

ANNUAL TOWN MEETING MINUTES

Monday, April 25, 2016

Having been advised by the Town Clerk that 200 of the 2,628 voters were present exceeding the 6% quorum requirement, Daniel Silverman, Moderator, called the Town Meeting to order at 7:05 pm at the Wellfleet Elementary School at 100 Lawrence Road.

The Moderator recognized Paul Pilcher for his service on the Board of Selectmen which will end after the Annual Town Election on May 2, 2016.

The Moderator also recognized Town Administrator and former Moderator Harry Sarkis Terkanian who is retiring at the end of this fiscal year.

The Moderator introduced Carolyn M. Murray, Esq. who is representing the Town's Counsel, Kopelman & Page as result of the retirement of Wellfleet's prior Counsel, Elizabeth Lane who retired earlier this year. Ms. Murray was joined by her colleague Deborah Ecker.

Rosemary Moriarity, Town Treasurer, was recognized and welcomed to Town Meeting. She was appointed to serve in December, 2015.

The Moderator asked for a moment of silence to remember the following individuals who served the Town of Wellfleet and had passed away since the last Town Meeting:

Adele Anderson	Council on Aging
Eugene Cormier	Historical Commission
Ethel (Dutch) Crowell	Zoning Board of Appeals, Creative Housing Partnership
Francis Devasto	Recreation volunteer
Griswold Draz	Planning Board, Alternative Energy Committee, Energy Committee
John Grillo	Cultural Council
Richard Gullicksen	Council on Aging Driver
Frances Hartswick	Election Worker
Alfred Hill	Election worker
Owen MacNutt	Marina Advisory Committee
Evelyn Minarik	Council on Aging
Sally Nerber	Council on Aging
Cynthia Norris	Dispatcher, Police Matron
Harry Peabody	Housing Authority, Local Housing Partnership
Christine Pearson	Building Use Committee
Thomas Reinhart	Finance Committee, Energy Committee
Earnest Rose	Fire and Police Dept. Contractor
Glenn Shields	Harbormaster, Ass't Harbormaster, Mooring Master, Shellfish Advisory Board, Marina Advisory Committee
Margaret Stolnacke	Library Trustee, Council on Aging
Richard Tesson	Conservation Commission
Frederick Wolff	Finance Committee

The Moderator informed the Town Meeting that no new business will be taken up after 10:00 pm and he also reminded the assembly of the rules of order and decorum.

Town Meeting supported the Moderator's request to limit speakers to 3 minutes for all voters except makers of motions who would be limited to ten minutes with a voice vote exceeding the 2/3 requirement.

The Moderator read the Warrant notice and the Constable's Return of Service into the record and proceeding to the business of the Town Meeting.

Article 1:

Mr. Murphy moved and it was seconded that the Town vote the Selectmen's Fiscal Year 2017 Town Operating Budget as printed in the warrant (Appendix A), except item 912 Workers Compensation Insurance to be \$100,500, the total Selectmen's Fiscal Year 2017 Operating Budget thereby being \$16,664,942, with each item to be considered a separate appropriation, including fixing the salaries and compensation of all elected officers of the Town for Fiscal Year 2017, and including approving the Nauset Regional School District and Cape Cod Regional Technical High School District budgets for Fiscal Year 2017, with funding for the Operating Budget provided in the following manner:

Raise and Appropriate	\$14,579,366
Overlay Reserve	\$88,000
Free Cash	\$520,225
Ambulance Fund	\$250,000
Beach Fund	\$860,000
SEMASS Fund	\$250,000
Recreation Fund	\$65,000
Shellfish Fund	\$40,000
State Aid to Libraries	\$6,380
Sale of Cemetery Lots	\$5,000
Perpetual Care Income	\$300
Fund 25 – Discover Wellfleet	\$671
Total Operating Budget	\$16,664,942

The Board of Selectmen voted 5-0 and the Finance Committee voted 9-0 to recommend adoption of the main motion.

A simple majority is required for adoption. The Moderator declared the motion carried on a voice vote.

Article 2:

Ms. Wilson moved and it was seconded that the Town approve the following fiscal year 2016 operating budget transfers:

- From Beach Fund to 699 Beach Operating, \$10,300;
- From Beach Fund to 699 Beach Salaries & Wages, \$29,990;
- From Beach Fund to 699 Beach Salaries & Wages Overtime, \$2,250;
- From Free Cash to Salaries and Wages, \$29,134;
- From Free Cash to Mains Street – Route 6 Engineering, \$17,800; and
- From Free Cash to Snow Removal, \$5,228.

The Board of Selectmen voted 4-0 and the Finance Committee voted 9-0 to recommend adoption of the main motion.

A simple majority is required for adoption. The Moderator declared the motion carried on a unanimous voice vote.

Article 3:

Ms. Bruinooge moved and it was seconded that the Town vote the Selectmen’s Fiscal Year 2017 Capital Budget as printed in the warrant (Appendix B), with funding for the Capital Budget provided in the following manner:

Raise and Appropriate	\$2,093,616
Ambulance Fund	\$44,000
Beach Fund	\$23,000
Septic Fund	\$10,000
Total Capital Budget	\$2,170,616

The Board of Selectmen voted 5-0 and the Finance Committee voted 7-1 to recommend adoption of the main motion.

A simple majority is required for adoption. The Moderator declared the motion carried on a unanimous voice vote.

Article 4:

Mr. Houk moved and it was seconded that the following sums be appropriated to fund the Selectmen’s Fiscal Year 2017 Marina Services Enterprise Fund Budget as printed in the warrant (Appendix C), a total of \$652,735; such sum to be provided in the following manner: \$592,000 from Marina Enterprise Estimated Revenues, \$43,735 from Marina Enterprise Retained Earnings, \$10,000 from the Beach Fund, \$2,000 from the Shellfish Fund and \$5,000 from the Waterways Fund. In addition, \$55,300 is to be raised and appropriated in the General Fund Operating Budget and allocated to the Marina Enterprise Fund.

The Board of Selectmen voted 5-0, the Finance Committee voted 9-0 and the Marina Advisory Committee voted 5-0 to recommend adoption of the main motion.

A simple majority is required for adoption. The Moderator declared the motion carried on a unanimous voice vote.

Article 5:

Mr. Murphy moved and it was seconded that the Town vote the Selectmen’s Fiscal Year 2017 Water Enterprise Fund Budget as printed in the warrant (Appendix D), a total of \$284,337; such sum to be provided for in the following manner: \$200,491 from Water Enterprise Revenues, \$38,846 from retained earnings and \$45,000 to be raised and appropriated. In addition, \$5,000 is to be raised and appropriated in the General Fund Operating Budget and allocated to the Water Enterprise Fund.

The Board of Selectmen voted 5-0, the Finance Committee voted 8-1 and the Board of Water Commissioners voted 3-0 to recommend adoption of the main motion.

A simple majority is required for adoption. The Moderator declared the motion carried on a voice vote.

Article 6:

Ms. Wilson moved and it was seconded that the sum of \$16,828 be and hereby is raised and appropriated to pay costs of funding a one year collective bargaining agreement between the Town of Wellfleet and the Wellfleet Employees Association, Unit A covering the term of July 1, 2016 through June 30, 2017.

The Board of Selectmen voted 4-0 and the Finance Committee voted 9-0 to recommend adoption of the main motion.

A simple majority is required for adoption. The Moderator declared the motion carried on a unanimous voice vote.

Article 7:

Ms. Bruinooge moved and it was seconded that the sum of \$22,853 be and hereby is raised and appropriated to pay costs of funding a one year collective bargaining agreement between the Town of Wellfleet and the Wellfleet Employees Association, Unit B covering the term of July 1, 2016 through June 30, 2017.

The Board of Selectmen voted 4-0 and the Finance Committee voted 9-0 to recommend adoption of the main motion.

A simple majority is required for adoption. The Moderator declared the motion carried on a unanimous voice vote.

Article 8:

Mr. Houk moved and it was seconded that the sum of \$4,800 be and hereby is raised and appropriated to pay costs of funding a one year collective bargaining agreement between the Town of Wellfleet and the Wellfleet Employees Association, Unit C covering the term of July 1, 2016 through June 30, 2017.

The Board of Selectmen voted 4-0 and the Finance Committee voted 9-0 to recommend adoption of the main motion.

A simple majority is required for adoption. The Moderator declared the motion carried on a unanimous voice vote.

Article 9:

Mr. Murphy moved and it was seconded that the sum of \$17,780 be and hereby is raised and appropriated to pay costs of funding the first year of a three collective bargaining agreement between the Town of Wellfleet and the Wellfleet Permanent Firefighters covering the term of July 1, 2016 through June 30, 2019.

The Board of Selectmen voted 4-0 and the Finance Committee voted 9-0 to recommend adoption of the main motion.

A simple majority is required for adoption. The Moderator declared the motion carried on a unanimous voice vote.

Article 10:

Ms. Wilson moved and it was seconded that the sum of \$16,200 be and hereby is raised and appropriated to pay costs of funding the first year of a three year collective bargaining agreement between the Town of Wellfleet and the Teamsters Union Local 59 covering the term of July 1, 2016 through June 30, 2019.

The Board of Selectmen voted 4-0 and the Finance Committee voted 9-0 to recommend adoption of the main motion.

A simple majority is required for adoption. The Moderator declared the motion carried on a unanimous voice vote.

Article 11:

Ms. Bruinooge moved and it was seconded that the sum of \$6,512 be and hereby is raised and appropriated to pay costs of funding the first year of a three year collective bargaining agreement between the Town of Wellfleet and the Wellfleet Communications Union (Mass COP Local 326B) covering the term of July 1, 2016 through June 30, 2019.

The Board of Selectmen voted 4-0 and the Finance Committee voted 9-0 to recommend adoption of the main motion.

A simple majority is required for adoption. The Moderator declared the motion carried on a unanimous voice vote.

Article 12:

Mr. Houk moved and it was seconded that the sum of \$26,801 be and hereby is raised and appropriated to pay the cost of wage and salary adjustments for non union personnel.

The Board of Selectmen voted 4-0 and the Finance Committee voted 9-0 to recommend adoption of the main motion.

A simple majority is required for adoption. The Moderator declared the motion carried on a unanimous voice vote.

Article 13:

Mr. Murphy moved and it was seconded that the sum of \$60,000 be and hereby is raised and appropriated to pay the costs of funding one new police officer, provided, however that no funds shall be expended unless and until the Town shall have voted to assess an additional \$60,000 in real estate and personal property taxes pursuant to the provisions of G. L. chapter 59, section 21C (Proposition 2 ½.)

The Board of Selectmen voted 5-0 and the Finance Committee voted 9-0 to recommend adoption of the main motion.

A simple majority is required for adoption. The Moderator declared the motion carried on a voice vote.

Article 14:

Ms. Wilson moved and it was seconded that the Town vote to accept the sum of \$247,249, or such other amount that the Commonwealth declares as available funds, as the Commonwealth's share of the cost of work under Massachusetts General Laws, Chapter 90, said funds to be expended for the purposes stated in the warrant under the supervision of the Board of Selectmen.

The Board of Selectmen voted 5-0 and the Finance Committee voted 9-0 to recommend adoption of the main motion.

A simple majority is required for adoption. The Moderator declared the motion carried on a unanimous voice vote.

Article 15:

Ms. Bruinooge moved and it was seconded that the sum of \$250,000 be raised and appropriated to the Other Post Employment Benefits Liability Trust Fund.

The Board of Selectmen voted 5-0 and the Finance Committee voted 6-3 to recommend adoption of the main motion.

A simple majority is required for adoption. The Moderator declared the motion carried on a voice vote.

Article 16:

Mr. Houk moved and it was seconded that the Town vote to transfer the sum of \$10,000 from the Marina Enterprise Fund to the Marina Enterprise Stabilization Fund.

The Board of Selectmen voted 5-0, the Finance Committee voted 9-0 and the Marina Advisory Committee voted 5-0 to recommend adoption of the main motion.

A two-thirds majority is required for adoption. The Moderator declared the motion carried on a unanimous voice vote.

Article 17:

Mr. Murphy moved and it was seconded that the sum of \$75,000 be raised and appropriated to the Stabilization Fund.

The Board of Selectmen voted 5-0 and the Finance Committee voted 9-0 to recommend adoption of the main motion.

A two-thirds majority is required for adoption. The Moderator declared the motion carried on a unanimous voice vote.

Article 18:

Ms. Wilson moved and it was seconded that the Town raise and appropriate the sum of \$45,000 for the purpose of additional support for the Water Enterprise Fund.

The Board of Selectmen voted 5-0, the Finance Committee voted 8-1 and the Board of Water Commissioners voted 3-0 to recommend adoption of the main motion.

A simple majority is required for adoption. The Moderator declared the motion carried on a voice vote.

Article 19:

Mr. Hall moved and it was seconded that Article 19 be accepted and adopted as printed in the warrant.

The Board of Selectmen voted 5-0, the Finance Committee voted 9-0 and the Community Preservation Committee voted 5-0 to recommend adoption of the main motion.

A simple majority is required for adoption. The Moderator declared the motion carried on a unanimous voice vote.

Article 20:

Mr. Sorkin moved and it was seconded that Article 20 be accepted and adopted as printed in the warrant and that the sum of \$50,000 be transferred from CPA Housing Reserve for the purposes of the article.

The Board of Selectmen voted 5-0, the Finance Committee voted 9-0, the Community Preservation Committee voted 5-0, the Local Housing Partnership voted 5-0 and the Housing Authority voted 3-0 to recommend adoption of the main motion.

A simple majority is required for adoption. The Moderator declared the motion carried on a voice vote.

Article 21:

Ms. Rogers moved and it was seconded that Article 21 be accepted and adopted as printed in the warrant and that the sum of \$100,000 be transferred from CPA Estimated Revenues for the purposes of the article.

The Board of Selectmen voted 5-0, the Finance Committee voted 8-0, the Community Preservation Committee voted 5-0, the Local Housing Partnership voted 5-0 and the Housing Authority voted 3-0 to recommend adoption of the main motion.

A simple majority is required for adoption. The Moderator declared the motion carried on a voice vote.

Article 22:

Mr. Flanagan moved and it was seconded that Article 22 be accepted and adopted as printed in the warrant and that the sum of \$190,000 be transferred from CPA Estimated Revenues for the purposes of the article.

The Board of Selectmen voted 4-0-1, the Finance Committee voted 9-0, the Community Preservation Committee voted 5-0, and the Historical Commission voted 5-0 to recommend adoption of the main motion.

A simple majority is required for adoption. The Moderator declared the motion carried on a voice vote.

Article 23:

Mr. Cole moved and it was seconded that Article 23 be accepted and adopted as printed in the warrant and that the sum of \$80,000 be transferred from CPA Fund Balance for the purposes of the article.

The Board of Selectmen voted 4-0-1, the Finance Committee voted 9-0, the Historical Commission voted 5-0, and the Community Preservation Committee voted 4-0-1 to recommend adoption of the main motion.

A simple majority is required for adoption. The Moderator declared the motion carried on a voice vote.

Article 24:

Ms. Rickman moved and it was seconded that Article 24 be accepted and adopted as printed in the warrant and that the sum of \$54,162 be transferred from CPA Historic Reserves, \$81,861 from CPA Estimated Revenues and \$163,977 from CPA Fund Balance for the purposes of the article.

The Board of Selectmen voted 5-0, the Finance Committee voted 9-0, the Community Preservation Committee voted 5-0, and the Historical Commission voted 5-0 to recommend adoption of the main motion.

A simple majority is required for adoption. The Moderator declared the motion carried on a voice vote.

Article 25:

Ms. Bruinooge moved and it was seconded that the town vote to rescind the borrowing authorization approved under article 26 of the 2011 Annual Town Meeting.

The Board of Selectmen voted 5-0 and the Finance Committee voted 9-0 to recommend adoption of the main motion.

A simple majority is required for adoption. The Moderator declared the motion carried on a unanimous voice vote.

Article 26:

Mr. Houk moved and it was seconded that article 26 be accepted and adopted as printed in the warrant and that the sum of \$25,000 be raised and appropriated for the purposes of the article, said sum to be spent under the direction of the Board of Selectmen.

The Board of Selectmen voted 5-0, the Finance Committee voted 8-0 and the Marina Advisory Committee voted 5-0 to recommend adoption of the main motion.

A simple majority is required for adoption. The Moderator declared the motion carried on a voice vote.

Article 27:

Mr. Murphy moved and it was seconded that the sum of \$95,000 is appropriated for the purpose of planning, designing and preparing construction drawings of water mains, bidding and bid documents for the extension of the water system on Briar Lane and a portion of State Highway Route 6, and for the payment of all other costs incidental and related thereto, and that to meet this appropriation, the Town Treasurer, with the approval of the Selectmen, be and hereby is authorized to borrow said amount under and pursuant to G. L. c. 44, §7 (22) or pursuant to any other enabling authority, and to issue bonds or notes of the Town therefor; provided, however, that no sums shall be borrowed or expended hereunder unless and until the Town shall have voted to exclude the amounts necessary to pay debt service on any bonds or notes issued pursuant to this vote from the limits of G. L. c. 59, §21C (Proposition 2½.)

The Board of Selectmen voted 4-1, the Finance Committee voted 8-0-1 and the Board of Water Commissioners voted 3-0 to recommend adoption of the main motion.

Ms. Kirsch moved and it was seconded to indefinitely postpone this article.

The Moderator declared the motion to indefinitely postpone the article did not carry on a voice vote.

A two-thirds majority is required for adoption. The Moderator declared the motion carried on a two-thirds voice vote

Ms. Wilson moved and it was seconded that the Town Meeting adjourn until 7:00 pm on Tuesday, April 26, 2016.

The Moderator declared the motion carried on a voice vote and the Town Meeting was adjourned at 10:03 pm.

Tuesday, April 26, 2016

Having been advised by the Town Clerk that 163 of the 2,628 voters were present exceeding the 6% quorum requirement, Daniel Silverman, Moderator, called the Town Meeting to order at 7:12 pm at the Wellfleet Elementary School at 100 Lawrence Road.

Article 28:

Ms. Wilson moved and it was seconded that the sum of \$150,000 is appropriated for the purpose of hiring an additional full time Department of Public Works employee and additional snow removal contractors for snow and ice removal from private ways which have been designated by the Board of Selectmen for snow and ice removal pursuant to General Laws, chapter 40, section 6C provided, however that no funds shall be expended unless and until the Town shall have voted to assess an additional \$150,000 in real estate and personal property taxes pursuant to the provisions of G. L. chapter 59, section 21C (Proposition 2 ½.)

The Board of Selectmen voted 5-0 to recommend adoption of the main motion and the Finance Committee voted 8-1 to not recommend adoption of the main motion.

A simple majority is required for adoption. The Moderator called for a hand count and the following individuals were chosen as Tellers by the Moderator and sworn by the Town Clerk:

Mr. Morrill, Mr. Agger, Mr. Elkin, Ms. Chavchavadze

By a hand count of 94 in the affirmative and 78 in the negative, the Moderator declared the motion carried.

Article 29:

Ms. Bruinooge moved and it was seconded that the sum of \$235,000 is appropriated for the purpose of paying the costs of purchasing and initially equipping a street sweeper for the Department of Public Works and for the payment of all other costs incidental and related thereto, and that to meet this appropriation, the Town Treasurer, with the approval of the Selectmen, be and hereby is authorized to borrow said amount under and pursuant to G. L. c. 44, §7 (9) or pursuant to any other enabling authority, and to issue bonds or notes of the Town therefor; provided, however that no sums shall be borrowed or expended hereunder unless and until the Town shall have voted to exclude the amounts necessary to pay debt service on any bonds or notes issued pursuant to this vote from the limits of G. L. c. 59, §21C (Proposition 2½.)

The Board of Selectmen voted 5-0 and the Finance Committee voted 9-0 to recommend adoption of the main motion.

A two-thirds majority is required for adoption. The Moderator declared the motion carried on a two-thirds voice vote.

Article 30:

Mr. Houk moved and it was seconded that the sum of \$2,926 be transferred from Free Cash for the purpose of paying unpaid bills from fiscal year 2015.

The Board of Selectmen voted 5-0 and the Finance Committee voted 9-0 to recommend adoption of the main motion.

A four-fifths majority is required for adoption. The Moderator declared the motion carried on a unanimous voice vote.

Article 31:

Mr. Houk moved and it was seconded that Article 31 be accepted and adopted as printed in the warrant and that the sum of \$15,000 be raised and appropriated for the purpose of the article, said sum to be spent under the direction of the Board of Selectmen.

The Board of Selectmen voted 4-1 to recommend adoption of the main motion and the Finance Committee voted 8-1 to not recommend adoption of the main motion.

A simple majority is required for adoption. The Moderator declared the motion did not carry on a voice vote.

Article 32:

Mr. Murphy moved and it was seconded that Article 32 be accepted and adopted as printed in the warrant.

The Board of Selectmen voted 5-0 and the Bylaw Committee voted 2-0 to recommend adoption of the main motion.

A simple majority is required for adoption. The Moderator declared the motion carried on a voice vote.

Article 33: Charter Amendment – Water – Ms. Wilson

Ms. Wilson moved and it was seconded that the Town vote pursuant to the provisions of General Laws, chapter 43B, section 10 to propose an amendment to the Wellfleet Home Rule Town Charter as set forth in Article 33, said amendment to take effect on the first day of the fiscal year following approval by the voters.

The Board of Selectmen voted 5-0, the Board of Water Commissioners voted 3-0, and the Bylaw Committee voted 2-0 to recommend adoption of the main motion.

A two-thirds majority is required for adoption. The Moderator declared the motion carried on a two-thirds voice vote.

Article 34:

Ms. Bruinooge moved and it was seconded that he Town vote pursuant to the provisions of General Laws, chapter 43B, section 10 to propose an amendment to the Wellfleet Home Rule Town Charter as printed in the warrant and as set forth in Article 34, said amendment to take effect upon approval by the voters.

The Board of Selectmen voted 5-0, the Finance Committee voted 9-0, the Bylaw Committee voted 2-0 to recommend adoption and Moderator recommended adoption of the main motion.

A two-thirds majority is required for adoption. The Moderator declared the motion carried on a two-thirds voice vote.

Article 35:

Mr. Houk moved and it was seconded that article 35 be accepted and adopted as printed in the warrant and that the General Bylaws be amended by adding the tax title payment plan bylaw as set forth in the article.

The Board of Selectmen voted 5-0, the Finance Committee voted 8-0 and the Bylaw Committee voted 2-0 to recommend adoption of the main motion.

A simple majority is required for adoption. The Moderator declared the motion carried by a unanimous voice vote.

Article 36:

Mr. Murphy moved and it was seconded that Article 36 be accepted and adopted as printed in the warrant and that the Town accept the provisions of General Laws, chapter 40, sections 42G through 42I.

The Board of Selectmen voted 4-0-1, the Finance Committee voted 7-2 and the Board of Water Commissioners voted 3-0 to recommend adoption of the main motion.

A simple majority is required for adoption. The Moderator declared the motion carried on voice vote.

Article 37:

Ms. Wilson moved and it was seconded that Article 37 be accepted and adopted as printed in the warrant and that the Town accept the provisions of General Laws, chapter 40, section 42J.

The Board of Selectmen voted 4-0-1, the Finance Committee voted 7-2 and the Board of Water Commissioners voted 3-0 to recommend adoption of the main motion.

A simple majority is required for adoption. The Moderator declared the motion carried on voice vote.

Article 38:

Mr. Houk moved and it was seconded that Article 38 be accepted and adopted as printed in the warrant and that the Town accept the provisions of General Laws, chapter 40, section 42K.

The Board of Selectmen voted 4-0-1, the Finance Committee voted 7-2 and the Board of Water Commissioners voted 3-0 to recommend adoption of the main motion.

A simple majority is required for adoption. The Moderator declared the motion carried on voice vote.

Article 39:

Mr. Murphy moved and it was seconded that the town vote to approve the amendment to the Cemetery Regulations as proposed by the Cemetery Commissioners and printed in the warrant and as set forth in Article 39.

The Board of Selectmen voted 5-0 to recommend adoption of the main motion.

A simple majority is required for adoption. The Moderator declared the motion carried on a unanimous voice vote.

Article 40:

Ms. Bruinooge moved and it was seconded that Article 40 be accepted and adopted as printed in the warrant and that the General Bylaws be amended by adding the Council on Aging Advisory Board bylaw as set forth in the article.

The Board of Selectmen voted 5-0, the Council on Aging Advisory Board voted 6-0 and the Bylaw Committee voted 2-0 to recommend adoption of the main motion.

A simple majority is required for adoption. The Moderator declared the motion carried on a unanimous voice vote.

Article 41:

Ms. Wilson moved and it was seconded that Article 41 be accepted and adopted as printed in the warrant and that the General Bylaws be amended by adding the bylaw on restriction of use of pesticides as set forth in the article.

The Board of Selectmen voted 5-0, the Bylaw Committee voted 2-0, the Board of Water Commissioners voted 3-1 and the Conservation Commission voted 5-0 to recommend adoption of the main motion.

A simple majority is required for adoption. The Moderator declared the motion carried on a voice vote.

Article 42:

Mr. Parent, Chairman of the Planning Board, provided a report of the Planning Board regarding this article.

Mr. Parent moved and it was seconded that Article 42 be accepted and adopted as printed in the warrant and that the Zoning Bylaw be amended accordingly.

The Board of Selectmen voted 5-0, the Planning Board voted 5-0 and the Bylaw Committee voted 2-0 to recommend adoption of the main motion.

A two-thirds majority is required for adoption. The Moderator declared the motion did not carry by a two-thirds voice vote. The Moderator's declaration was questioned so the Moderator called for a hand count.

Ms. Elkin was appointed a Teller by the Moderator replacing Mr. Agger and she was sworn by the Town Clerk.

By a hand count of 95 in the affirmative and 74 in the negative, the Moderator declared the motion did not carry by a two-thirds majority hand count vote.

Article 43:

Mr. Parent, Chairman of the Planning Board, provided a report of the Planning Board regarding this article.

Mr. Parent moved and it was seconded that Article 43 be accepted and adopted as printed in the warrant and that the Zoning Bylaw be amended accordingly.

The Board of Selectmen voted 5-0, the Planning Board voted 4-0 and the Bylaw Committee voted 2-0 to recommend adoption of the main motion.

A two-thirds majority is required for adoption. The Moderator declared the motion carried by a unanimous voice vote.

Article 44:

Mr. Parent, Chairman of the Planning Board, provided a report of the Planning Board regarding this article.

Mr. Parent moved and it was seconded that Article 44 be accepted and adopted as printed in the warrant and that the Zoning Bylaw be amended accordingly.

The Board of Selectmen voted 5-0, the Planning Board voted 6-0 and the Bylaw Committee voted 2-0 to recommend adoption of the main motion.

A two-thirds majority is required for adoption. The Moderator declared the motion carried by a two-thirds voice vote.

Article 45:

Mr. Houk moved and it was seconded that Article 45 be accepted and adopted as printed in the warrant.

The Board of Selectmen voted 5-0, the Open Space Committee voted 6-0, the Finance Committee voted 9-0, the Planning Board voted 4-0, the Housing Authority voted 3-0, the Local Housing Partnership voted 5-0 and the Natural Resources Advisory Board voted 4-0 to recommend adoption of the main motion.

A two-thirds majority is required for adoption. The Moderator declared the motion carried on a unanimous voice vote.

Article 46:

Mr. Murphy moved and it was seconded that Article 46 be accepted and adopted as printed in the warrant.

The Board of Selectmen voted 5-0, the Open Space Committee voted 6-0, the Finance Committee voted 9-0, the Planning Board voted 4-0, the Housing Authority voted 3-0, the Local Housing Partnership voted 5-0 and the Natural Resources Advisory Board voted 4-0 to recommend adoption of the main motion.

A two-thirds majority is required for adoption. The Moderator declared the motion carried on a unanimous voice vote.

Article 47:

Ms. McIlroy moved and it was seconded that Article 47 be accepted and adopted as printed in the warrant and that the Board of Selectmen be, and hereby are, authorized to execute and deliver an instrument amending the existing restrictions for the use and development of the premises at 250 Gull Pond Road by deleting the said existing restrictions and replacing them with restrictions permitting use of the premises for affordable rental purposes all as more fully set forth in the Article.

The Board of Selectmen voted 5-0 and the Housing Authority voted 3-0 to recommend adoption of the main motion.

A simple majority is required for adoption. The Moderator declared the motion carried on a unanimous voice vote.

Article 48:

Ms. Birchall moved and it was seconded that Article 48 be accepted and adopted as printed in the warrant.

The Board of Selectmen voted 4-0-1, the Finance Committee voted 8-0-1, the Herring River Restoration Committee voted 5-0, the Conservation Commission voted 5-0 and the Open Space Committee voted 6-0 to not recommend adoption of the main motion.

A simple majority is required for adoption. The Moderator declared the motion did not carry by a voice vote.

Article 49:

Ms. Wilson moved and it was seconded that the Town vote, pursuant to General Laws, Chapter 268A, Section 21A, to authorize the Board of Selectmen to appoint two members of the Board to the Herring River Executive Council.

The Board of Selectmen voted 5-0 to recommend adoption of the main motion.

A simple majority is required for adoption. The Moderator declared the motion carried on a unanimous voice vote.

Article 50:

Ms. Bruinooge moved and it was seconded that the Town vote, pursuant to General Laws, Chapter 140, Section 2 to set the fee for innholder licenses and common victualer licenses at one-hundred (\$100.00) dollars.

The Board of Selectmen voted 5-0 and the Finance Committee voted 7-2 to recommend adoption of the main motion.

A simple majority is required for adoption. The Moderator declared the motion carried on a voice vote.

Article 51: – Net metering credits - Mr. Houk

Mr. Houk moved and it was seconded that Article 51 be accepted and adopted as printed in the warrant.

The Board of Selectmen voted 5-0 to recommend adoption of the main motion and the Finance Committee voted 8-0 to not recommend adoption of the main motion.

Ms. Green proposed an amendment to Article 51; said amendment was put in writing and submitted to the Moderator. The Moderator ruled that the amendment exceeded the scope of the warrant article and was unacceptable.

Upon further discussion of the original main motion, the Moderator called the question.

A simple majority is required for adoption. The Moderator declared the motion did not carry on a voice vote.

Articles 52-55:

Mr. Murphy moved and it was seconded that Articles 52 through 55 inclusive be accepted and adopted as printed in the warrant.

The Board of Selectmen voted 5-0 and the Finance Committee voted 9-0 to recommend adoption of the main motion.

A simple majority is required for adoption. The Moderator declared the motion carried on a unanimous voice vote.

Article 56:

Ms. Wilson moved and it was seconded that Article 56 be accepted as printed in the warrant.

The Board of Selectmen voted 5-0 to recommend adoption of the main motion.

A simple majority is required for adoption. The Moderator declared the motion carried on a unanimous voice vote.

No reports were presented.

Article 57:

Ms. Bruinooge moved and it was seconded that Article 57 be accepted and adopted as printed in the warrant in the warrant.

The Board of Selectmen voted 5-0 to recommend adoption of the main motion.

A simple majority is required for adoption. The Moderator declared the motion carried on a unanimous voice vote.

The Moderator announced the following appointments made by him:

To the Finance Committee:

Ms. Linda Pellegrino

Ms. Arlene Kirsch

Ms. Kathleen Granlund

To the Social / Human Services Committee:

Ms. Suzanne Thomas, ex officio

To the Bylaw Committee:

Ms. Dawn Rickman

All were appointed for terms of three years through the 2019 Annual Town Meeting.

The Moderator also thanked Ms. Sylvia Smith for her service on the Finance Committee.

Mr. Houk moved and it was seconded to adjourn and dissolve the 2016 Annual Town Meeting

The Moderator declared the motion carried on a voice vote and the 2016 Annual Town Meeting was dissolved at 10:16 pm.

A TRUE RECORD ATTEST:



Joseph F. Powers, MMC/CMMC
Town Clerk