

COMMONWEALTH OF MASSACHUSETTS

TOWN OF FALMOUTH

APRIL TOWN MEETING

Memorial Auditorium
Lawrence School
Lakeview Avenue
Falmouth, Massachusetts

MODERATOR: David T. Vieira

TOWN CLERK: Michael Palmer

Tuesday, April 9, 2019

7:00 p.m.

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

<u>ARTICLE</u>	<u>DESCRIPTION</u>	<u>PAGE</u>
1 -	Choose Town Officers	1-23
2 -	Hear Reports from Committees and Officers...	1-24
3 -	Authorize Selectmen to Settle Claims, Suits.	1-21
4 -	Authorize Selectmen to Apply, Accept Grants.	1-21
5 -	Fix Salaries of Elected Officials	1-21
6 -	FY 2020 Operating Budget	1-68
7 -	Fund Capital Improvement Stabilization Fund	1-21
8 -	Fund Other Post Employment Benefits Trust ..	1-87
9 -	Fund Workers Compensation Trust Fund	1-21
10 -	Fund Debt Stabilization	1-21
11 -	Fund Wage Settlements	1-21
12 -	Fund Simpson's Landing Bulkhead	1-91
13 -	Fund School Security System Upgrades	1-21
14 -	FY 2019 Budget Transfers	1-21
15 -	FY 2019 Budget Appropriations	1-92
16 -	Road Taking Winthrop Dr and Captain Davis Ln	1-21
17 -	Amend Zoning By Art. XXXIX Site Plan Review	1-21
18 -	Amend Zoning By Art. XLIII, §240-255 Notices	1-94
19 -	Amend Zoning Bylaw Art. XLVII Marijuana Treatment Centers	1-21

I N D E X

<u>ARTICLE</u>	<u>DESCRIPTION</u>	<u>PAGE</u>
20 -	Amend Code Chap. 21 Art. 1 §21-1 Planning Board Membership	1-21
21 -	Petition: Amend Zoning Bylaw §240-23 I(3)J2, §240-38 I(3)J2, Accessory Apartments	1-96
22 -	Petition: Amend Zoning Bylaw §240-23 I(3)(b), §240-38(3)(b) Accessory Apartments	1-120
23 -	Petition: Amend Zoning Bylaw Accessory Apartments Section 3, Requirement B	1-122
24 -	Petition: Amend Zoning Bylaw §240-13 Substance Abuse Clinic; §240-48 Permitted Uses ...	1-148, 2-11
25 -	Petition: Amend Zoning Bylaw Site Design	1-167
26 -	Rescind MGL chapter 31, §58A - Maximum Age ..	1-22
27 -	Amend Town's Salary Admin. Plan (Program Coordinator Council on Aging)	2-8
28 -	Increase Local Room Excise Tax	2-46
29 -	Petition: Second Water Meter in Sewer Service	2-47
30 -	Petition: Shiverick's Pond Trail Phase I	2-77
31 -	Petition: Water Quality Monitoring Support ..	1-22
32 -	C.P.C. - Fund Housing Assistance Corporation.	1-22
33 -	C.P.C. - Fund Water Stations	1-22
34 -	C.P.C. - Fund Habitat for Humanity	1-22

I N D E X

<u>ARTICLE</u>	<u>DESCRIPTION</u>	<u>PAGE</u>
35 - C.P.C. - Fund Coonamessett Greenway Heritage Trail and Gateway Park Amphitheater		2-81
36 - C.P.C. - Fund Historic Highfield Harmony Path, ADA Accessibility		1-22
37 - C.P.C. - Fund Nobska Light Keeper's House Interior Preservation		2-89
38 - C.P.C. - Fund Inventory of Historical Resources Phase 3		1-22
39 - C.P.C. - Fund Francis Wicks House Historic Structure Report and Roof Restoration		2-91
40 - C.P.C. - Fund Lawrence School Tennis Court Rehabilitation		1-22
41 - C.P.C. - Fund Falmouth Community Play Space Conceptual Plan		2-101
42 - C.P.C. - Fund Administrative Expenses		1-22
43 - C.P.C. - Fund Open Space Reserve		1-22
44 - C.P.C. - Fund Budgeted Reserve		1-22

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

2 [7:00 p.m.:]

3 THE MODERATOR: Okay, all Town Meeting
4 members present please come forward, take your
5 seats. Don't forget to sign in and get your
6 electronic voting device. We're going to
7 establish a quorum and reconvene the Annual Town
8 Meeting.

9 [Pause.]

10 THE MODERATOR: Okay, all Town Meeting
11 members present please come forward, take your
12 seats.

13 [Pause.]

14 THE MODERATOR: We completed Article 25
15 last night.

16 Okay, let's cue up the quorum slide.
17 All Town Meeting Members present please press 1A
18 for the establishment of a quorum. All Town
19 Meeting members present please press 1A for the
20 establishment of a quorum.

21 [Pause while electronic vote scrolling.]

22 THE MODERATOR: I know last night there
23 were some questions relative to the recycling,
24 what can go in the recycling bin. And I just

1 want to call everyone's attention to the little
2 brochure that has an overview; they're out in the
3 lobby. As well as on the back is a URL for a
4 website that has more detailed information. And
5 last night the Solid Waste Advisory Committee had
6 mentioned that the plastic water bottles cannot
7 be put inside of plastic bags and then put in the
8 recycling bin. And some folks thought she said
9 that you couldn't put the plastic bottles in the
10 recycling bin. It is being put in the plastic
11 bags because they get into the machines and they
12 get caught up and shut the assembly line down.

13 So, your single use water bottles are
14 recyclable; you just can't put them in a plastic
15 bag and then put the plastic bag in the recycling
16 bin.

17 By a counted vote of 169 members, we
18 have a quorum and I call the Annual Town Meeting
19 back into session.

20 All Town Meeting members present please
21 rise for the presentation of the colors by the
22 Girl Scout Service Unit of Falmouth.

23 [Pause.]

24 THE MODERATOR: Please follow me in the

1 pledge of allegiance.

2 [Whereupon, pledge taken.]

3 THE MODERATOR: At this time I'll
4 recognize Terri Medeiros for the invocation.

5 MS. MEDEIROS: Lord, when it comes to
6 meeting and communicating with each other, help
7 us to be good listeners. Help us to be open-
8 minded, putting aside our own agendas. Help us
9 to be honest, without being insensitive. Help
10 us to be respectful without being too formal or
11 artificial. Help us to question and to
12 challenge without being harsh. Help us to be
13 aware that this is just one moment, just one
14 meeting. And lastly, help us to remember that
15 you, too, are always meeting and communicating
16 with us. Amen.

17 THE MODERATOR: Colors post.

18 [Pause.]

19 THE MODERATOR: Ladies and gentlemen,
20 the Girls Scouts from the Falmouth Service Unit.

21 [Applause.]

22 THE MODERATOR: As they came in, they
23 were asking where the state flag was, so I showed
24 them where the state flag was. And then we

1 looked at the actual flag, itself, with the state
2 motto. And they had not heard the
3 Commonwealth's motto before, so we had a little
4 civics lesson about, "By the sword we seek peace,
5 but peace only under liberty". So hopefully the
6 girls will be able to spend at least one article
7 with us to learn a little bit about how Town
8 Meeting works, and maybe one day one of those
9 young ladies will be sitting up here instead of
10 me.

11 Okay, we have Article 27 is the next
12 article after the closure of Article 25 last
13 night.

14 Mr. Callahan held this.

15 Mr. Chairman for the main motion.

16 CHAIRMAN SCHWEGEL: Mr. Moderator, I
17 move Article 27 as printed.

18 THE MODERATOR: As printed is the main
19 motion for Article 27.

20 Yeah, microphone, please.

21 MR. CALLAHAN: Are we on?

22 THE MODERATOR: Yes.

23 MR. CALLAHAN: Quick question. Jim
24 Callahan, Precinct 5.

1 We haven't had a leader, a director for
2 the Senior Center previously?

3 THE MODERATOR: This is a program
4 coordinator. This would work under the
5 Director.

6 MR. CALLAHAN: Okay. And we don't
7 feel that we should sort of see what the traffic
8 will bear first? We've got a beautiful new
9 Senior Center. I was just curious in terms of
10 traffic bearing, and do we put a position in
11 before we know what the whole thing's going to
12 entail?

13 I'm just curious, frankly.

14 THE MODERATOR: Yeah, we'll actually
15 have our Senior Center Director address that.

16 MR. CALLAHAN: Thank you.

17 MS. BISHOP: Good evening. Jill
18 Bishop, Director of the Senior Center.

19 This position actually is currently
20 needed, not necessarily just for the new Senior
21 Center. The growth in the senior population,
22 the growth in the programs and services we've
23 been offering at the Senior Center has done
24 nothing but increase, and this need is - this

1 position is desperately needed at this point in
2 time. And we can foresee in the new center, in
3 the growth of other centers in other towns that
4 have created new Senior Centers, the growth in
5 the traffic has tripled, if not quadrupled, for
6 them.

7 So I expect our new Senior Center to
8 have a great deal of foot traffic, so. And our
9 goal is to create these programs, the ones that
10 we have now, and expand upon them in this new
11 Senior Center because we are serving the
12 generations of seniors and the needs of those
13 seniors.

14 So, we're looking forward to it and I
15 would greatly appreciate you supporting this
16 position.

17 THE MODERATOR: Okay, further
18 discussion on Article 27?

19 Hearing none, the question will come on
20 the main motion as printed.

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

23 [Aye.]

24 THE MODERATOR: All those opposed no.

1 [None opposed.]

2 THE MODERATOR: The ayes have it
3 unanimous.

4 MR. HEYLIN: [No mic:] Mr. Moderator.

5 THE MODERATOR: Yes?

6 MR. HEYLIN: [No mic:] I would like to
7 put a motion to take Article 24 off the table.

8 THE MODERATOR: Okay. We have a
9 motion to take Article 24 off the table.

10 All those in favor, signify by saying
11 aye.

12 [Aye.]

13 THE MODERATOR: All those opposed no.

14 [No.]

15 THE MODERATOR: The ayes have it and we
16 will take Article 24 off the table.

17 So, Article 24, last night we had the
18 main motion on the floor and we had two
19 subsidiary amendments. One amendment was under
20 the Definition section to add the words "for the
21 alcohol or drug addiction". And the second
22 amendment was to add the word "only" between
23 "where" and "people".

24 Mr. Heylin.

1 MR. HEYLIN: Mr. Moderator, I have
2 brand new definitions that I request from the
3 Town Meeting for a Substance Abuse Treatment
4 Center and I would ask the Town Meeting to vote
5 down both amendments on the floor. And, after
6 they do so, hopefully, I would like to motion to
7 suspend the rule which limits an article on two
8 amendments.

9 THE MODERATOR: Okay, why don't we take
10 that procedural motion first to suspend the rule,
11 allowing only two amendments. And if Town
12 Meeting votes by a two-thirds to suspend the
13 rule, we can go through and remove the two
14 amendments that are on the floor by no votes and
15 place this amendment that Mr. Heylin's been
16 passing out on the floor.

17 That's a two-thirds vote to suspend the
18 rule. All those in favor, signify by saying
19 aye.

20 [Aye.]

21 THE MODERATOR: All those opposed no.

22 [No.]

23 THE MODERATOR: Let's cue up a slide,
24 here.

1 [Pause.]

2 THE MODERATOR: All right, this
3 requires a two-thirds vote to suspend the rule
4 for only two amendments. All those in favor,
5 signify by pressing 1A when the poll opens. All
6 those opposed, signify by pressing 2B.

7 The polls are now open.

8 [Pause while electronic vote scrolling.]

9 THE MODERATOR: By a counted vote of
10 129 in favor and 61 opposed, the motion to
11 suspend the rule passes and the discussion is on
12 the second amendment, which was adding the word
13 "only" in Substance Abuse Clinic.

14 All those in favor of that amendment,
15 signify by saying aye.

16 [Aye.]

17 THE MODERATOR: All those opposed no.

18 [No.]

19 THE MODERATOR: It's the opinion of the
20 Chair that the nos have it and the first
21 amendment is dispensed with.

22 The question will come on the second
23 amendment, to add the words for the alcohol or
24 drug addiction.

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

3 [Aye.]

4 THE MODERATOR: All those opposed no.

5 [No.]

6 THE MODERATOR: It's the opinion of the
7 Chair is that the nos have it and the second
8 amendment is dispensed with.

9 Mr. Heylin, would you like to place
10 another amendment on the floor?

11 Oh, yes, we need a Town Meeting member
12 to make the motion.

13 MR. LATIMER: [No mic:] I will.

14 Yes, okay, Mr. Latimer.

15 So, the new amendment is to change the
16 definition that you see in the printed article,
17 Substance Abuse Clinic, to the definition that's
18 been handed out, and I know we have a slide for
19 this. To be termed "Substance Abuse Treatment
20 Center". Oh, there it is.

21 Okay, Mr. Heylin.

22 MR. HEYLIN: Thank you very much, Mr.
23 Moderator.

24 Just so everyone knows, before this

1 article was sent to be put on this Town Meeting
2 warrant, I researched this extensively. There
3 are a number of cities and towns in Massachusetts
4 that have this language or similar language in
5 their zoning bylaws.

6 I made the mistake of trying to simplify
7 it for Town Meeting and I now realize that you
8 all like a lot of words and information. So I
9 have went back to my original article and I am
10 presenting to you same intention, only this time
11 I want to insert the following: "Substance Abuse
12 Treatment Center is a facility licensed by the
13 Commonwealth Department of Public Health to
14 provide substance abuse treatment services,
15 included but not limited to counseling services,
16 therapy services and or/dispensing of medication
17 or paraphernalia to treat substance abuse,
18 including but not limited to alcohol, legal and
19 illegal drugs, opiates or other similar
20 substances.

21 "If the facility is to operate an opioid
22 treatment program, the facility must be licensed
23 by the Substance Abuse and Mental Health Service
24 Administration of the United States Department of

1 Health and Human Services, as well as the
2 Commonwealth of Massachusetts DPH. This
3 definition shall exclude: hospital, medical
4 clinic and substance abuse counseling center.”

5 Now, that language is in here because
6 Select Person Braga and the lawyer from the
7 Waquoit Congregation had questions about the
8 hospital visits, etcetera.

9 Now, substance abuse counseling centers,
10 on the flip side, is any facility that provides
11 substance abuse counseling, practiced by a Mass.
12 licensed professional on an outpatient basis. A
13 Substance Abuse Center shall not include
14 dispensing of medication or paraphernalia to
15 treat substance use disorders.

16 I've got a couple things to say about
17 this. If I may?

18 THE MODERATOR: Yeah, so that's going
19 to replace the definition. And then in 24-48B,
20 the term Substance Abuse Clinic is used; so that
21 would be replaced with the Substance Abuse
22 Treatment Center language.

23 SELECTMAN JONES: And is Article X
24 still going to remain as part of the Article?

1 Part of the amendment?

2 THE MODERATOR: Article ten.

3 SELECTMAN JONES: Talking about the 500
4 feet.

5 MR. HEYLIN: This is only, if I may,
6 Mr. Moderator, this is only -

7 THE MODERATOR: Yeah, this -

8 MR. HEYLIN: - a discussion of the
9 definition.

10 THE MODERATOR: So, so you - but you
11 still want the 500 foot setback language?

12 MR. HEYLIN: I do, yes.

13 THE MODERATOR: Yeah. Yeah.

14 MR. HEYLIN: I'm just trying to amend
15 the definition, yes.

16 THE MODERATOR: So in the Article X
17 Business District, it says "Substance Abuse
18 Clinic"; that would also be changed to the term
19 that we just defined, "Substance Abuse Treatment
20 Center".

21 MR. HEYLIN: Yes, thank you so much.

22 SELECTMAN BRAGA: Mike, before you --
23 I'm sorry, Mr. Moderator, may I ask a question
24 about this definition?

1 THE MODERATOR: Sure. Yeah.

2 SELECTMAN BRAGA: Can you tell me where
3 the substance abuse counseling center, where does
4 that go in here? Just so I understand.

5 MR. HEYLIN: So, on the bottom of
6 Article 24, Definition, it says it's excluding
7 the Counseling Centers.

8 SELECTMAN BRAGA: Yeah.

9 MR. HEYLIN: And -

10 SELECTMAN BRAGA: That's how you're
11 defining it.

12 MR. HEYLIN: Exactly. So -

13 SELECTMAN BRAGA: Thank you.

14 MR. HEYLIN: - this is a continuation
15 of the definition.

16 I received a lot of phone calls today in
17 support of what I did. A lot of people told me
18 that I didn't do this right, and I would ask you
19 all to not, you know, vote this down because of
20 the way I followed the process. Because this
21 right here is something that is very much needed
22 in town and I would hate that, you know, the
23 process that I went about this would cause this
24 to be defeated.

1 And then, another person called me and
2 they wanted to make sure that AA and NA weren't,
3 you know, involved in this. And the way this is
4 written now is that AA and NA will not be part of
5 this definition, and that was never my intention
6 and I apologize to anyone who did think that was
7 true.

8 I myself have been sober for, I don't
9 know, almost 15 years, now, and I would hate to,
10 you know, upset, you know, anyone here who had
11 themselves or family or friends in AA or in NA.
12 This is all about, you know, protecting our
13 children and our community, and that's it.

14 I have a couple more slides, if I could.
15 These are some of the cities and towns with
16 similar language definition: Malden, Everett,
17 Woburn. There's more, but the slide's only so
18 big.

19 Wait, go back a couple. There we go;
20 thank you.

21 I called all these places today. Some
22 reached out to me. They've had this law with
23 this similar wording on the books for many, many
24 years. There's been no issues. So, as far as

1 it going to the AG's Office, there shouldn't be
2 an issue with that.

3 We'll go to the next slide.

4 That right there is the 500 feet, which
5 we talked about yesterday.

6 And the next slide.

7 Someone else last night asked about
8 potential areas where these could go if this does
9 pass, and I just grabbed a few. There's some
10 Business on Central Ave., Jones Road by the
11 hospital there's Business zoning. There's a lot
12 on Main Street that does not fall into this
13 category. All of these zones, all these
14 locations are on bus routes, easily accessible.
15 So this is not a way to, you know, stop needed
16 programs from coming to town. This is just a
17 way to zone them in the appropriate places.

18 And then once again I have slides from
19 last night with the Business zones and next to
20 the schools. And that's all I have.

21 THE MODERATOR: Okay, discussion.

22 Yeah, go ahead.

23 MS. BISSONNETTE: Karen Bissonnette,
24 Precinct 2.

1 I'm a little confused. So the VNA
2 Child Care Center is on Ter Heun Drive. Do you
3 know how far it is from Gosnold?

4 THE MODERATOR: Yeah, Mr. Heylin.

5 MR. HEYLIN: So this right here would
6 be, Gosnold is an in-patient facility. So this
7 is for out-patient facilities only, it would not
8 apply.

9 MS. BISSONNETTE: Okay. That's not
10 true, they do day care there. They do day
11 services there.

12 MR. HEYLIN: Okay.

13 MS. BISSONNETTE: So is the VNA Child
14 Care Center supposed to move? So there's no
15 grand-fathering in any of this, as well?

16 So automatically that just - this
17 passes, and they have to close down as soon as
18 this going into effect, if they're 500 feet?

19 MR. HEYLIN: I'm not sure what the
20 grand-fathering clause would be.

21 Mr. Moderator, if you could help me with
22 that.

23 THE MODERATOR: Mr. Duffy. If we pass
24 this, would the VNA Child Care within 500 feet

1 have to close?

2 MR. DUFFY: Frank Duffy, Town Counsel.

3 There are grand-fathering provisions in
4 zoning bylaws, but they protect existing uses,
5 not the new use.

6 MS. BISSONNETTE: The other thing is,
7 too, I don't understand how, because a church is
8 not a public entity, a church is I think a
9 private entity and I don't know how you can put
10 churches in this, because I think that's up to
11 the church, themselves, what they want to do with
12 their parish. Does that not make sense to you?

13 So you're telling churches that they
14 can't do certain things?

15 MR. HEYLIN: No -

16 THE MODERATOR: Mr. Heylin.

17 MR. HEYLIN: Not at all. This article
18 is to protect schools, churches, playgrounds from
19 these possible facilities moving in within 500
20 feet and, as we all know last winter, the needle
21 exchange tried to move in less than 25 feet from
22 St. Anthony's and the parishioners there, as well
23 as the Father Steve, came out and said that they
24 were not in favor of that.

1 MS. BISSONNETTE: So that means all
2 churches feel the same way?

3 THE MODERATOR: I think we're getting
4 speculative on all churches. The prohibition
5 would be on the church property, itself, so this
6 prospectively says a 500 foot setback from a
7 church. Which would include the church.

8 MS. BISSONNETTE: So, Mr. Moderator, if
9 a church decides that they wanted to do a needle
10 exchange at their parish, they would not be able
11 to do that?

12 THE MODERATOR: As currently written,
13 that's correct.

14 MS. BISSONNETTE: Okay. And so, are
15 we talking about people who use illegal drugs, or
16 is this alcoholics, as well?

17 THE MODERATOR: Mr. Heylin.

18 MR. HEYLIN: Thank you. The way this
19 article is written is any facility which is
20 handing out, distributing medication or drug
21 paraphernalia.

22 So I, myself, have been to AA. I don't
23 know if you have. But, in AA, they do not hand
24 out drugs or drug paraphernalia. So, an AA

1 meeting would be completely exempt from this.
2 This is only for locations that are handing out
3 drugs and drug paraphernalia.

4 So I want to - so, so everyone knows
5 that AA is not affected in this in any way.

6 MS. BISSONNETTE: No, I understand
7 that. But do you know that there are healthcare
8 providers that provide medications to help people
9 stop drinking, as well? Are you aware of that?

10 THE MODERATOR: Mr. Heylin.

11 MR. HEYLIN: And if these locations are
12 a - now this type of location that hands out
13 medicine for someone to stop drinking, that's in
14 a hospital or a medical type clinic?

15 MS. BISSONNETTE: It could be, or it
16 could be at a physician's office.

17 MR. HEYLIN: Okay, so that is a
18 provision on the bottom of the article that says
19 this definition shall exclude hospitals, medicals
20 clinics and substance abuse counseling centers.

21 MS. BISSONNETTE: Okay. I would vote
22 this down. I just think it has a lot more work
23 and I personally don't think that church
24 parishioners are a vulnerable constituency, like

1 children are. And, you know, I think that maybe
2 some of the churches in town would maybe have a
3 problem with this and I don't think you can speak
4 for them.

5 Thank you.

6 THE MODERATOR: Okay, Ms. Braga. Ms.
7 Braga.

8 You're on the list.

9 SELECTMAN BRAGA: Okay, thank you.

10 THE MODERATOR: You're number 12 on my
11 list.

12 Ms. Braga.

13 SELECTMAN BRAGA: So, I there's
14 probably a - I think people know where you're
15 coming from, Mike, with a lot of people with
16 concerns around this. I think the challenge is
17 that we know that that, you know, law has already
18 come down that you can't make it what the concern
19 is about, which really is about a needle
20 exchange. We can't write a bylaw like that.
21 That has already gone to the SJC; that's already
22 been struck down.

23 So, it does make it challenging to write
24 something that's going to address the concern

1 that people have in the community, while not
2 being so general that it's scooping up some of
3 these issues that we're hearing about.

4 When you and I communicated earlier
5 today via email, you sent me an entire bylaw from
6 a community that was much more extensive than
7 this. And I understand what you're doing.
8 You're trying to make it simple because, you
9 know, you just want it to be something that
10 people can take a look at and understand. But
11 what I think is, if you want to make this - if we
12 want to make this effective to address the
13 concerns that people have, I think it needs some
14 more - some more work.

15 And it may need - I mean, we're talking
16 about creating a bylaw, right? So it's
17 something pretty weighty. And we don't want it
18 to be something that's struck down. I know
19 you've talked to the other communities and those
20 have already gone up to the AG's Office, but I
21 don't think we have in front of us what those
22 towns - they're entire bylaw.

23 So, I guess, you know, I think there's
24 lots of support for this, but I think that it's

1 not - we need to take a step back and draft it
2 fully, correctly, have the Planning Board look at
3 it. Have Town Counsel look at a whole bylaw.
4 Because, even when I read this now - and I thank
5 you, because I know you worked on this all day
6 trying to fix what was brought - the concerns
7 that were brought to you yesterday at the Town
8 Meeting. But this, even inserting it, doesn't
9 sort of fix some of the concerns that I think
10 we're hearing.

11 And when I look at that one example that
12 you shared of that other community's bylaw, it
13 was very expansive. And it had - I think it
14 sounds like it could be wordy, but it's not. I
15 think it's really important language that's
16 required and it talks about special permitting.
17 And I think that's the type of thing that would
18 be appropriate if we're really going to draft a
19 bylaw.

20 So, I guess I just want to - I want to,
21 you know, commend you for doing a lot of work
22 last night and today, but I don't think - it's
23 just my opinion, I don't think this bylaw is
24 where it needs to be for us to be able to vote on

1 it and know, number one, it's going to have the
2 positive effect that we want it to have, and
3 number two, that it's not going to have a
4 negative effect that some people have raised
5 concerns about around other access to care.

6 THE MODERATOR: Okay, I just want to
7 mention that that reference to the full bylaw was
8 shared with me by the petitioner, and because it
9 talks about special permit uses and everything,
10 it was beyond the scope of the public hearing and
11 the article, and so I told him that it would be
12 beyond the scope.

13 Just, I want everybody to know that,
14 that we'd been working all day with the
15 petitioner to try to come up with a way to move
16 forward, here.

17 Ms. Kerfoot.

18 MS. KERFOOT: The Planning Board met at
19 6:30 and I had a vote to be able to read this to
20 you. It's something that I emailed out earlier
21 today.

22 If my memory is correct - and it was
23 determined my memory is correct - when the
24 Planning Board was working with the marijuana

1 bylaw, from which the 500 foot exclusion was
2 taken for this petition, our former Town Planner
3 had GIS draw 500 foot circles around each of the
4 mentioned exclusion entities and found only three
5 places that anything to do with marijuana could
6 be placed.

7 There needs to be much more work to
8 understand unintended consequences before
9 anything like this is added to our bylaws.
10 Therefore the I.P. recommendation of the Planning
11 Board.

12 Emotional heat, instead of rational
13 consideration, is a bad reason to pass anything
14 of this consequence.

15 THE MODERATOR: Okay, Mr. Fox.

16 I'll add you to the list.

17 CHAIRMAN FOX: I don't remember the
18 exact date, but it was a month or so ago, we
19 advertised for two weeks in a row about this
20 hearing, public hearing, the process to deal with
21 this bylaw. And then - and we also posted it on
22 our - the Town's website, and we had a hearing
23 and no one came. Not even the applicant.

24 So, we were there, posted hearing,

1 advertised. It's all in the newspaper, the
2 town's all alive about it, and no one shows up at
3 the hearing. We really had no other alternative
4 other than to vote indefinite postponement. And
5 we strongly believe in our process of having
6 hearings and notices. When we pass bylaws, we
7 work on it for sometimes years. We do videos,
8 we do outreach. None of that happened here.

9 This is a social media, bring it up in
10 the newspapers, but don't even come to your own
11 public hearing. We were dumbfounded by that and
12 I just don't understand it. We think this is
13 absolutely the wrong way to do it.

14 I think it's a great idea. There's
15 something really needs to be done, but the
16 process is totally wrong. And if we adopt this
17 as a new process in the future, God help us.

18 THE MODERATOR: Mr. Netto.

19 MR. NETTO: Joe Netto, Precinct 9.

20 I would ask you to support this
21 petitioner's article for a couple of reasons.

22 First and foremost are the legality.
23 Anything we pass here as a bylaw goes to the
24 Attorney General's Office. And if it's not

1 correct, it gets sent back.

2 To answer a statement that was just
3 made, we passed the petitioner's article on a
4 bylaw last night. I think this is a great
5 example of democracy at its best. You put ten
6 words down in a sentence and you're not going to
7 get two people to agree on all ten words.

8 As a parishioner of St. Anthony's, I was
9 very vocal about the needle exchange. And one
10 of the reasons I was very vocal about it is, when
11 we went to Town Hall, we found that we had no
12 tool to fight it. Nothing. So this is a first
13 step.

14 If it's not a hundred percent correct,
15 you're telling me that everything we always do is
16 a hundred percent correct? Then you better look
17 at the Constitution because it has amendments to
18 it.

19 Times change.

20 But we at St. Anthony's, in the
21 interests of the children of our community, of
22 our town - I'm not here to speak against the
23 program. But when you as a citizen have no tool
24 by government to fight something that you believe

1 in is wrong -- and this gives us a tool. Again,
2 if it's not correct, the Attorney General will
3 tell us that.

4 And as far as the 500 feet goes, I know
5 in the past you couldn't open up a liquor
6 establishment - a liquor establishment within 500
7 feet of a church, and you're questioning the
8 right of us to legislate to churches about drugs?
9 Stop and think about that one.

10 Thank you.

11 THE MODERATOR: Okay, Ms. Long.

12 MS. LONG: Mr. Heylin, I want to thank
13 you for doing the work and listening and making a
14 valiant attempt.

15 I wish I could support it as it is.
16 And I would love to work with you on this. But
17 I think when we - we have to take a couple of
18 things in mind. Number one, when the A.G.
19 looks at these things, she's looking at it to
20 insure that we're not violating our constitution
21 or the law. She's not going to tell us whether
22 it's going to work or not.

23 And the devil's in the details.

24 One - if the only tool you have is a

1 hammer, that tool's going to break everything.

2 And there are 22 faith communities in
3 this town, which is the other thing I want to
4 say. I said 21 earlier. There's 22; I was
5 corrected. Twenty-two different churches, faith
6 communities, synagogues. We all have a
7 different position on this. One of the concerns
8 we have is we might want to open up our parking
9 lot to a moving needle exchange, something they
10 do, I believe, in Portugal. If necessary.

11 Maybe not. But we'd like to. But we
12 can't the way this is written.

13 So, we all have a different position,
14 here. But I think we have to have something
15 that works. I kind of like the special permit.
16 I was actually thinking about that earlier today.
17 If there's a process for that and you have that,
18 then you've got your tool. Nobody can just open
19 it; they're going to have to go through the
20 special permitting process.

21 Perhaps what we can do tonight is get a
22 commitment from the Selectmen or from the
23 Planning Board to go slowly on anything new that
24 comes forward while we work this. I don't know

1 how to do that officially, but, you know, we're
2 not a huge city, we're a town. And make sure
3 that people are getting their concerns met and
4 work on this.

5 Because, I think we can do it. I think
6 those other towns have done it. But I am
7 concerned about ramming something through when we
8 know there's a better way to do it. And
9 hopefully I think everything you guys have done -
10 we have done - everything we have done has gotten
11 the attention of your government. You've got
12 their attention.

13 So I think - I think we can do this
14 right. I think we can bring it back in November
15 and have something that will be workable and
16 everybody can sign on - well, not everybody,
17 right? There'll always be some people that
18 don't, but most of the people can sign on.

19 That's my feeling, Mike.

20 THE MODERATOR: Okay, Ms. Segal.

21 MS. SEGAL: Debra Segal, Precinct 6.

22 I am very concerned about a couple of
23 things and one is the fact that the petitioner
24 did not appear in front of the Planning Board.

1 But the bigger concern is this whole topic of
2 bypassing the Planning Board. And what is the
3 point of having a Planning Board if they're not
4 the ones - with the expertise -- who are going to
5 do the crafting, use their expertise and know who
6 to reach out to in order to make something like
7 this work. And I hope that we vote this down.

8 Thank you.

9 THE MODERATOR: Mr. Waasdorp. You're
10 all set, okay.

11 Mr. Patterson.

12 MR. PATTERSON: Yes, I guess I have a
13 question about a substance abuse counseling
14 center. Where do pharmacies fit in here?
15 Because it doesn't quite fit into any of the
16 categories that you have mentioned, and yet my
17 pharmacy has a consultation window and whenever I
18 get a prescription that's new to me, I'm required
19 to go talk to a pharmacist.

20 So it seems like that's a category that
21 could get caught up in this thing and excluded.

22 THE MODERATOR: Mr. Heylin.

23 MR. HEYLIN: I don't - thank you, Mr.
24 Moderator.

1 I don't know which medication you're
2 getting at a pharmacy, but according to the
3 Substance Abuse Counseling Center, it says
4 medication or paraphernalia to treat substance
5 use disorders. So, I don't know if that would
6 apply to you, but a pharmacy would not fit in
7 either of these categories; these are two
8 separate things.

9 THE MODERATOR: All set, Mr. Patterson?

10 MR. PATTERSON: [No mic: inaudible.]

11 THE MODERATOR: You all set?

12 MR. PATTERSON: I don't agree with your
13 comment. In fact, I believe pharmacists do
14 counsel their clients about substance abuse,
15 because they do prescribe opioids for pain relief
16 and they do counsel them on the risks associated
17 with it.

18 THE MODERATOR: Okay, Mr. Clarkson.

19 You're on the list. It's a big list.

20 MR. CLARKSON: Thank you, Mr.

21 Moderator. Troy Clarkson, Precinct 5. I am
22 not a Town Meeting member but am a longstanding
23 member of this community and served this town for
24 a very long time.

1 I rise tonight to just make two points.
2 One is on process and one on content.

3 The one on process has partially been
4 made but I think it's important enough to be
5 restated. We are a community that embraces
6 process, and it's for a reason. It's so that
7 our residents have the opportunity to understand
8 and to comment and to be heard on issues that are
9 important to the community.

10 So, I would respectfully disagree with
11 my good and longtime friend Joe Netto. The
12 petition article that was discussed last night,
13 that petitioner followed the process and went to
14 the Planning Board and went to the Board of
15 Selectmen. And people, the people that sit in
16 this room, were able to ask questions.

17 This petitioner chose deliberately to
18 ignore that process, and then asked the Town
19 Meeting members assembled here tonight to do the
20 work that would normally be done over several
21 weeks to analyze and understand the language, and
22 then expect all of you tonight to absorb all of
23 that. And, with all due respect, based on the
24 say-so of someone who is not an attorney and

1 doesn't have expertise - admittedly - he said it
2 himself - in this area.

3 So, from a process standpoint, it seems
4 to me the best way to go about this is to have
5 some more community input, to take the time to
6 develop language that the lawyers say won't
7 outlaw AA or won't outlaw treatment in churches.
8 Or won't outlaw Gosnold because they are within
9 500 feet of a daycare. And I don't think anyone
10 would want to do that.

11 Now, there is no grand-fathering
12 language here. Attorney Duffy himself said that
13 it was for existing uses. But let's say Gosnold
14 partnered with another agency, or that land is
15 actually owned by Cape Cod Healthcare, if they
16 wanted to initiate some treatment. This
17 proposal would not allow that. Think about
18 that.

19 But we need to take the time to
20 understand and answer those questions. And so,
21 from a process standpoint, on the face of it, it
22 seems to me the best step is to vote this down
23 and to bring it back when we can be more
24 deliberative.

1 From a content standpoint, very briefly
2 I'd just like to say we haven't heard any
3 information, never mind any compelling
4 information, from the petitioner about why this
5 is a good idea, and what threat people suffering
6 with substance use disorders pose to our
7 children.

8 I mean, the whole premise of this is to
9 protect our children from those people.

10 Remember that those people sit among us tonight.

11 [Applause.]

12 THE MODERATOR: Okay. Okay, folks.
13 Let's go. Okay, hold on. I'll put you on the
14 list.

15 MR. CLARKSON: And I'm very open about
16 my own struggles, and I'll repeat here tonight
17 for those who may not know that I am one of those
18 people. So, to simply ask us to pass a bylaw to
19 protect our community from people we should be
20 serving and opening our arms to help is not only
21 to me bad public policy, it's repugnant.

22 But, we're here tonight because you're
23 elected to make that decision on your own. I
24 would ask you, as a member of this community for

1 most of my life, as someone who has served both
2 in elected and appointed capacities for this
3 community that I love so deeply, to please be
4 deliberative and take your time and understand
5 the implications of what you're being asked to do
6 tonight. Because somebody's life, some
7 alcoholic or addict's life may depend on the vote
8 you take tonight.

9 Thank you.

10 [Applause.]

11 THE MODERATOR: Mr. Alphonso.

12 MR. ALPHONSO: Just for the record: Mr.
13 Clarkson, you're a paid consultant for Gosnold,
14 is that -

15 THE MODERATOR: Okay, we did this last
16 night.

17 MR. ALPHONSO: Okay, okay, okay.

18 THE MODERATOR: We're going to choose
19 not to do that again.

20 MR. ALPHONSO: So I'm going to go back
21 to where we went with Mr. Fox. Mr. Fox said he
22 publicly advertised -

23 THE MODERATOR: Okay, yeah. So, the
24 Planning Board - we're going to try to stay out

1 of the personality so that I don't get a bunch of
2 phone calls during the day that you all can't
3 behave yourselves -

4 MR. ALPHONSO: Okay, okay, okay. So -

5 THE MODERATOR: - okay.

6 MR. ALPHONSO: - the Planning Board had
7 just told us all that they properly advertised
8 it, right? Can I see a show of hands who saw
9 that advertisement?

10 [Pause.]

11 MR. ALPHONSO: Now, does that look, by
12 looking around the room, does that look like it
13 was properly advertised to anybody?

14 FROM THE FLOOR: Oh, no, no, no.

15 MR. ALPHONSO: So the answer is no, and
16 that's the overwhelming two-thirds majority that
17 you're going to hear, is no, because it wasn't.
18 So, to say that -

19 MR. LOWELL: [No mic:] Point of order.

20 THE MODERATOR: Mr. Lowell.

21 Well, we have a point of order.

22 Mr. Lowell.

23 MR. LOWELL: [No mic:] Are we talking
24 about the amendment or the main motion? We've

1 gotten off track.

2 THE MODERATOR: I'm - yeah, the
3 amendment.

4 MR. ALPHONSO: Right. So, the
5 Planning Board has just as much authority as you
6 and I do. We were elected by the people. The
7 Planning Board did not come out of college and
8 they wanted to be on Planning Board for their
9 entire life. They were elected by the people
10 because they ran for that position, like every
11 one of you as well as myself, we ran for these
12 seats.

13 The people have spoken outside of this
14 room.

15 And, Mr. Moderator, I'd just like to
16 remind you that last night we did call for a roll
17 call vote, and there's a lot of people paying
18 close attention to this vote specifically. And
19 I ask you to join me in voting this up.

20 Thank you.

21 THE MODERATOR: Okay, Mr. Donald.

22 MR. DONALD: Yes, I'd like to offer an
23 amendment: to strike the word "church" and
24 replace it with - "churches", and replace it with

1 religious institutions.

2 THE MODERATOR: The words "churches"
3 doesn't appear in the motion. "A place of
4 worship" is what is in the motion.

5 Mr. Donald, the motion is "a place of
6 worship".

7 MR. DONALD: [No mic:] Okay, I was
8 wrong, then.

9 THE MODERATOR: Okay.

10 Okay, Ms. Schneider. Where is she at?
11 Over here.

12 Yeah, microphone to my right, please.

13 MR. SCHNEIDER: Mr. Moderator, I'd like
14 to call the question.

15 [Applause.]

16 THE MODERATOR: We have a motion to
17 move the previous question. This requires a
18 two-thirds vote.

19 All those in favor, signify by saying
20 aye.

21 [Aye.]

22 THE MODERATOR: All those opposed no.

23 [No.]

24 THE MODERATOR: The opinion of the

1 Chair is that the ayes have it by a two-third and
2 the question is called.

3 So we've got to cue up a slide, here.

4 This will be a recorded roll call vote.

5 CHAIRMAN JONES: This is on the
6 amendment, Mr. Moderator?

7 THE MODERATOR: Oh, yeah, we're on the
8 amendment. All right. So, the amendment is a
9 majority vote. The underlying article is a two-
10 thirds vote.

11 All those in favor of the amendment, the
12 new definition, signify by saying aye.

13 [Aye.]

14 THE MODERATOR: All those opposed no.

15 [No.]

16 THE MODERATOR: It's the opinion of the
17 chair is that the nos have it by a majority and
18 the amendment does not pass.

19 The question will come on the underlying
20 main motion.

21 All those in favor will signify by
22 pressing 1A. All those opposed, 2B. So we're
23 back to the original language that was printed in
24 your warrant booklet. And this will be a

1 recorded roll call vote.

2 MS. LICHTENSTEIN: Mr. Moderator.

3 Point of order.

4 THE MODERATOR: Yes? Point of order?

5 Yeah.

6 Microphone, please.

7 MS. LICHTENSTEIN: The question was
8 called on the amendment, not on the main motion.

9 THE MODERATOR: Yeah, so by -

10 MS. LICHTENSTEIN: We were discussing
11 the amendment -

12 THE MODERATOR: Yeah.

13 MS. LICHTENSTEIN: - and she called for
14 a vote on the amendment. A vote was not called
15 for the main motion.

16 THE MODERATOR: Okay. The chair will
17 put to the body the question of whether to
18 continue debate on the main motion.

19 All those in favor of continuing debate,
20 signify by saying aye.

21 [Aye.]

22 THE MODERATOR: All those opposed no.

23 [No.]

24 THE MODERATOR: It's the opinion of the

1 Chair is that the nos have it by a majority, and
2 we'll cue up the slide. This requires a two-
3 thirds vote for the original language printed in
4 the warrant.

5 Going to turn it on? Yeah.

6 All those in favor, signify by pressing
7 1A; all those opposed, 2B.

8 [Pause while electronic vote scrolls.]

9 THE MODERATOR: By a counted vote of 37
10 in favor and 153 opposed, the necessary two-
11 thirds is not met, and the article fails.

12 We'll go on now to Article 28.

13 Article 28. Madame Chairman of the
14 Board of Selectmen for the main motion.

15 CHAIRMAN MORAN: Mr. Moderator, I move
16 that the town vote Article 28 as printed in the
17 warrant, with an effective date of January 1,
18 2020.

19 THE MODERATOR: Okay, the main motion
20 is as printed, with an effective date of January
21 1st, 2020.

22 Discussion on Article 28? Hearing
23 none, the question will come on the main motion.

24 All those in favor, signify by saying

1 aye.

2 [Aye.]

3 THE MODERATOR: All those opposed no.

4 [No.]

5 THE MODERATOR: The ayes have it by a
6 majority.

7 Article 29. Article 29, the
8 recommendation of the Board of Selectmen is
9 indefinite postponement.

10 Mr. Finneran.

11 MR. FINNERAN: Marc Finneran, Precinct
12 6.

13 Mr. Moderator, I'd like to put a
14 positive motion on the floor.

15 THE MODERATOR: As printed?

16 MR. FINNERAN: As printed.

17 THE MODERATOR: As printed. Mr.
18 Finneran.

19 MR. FINNERAN: And also I'd like to ask
20 for a roll call vote on this.

21 THE MODERATOR: Recorded roll call vote
22 on this.

23 All those in favor of a recorded roll
24 call vote, signify by standing.

1 [Pause.]

2 THE MODERATOR: A sufficient number
3 having arisen, when we take a vote on this it'll
4 be by recorded roll call.

5 MR. FINNERAN: Thank you.

6 This is Article 29; you've seen it
7 before. Shall Town Meeting vote to authorize
8 the use of a second water meter at properties in
9 the sewer service area for irrigation and other
10 outside purposes? The second meter would be
11 paid for by the property owner, installed by the
12 town and billed at the non-sewer rate. Or take
13 any other action on this matter.

14 First slide.

15 You've seen some of this before. It's
16 the same presentation I brought last year. And
17 it just shows you how it's done. Actually,
18 that's about to go up to 337; for all intents and
19 purposes it's about the same.

20 But, the people in the sewer service
21 area who irrigate are paying over double - or,
22 it's actually double now - to irrigate their
23 properties, wash their cars, and they're being
24 charged for the sewer service but it doesn't --

1 it's going into the ground. And I say that's
2 just not fair and equitable.

3 These are used not only all over the
4 country, they're used all over the world.
5 They're known as exclusion meters or deduction
6 meters, and it's just for that purpose: so you do
7 not get charged an excessive rate for the water
8 that does not go into the sewer. It's a pretty
9 simple concept.

10 These are the Cape towns, as you know,
11 and we went through this before. Barnstable
12 uses a second meter, Chatham does. Provincetown
13 has no irrigation allowed whatsoever; only wells.
14 So, it doesn't really apply.

15 And these are the towns I went to last
16 time. I just took all the L's, as you saw
17 before, and every one of them either uses a
18 second meter or they have - one of them has a
19 formula which goes - use a winter consumption and
20 a summer consumption and they make some kind of
21 an allowance for it. You're not paying for the
22 water that goes into the ground and not into the
23 sewer.

24 And, again, it's the basic question: is

1 it fair to charge different prices for the same
2 product depending on where you live in town? I
3 certainly say that it's not.

4 On the 25th, the Water Department or DPW
5 gave a presentation on water rates. They used
6 these towns as an example. They showed where we
7 stood in relationship to these towns on what our
8 water meter - our water charges were. And
9 Falmouth was somewhere north of center. Or
10 actually south of center, if you look at it.
11 But I also like to point out, if you look at all
12 these towns, none of them come close to the
13 somewhere near 40 percent seasonal properties
14 that we have. So it definitely skews that.

15 But, anyway. I took all these towns
16 and I counted them and I spoke with them.
17 Again, they all either use a second water meter
18 or they charge a separate sewer rate - or, they
19 charge the sewer rate separately and everyone
20 pays the same for water.

21 And I found out a little bit about water
22 prices.

23 Plymouth, which was actually the median
24 in this graph - I couldn't put the graph onto the

1 slide, I'm not real computer literate, sorry.
2 But Plymouth came out to be the median town and I
3 was very interested to find out: they only have
4 one water rate. Well, actually, it goes up as
5 you use more, but theirs is \$1.52. The people
6 in Maravista are paying \$6.70. That's a serious
7 difference.

8 And I also found out that Martha's
9 Vineyard has very cheap water, but it kind of
10 makes sense. They're just a sand bar out there
11 and all they - you drill a well anywhere, you're
12 going to get water. But, as I say - and decent
13 water, too.

14 But, of all the towns I researched, I
15 could not find one that does it the way that
16 Falmouth does.

17 It's not fair to charge these people in
18 that one specific area, less than ten percent of
19 the population of the town, twice as much for
20 water. It's just - it's not equitable. And,
21 as I said last time, I think it's against the 14th
22 Amendment, equal protection for all.

23 There's some more - I couldn't fit it
24 all on one slide, but - and the last one was

1 Marion. You can't get an answer there,
2 anywhere. Even on their website -

3 [Laughter.]

4 MR. FINNERAN: - the number they have
5 for Town Hall on their website is disconnected
6 [laughs].

7 [Laughter.]

8 MR. FINNERAN: But, I must say, I
9 called the Town Manager's cell phone several
10 times; his name is Pickle.

11 [Laughter.]

12 MR. FINNERAN: And he actually called
13 back this afternoon, but I was busy and it was
14 too late, anyway. But.

15 And that's it, it's pretty
16 straightforward. I - I think that all our
17 friends and neighbors should be treated equally.
18 If there's a burden, we need to share it equally.
19 All other towns share it equally. I'm sure if
20 you researched it, you probably found that
21 somebody sued somewhere along the way, because
22 it's pretty much done universally. And, like I
23 said, not all over the country, all over the
24 world.

1 That's basically it. Any questions you
2 got or any? Yeah, I think it's a simple
3 question.

4 THE MODERATOR: Okay, Ms. Schneider.

5 MS. SCHNEIDER: Barb Schneider,
6 Precinct 4.

7 Worlds are colliding because I'm going
8 to stand here and agree with Marc Finneran.

9 [Laughter.]

10 MS. SCHNEIDER: And -

11 [Applause.]

12 MS. SCHNEIDER: [Laughs.] Back in
13 2001 when I moved here full-time and I went to a
14 precinct meeting -- I think Mr. Bidwell was in
15 charge of it at that point -- FACES was working
16 on this whole issue of trying to improve our
17 water quality here, and trying to get everyone in
18 Falmouth to understand it is a Town asset. And
19 it needs to be the burden of the Town to fix
20 that.

21 And, we didn't go that direction. A
22 lot of reasons. Mainly because I think we were
23 afraid the town wouldn't bear it at the polls.
24 This is a start to correcting that. It isn't

1 fair that we're putting the burden of improving
2 water quality on small groups of people around
3 this town. And if we can do this now, perhaps
4 we can start to wrap our heads - our heads around
5 this whole issue of what we get when we have
6 horrible water in our ponds and what we get when
7 we have good water. And the sewers are what's
8 helping that.

9 Please support this.

10 THE MODERATOR: Mr. Donahue.

11 MR. DONAHUE: Bob Donahue, Precinct 3.

12 Is the Water Commissioner here, or? My
13 question is: has the Town looked at giving a
14 discounted rate to those who are on the sewer
15 system for the summer months?

16 In the town that I previously came from,
17 that was the procedure for sewerage. You got, I
18 don't know, 30 percent off for June, July, August
19 and September, and you paid the full rate the
20 rest of the time.

21 Then the issue of putting in irrigation
22 came in and that really got everybody to the
23 point where they had to issue new - a second
24 water meter, because of the large amount of water

1 you use when you go into irrigating a half an
2 acre of land.

3 And I'd also like to ask: is there - of
4 the Commissioner: how will this affect the whole
5 system financially? I know - I agree with Marc,
6 this isn't fair. But I also feel that if you
7 don't - if you do give these people a break, then
8 you're going to throw the numbers of the Water
9 Department and the sewer, both, both of them are
10 going to be thrown off. Or one of them's going
11 to be thrown off.

12 And I'd like a little truth in where we
13 stand and what we're doing.

14 THE MODERATOR: Okay, why don't -

15 MR. DONAHUE: Thank you.

16 THE MODERATOR: - we get that.

17 Ms. Lowell.

18 MS. LOWELL: I have a couple of quick
19 slides on this.

20 My name is Amy Lowell. I'm the Town of
21 Falmouth's Wastewater Superintendent. This is
22 the third time that we have discussed this at
23 Falmouth Town Meeting and it was voted down the
24 previous two times.

1 The basic issues here really haven't
2 changed. I think there is some misinformation
3 or misunderstanding out there about a couple of
4 things. I'll just start with the two - I'll
5 summarize. The two big picture issues are the
6 conservation goals and then the effect of what
7 this would really accomplish in terms of cost
8 distribution.

9 FROM THE FLOOR: [No mic: Inaudible.]

10 MS. LOWELL: I'm sorry?

11 FROM THE FLOOR: [No mic:] You heard me.

12 FROM THE FLOOR: Point of order.

13 THE MODERATOR: Who's - what do we got,
14 here? Where's the constable?

15 FROM THE FLOOR: [No mic:] Bullshit!

16 THE MODERATOR: Sir, I'm going to ask
17 you once to refrain from yelling and swearing on
18 the floor of my Town Meeting or you'll be
19 removed.

20 FROM THE FLOOR: [No mic:] Yes, I will,
21 thank you.

22 THE MODERATOR: Okay. Thank you.

23 Ms. Lowell.

24 MS. LOWELL: So, the first issue is

1 conservation. A second meter is contrary to the
2 Town's conservation goals. Treated water, as
3 you all know, is a precious and a costly
4 resource. Irrigation is - it's not like
5 drinking water, it is a discretionary water use.
6 You are not - you don't need to irrigate. That
7 is something that people do as - as they desire.

8 There are ways of reducing irrigation
9 water use and decreasing cost without this second
10 meter. For example, subsurface or drip
11 irrigation and plants that require less water.

12 Many towns, including Mashpee, no longer
13 allow spray irrigation because of the
14 conservation goals of the community.

15 The state is applying increasing
16 pressure on towns to reduce water consumption.
17 Mention in the Town Warrant booklet on this issue
18 was that the state has mandated towns to reduce
19 water consumption, and the town's current average
20 water use is actually slightly above that number.

21 So the town is really needing to, over
22 time, reduce the water consumption per capita.

23 We lost the slides, there, but that's
24 all right.

1 The - the - adding a second meter and in
2 order to reduce cost for irrigation and, as
3 someone just suggested, reducing costs in the
4 summer, for example, would both be contrary to
5 the goals of conservation.

6 The second main issue that we wanted to
7 bring up in a summary response was that this
8 would not have the desired effect. If the goal
9 is to reduce costs for individuals, what you do
10 is, for all - for the larger number of
11 individuals that are envisioned, what happens if
12 you allow a second meter and a lot of people take
13 you up on that, particularly the largest water
14 users, the Town's revenue from the sewer rate and
15 from the water rate goes down, and you would need
16 to increase the sewer revenue to cover the costs.

17 Excuse me, increase the sewer rate again
18 to recover any lost revenue.

19 So, in the end, you would end up raising
20 the sewer payments for the individual customers -

21 FROM THE FLOOR: [Inaudible.]

22 THE MODERATOR: Sir, would you please
23 leave the auditorium.

24 [Person is escorted out by constable.]

1 THE MODERATOR: Ms. Lowell.

2 FROM THE FLOOR: Your slides are back.

3 MS. LOWELL: That's it. That's all I
4 have for slides.

5 I think I'll sit down for a moment.

6 Thank you.

7 [Laughter.]

8 THE MODERATOR: Okay.

9 Let's see, where was I on my list, here?

10 Mr. Brown.

11 SELECTMAN BROWN: Hi, Doug Brown.

12 Well, I'm not sure I can support just
13 using good quality drinking water for irrigation.
14 What I would like to see us consider is some sort
15 of a town-wide program for installing wells for
16 irrigation. Maybe there could be some sort of
17 low interest loan or some program like that,
18 because, especially in the Maravista peninsula
19 where, if we were extracting the water from that
20 ground, we'd be that much cleaner, cleaning up
21 the peninsula.

22 The other question I - one question I
23 have, though, is for the water superintendent to
24 just give us a little reminder of why their water

1 rate has to be doubled. Why can't we share that
2 town-wide?

3 THE MODERATOR: All set?

4 SELECTMAN BROWN: Yeah, sorry.

5 THE MODERATOR: Mr. Latimer.

6 SELECTMAN BROWN: I think Mr. Rafferty
7 is coming.

8 THE MODERATOR: Oh, okay, you asked a
9 question. I was talking to the Clerk, I didn't
10 hear what you said.

11 MR. RAFFERTY: Steve Rafferty, Water
12 Superintendent for the Town, Precinct two.

13 I want to just try and understand your
14 question properly. The water rate is one
15 number; the sewer rate is a different number.

16 SELECTMAN BROWN: Okay, I thought from
17 Mr. Finneran's slide that the water rate was also
18 double, is that not so?

19 MR. RAFFERTY: Correct. It just
20 happens that the water rate currently is 330. It
21 will go to 337. The sewer rate is currently --

22 SELECTMAN BROWN: 670.

23 MR. RAFFERTY: - 670. 670?

24 So, when - if you're on the sewer

1 system, the bill you get bills you for the use of
2 water at the 330 rate, and bills you for the
3 sewer usage at the 670 rate. And the way they
4 calculate it is on the amount of water through
5 your meter.

6 SELECTMAN BROWN: Okay, thank you.

7 THE MODERATOR: All set?

8 SELECTMAN BROWN: Yes.

9 THE MODERATOR: Okay. Mr. Latimer.

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

11 Richard Latimer, Precinct one.

12 As the gentleman just said, there are
13 two aspects to this. One is the sewer rate,
14 which is actually a fee. A user fee for
15 discharge of water. The other, the water rate
16 that everybody pays, is the price that we pay for
17 the product. The sewer rate is a fee for the
18 discharging of the product.

19 Now, if you want to use pricing to limit
20 water use, the way to do that is to raise the
21 cost of water across the board. Because what Mr.
22 Finneran is saying right now is there are many
23 people who are not on the sewer who are
24 irrigating their lawns, washing their cars, and

1 they're paying a lower rate for doing that than
2 the people who are on the sewer, who just happen
3 to have to pay a sewer fee.

4 So I would support this idea and let's
5 look at, if we want to, you know, promote
6 conservation of water, look at water pricing as
7 the better way to do that, separate from the
8 sewer fee. And if the sewer needs more revenue
9 to run, then look at the sewer fee, as well.

10 But this is a question of fundamental
11 fairness and I have to agree, for once, with Mr.
12 Finneran on this.

13 Thank you.

14 THE MODERATOR: Okay, Mr. Finneran and
15 then Ms. Braga.

16 MR. FINNERAN: All the points that were
17 brought up by the Water Department are valid
18 except the issue which is the crux of this
19 article. It still puts it on a very small
20 percentage of the people when it should be shared
21 across the board. We should be looking at every
22 - if there's a water usage problem, excessive
23 water use, we should be looking at an every other
24 day thing.

1 Most people irrigate wrong, anyway.
2 You're not supposed to irrigate every day.
3 You're supposed to irrigate once a week for a
4 long period of time and make the roots chase the
5 water down, and towards the end of the year you
6 hardly have to irrigate at all.

7 In California, for instance – and I'm
8 not advocating we do this, but this is an option
9 – they evaluate your irrigation system. If it's
10 efficient, you pay a low price for water. If it
11 has spray irrigation, which Mashpee has banned,
12 you pay a very high price for your water.

13 But it's just a fundamental question of
14 fairness, and we're not treating each other
15 fairly. The people on Maravista are sharing an
16 undue burden, and I'd like to ask: do they know
17 anywhere in this state? Because I was not able
18 to find a place that does it the way we do. I –
19 you know, I can't call all 351 towns. But I
20 didn't find any. I showed it to you there. I
21 – believe me, that's what I found out.

22 And, I mean, as I said, this is not only
23 nationwide, it's worldwide. We're just not
24 treating each other fairly. And equally.

1 THE MODERATOR: Okay, Ms. Braga.

2 SELECTMAN BRAGA: I just wanted to
3 first apologize to Ms. Lowell. I - it's hard to
4 get up and give a presentation and then to be
5 interrupted in that way. And to then also not
6 have your slides work, which just was bad luck.
7 But you really always present, you know, the
8 facts and you present yourself in such - at such
9 a high caliber level of professionalism, and I
10 hope that, you know, you recognize that this
11 Board and this Town Meeting always appreciates
12 you bring a lot of information to the table.

13 This is a complicated subject. And I
14 think you shed a lot of light on something that I
15 certainly - this is not in my wheelhouse and I
16 know for a lot of folks that haven't done, maybe,
17 some of the research that - that Marc has done,
18 they appreciate the information you're sharing.

19 [Applause.]

20 SELECTMAN BRAGA: So, sorry.

21 But, to the point of this particular
22 article. I agree with Marc that I - my hope was
23 - we talked about this at the last Town Meeting
24 and my hope was that we could maybe get a little

1 creative about thinking about how we do - you
2 know, I do agree with Dr. Schneider that the
3 whole town does benefit from the sewerage
4 project. I mean, that is to the betterment of
5 all of us. And, you know, particularly in that
6 area, yes, I mean, it's an area of great
7 disparity, where there is really significant
8 wealth, where you could make water as expensive
9 and sewerage as expensive as you want and it's
10 not going to impact some of the folks who live
11 there. But then, at the other end of the
12 spectrum, it is, you know, there are folks who
13 are trying to stay in pretty humble places and in
14 a beautiful location, and I think that this -
15 we've heard from individuals that this has been a
16 challenge.

17 So, I don't know if this is the right
18 way to address it, but if it turns out that Town
19 Meeting doesn't support this, my feeling is I
20 really hope we take a deep look at how we can
21 equalize some of that burden. Because I do
22 think everyone in this room and everyone in the
23 town has benefitted from that sewerage project.

24 And certainly we pay through it, because

1 it's a tax that, you know, we're going to pay
2 back and we're going to pay back those loans.
3 But I think there's a very specific burden that's
4 on the individuals that live there; they are
5 paying for something that we're benefitting from,
6 so.

7 THE MODERATOR: Okay, Mr. Rafferty.

8 MR. RAFFERTY: So, I'd like to try to
9 help understand the bigger picture or what we're
10 really talking about, here, a little better, if I
11 can.

12 So, before the Little Pond Sewer Service
13 Area was put in place, there were approximately
14 800 users on the sewer system who were charged,
15 as we are charging everybody now that we've done
16 Little Pond Sewer Service Area, for their use of
17 the sewer based upon the water through their
18 meter. The argument in front of you is: people
19 shouldn't be paying for water that doesn't get
20 back to the sewer, and the proposal is to put in
21 more meters, more pipes, more whatever, to reduce
22 the amount of water that is used to calculate the
23 sewer bill.

24 Could be a lot of work, could be a lot

1 of effort. Probably won't get what you want.

2 Let me try to put it into real terms for
3 the people that are living in Maravista. We
4 looked at, for three years, the water consumption
5 for all 1400 users that were put onto the Little
6 Pond Sewer Service Area. Fifty-three percent of
7 all the people that live in the Little Pond Sewer
8 Service Area use less than 40 units of water.
9 Forty units of water is the magic minimum number.
10 So they get charged the minimum for the sewer and
11 the minimum for the water. That's 53 percent of
12 the people.

13 So, putting in a second meter reducing
14 the amount of water that they're being charged
15 won't change their bill, because they're already
16 on the minimum.

17 Close to 83 percent of all the people
18 that are in the Little Pond Sewer Service Area
19 only use twice the minimum. Because they're
20 folks that are already being reasonable and
21 conservative with their water. They're not
22 wasting water, I don't believe, and yes, some of
23 the water doesn't go back to the sewer. Some of
24 it probably goes to the outside rinse station

1 also known as an outside shower.

2 And then, to the right-hand side of that
3 graph, for those of you that are graphical,
4 you'll see you get into 15 percent of the people
5 in that area - and I lop off some at the top end
6 because we have a few businesses and a couple of
7 hotels down there - but you have some people that
8 do like to have a green lawn, do like to have an
9 irrigation system, and they use a fair amount of
10 water. They use three, four, five times the
11 minimum amount. So these are the folks that
12 would benefit the most from this proposal.

13 As Amy explained, the cost of running
14 the sewer system will not change, and so therefor
15 the rate will have to be revised to make sure you
16 recover the costs. So those folks that are
17 using between more than the minimum and roughly
18 twice the minimum are likely to see a 50 to 150
19 dollars a year increase in their bill over time,
20 while those folks with the lawns who are
21 irrigating might see 150 to 600 dollar a year
22 decrease.

23 There is a little bit of unfairness to
24 this.

1 I wear two hats in this town. I also
2 sit on the Board of Health. And the Board of
3 Health took it upon themselves to look at a rule
4 we had that said you have to have a well 50 feet
5 from your property line; if you're going to put a
6 well in for irrigation, you'll realize that in a
7 sewerred area that rule didn't make sense in the
8 sense that you didn't want to foul the ability
9 for your neighbor to put in a septic system.
10 And that setback limit has been moved to ten
11 feet.

12 So, if you want to reduce your bill
13 because you're irrigating your lawn, you do have
14 the option of putting a well in. We do not
15 allow spray irrigation on the Board of Health so
16 you'd have to change part of the irrigation
17 system as well as put a well in.

18 For pricing, the town put a well in at
19 the Police station for about \$3300? \$3500. We
20 have well drillers that come before the Board of
21 Health; they're numbers are between 3200 and 3600
22 dollars to put a well in.

23 So it's a little bit of an economic
24 decision for folks to the right-hand side, there,

1 that are irrigating their lawns. And that is
2 how I see the facts in this matter and the issue
3 before you.

4 THE MODERATOR: Okay, Mr. Murphy.

5 MR. MURPHY: I understand your plight,
6 here, Marc, but I will also say that - and when
7 we originally did this sewer system I remember
8 that this town made a major investment because we
9 wanted to save our estuaries. Not only did the
10 folks in Maravista invest in this, but the town-
11 wide invested in this. We have a debt service
12 because we invested in that.

13 I understand what Marc is saying, it
14 doesn't seem fair. But there's been 1200 users
15 who have paid that same scenario for the entire
16 time that they've had sewerage. So what's going
17 to happen is the widow that we talk about all the
18 time in Maravista, we talked about last night,
19 the person that's in her property that we want to
20 be able to give her an opportunity to rent a room
21 or rent an apartment, is now going to end up
22 having her sewer rate increased. Her minimum
23 increased, because it's going to have to be
24 spread out over the entire group.

1 Unfortunately, by doing that, you know,
2 it seems like you're not going to be charged.
3 But someone's got to be charged for anything.
4 There's no free lunch in this world. The
5 money's going to have to come from somewhere.
6 And, quite candidly folks, it sounds like a good
7 idea but it just can't work.

8 I owned a restaurant in Woods Hole and
9 you would not believe the sewer charges that I
10 paid. But, on the same property, there was a
11 marina, and the person at the marina, you
12 wouldn't believe the sewer charges that he paid.
13 But, all those years we've gone along with those
14 sewer charges because it was part of the big
15 picture. Now we're going to change the rules,
16 you're going to change the rules for the entire
17 town, not just Maravista. So you're going to
18 change the rules around Falmouth Harbor. You're
19 going to change the rules around Main Street.
20 You're going to change the rules in New Silver
21 Beach. And you're going to be changing the
22 rules, again, wherever else we sewer.

23 And keep in mind when we go to the
24 ballot box the next time -- if you're going to go

1 and ask the folks to pick up the rates, we go to
2 the ballot box the next time we go to sewer
3 something, and we want to ask folks to
4 participate in this town and not benefit -
5 because, remember, everyone else still has a
6 septic system that they have to maintain, they
7 have to continue to upgrade.

8 I agree that there is a betterment
9 there, but that betterment is once. And it goes
10 over 30 years, I'll agree with that. But after
11 that 30 years, that \$600 is done.

12 My septic system is not going to last 50
13 years. So, it's just the - you know, we talk
14 about fairness? We have to put it all on the
15 table. It's a balancing act, folks.

16 As much as I understand what Marc is
17 saying, I don't think it's something that the
18 town can afford to do.

19 Thank you.

20 THE MODERATOR: Okay, Mr. Donald.

21 MR. DONALD: Yes, a couple of points
22 here.

23 It seems like we're getting really
24 confused. We're talking about water

1 conservation and that's kind of mixing apples and
2 oranges, here. We're not talking about water
3 conservation, we're - Marc is asking that we not
4 discriminate against people on the sewer system.

5 Now, what - you can look at this a
6 different way. We're really not overcharging
7 the people on the sewer system for they water.
8 We're just overcharging them for their sewer.

9 Now, I'd like a show of hands from Town
10 Meeting members: how many people like to be
11 overcharged? Well, that's what we're doing to
12 these people on the sewer.

13 Now, if people want a second meter and
14 they want to put in a second meter, let them put
15 in a second meter. If they want to incur that
16 charge.

17 I have a question for Marc Finneran,
18 please. How much is it going to cost to put in
19 a second meter?

20 THE MODERATOR: Mr. Finneran.

21 MR. FINNERAN: The second meter itself
22 I believe is in the neighborhood of 200 or two
23 and a quarter. And it's quite a simple process
24 to install it. All you do is use the cutters,

1 put in a T, run a short line over to the new
2 meter and then whatever your plumber charges you
3 to hitch it up to your irrigation. But it's a
4 relatively simple process.

5 MR. DONALD: So, you're talking about
6 maybe \$500, maybe?

7 MR. FINNERAN: Oh, no way. I mean, I
8 could do one in 15 minutes.

9 MR. DONALD: Well, if you have a
10 plumber. Okay, so let's just say \$500 just for
11 - for laughs.

12 Now, Mr. Rafferty says, well, instead of
13 paying \$500 for the second meter, they could pay
14 \$3500 and put a well in. Well, well. That
15 sounds like a bargain to me.

16 Now, there are people all over town that
17 are not on the sewer and they like green lawns,
18 too. People in Penzance, people in Chappaquoit,
19 people in West Falmouth, people in Craggy Ridge
20 where I live. They like green lawns and they
21 like to water them. Now, that's a different
22 issue. But we should not be discriminating
23 against people on the sewer who want to - who
24 aren't using this all the - we're over-billing

1 them, that's.

2 Now, we need to pass this and then the
3 town needs to figure out how to make up the
4 revenue.

5 Thank you.

6 I vote - I hope everyone votes for this.

7 Thanks.

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

9 MS. O'CONNELL: I'm Maureen O'Connell,
10 Precinct 4.

11 I think we've heard a lot about this and
12 I'd like to call the question, please.

13 THE MODERATOR: All right, we have a
14 motion to move the previous question.

15 FROM THE FLOOR: [Inaudible.]

16 THE MODERATOR: Yeah, I've got seven
17 people on the list and we have a motion to move
18 the previous question. It's your decision.

19 All those in favor, signify by saying
20 aye.

21 [Aye.]

22 THE MODERATOR: All those opposed no.

23 [No.]

24 THE MODERATOR: I'm going to have to do

1 this with the machine. Yeah, let's do it.

2 Going to do a slide on this one.

3 Yeah, it's a two-thirds vote to move the
4 previous question.

5 [Pause.]

6 THE MODERATOR: All those in favor of
7 closing discussion, signify by pressing 1A; all
8 those opposed, 2B.

9 [Pause while electronic vote scrolling.]

10 THE MODERATOR: By a counted vote of
11 136 in favor and 54 opposed, the question has
12 been moved and the question will come on the main
13 motion as printed. This is going to be a
14 recorded roll call vote.

15 So if we could cue up another slide.

16 This requires only a majority.

17 [Pause.]

18 THE MODERATOR: All those in favor of
19 the main motion, signify by pressing 1A; all
20 those opposed, 2B.

21 [Pause while electronic vote scrolling.]

22 THE MODERATOR: By a counted vote of 81
23 in favor and 114 opposed, the motion fails.

24 Article 30. The recommendation of the

1 Finance Committee on Article 30 is indefinite
2 postponement.

3 Ms. Lowell held this article.

4 Ms. Lowell, would you like to place a
5 positive motion on the floor?

6 MS. LOWELL: Vicki Lowell, Precinct
7 one.

8 No, my object -

9 THE MODERATOR: Yeah, I just need you
10 to place a positive motion on the floor for
11 discussion, and then you can tell everybody how
12 you want them to vote no.

13 MS. LOWELL: Okay, I wasn't prepared to
14 do that, but I just wanted to make sure we didn't
15 vote indefinite postponement without an
16 explanation, although a very short explanation of
17 the article. So -

18 THE MODERATOR: Okay, so Article 30,
19 we'll just say as printed.

20 Ms. Lowell.

21 MS. LOWELL: Okay. But, but I'm - I
22 do agree to accept the recommendation of
23 indefinite postponement, so I'm not going to ask
24 you to vote for this positive motion.

1 But I just wanted to give you a brief
2 update about how we got to this article and then
3 I'll tell you what I think's going to happen from
4 here on out.

5 Three years ago, the Community
6 Preservation Committee provided a \$10,000 grant
7 to the Conservation Commission to have an
8 environmental baseline study done for the
9 Shivericks Pond improvements. That's what the
10 study was called. I've been a member of an ad
11 hoc working group which was formed this fall to
12 put together a plan to implement the
13 recommendations of the study.

14 If you would all turn to your page 52 in
15 your warrant book. I'll give you a second to do
16 that.

17 You'll have a summary of the
18 recommendations, a visual summary of the
19 recommendations of - we'd like to - you'll see
20 that the proposal was for having a sidewalk along
21 the edge of the pond. Now there's only one on
22 the other side of the street. A viewing
23 platform, so that people could sit in comfort and
24 enjoy the ambience of the pond. And, very

1 importantly would be vista pruning and invasives
2 control, so in the summer that you might be able
3 to see the pond. Now you can't see the pond in
4 the summer.

5 The only missing improvement in that
6 visual presentation is that we would also want
7 and proposed when Katherine Lee Bates Road will
8 be redone, which is in the - it's in the pipeline
9 - would be to improve the drainage so there's
10 less drainage going directly into the pond.

11 The whole idea of this proposal is to
12 make Shivericks Pond the asset that it should be
13 in the center of town, more visible and have
14 access. The only access now to the edge of the
15 pond on the Town's side is a little tiny platform
16 that you have to climb over a guardrail to get
17 to.

18 In the process of this working group,
19 we've got a lot of enthusiasm expressed for this
20 project from - we had letters of support from the
21 Selectmen - not, no, they didn't send a letter,
22 I'm sorry, but they verbalized support. The
23 DPW, the Conservation Commission, the Recreation
24 Committee and the School Department. They all

1 want this, they all think this is a really good
2 idea.

3 But. There's always a but. The
4 Finance Committee and the administration believes
5 some aspects need further consideration and
6 suggest that the improvements return as a capital
7 budget item for Fall Town Meeting.

8 As a working group, we're a little
9 disappointed with the delay but we're very
10 optimistic that you will have a very positive
11 motion in the fall for the Fall Town Meeting. It
12 was suggested that it come back as a capital
13 project and I think with all the verbal support
14 and encouragement we've gotten we will have a
15 very good proposal for you to vote on in the
16 fall.

17 So, I'm not going to go against the
18 Finance Committee recommendation at this time, so
19 please vote down the positive motion. But when
20 you're in town this summer and you can't see the
21 pond, just think about how nice it will be when
22 you can see it.

23 THE MODERATOR: Okay, The question will
24 come on the main motion.

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

3 [Aye.]

4 THE MODERATOR: All those opposed no.

5 [No.]

6 THE MODERATOR: The ayes have it - I
7 mean, the nos have it and the article fails.

8 [Laughter.]

9 THE MODERATOR: Article 35. This is a
10 Community Preservation Committee article.

11 Madame Chair for the main motion.

12 CHAIRMAN CUNY: Sorry our chairman
13 couldn't be here tonight. I'm Sandy Cuny,
14 Precinct 2. Vice-chair of the Community
15 Preservation Committee.

16 I'd like to move Article 35 as
17 recommended.

18 THE MODERATOR: Okay, the
19 recommendation is \$614,500 from the Undesignated
20 Fund balance for the amphitheater at the
21 Coonamessett Greenway Heritage Trail and Gateway
22 Park.

23 Who held the article? Yeah, go ahead.

24 Can we get a mic.

1 MR. LEMAY: Joe Lemay, Precinct nine.

2 On this article, the warrant was printed
3 in the paper and three of my constituents came up
4 to me in the public and asked me what this thing
5 was and why are we paying for an amphitheater.
6 And I've never had anybody do that to me before.
7 So, I was like, "Wow, there's something going on,
8 here."

9 When I get my warrant book in the mail,
10 I take it around my neighborhood and discuss
11 important the articles with my neighbors. So I
12 did think that, since these people had come up to
13 me in public that this was an important article.
14 I need my clipboard.

15 Okay. So, in going around to my
16 neighborhood, I don't bias my people. I hand
17 them the warrant book and let them read the
18 warrant article, and they can ask me questions
19 like, "What's this fund? What's this?" And
20 then they tell me what they think of it.

21 My constituents are 28 percent for this
22 project and 72 percent against.

23 So I held the article because I feel
24 with that kind of numbers I need to vote against

1 it.

2 THE MODERATOR: Okay. Do we have a -
3 do you want to make a presentation or continue
4 the discussion?

5 THE MODERATOR: Yes, Ms. Gladfelter.

6 MS. GLADFELTER: I'm Betsy Gladfelter.
7 I'm with the Conservation Commission.

8 And we requested these funds from the
9 Community Preservation Committee and the funds -
10 I described yesterday that we're building a
11 gateway to the Greenway and it's part of the
12 Coonamessett Greenway Heritage Trail. And the
13 gateway will have a parking area that's off John
14 Parker Road and then it'll have trails, it'll
15 have wheelchair accessible trails down to the
16 river level.

17 There'll be a one mile loop around the
18 river level, and tucked into a borrow pit that
19 still exists will be a stepped amphitheater made
20 of the blocks that have been preserved. There
21 are blocks from the 1700s mill and they've - then
22 they were at the southern part of the lower dam.
23 And now that has been taken away and a walkway's
24 been put there, a boardwalk, and we've saved

1 those so that we can make this amphitheater.

2 So that's what this project is about.

3 THE MODERATOR: Okay, further

4 discussion on the main motion?

5 Mr. Latimer.

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

7 Richard Latimer, Precinct one.

8 I just want to add some positive

9 comments on this.

10 The Coonamessett River runs from
11 Coonamessett Pond up in Hatchville all the way
12 down to Vineyard Sound, through the estuary. It
13 is perhaps the major river that we have in our
14 town, and it had been over the centuries
15 deteriorated, damaged by many projects, and
16 specifically the cranberry growing that went in
17 that large bog area that is being restored.

18 This is a prime area for the migration
19 of herring species, and also for those of us who
20 enjoy flyrodding. It's a brook trout habitat
21 and sea run brook trout habitat. It'll be a
22 major attraction for the Town, a great
23 recreational area.

24 I'm voting for it and I hope you all do,

1 as well. Thank you.

2 THE MODERATOR: Mr. Goulart.

3 MR. GOULART: I'm Richard Goulart,

4 Precinct 9.

5 I was just listening to Mrs. Gladfelter
6 saying that we were going to construct this out
7 of some of the blocks and stuff that were
8 preserved from there already. So what are we
9 paying \$600,000 for?

10 THE MODERATOR: Ms. Gladfelter.

11 MS. GLADFELTER: We had a conceptual
12 study and we have a landscape architect and
13 engineer who will be working on this project, and
14 any projects in town that require engineering,
15 require money for design and then money for
16 construction.

17 MR. GOULART: This is an open air
18 amphitheater similar to like maybe what the band
19 shell is up at Scranton Avenue?

20 MS. GLADFELTER: Yeah, well, actually
21 it's more like Teaticket Park.

22 MR. GOULART: Okay. It seems like a -
23 I understand the engineering fees. It seems
24 like we're spending an awful lot of money.

1 MS. GLADFELTER: I can assure you if we
2 don't need to spend it all, we won't, and it'll
3 go back into C.P.C. And that's what we've done
4 with other projects.

5 MR. GOULART: Oh, Mr. Moderator, could
6 I ask another question?

7 THE MODERATOR: Yes, Mr. Goulart.

8 MR. GOULART: I went down there last
9 Sunday, took a walk down there, see what it all
10 looked like. So, as you come down John Parker,
11 if you came directly in on the road across from
12 Clark Street -

13 MS. GLADFELTER: Right.

14 MR. GOULART: - and came down and that
15 area opens up to the right-hand side down at the
16 bottom, is that where we're speaking about -

17 MS. GLADFELTER: Right, that's the -

18 MR. GOULART: - putting it in?

19 MS. GLADFELTER: - borrow - that's the
20 borrow pit.

21 MR. GOULART: Is it going to butt right
22 up to the houses that are there?

23 MS. GLADFELTER: I doubt it'll be that
24 high. There -

1 MR. GOULART: Because that area right
2 back there I noticed was pretty wide open and
3 there's like three or four yards.

4 MS. GLADFELTER: No, no, no, it'll be
5 past where those houses are.

6 MR. GOULART: It's going to go past
7 that?

8 MS. GLADFELTER: Yeah, yeah. And
9 halfway between - halfway up the river for the
10 restored area of the river, there's a cut that
11 was - it's called a borrow pit. It's where you
12 took the sand and put it on the river. And now
13 that river sand has been taken off and put in
14 some of the borrow pits. And there'll be
15 additional - actually there'll be additional sand
16 put in that borrow pit before the amphitheater is
17 built.

18 MR. GOULART: So the entrance or the
19 access to the amphitheater is going to be -

20 MS. GLADFELTER: There'll be a parking
21 lot above that borrow pit.

22 MR. GOULART: Okay, all right, thank
23 you.

24 MS. GLADFELTER: Yeah. The parking -

1 where you went down, Clark Street, I mean, that's
2 where most people go now. And most of you -
3 well, those of you who have gone there and most
4 of us who go regularly realize that it's very
5 dangerous coming up. It's very steep and it's
6 hard to see along there. So we're going to make
7 a safer parking.

8 We do a lot of school trips there, too.

9 THE MODERATOR: Ms. Lichtenstein.

10 MS. LICHTENSTEIN: Leslie Lichtenstein,
11 Precinct 8.

12 I just want to make one comment on Mr.
13 Latimer's comment about cranberry bogs. There
14 is something going on here for years if you say
15 something that's not true over and over and over
16 and over and over again, people believe it. The
17 cranberry bogs did not add nitrogen to the river.
18 Nitrogen fertilizer was never put on the river.

19 In fact, the bogs actually were - the
20 bogs were removing it.

21 So, let's not demonize the bogs. We
22 have a nice project going on, but it is time to
23 stop making the bogs an enemy.

24 THE MODERATOR: Okay, the question will

1 come on the main motion.

2 All those in favor of the main motion,
3 signify by saying aye.

4 [Aye.]

5 THE MODERATOR: All those opposed no.

6 [No.]

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

9 Article 37.

10 Madame Chairman.

11 CHAIRMAN CUNY: I'd like to move

12 Article 37 as recommended.

13 THE MODERATOR: As recommended. This
14 is to appropriate the sum of \$604,384, of which
15 \$258,610 is from the Historic Preservation
16 Reserve and \$345,774 is from the Fiscal 2020
17 Community Preservation Fund Estimated Revenues to
18 the Friends of Nobska Light.

19 Who held this one? Yes, Mr. Lemay.

20 Can you stand so the microphone carrier can see
21 you, thank you.

22 MR. LEMAY: Joe Lemay, Precinct nine.

23 Same thing, when I'm going around to my
24 constituents and sitting in their dining rooms or

1 in their foyer, depending on how far they'll let
2 me in their house.

3 The numbers are 37 percent for funding
4 the lighthouse and 63 percent against. So
5 that's my little straw poll. It's just that's
6 the way my constituents feel.

7 THE MODERATOR: Okay, Ms. Borden.

8 MS. BORDEN: Meg Borden, Precinct 7.

9 I just wanted to ask on your straw poll
10 how many people that entailed.

11 THE MODERATOR: Mr. Lemay, how big was
12 the sample size?

13 MR. LEMAY: Okay, I had the three
14 people who attacked me in public and 27 in my
15 neighborhood.

16 THE MODERATOR: Thirty. Okay.

17 Further discussion on Article 37.

18 Hearing none, the question will come on
19 the main motion as printed.

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

22 [Aye.]

23 THE MODERATOR: All those opposed no.

24 [No.]

1 THE MODERATOR: The ayes have it by a
2 majority.

3 Article 39. Madame Chairman.

4 CHAIRMAN CUNY: I'd like to move
5 Article 39 as recommended.

6 THE MODERATOR: Okay, this is to
7 appropriate the sum of \$125,100 from the Historic
8 Preservation Reserve to the Falmouth Historical
9 Society for the Dr. Francis Wicks house.

10 Who held this one? Mr. Lemay. What
11 were the results of your survey?

12 [Laughter.]

13 THE MODERATOR: You gotta give him
14 credit, he's going door to door with a warrant,
15 Man. I wouldn't let him in, either.

16 [Laughter.]

17 MR. LEMAY: I wish you would all do
18 that. Okay, Joe Lemay, the warrant walker.

19 [Laughter.]

20 MR. LEMAY: And my neighbors are very
21 upset. They want us to stop having Town
22 Meetings so I'll stop going to their homes.

23 However, on this one, when people read
24 the article, I was watching their faces and it

1 was a complete blank stare. They did not
2 understand this at all, except for three of my
3 neighbors who were contractors, and one of my
4 neighbors who has worked at Falmouth Lumber for
5 12 years. And their first question was, "How
6 big is this roof?" And I told them - well, I
7 took my tape measure down there and I measured
8 it; it's about 600 square feet.

9 So I'm looking for a description of this
10 project that explains how we get to \$75,000 to
11 repair a 600 square foot roof and flash a couple
12 of chimneys. That's almost \$130 a square foot.

13 Now, it's historic, I agree, but it's -
14 I want an explanation why that - I did my roof on
15 my house; it was \$12,000. Not historic, but if
16 I had used historic materials, I don't think I
17 could have gotten to 75,000.

18 So my constituents were either a blank
19 stare, didn't know what it meant, or the three
20 contractors were like, "How do I bid on this
21 contract?" And the guy at Falmouth Lumber said,
22 "Wow, that's some really expensive material."
23 So I bring that to us to just say I need to know
24 why it would cost 75,000.

1 They also asked about the \$50,000 study.
2 I have no idea why it should cost 50,000, what
3 the study is, so.

4 THE MODERATOR: Madame Chairman, do you
5 want to address that?

6 CHAIRMAN CUNY: Well, if you look in
7 your explanation, the historic structure report
8 is estimated to cost 50,000. The roof or
9 related repairs are estimated to cost \$72,600,
10 and that remaining balance is for a preservation
11 restriction.

12 Now, when they put their applicant into
13 the Community Preservation Committee, they have
14 to have um -

15 FROM THE FLOOR: Estimates.

16 CHAIRMAN CUNY: - estimates, thank you.
17 [Laughs.] And they have to have more than one.
18 So, we take - we take every application, we go
19 through it, we take a tour of the property.

20 This is an amazing house. If you've
21 never been there, really you should go visit it.
22 It's just absolutely a gem on the Museum on the
23 Green.

24 So I stand by our recommendation.

1 THE MODERATOR: The ayes have it.
2 Mr. Schmidt.

3 MR. SCHMIDT: Thank you.

4 There's two parts to this warrant
5 article, in case you're not sure. That - a
6 historic structures report, which we got multiple
7 estimates, cost about \$50,000, and essentially
8 that's a DNA report on a building. So what it
9 will do, the 1790 Dr. Francis Wicks house was
10 owned and occupied from 1790 until 1934, and what
11 this will produce will show all the changes and
12 everything that was added to the house in that
13 course of time before the Historical Society
14 obtained it in 1934.

15 So, as Ms. Cuny pointed out, when the
16 time comes for more restoration and renovation
17 work, we can then give a full report as to what
18 the house looked like at a certain period of time
19 so we can restore it and renovate it in the
20 proper manner.

21 The remainder of the monies, the
22 \$72,000, is for restoration and renovation to the
23 roof area, what's called the rear L, and there's
24 actually original fabric that a structural

1 engineer came and looked at.

2 The roof needs to be removed, taken off.
3 The actual original fabric needs to be repaired
4 and then replaced. Because of the delicate
5 nature, because we have, you know, 15,000 people
6 visit our facility every summer, because of the
7 nuances involved with historic preservation and
8 restoration, that's why it's not the same cost as
9 a regular roof.

10 THE MODERATOR: Okay.

11 MR. SCHMIDT: I hope that - does that
12 help?

13 FROM THE FLOOR: Yes.

14 THE MODERATOR: Mr. Netto.

15 MR. NETTO: Joe Netto, Precinct 9.

16 Mr. Moderator, through you a question to
17 the Town Manager, please.

18 THE MODERATOR: Yes.

19 MR. NETTO: Mr. Suso, are these
20 Community Preservation Act projects, do they come
21 under the state bidding guidelines of 30B or are
22 they exempt?

23 THE MODERATOR: Mr. Suso.

24 MR. SUSO: My understanding is they

1 would be exempt if it's going through a private
2 party, but I'm not an expert on that.

3 THE MODERATOR: Ms. Petit.

4 MS. PETIT: Yes, that's correct. When
5 we allocate funds from the C.P.C. as a grant to a
6 private party, then it is exempt for procurement
7 because we're giving it to them as a grant. If
8 it's a public project and done on public
9 property, then it would be subject to the bidding
10 laws.

11 MR. NETTO: Well, okay, I think you
12 people know I feel this is interesting. There
13 may be some questions down the road should be:
14 what type of bidding process does the Community
15 Preservation Committee do. Because these are
16 taxpayers' dollars. And 30B, the competitive
17 bid process by the state, was to protect those
18 dollars.

19 Ms. Cuny, Mrs. Cuny, I think at the next
20 Town Meeting when we have funds like this - and,
21 you know, an elected Town Meeting member brought
22 up an exorbitant -

23 THE MODERATOR: I see you. He's
24 talking, okay, relax.

1 Go ahead, finish up.

2 MR. NETTO: You know, an exorbitant
3 account. I think there's some explanation
4 should be as how these costs are derived, that's
5 all. I mean, that's two of them in a row, now,
6 that we've had.

7 Again, these are tax -

8 CHAIRMAN CUNY: I can answer that.

9 MR. NETTO: - this is what we pay.

10 Thank you.

11 THE MODERATOR: Okay --

12 CHAIRMAN CUNY: I can answer that,
13 because when -

14 THE MODERATOR: And then we'll go
15 back.

16 MS. CUNY: - somebody applies, an
17 application, they have to have two or three
18 different estimates. They don't want to have to
19 spend any more money than they have to because
20 they're raising the rest. I mean, almost every
21 person that comes before us, we ask them, "What
22 kind of funding do you have?" And they have to
23 go out and raise funds. Many times over.

24 So, by getting two or three estimates,

1 they try to get the best one they can. This
2 just happens to be historic and so those are
3 always higher. And you saw, there was only 18
4 historic - no, there was 18 community projects,
5 never mind.

6 Anyway, that's the reason.

7 THE MODERATOR: Do you have more to
8 add? Yeah.

9 Can we get a microphone. Yeah.

10 Then Ms. Connolly.

11 MS. SUTHERLAND: My name is Carole
12 Sutherland and I'm the Community Preservation
13 Coordinator.

14 There is another standard that has to be
15 met for historic restoration. Any project has
16 to meet the Secretary of the Interior standards
17 for the treatment of historic properties. If it
18 doesn't meet those standards, the CPA funding
19 can't be used. So we employ a preservation
20 consultant, who gives the property a visit at the
21 outset; determines that the property qualifies
22 for historic preservation. He visits the
23 property during project implementation. And
24 then, at the conclusion, he performs a site visit

1 and certifies that the restoration work was done
2 according to the Secretary of the Interior
3 standards.

4 So the procurement process for a normal
5 capital improvement would not apply here. This
6 is an entity that it has applied for funding.
7 This is a project reimbursement. The Town will
8 not pay the vendor directly, but the Historical
9 Society pays the bills. We review the invoices.
10 We make sure that they pass muster, and then we
11 pay the bills accordingly.

12 THE MODERATOR: Okay, Ms. Connolly.

13 MS. CONNOLLY: Thanks. Anne Connolly,
14 Precinct six.

15 So, my family used to have a really neat
16 old house in West Falmouth, built in 1840. We
17 also had to do a roof. It was much bigger than
18 600 square feet. It was \$48,000 in 2003 for
19 architectural asphalt shingles. And it was
20 because every time you rip something up, there
21 was something rotten.

22 This is par for the course with old
23 houses. And certainly historic structures are
24 important enough.

1 The Wick's facility is a treasure and we
2 should take every opportunity to preserve it, and
3 I hope you'll support this article.

4 THE MODERATOR: Any further discussion
5 on the main motion as printed? Hearing none,
6 The question will come on the main motion.

7 All those in favor, signify by saying
8 aye.

9 [Aye.]

10 THE MODERATOR: All those opposed no.

11 [No.]

12 THE MODERATOR: The ayes have it by a
13 majority.

14 Article 41. Madame Chairman.

15 CHAIRMAN CUNY: I'd like to move
16 Article 41 as recommended.

17 THE MODERATOR: This is to appropriate
18 the sum of \$40,000 from the Undesignated Fund
19 Balance to develop a conceptual plan for the
20 Falmouth Community Play Space located at 67 and
21 81 Davisville Road.

22 Mr. Netto, you held this article.

23 MR. NETTO: Joe Netto, Precinct nine.

24 I would have put the positive motion on

1 the floor, Sandy.

2 I held this article not to speak against
3 it, by no way, just for some information. And
4 some background.

5 I was a member of the Emerald House
6 Committee that the Selectmen formed, and one of
7 the goals of the Emerald House Committee
8 obviously was to restore the house, which we did.
9 And the Falmouth Service Center did a wonderful
10 job in the years that they were there, and
11 hopefully the Town can replace that great
12 organization with another great nonprofit.

13 But one of the other goals that we never
14 did accomplish on the Committee and was to bring
15 in a community garden. And that never
16 materialized, obviously, a community garden for
17 the people of East Falmouth to use, and it would
18 be in conjunction with a school project with the
19 East Falmouth school. If you drive by the
20 village school tonight and go down the road,
21 you'll see that this elementary school downtown
22 has a garden for their children to see the
23 benefits of putting the seed in the ground and
24 watching something grow.

1 So, I held the article to remind Town
2 officials that in the planning of this handicap
3 playground - which, adult playground as we saw in
4 the presentation last night, which is very needed
5 - that we not forget, and leave room for the
6 community garden, which was one of the reports
7 that we brought back to the Town as a member of
8 this committee.

9 So, in the planning for the playground I
10 would hope that the Town remembers that there's a
11 community garden to be put there.

12 And, Mr. Moderator, the Chairman of the
13 Committee, Mr. Kendall's here and I think he
14 would like to have something to say, too.

15 Thank you.

16 THE MODERATOR: Mr. Kendall.

17 MR. KENDALL: Town Meeting members, Mr.
18 Moderator, the 1995 Falmouth Annual Town Meeting
19 voted to purchase land now or formerly belonging
20 to Manuel Emerald, consisting of 4.67 acres more
21 or less, located off Davisville Road in East
22 Falmouth. The purchase placed into Town
23 ownership a two story home and several acres of
24 farm land. No one was living at the site in

1 1995 and no farming has taken place for many
2 years.

3 The family generously sold the property
4 to the Town at a price below what they could have
5 received from a private buyer. In its vacant
6 state, the house has drawn different views as to
7 appropriate use. Members of the Emerald family
8 had owned the home from 1906 to 1995. Their
9 years lived in the house are a representative
10 chapter of Portuguese immigration history. The
11 Manuel Emerald story in the American began in the
12 1890's and is recalled by his daughter in
13 anything that's written, if you read the Falmouth
14 Enterprise, and what Ms. Russell did and the
15 Spritzer [sp?] publication.

16 Like Joe, we are for the article. We
17 are delighted to see the proposal in bringing
18 something to Falmouth long since needed, and it
19 will be a great asset.

20 What I hope to do is to double-down and
21 find it. Because we're not mutually exclusive.
22 I think my goal would be to see if we can
23 continue to provide the historic importance of
24 the Emerald family and strawberry growing.

1 Because strawberry growing in this town was big
2 time.

3 Manuel immigrated to Falmouth from the
4 Azores in 1898. His brothers John, Frank and -
5 had arrived also in the same period. They were
6 all experienced farmers. And they knew that
7 crops could be grown, hard work rewarded, and
8 families could thrive and enjoy the fruits of
9 their labor.

10 They had a vision of what could be
11 harvested and large red strawberries have been
12 the landmark of Falmouth growers for over a
13 hundred years.

14 The New Bedford Times wrote in a front
15 page article in 1930, "Two and a half billion
16 quarts of berries with a value of \$400,000".
17 That's in 1930 money. The paper reported that
18 Falmouth was the largest berry producing area
19 north of Maryland.

20 What I would like to see, if - if we can
21 continue to have, as the Service Center did, some
22 sort of recognition, it could be photographs of
23 the family, of pickers, of what the strawberry
24 industry represented. It was a huge industry.

1 And I think we are not mutually exclusive. And
2 then when the planning - when the grant comes or
3 the planning document comes before the Town, if
4 we could just have -- and it would not be
5 expensive, just as the Service Center did, some
6 pictures, some kind of plaques, something that
7 would tell a story of what was here in those
8 days, when everybody, if you drove down
9 Davisville Road or Sandwich Road, or any other
10 streets that grew strawberries, there would be
11 strawberry stands out front of the house.

12 It has that kind of significance. It
13 was the - that moneymaker for those short weeks
14 that we have on the town. So if we could
15 combine the historical significance of that.
16 Because that's the last house on Davisville road
17 that shows what it was like. They raised eight
18 children in that home. Not today; code would
19 never allow it, but in those days you did what
20 you had to do.

21 Just some other stories that go with the
22 family that should be remembered. They, during
23 World War II, the troops, they were going to do
24 the invasion of Normandy and go through Europe

1 with bivouac at the end of Davisville Road. And
2 those soldiers would be bivouacked and they would
3 march down Davisville Road to the Vineyard Sound
4 for a practice landings on Washburn Island and
5 other beaches. And the little kids along the
6 road would bring out their strawberries; the
7 soldiers put out their helmets, the kids would
8 throw the strawberries in and they would march
9 off down to the beach with strawberries and many
10 of those fellows never came back.

11 I think it happened - I had another case
12 of a family on Sandwich Road who had a large
13 strawberry farm. He had been drafted. Most of
14 the men and women were involved in the war
15 effort. He was stationed in Germany and through
16 Europe for a year of combat. He had a leave
17 coming to him. He took his leave, hopped a
18 military flight, got back in the U.S., back to
19 Falmouth, stayed his 30 day leave picking
20 strawberries because nobody was around to do it.

21 And just to tell you how big this was,
22 if you were a school kid in Falmouth, you could
23 skip school a week and you could pick
24 strawberries and you'd get a nickel a box and all

1 you could eat.

2 So there's a story there that we should
3 not lose. It was important. I think the
4 historical significance would be easily merged
5 with the safe play area and we're looking for a
6 two for one. And I hope that when a plan comes
7 back to the Board of Selectmen that you will
8 consider how we might incorporate some sort of
9 recognition of what strawberry growing
10 represented to the Town of Falmouth in those
11 years.

12 Thank you, Mr. Moderator.

13 THE MODERATOR: Thank you, Mr. Kendall.

14 [Applause.]

15 THE MODERATOR: Mr. Herbst.

16 While we're waiting for a microphone for
17 Mr. Herbst, I'll also mention that the Ramiza
18 [sp?] family, in a house just slightly larger
19 than the Emerald family, raised 22 children.
20 And the German prisoners of war from Otis used to
21 come and pick the strawberries and get paid to
22 pick the strawberries on Brick Kiln Road.

23 Mr. Herbst.

24 MR. HERBST: Thank you. Ralph Herbst,

1 Precinct eight.

2 I'm a member of the Board of Directors
3 of a new organization in Town called Farming
4 Falmouth. We're currently working towards
5 becoming a 501C3 tax exempt organization. Our
6 number one priority this year, we're just
7 starting, is to assist the gardeners who are
8 being displaced from the garden, the community
9 gardens over by the Service Center and moving
10 them to Tony Andrews Farm. And one of the
11 future endeavors that we're planning is to have a
12 community garden at the Emerald facility.

13 THE MODERATOR: Okay, excellent.

14 The question will come on the main
15 motion as recommended.

16 All those in favor, signify by saying
17 aye.

18 [Aye.]

19 THE MODERATOR: All those opposed no.

20 [None opposed.]

21 THE MODERATOR: The ayes have it
22 unanimous.

23 At this time I'll recognize the Chairman
24 of the Finance Committee for notice of how much

1 money we spent at this Town Meeting.

2 CHAIRMAN SCHWEGEL: Thank you, Mr.
3 Moderator.

4 This Town Meeting has appropriated for
5 FY20: \$143,177,524.

6 THE MODERATOR: Okay. At this time I
7 recognize the Chairman of the Board of Selectmen
8 for the notification of the Fall Annual Town
9 Meeting.

10 CHAIRMAN MORAN: Fall Town Meeting will
11 be November 12th.

12 THE MODERATOR: Okay, Tuesday, November
13 12th because of the Veteran's Day holiday on the
14 Monday, will be our next Town Meeting.

15 At this time, the Chair would entertain
16 a motion to dissolve the meeting. So moved.

17 All those in favor, signify by saying
18 aye.

19 [Aye.]

20 THE MODERATOR: All those opposed no.

21 [None opposed.]

22 THE MODERATOR: This meeting is
23 dissolved.

24 [9:02 p.m., Whereupon, the meeting ended.]

C E R T I F I C A T E

COMMONWEALTH OF MASSACHUSETTS

COUNTY OF BARNSTABLE, SS

I, Carol P. Tinkham, a Professional Court Reporter and Notary Public in and for the Commonwealth of Massachusetts, do hereby certify that the foregoing is a true and accurate record of Night Two of the Falmouth Spring Town Meeting, taken by me on Tuesday, April 9, 2019. To the best of my ability the within transcript is a complete, true and accurate record.

In witness whereof, I have hereunto set my hand and Notary Seal this 6th Day of May, 2019.

/s/ Carol P. Tinkham
Carol P. Tinkham, Notary Public

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