Falmouth petition the Legislator for special act to increase the monthly retirement allowance of John Busby under Chapter 32 Section 90C. This vote requires two thirds vote. Not to exceed one half the rate of regular compensation to employees of similar position. On petition of Richard Smith and others.

**VOTED:** By a declared majority vote,, a quorum being present on Tuesday April 5, 2016 the Town voted to authorize the Board of Selectmen to petition the Legislature for special act raising the accidental disability pension payable to John Busby under G.L. c. 32 § 90A to a maximum of 100% of the rate of regular compensation currently payable to a patrolman of the Falmouth Police Department, or such other amount determined to be equitable by the Board of Selectmen.

**ARTICLE 26:** To see if the Town will vote to advise the Board of Selectmen to authorize the formulation and to finance a three-year nitrogen attenuation and water quality monitoring program in Bourne Pond, using free cash and/or the funding allocation available under 2011 Spring Annual Town Meeting Warrant Article 17, to improve water quality and to meet the nitrogen Total Maximum Daily Load (TMDL) for that estuary, using the shellfish nitrogen mitigation option. Or do or take any other action on the matter. On petition of Ronald D. Zweig and others.

**VOTED:** By a unanimous vote, a quorum being present on Tuesday April 5, 2016 the Town voted to not to pass Article 26.

**ARTICLE 27:** To see if the Town will vote to advise the Board of Selectmen to take all necessary legal actions and measures by no later than December 31, 2016 to remove any and all impediments to fulltime operation of the Town's municipal wind turbines per the manufacturer's specifications at its Wastewater Treatment Facility located at 154 Blacksmith Shop Road, West Falmouth, MA. Or do or take any other action on the matter. On petition of Ronald D. Zweig and others.

**VOTED:** By a unanimous vote, a quorum being present on Tuesday April 5, 2016 the Town voted to Indefinite Postponement.



**ARTICLE 28:** Shall Town Meeting vote to instruct the Board of Selectmen to eliminate the positions of Town Counsel and Asst. Town Counsel and replace them with a competent, consolidated, contract law firm. On petition of Marc Finneran and others.

**VOTED:** By a unanimous vote, a quorum being present on Tuesday April 5, 2016 the Town voted to not pass Article 28.