



Wellfleet Selectboard

Note: Start Time of 6:30pm

The Wellfleet Selectboard will hold a public meeting on **Tuesday, February 23, 2022, at 6:30 p.m. This meeting will be held via Zoom Video Conference** in accordance with the temporary suspension and enhancement of the Open Meeting Law requirements by the General Court of the Commonwealth of Massachusetts. Instructions for a Zoom video conference meeting which also allows phone dial-in are given below:

1. Join the meeting hosted in Zoom by using the following link:
<https://us02web.zoom.us/j/85689604806?pwd=blplVFFBZzViQ0xNWkZKMm9iMVdrdz09>
2. Audio, video, chat, and screen sharing functions will be disabled during the public session. Request to participate by using the “raise hand” function. **Meeting ID: 856 8960 4806 | Passcode: 611877**
 - a. Raise hand in smartphone app – touch bottom of your screen and select “more” - hit “raise hand” button
 - b. Raise hand on computer – hit “participants” button on bottom of screen – hit “raise hand” button on bottom of participants panel
 - c. Please make sure you properly identify yourself before speaking, rename yourself by selecting the participants button and choosing “more” (or by holding down on your name on a smartphone app) and selecting “rename” - full, legal names only.
 - d. Please join the meeting on time.
3. You may also listen to the meeting by calling in on a phone to +1 929 205 6099 and enter **Meeting ID: 856 8960 4806 | Passcode: 611877** Landline callers can participate by **dialing *9 to raise their hand.**
4. You may submit questions and comments to the Town using the following email: executive.assistant@wellfleet-ma.gov Comments made during the meeting via e-mail will be sent to Selectboard members AFTER the meeting.
5. Meeting materials are attached to this agenda, available online at Wellfleet-ma.gov. It is recommended that phone participants access materials in advance of the meeting.
6. **Please follow the following general instructions:**
 - a. Keep your phone muted at all times when not talking; no one is allowed to unmute themselves during the meeting.
 - i. Selectboard meetings are NOT interactive. If public comments are allowed that’s all, comments only, not questions.
 - ii. If the Chair is allowing comments during the meeting the number of comments will be limited and may be **no longer than one minute.**
 - b. Do not use speakerphone; do not use Bluetooth devices; mute all background noise.
 - c. Please do not speak until the Chair asks for public comments or questions and you have been recognized by the moderator and unmuted.
 - d. After the business section is complete no public comments are permitted. Future agenda items are from the Selectboard, no one else.

7. It is anticipated that the meeting will be recorded by the Town. Anyone else desiring to record the meeting may do so only after notifying the chair and may not interfere with the conduct of the meeting in doing so.
-

I. ***Announcements, Open Session and Public Comments***

Note: Public comments must be brief. The Board will not deliberate or vote on any matter raised solely during Announcements & Public Comments.

II. ***Licenses***

A. ***Common Victualer***

Endless Coast
Wellfleet Drive In-Flea Market

B. ***Weekday Entertainment***

Wellfleet Drive-In Flea Market

C. ***Class II***

L & R Auto

III. ***Public Hearings***

A. License #792

B. Application dated 12/27/2021 for the transfer of shellfish grant license #85-I-A consisting of two acres on Indian Neck from Randy Williams (Wellfleet, MA) and Charter Williams (Wellfleet, MA) to Randy Williams, Charter Williams and Nemanja Krsmanovic (Wellfleet, MA).

C. Application dated 1/10/2022 for the transfer of shellfish grant license # 14-1 consisting of 1.75 acres in Loagy Bay from Jason Weisman (Wellfleet, MA), Berta Bruinooge (Wellfleet, MA) and Elisabeth Salen (Wellfleet, MA) to Jason Weisman and Elisabeth Salen.

D. Application received 1/10/2022 for the renewal of shellfish grant license # 14-1 consisting of 1.75 acres in Loagy Bay for ten years from Jason Weisman (Wellfleet, MA) and Elisabeth Salen (Wellfleet, MA).

E. Application dated 1/26/2022 for a grant extension (to be numbered #852-C) to shellfish grant license #852-B consisting of approximately two-thirds of an acre on Field Point from Brad Morse (Wellfleet, MA).

mi. ***Covid-19 Updates & Recommendations***

A. Town Buildings

B. Mask Mandate

C. Any other Covid updates or recommendations

mii. ***Financial Forecast***

VI. ***Plastic Beverage Bottle Ban Warrant Article***

VII. ***Budgets***

A. Library

B. Fire Department

C. Police Department

D. Shellfish Department

VIII. ***2022 Annual Town Meeting Warrant***

IX. ***Selectboard Reports***

- X. *Town Administrator/Assistant Town Administrator Reports*
- XI. *Topics for Future Discussion*
- XII. *Correspondence and Vacancy Reports*
- XIII. *Minutes*
 - A. February 8, 2022
- XIV. *Adjournment*



SELECTBOARD

AGENDA ACTION REQUEST
Meeting Date: February 22, 2022

I

ANNOUNCEMENTS, OPEN SESSION AND PUBLIC COMMENTS

REQUESTED BY:	Wellfleet Selectboard
DESIRED ACTION:	Announcements to the board and public
PROPOSED MOTION: SUMMARY:	<u>NOTE:</u> Public comments must be brief. The Board will not deliberate or vote on any matter raised solely during Announcements & Public Comments.
ACTION TAKEN:	Moved By: _____ Seconded By: _____ Condition(s):
VOTED:	Yea _____ Nay _____ Abstain _____



SELECTBOARD

AGENDA ACTION REQUEST
Meeting Date: February 22, 2022

II

LICENSES

~ A ~

REQUESTED BY:	Principal Clerk
DESIRED ACTION:	To Approve the following Common Victualer business licenses
PROPOSED MOTION:	I move to approve the following Common Victualer Licenses
SUMMARY:	<ul style="list-style-type: none">• Endless Coast (Not a new business, has had a previous Common Victualer license)• Wellfleet Drive In-Flea Market (Not a new business, has had a pervious Common Victualer license)
ACTION TAKEN:	Moved By: _____ Seconded By: _____ Condition(s):
VOTED:	Yea _____ Nay _____ Abstain _____



SELECTBOARD

AGENDA ACTION REQUEST
Meeting Date: February 22, 2022

II

LICENSES

~ B ~

REQUESTED BY:	Principal Clerk
DESIRED ACTION:	To approve the following Weekday Entertainment Licenses
PROPOSED MOTION:	I move to approve the following Weekday Entertainment Licenses <ul style="list-style-type: none">• Wellfleet Drive In-Flea Market (Not a new license and has had a weekday license previously)
SUMMARY:	
ACTION TAKEN:	Moved By: _____ Seconded By: _____ Condition(s):
VOTED:	Yea _____ Nay _____ Abstain _____



SELECTBOARD

AGENDA ACTION REQUEST
Meeting Date: February 22, 2022

II

LICENSES

~ C ~

REQUESTED BY:	Principal Clerk
DESIRED ACTION:	To approve the following Class II Licenses
PROPOSED MOTION:	I move to approve the following Class II licenses <ul style="list-style-type: none">• L & R Auto (Not a new business, has had a previous class II license)
SUMMARY:	
ACTION TAKEN:	Moved By: _____ Seconded By: _____ Condition(s):
VOTED:	Yea _____ Nay _____ Abstain _____



SELECTBOARD

AGENDA ACTION REQUEST
Meeting Date: February 22, 2022

III

PUBLIC HEARINGS

~ A ~

REQUESTED BY:	Ryan Curley Chair
DESIRED ACTION:	Grant License #792 which was continued from 1/25/2022
PROPOSED MOTION: SUMMARY:	If a motion is needed one will be made at the time of the meeting
ACTION TAKEN:	Moved By: _____ Seconded By: _____ Condition(s):
VOTED:	Yea _____ Nay _____ Abstain _____

TOWN OF WELLFLEET
PUBLIC HEARING

In accordance with MGL Chapter 130 Sections 52, 57, 58, 60, and 68 and all applicable Town Shellfish Regulations, notice is hereby given that the Wellfleet Selectboard will hold a virtual public hearing on Tuesday, February 22, 2022 at 6:00 p.m. to consider the following:

- 1) Application dated 12/27/2021 for the transfer of shellfish grant license #85-I-A consisting of two acres on Indian Neck from Randy Williams (Wellfleet, MA) and Charter Williams (Wellfleet, MA) to Randy Williams, Charter Williams and Nemanja Krsmanovic (Wellfleet, MA).
- 2) Application dated 1/10/2022 for the transfer of shellfish grant license # 14-1 consisting of 1.75 acres in Loagy Bay from Jason Weisman (Wellfleet, MA), Berta Bruinooge (Wellfleet, MA) and Elisabeth Salen (Wellfleet, MA) to Jason Weisman and Elisabeth Salen.
- 3) Application received 1/10/2022 for the renewal of shellfish grant license # 14-1 consisting of 1.75 acres in Loagy Bay for ten years from Jason Weisman (Wellfleet, MA) and Elisabeth Salen (Wellfleet, MA).
- 4) Application dated 1/26/2022 for a grant extension (to be numbered #852-C) to shellfish grant license #852-B consisting of approximately two-thirds of an acre on Field Point from Brad Morse (Wellfleet, MA).

Recommendation of the Shellfish Constable will be available in the 02/22/2022 Selectboard's packet.

<https://us02web.zoom.us/j/85689604806?pwd=blplVFFBZzViQ0xNWkZKMm9iMVdrdz09>

WELLFLEET SELECTBOARD



SELECTBOARD

AGENDA ACTION REQUEST
Meeting Date: February 22, 2022

III

PUBLIC HEARINGS

~ B ~

REQUESTED BY:	Shellfish Department
DESIRED ACTION:	To transfer grant license #85-I-A consisting of two acres on Indian Neck from Randy Williams (Wellfleet, MA) and Charter Williams (Wellfleet, MA) to Randy Williams, Charter Williams and Nemanja Krsmanovic (Wellfleet, MA)
PROPOSED MOTION: SUMMARY:	I move to approve the application dated December 27, 2021 for the transfer of shellfish grant license #85-I-A consisting of 2 acres on Indian Neck from Randy Williams and Charter Williams to Randy Williams, Charter Williams, and Nemanja Krsmanovic all residents of Wellfleet Massachusetts.
Project	Moved By: _____ Seconded By: _____ Condition(s):
VOTED:	Yea _____ Nay _____ Abstain _____



Wellfleet Shellfish Department



300 Main Street, Wellfleet, Massachusetts 02667

February 17, 2022

To: Selectboard Members
Re: Grant renewal recommendation
From: Nancy Civetta, Shellfish Constable

Dear Selectboard members:

I received an application dated 12/27/2021 for the transfer of shellfish grant license #85-I-A consisting of two acres on Indian Neck from Randy Williams (Wellfleet, MA) and Charter Williams (verifying domicile) to Randy Williams, Charter Williams and Nemanja Krsmanovic (Wellfleet, MA).

Shellfish grant #85-I-A is in the HDYLTA parcel, and Nemanja has been an employee of the Williams' since 2019. Nemanja has also been an employee of no fewer than three other farms on Indian Neck for the past 12 years. You will find here attached all of the required paperwork to document his experience and eligibility.

I reviewed the annual grant reports for #85-I-A and compared them with the grant inspections we conducted to ensure this grant was meeting minimum production requirements. It is.

I reviewed their state propagation permits with the Mass. Division of Marine Fisheries who confirmed that they were in good standing and have already been issued their 2022 permits.

I recommend that shellfish grant license #85-I-A be transferred from Randy Williams and Charter Williams to Randy Williams, Charter Williams and Nemanja Krsmanovic.

Attached please find the transfer application and other required documentation.

Respectfully submitted,

Nancy Civetta
Shellfish Constable

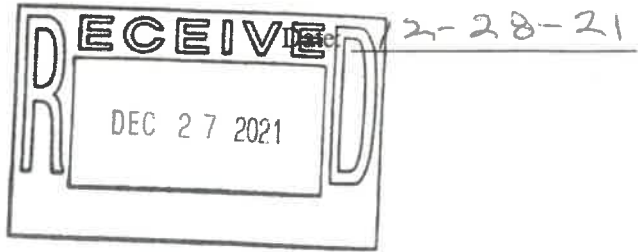
Phone (508) 349-0325



Fax (508) 349-0305

APPLICATION FOR TRANSFER OF SHELLFISH GRANT LICENSE

To: Town of Wellfleet Selectboard
300 Main Street
Wellfleet, MA 02667



I/We hereby request transfer of Shellfish Grant License # 851A ~~1085E~~

From Randy Williams + Charter Williams

To NEMANJA KRSMANOVIC + Randy Williams + Charter Williams

Said grant license is located at Wellfleet Harbor INDIAN NECK IN, in Wellfleet, MA

and consisting of two acres, as shown on a plan prepared

by Thomas W. Muryzn and dated 11/19/95

Signature

NEMANJA KRSMANOVIC

Name

80 STATE HIGHWAY

Mailing Address

774-722-7378

Telephone

NEMANJAKRSMANOVIC88@GMAIL.COM

Email

Signature

Randy Williams

Name

6 Commercial St

Mailing Address

Box 3012

203-829-0619

Telephone

Email

Signature

Charter Williams

Name

~~80 State Highway~~

Mailing Address

Box 3012

203-829-0612

Telephone

Email

NE MAN'S A KRSMANOVIC

TOWN OF WELFLEET SHELLFISH DEPARTMENT
CHECK LIST FOR AQUACULTURE LEASE APPLICANT

- Applicant is a domiciled resident of Wellfleet, as that is defined in Section 1 of our regulations.
- Applicant is 18 years of age or older.
- Approval of this application will not result in the applicant having more than 7 acres leased to them for aquaculture within the Town's waters.
- All other licensees named to the grant have given written approval for the applicant to be included on their lease. If a corporation is the current lease holder, all persons who are members of the corporation must submit their written approval.
- At this time, there are no more than three lease holders named to the lease.
- If applicant is applying for a lease on private property, permission from the owner has been obtained.
- The applicant has held and been documented by the Shellfish Department using a Wellfleet commercial shellfishing permit during a period of at least three (3) of the four (4) calendar years preceding the date of application for this license. Applicant shall submit copies of state-filed catch reports, OR,
- The applicant demonstrates experience in shellfish propagation and aquaculture, continuously, over at least three (3) years preceding the date of application, documented by the Shellfish Department.
 - This shall be supported by a letter from a license holder who employed the applicant describing the type of work performed and any other information which might be relevant.
- The applicant shall present a detailed five-year business plan for how s/he intends to use the grant, including shellfish species, amounts and sizes, and gear to be used, access routes and any other information relevant to proposed operations.
- For any proposed new grants or extensions, approximate coordinates and a map should be reviewed by the Shellfish Constable, including a site visit, and provided in the documentation for the Selectboard.
- The applicant has received and agreed in writing to comply with the current version of the Town's Shellfish Policy and Regulations.
- The applicant acknowledges that s/he will also be held responsible to and will familiarize him/herself with [MGL Ch. 130](#) and [CMR 322](#), as well as the most recent [SEMAC Best Management Practices](#), [DMF's vibrio control plan](#), [National Shellfish Sanitation Program's Guide](#)

and [DPH's Regulations for Fish and Fishery Products](#), as they apply to the harvest of shellfish governing his/her business operations.

The applicant does not show a pattern of violations of Wellfleet's Shellfishing Policy and Regulations within the last three (3) years.

FROM WELLFLEET SHELLFISH POLICY AND REGULATIONS

SECTION 1: DEFINITIONS

Aquaculture License - An authorization, granted by a vote of the Board of Selectmen, to utilize a specific tract of land, under coastal waters (1) to plant and grow shellfish using in-bottom or off-bottom culture; (2) to place shellfish in or under protective devices affixed directly to the tidal flats or land under Wellfleet's coastal waters, such as boxes, pens, trays, bags or nets; (3) to harvest and take legal shellfish; (4) to plant cultch for the purpose of catching shellfish seed; and (5) to grow shellfish by means of racks, rafts or floats ([MGL Chapter 130; Section 57](#)).

Licensed Area (Grant) - a designated bottom area, certified by the Division of Marine Fisheries (DMF) and licensed by a vote of the Board of Selectmen, on which the licensee may plant, grow and harvest shellfish (MGL Chapter 130; Sections [57](#) & [68](#)).

Resident - A declared resident of the Town of Wellfleet. Written proof that Wellfleet is the domicile as well as the legal residence of the applicant shall be required to the satisfaction of the Shellfish Constable and Board of Selectmen. Domicile will be established after one year of residency in Wellfleet is demonstrated. Proof of legal residence may include voter registration, automobile registration, driver's license, income tax filings, census data, or passport.

7.8. Issuance of Licenses for Aquaculture

7.8.1. Eligibility Requirements: Licenses shall only be issued to domiciled residents (See Sec.1 Definitions) of the Town, 18 years of age or older, who have the knowledge and experience to fulfill the responsibilities specified in the license, provided that the applicant has held and been documented by the Shellfish Department using a Wellfleet commercial shellfishing permit during a period of at least three (3) of the four (4) calendar years preceding the date of application for a license. Applicant shall submit copies of state-filed catch reports. OR, provided the applicant demonstrates experience in shellfish propagation and aquaculture, continuously, over at least three (3) years preceding the date of application, documented by the Shellfish Department. This shall be supported by a letter from a license holder who employed the applicant describing the type of work performed and any other information which might be relevant. The applicant shall present a detailed five-year business plan for how s/he intends to use the grant, including shellfish species, amounts and sizes, and gear to be used, access routes and any other information relevant to proposed operations. In addition, any applicant shall not show a pattern of violations of Wellfleet's Shellfishing Policy and Regulations within the last three (3) years.

At such time as a licensee ceases to be a domiciled resident of the Town that individual shall be removed from the license. The status of all other licensees will not change. If that licensee is the sole licensee then the license shall be revoked.

Business Purpose: Farm Oysters and Clams for market

Quality of product is my first priority. I view quality as an important building block before implementing growth strategies. Responsible growth is incremental year over year.

Management and Infrastructure:

Owner, Nemanja Krsmanovic, will personally attend to and oversee all aspects of the business. Assets include infrastructure and supplies to support the business and account for organic growth year over year. Items include racks, stackables, grow bags, trailer, trucks, ice machine, insulated refrigerator, trailer.

Space and use: 1 acre in which 80% will be used for oysters and 20% will be used for clams.

Farming Strategy:

Crassostrea Virginica Oysters (50% petites and 50% select)

Year 1: 200,000 seed

Year 2: 200,000 seed

Year 3: 200,000 seed

Year 4: 250,000 seed

Year 5: 250,000 seed

Oysters will grow from seed purchased from the hatchery. Seed will be placed in grow bags protected in 2 x 3 stackables. Seed is monitored for 1 month and then graded and placed in larger 9m bag with 1000 oysters per bag. Oysters will then be transferred to the racks for the remainder of the grow period.

Mya Arenaria Clams

Year 1-3: 100,000

Year 4-5: 150,000

Clams will grow from seeds purchased from the hatchery. Growing will begin with seeds in nursery trays. Once seed is between 4 to 6 m the seed will be transferred to orange nets for planting year one. Year two clams are transferred to tenax nets or if seed is big enough I will plant everything under tenax independence of circumstances and growing season.

Other strategies to support the business:

I also established manufacturing of hats offshore and plan to expand there to provide a competitive option for the local farmers to purchase materials to grow their product.

To: Wellfleet Selectboard

From: NEMANJA KRSMANOVIC

Date: 2/7/2022

I, NEMANJA KRSMANOVIC, agree to comply with the Town of Wellfleet's Shellfishing Policy and Regulations and assume full responsibility for understanding and adhering to all federal and state regulations as they apply to shellfish propagation, harvest and sales.

Sincerely, (NICK) NEMANJA KRSMANOVIC

Feb 3, 2022

Nemanja Krizanovic has been involved with Shellfishing since 2010. He has done both grant work and Commercial wild fishing. Always there to help another in need. Wellfleet will benefit by having him as grant holder as he is the hardest working shellfisherman bar none.

Sincerely,
Margaret Janning



SELECTBOARD

AGENDA ACTION REQUEST
Meeting Date: February 22, 2022

III

PUBLIC HEARINGS ~ C ~

REQUESTED BY:	Shellfish Department
DESIRED ACTION:	To transfer the shellfish grant license # 14-1 consisting of 1.75 acres in Loagy Bay from Jason Weisman (Wellfleet, MA), Berta Bruinooge (Wellfleet, MA) and Elisabeth Salen (Wellfleet, MA) to Jason Weisman and Elisabeth Salen.
PROPOSED MOTION: Summary:	I move to approve the application dated January 10, 2022, for the transfer of shellfish grant license #14-1 consisting of 1.75 acres in Loagy Bay from Jason Weisman, Berta Bruinooge, and Elisabeth Salen to Jason Weisman and Elisabeth Salen all residents of Wellfleet Ma.
ACTION TAKEN:	Moved By: _____ Seconded By: _____ Condition(s):
VOTED:	Yea _____ Nay _____ Abstain _____



Wellfleet Shellfish Department



300 Main Street, Wellfleet, Massachusetts 02667

February 17, 2022

To: Selectboard Members
Re: Grant renewal recommendation
From: Nancy Civetta, Shellfish Constable

I received an application from Berta Bruinooge, Jason Lance Weisman and Elisabeth Salen on January 10, 2022 to transfer shellfish grant license #14-1 from Berta Bruinooge, Jason Lance Weisman and Elisabeth Salen to Jason Lance Weisman and Elisabeth Salen.

Shellfish grant #14-1 is in Loagy Bay adjacent to Old Wharf Point and consists of 1.75 acres. The grant and the lease holders are in compliance with the Town of Wellfleet Shellfishing Policy and Regulations.

I recommend that shellfish grant license #14-1 be transferred from Berta Bruinooge, Jason Lance Weisman and Elisabeth Salen to Jason Lance Weisman and Elisabeth Salen.

Attached please find the transfer application.

Respectfully submitted,


Nancy Civetta
Shellfish Constable

Phone (508) 349-0325

Fax (508) 349-0305

RCVD
1102022

APPLICATION FOR TRANSFER OF SHELLFISH GRANT LICENSE

Date: 4/1/2022

To: Board of Selectmen
300 Main Street
Wellfleet, MA 02667

I/We hereby request transfer of Shellfish Grant License # 141

From JASON LANCE WEISMAN, ELISABETH ANN SALLIN, BERTA BRINDIDGE

To JASON LANCE WEISMAN, ELISABETH ANN SALLIN

Said grant license is located at LOAGY BAY, in Wellfleet, MA

and consisting of 1.75 acres, as shown on a plan prepared

by Slade Associates and dated 1-13-2015

JASON LANCE WEISMAN
P.O. BOX # 75
S. WELFLEET, MA
02663
774-722-4699
JASONLANCE333@GMAIL.COM

Elisabeth Sallin
P.O. Box # 75
55 Wellfleet, MA
02663
508-239-2645

Signature(s)

Berta Brindidge
Name(s)

P.O. Box 294
Mailing Address

50 Wellfleet, MA 02663

508-349-6080
Telephone

elisabeth_sallin@hotmail.com
Email

jacuba@megahet.net



SELECTBOARD

AGENDA ACTION REQUEST
Meeting Date: February 22, 2022

III

PUBLIC HEARINGS

~ D ~

REQUESTED BY:	Shellfish Department
DESIRED ACTION:	To approve the renewal of shellfish grant license #14-1 consisting of 1.75 acres in Loagy Bay for ten years from Jason Weisman (Wellfleet, MA) and Elisabeth Salen (Wellfleet, MA)
PROPOSED MOTION: SUMMARY:	I move to approve the application dated January 10, 2022 fro the renewal of shellfish grant license #14-1 consisting of 1.75 acres in Loagy Bay for ten years from Jason Weisman and Elisabeth Salen both residents of Wellfleet Massachusetts.
ACTION TAKEN:	Moved By: _____ Seconded By: _____ Condition(s):
VOTED:	Yea _____ Nay _____ Abstain _____



Wellfleet Shellfish Department



300 Main Street, Wellfleet, Massachusetts 02667

February 17, 2022

To: Selectboard Members
Re: Grant renewal recommendation
From: Nancy Civetta, Shellfish Constable

I received an application from Jason Lance Weisman and Elisabeth Salen on January 10, 2022 to renew shellfish grant license #14-1 for a period of ten years.

I reviewed their annual grant reports and compared them with the grant inspections we conducted to ensure this grant was meeting minimum production requirements. It is.

I reviewed their state propagation and commercial shellfishing permits to make sure they were in good standing. They are.

I recommend that Jason Lance Weisman and Elisabeth Salen's license for grant #14-1 be renewed for 10 years.

Attached please find the renewal application.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "Nancy Civetta".

Nancy Civetta
Shellfish Constable

Phone (508) 349-0325



Fax (508) 349-0305

RCVD
1-10-2022

APPLICATION FOR RENEWAL OF SHELLFISH GRANT LICENSE

Date: 1/4/2022

TO: Board of Selectmen
300 Main Street
Wellfleet, MA 02667

I/We hereby request renewal of Shellfish Grant License # 14-1, located at

LOAGY BAY, in Wellfleet MA and consisting of 1.75 acres,

and dated 1-13-2015, for a (five) (ten) year period.

I/We agree to pay to the Town Clerk, within thirty days after approval, the annual fee and \$1.00 for recording and \$ 4.00 for costs incurred by the Town of Wellfleet in granting said renewal.

[Signature]
Signature

JASON LANCE WEISMAN
Name

P.O. BOX #75
Mailing Address

S. WELFLEET, MA 02663

774 722 4699
Telephone Number

[Signature]
Signature

Elizabeth Ann Salen
Name

P.O. BOX #75
Mailing Address

S WELFLEET, MA 02663

508 237-2645
Telephone Number



SELECTBOARD

AGENDA ACTION REQUEST
Meeting Date: February 22, 2022

III

PUBLIC HEARINGS

~ E ~

REQUESTED BY:	Shellfish Department
DESIRED ACTION:	To approve a grant extension to shellfish grant license #852-B consisting of approximately two-thirds of an acre on Field Point from Brad Morse (Wellfleet, MA)
PROPOSED MOTION:	I move to approve the application dated January 26, 2022 for a grant extension to be numbered #852-C to shellfish grant license #852-B consisting of approximately two thirds of an acre on Field Point from Brad Morse of Wellfleet Massachusetts.
SUMMARY:	
ACTION TAKEN:	Moved By: _____ Seconded By: _____ Condition(s):
VOTED:	Yea _____ Nay _____ Abstain _____



Wellfleet Shellfish Department



300 Main Street, Wellfleet, Massachusetts 02667

Date: February 17, 2022
To: Town of Wellfleet Selectboard
Re: Recommendations
From: Shellfish Constable Nancy Civetta

Dear Selectboard members:

I received an application on July 29, 2021, from Brad Morse requesting a shellfish grant license extension on Field Point (#852-C), totaling approximately .663 acres. It is within the HDYTLA Trust boundaries and is situated on Field Point across from the Lieutenant Island boathouse.

I did not have time to get a public hearing on the Selectboard agenda for this before the Selectboard voted on August 16, 2021, to put a moratorium on new grants and extensions in the HDYTLA property. He has been patiently waiting for your decision, and on January 26, 2022, the day after you voted to again allow extensions there, he resubmitted his complete application.

On February 9, 2022, I visited the proposed site with Harbormaster Will Sullivan. We surveyed the location, and Brad explained to us the reasons for his request. He had always thought that where his current extension request is was part of his grant. In fact, he has been farming this area since Bob Rowell put him on the grant and showed him the grant boundaries in 2008. The Shellfish Department verified through Google Earth images that Brad has been farming this area since 2008, and we would like to note that nothing has ever been brought to our attention about it being a problem to navigation in the past 15 years. In the field nothing is changing with this grant extension request.

With navigation and recreation in mind, the Harbormaster walked the offshore boundary points of the proposed extension. One seemed too far out in his opinion, and so we moved it in about 25 feet. I then took the two new extension points to our GIS consultant, who mapped out the new layout, submitted here, including a table with the coordinates. The Harbormaster and I went back out for a site visit on February 17, 2022. **We both approve of the boundary locations submitted in the afore-mentioned new layout with coordinates 852-C SW and 852-C SE.** The buoys for this extension will follow along the buoy lines of Michael DeVasto's and Shea Murphy's extensions, providing good guidance for boaters. (See maps attached.)

Brad is an experienced shellfish farmer and has been farming these grants for the past 15 years. I recommend approving the additional grant license. Attached please find all related paperwork.

The area will need to be surveyed by the Mass. Division of Marine Fisheries to determine if it has significant shellfish resources that cannot be taken out of the public domain. He will also need to have it professionally surveyed to finalize exact boundary points and acreage.

Respectfully submitted,

Nancy Civetta, Shellfish Constable

Phone (508) 349-0325

Fax (508) 349-0305

RCVD
1-26-2022
[unclear]

APPLICATION FOR SHELLFISH GRANT LICENSE

DATE: 1-26-2022

This request is being made under Chapter 130, Sections 57 & 59.

Name BRADFORD MORSE

Address 220 FAINE HOLLOW RD
WELLFLEET MA 02667

Telephone 508 237 6913

Approximate location of proposed grant license area: EXTENTION
FIELD POINT GRANT 852-C

Desired size of proposed grant license area: EXTENTION
ARROX 2/3 OF AN ACRE

GENERAL INFORMATION

Previous shellfishing experience: Decades.

How long have you had a shellfish permit (commercial/non-commercial)? Decades
SINCE - 1974

How long have you lived in Wellfleet? All my life.

Comments:

Bradford Morse
Signature of Applicant

[Signature]
Shellfish Constable

BRAD MORSE
TOWN OF WELFLEET SHELLFISH DEPARTMENT
CHECK LIST FOR AQUACULTURE LEASE APPLICANT

Applicant is a domiciled resident of Wellfleet, as that is defined in Section 1 of our regulations.

Applicant is 18 years of age or older.

Approval of this application will not result in the applicant having more than 7 acres leased to them for aquaculture within the Town's waters.

N/A All other licensees named to the grant have given written approval for the applicant to be included on their lease. If a corporation is the current lease holder, all persons who are members of the corporation must submit their written approval.

At this time, there are no more than three lease holders named to the lease.

N/A If applicant is applying for a lease on private property, permission from the owner has been obtained.

The applicant has held and been documented by the Shellfish Department using a Wellfleet commercial shellfishing permit during a period of at least three (3) of the four (4) calendar years preceding the date of application for this license. Applicant shall submit copies of state-filed catch reports, OR,

The applicant demonstrates experience in shellfish propagation and aquaculture, continuously, over at least three (3) years preceding the date of application, documented by the Shellfish Department.

N/A This shall be supported by a letter from a license holder who employed the applicant describing the type of work performed and any other information which might be relevant.

The applicant shall present a detailed five-year business plan for how s/he intends to use the grant, including shellfish species, amounts and sizes, and gear to be used, access routes and any other information relevant to proposed operations.

For any proposed new grants or extensions, approximate coordinates and a map should be reviewed by the Shellfish Constable, including a site visit, and provided in the documentation for the Selectboard.

The applicant has received and agreed in writing to comply with the current version of the Town's Shellfish Policy and Regulations.

The applicant acknowledges that s/he will also be held responsible to and will familiarize him/herself with MGL Ch. 130 and CMR 322, as well as the most recent SEMAC Best Management Practices, DMF's vibrio control plan, National Shellfish Sanitation Program's Guide

and DPH's Regulations for Fish and Fishery Products, as they apply to the harvest of shellfish governing his/her business operations.

- The applicant does not show a pattern of violations of Wellfleet's Shellfishing Policy and Regulations within the last three (3) years.

FROM WELLFLEET SHELLFISH POLICY AND REGULATIONS

SECTION 1: DEFINITIONS

Aquaculture License - An authorization, granted by a vote of the Board of Selectmen, to utilize a specific tract of land, under coastal waters (1) to plant and grow shellfish using in-bottom or off-bottom culture; (2) to place shellfish in or under protective devices affixed directly to the tidal flats or land under Wellfleet's coastal waters, such as boxes, pens, trays, bags or nets; (3) to harvest and take legal shellfish; (4) to plant cultch for the purpose of catching shellfish seed; and (5) to grow shellfish by means of racks, rafts or floats (MGL Chapter 130; Section 57).

Licensed Area (Grant) - a designated bottom area, certified by the Division of Marine Fisheries (DMF) and licensed by a vote of the Board of Selectmen, on which the licensee may plant, grow and harvest shellfish (MGL Chapter 130; Sections 57 & 68).

Resident - A declared resident of the Town of Wellfleet. Written proof that Wellfleet is the domicile as well as the legal residence of the applicant shall be required to the satisfaction of the Shellfish Constable and Board of Selectmen. Domicile will be established after one year of residency in Wellfleet is demonstrated. Proof of legal residence may include voter registration, automobile registration, driver's license, income tax filings, census data, or passport.

7.8. Issuance of Licenses for Aquaculture

7.8.1. Eligibility Requirements: Licenses shall only be issued to domiciled residents (See Sec.1 Definitions) of the Town, 18 years of age or older, who have the knowledge and experience to fulfill the responsibilities specified in the license, provided that the applicant has held and been documented by the Shellfish Department using a Wellfleet commercial shellfishing permit during a period of at least three (3) of the four (4) calendar years preceding the date of application for a license. Applicant shall submit copies of state-filed catch reports. OR, provided the applicant demonstrates experience in shellfish propagation and aquaculture, continuously, over at least three (3) years preceding the date of application, documented by the Shellfish Department. This shall be supported by a letter from a license holder who employed the applicant describing the type of work performed and any other information which might be relevant. The applicant shall present a detailed five-year business plan for how s/he intends to use the grant, including shellfish species, amounts and sizes, and gear to be used, access routes and any other information relevant to proposed operations. In addition, any applicant shall not show a pattern of violations of Wellfleet's Shellfishing Policy and Regulations within the last three (3) years.

At such time as a licensee ceases to be a domiciled resident of the Town that individual shall be removed from the license. The status of all other licensees will not change. If that licensee is the sole licensee then the license shall be revoked.

FIVE-YEAR PLAN

(Each license holder should specify his/her own plan if grant areas are worked independently.)

Grant # 952-C

Name(s) Beard Nurse

Acres 0.5-.66 Acres

Location Field Point

Business Purpose:

I. Types and amounts of shellfish to be raised

CLUSTERS
Year 1-3 300k oyster Seed Hatchery
Year 4-5 200k oys seed Hatchery

II. Seed sources (Specify hatcheries, wild spat collecting and where, etc. for each type of shellfish)

FISHERS Island varies each year.

III. Method of Propagation and Equipment to be used (Specify for each type of shellfish. Please highlight any new gear investments.)

RACK + BAG

IV. Infrastructure employed both on-site (trucks, trailers, etc.) and off-site (pits/storage containers/refrigerated units, culling facilities, ice machine, etc.) and where located

220 Paine Hollow Rd

V. Means of access to grant

TRUCK + Trailer

VI. Other strategies to support the business

To: Wellfleet Selectboard

From: BRADFORD MORSE

Date:

I, BRADFORD MORSE, agree to comply with the Town of Wellfleet's Shellfishing Policy and Regulations and assume full responsibility for understanding and adhering to all federal and state regulations as they apply to shellfish propagation, harvest and sales.

Sincerely,

Bradford Morse

- Layers
- points
- polygons
- Indian_Neck_deepwater_grant_corners
- WSD regulation points
- state_tract_line
- WSD_regulation_lines
- Indian_Neck_deepwater_grant_move_DEFG
- Grant_group
- grant_polygons
- grant_corners

Table

points

Name	LAT	LON
B99	41.903908	-70.011512
852-C SE	41.904007	-70.011588
852-C-SW	41.903839	-70.012288

1 4 4 1

(0 out of 7 Selected)

points





BOS APPROVED

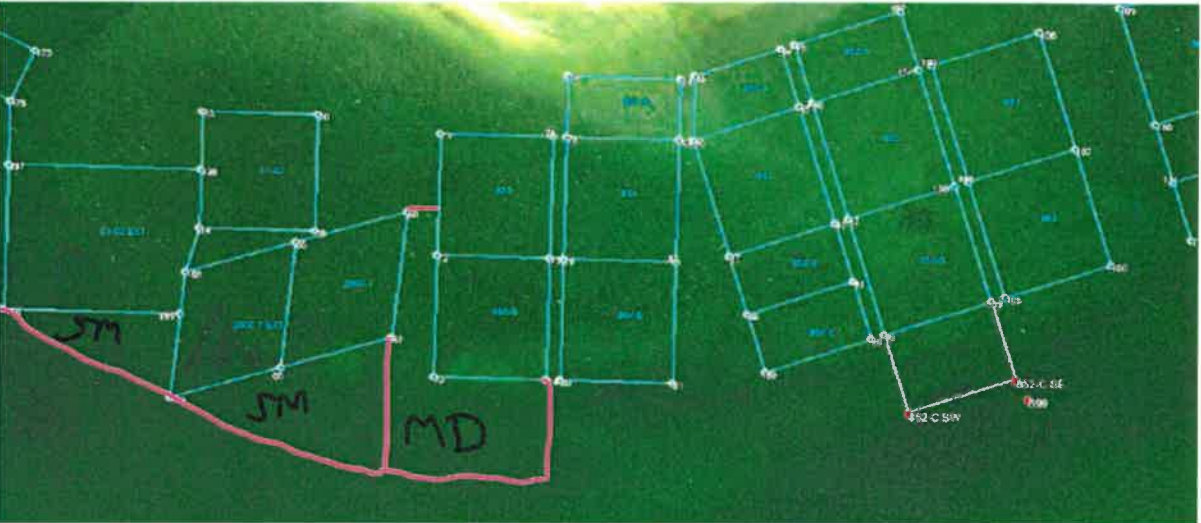
SM = Shea Murphy grant extensions (1.8 acres total) APPROVED

MD = Mike DeVasto grant extensions (1.5 acres total) APPROVED

Brad Morse grant extension 852-C & vicinity – imagery date April 2017 – low tide



Brad Morse grant extension 852-C & vicinity – imagery date Feb 2018 – high tide





SELECTBOARD

AGENDA ACTION REQUEST
Meeting Date: February 22, 2022

IV

COVID-19 UPDATES & RECOMMENDATIONS

REQUESTED BY:	Wellfleet Selectboard & Wellfleet Health Agent
DESIRED ACTION:	To discuss the any updates and recommendations regarding Covid-19 <ul style="list-style-type: none">• Town Buildings• Mask Mandate• Any other updates that need to be given
PROPOSED MOTION:	If the board makes any decisions on the above matters and a motion is needed one will be made at the time of the meeting.
SUMMARY:	
ACTION TAKEN:	Moved By: _____ Seconded By: _____ Condition(s):
VOTED:	Yea _____ Nay _____ Abstain _____

Rebekah Eldridge

From: Charles Sumner
Sent: Thursday, February 17, 2022 2:58 PM
To: Board of Selectmen
Subject: FW: Update on Mask Policy

FYI

From: Arlynn L. Consiglio <consiglioal@nausetschools.org>
Sent: Thursday, February 17, 2022 2:49 PM
To: Charles Sumner <Charles.Sumner@wellfleet-ma.gov>; Jacqueline Beebe <jbeebe@eastham-ma.gov>; John Kelly <jkelly@town.orleans.ma.us>; Laurie Gillespie-Lee <lgillespielee@eastham-ma.gov>; Molly Bates <mbates@town.orleans.ma.us>; Peter Lombardi <plombardi@brewster-ma.gov>; Robin Young <ryoung@brewster-ma.gov>; Cindy Nicholson <townclerk@eastham-ma.gov>; Collette Williams <townclerk@town.brewster.ma.us>; Erin Ellis <eellis@town.orleans.ma.us>; Jayne <agendas@town.brewster.ma.us>; Jennifer Congel <Jennifer.Congel@wellfleet-ma.gov>; Kelly Darling <kdarling@town.orleans.ma.us>; Linda Sassi <assttownclerk@eastham-ma.gov>; Rebekah Eldridge <Rebekah.Eldridge@wellfleet-ma.gov>; Town Clerk <townclerk@wellfleet-ma.gov>
Subject: Update on Mask Policy

Good Afternoon,
Superintendent Clenchy sent the message below out to all NPS Staff and Families today.
We wanted to share this communication with our Member Towns as well.
Thank you,
Arlynn

Update on Mask Policy - From Superintendent Brooke Clenchy

Dear Nauset Families and Staff,

I would like to update you on mandated masking and the potential to move to optional masking.

Currently masks are mandated in all NPS schools as a result of three components - the current state mandate requires masks, the NPS school policy requires masks, and the four local Boards of Health require masking in Municipal Buildings, which include school buildings.

The Governor's decision regarding masks reverts back to local control effective February 28th.

The structure of Nauset Public Schools creates challenges to navigate this as we move forward, but we have paved a clear pathway forward towards a mask optional environment.

However, we are not a single municipality such as Mashpee, Falmouth or Truro. We consist of five uniquely different districts and Union 54 under the umbrella of the Nauset Public Schools. It's important that each of the four elementary and the Regional (which consists of the middle and high school) districts are able to retain their autonomy where possible, and that the pathway allows the ability for each community to be able to make informed decisions on mask options, which may be different from their neighboring communities.

Through thought-partnering with the NPS legal counsel, it was determined that the best approach forward is to prepare a new policy to replace the current mask-mandate policy that will allow us the necessary latitude to make local decisions. All policies have to run through a typical process in a school district. The NPS Policy Sub-Committee (which is already in place) will now assume these efforts to craft the new policy and make a recommendation to the Joint Committee for acceptance. We are exploring the possibility of moving this along quicker than the typical policy process would require.

We are aiming to have a mask optional policy in place by March 14th - but have left any dates off of the motion made at the Joint Committee on Tuesday evening, should something slow the process.

The new policy will designate the decision-making regarding mask-mandate/optional masking to the Superintendent working in collaboration with the NPS Nurse Leader and local Boards of Health.

This allows for each community to have its own autonomy, depending on the trajectory of COVID in their individual communities. For example, should Wellfleet experience a surge, we could operationally put a shorter, temporary mask-mandate back into place immediately if we are mask optional, without having to bring together a school committee for an emergency meeting. At the same time all other communities could remain mask optional.

We recognize that each of our community Boards of Health will be meeting to review their current policies, particularly in light of newly released guidance on Monday, February 14th. We acknowledge that the Board of Health may make a decision that could be different than ours, and their decision would supersede all else, which is currently the case.

We are most appreciative of the relationships that the NPS has with its four health authorities, and our Nurse Leader has regular, ongoing communication with each. She will continue to be the key point person with each of them. This is the fastest way to move things forward given the structure of Nauset Public Schools, and gives us the greatest amount of necessary latitude and autonomy in our individual communities.

We ask for your continued patience as we work to move this to the "finish line".

Yours in Partnership,
Brooke Clenchy
Superintendent
Nauset Public Schools

Arlynn L. Consiglio
(she/her)
Executive Assistant to the Superintendent
Recording Secretary
Notary Public
Nauset Public Schools
78 Eldredge Park Way
Orleans, MA 02653
(508) 255-8800 ext. 7002
[*consiglioal@nausetschools.org*](mailto:consiglioal@nausetschools.org)

Follow us on Twitter: [@NausetSupt](#)

The Nauset Public Schools does not discriminate on the basis of race, color, sex, gender identity, religion, national origin, limited English proficiency, sexual orientation, disability, homelessness or housing status in its educational programs, activities or employment policies.

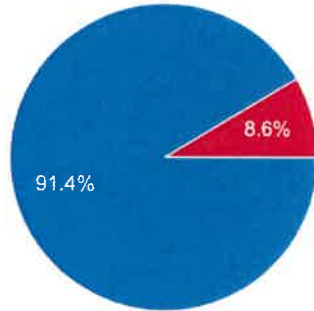
Please note the Massachusetts Secretary of State's office has determined that most emails to and from municipal offices and officials are public records. For more information please refer to: <http://www.sec.state.ma.us/pre/preidx.htm>.

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Results ::: 2022 Member Survey ::: Mask Mandate

Is your business located in Wellfleet?

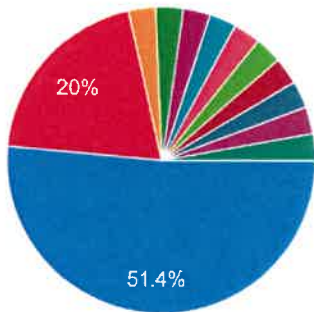
35 responses



- Yes
- No

Is your business open...

35 responses

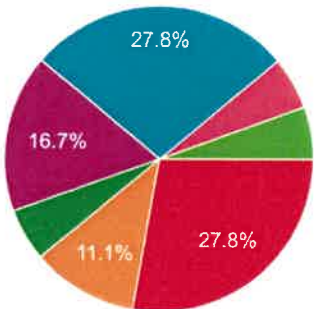


- Year-round
- Summer
- May to December
- Spring through fall
- May till December
- May-Oct
- Seasonal
- mostly 3/4 year, including spring, sum...

▲ 1/2 ▼

Type of Business:

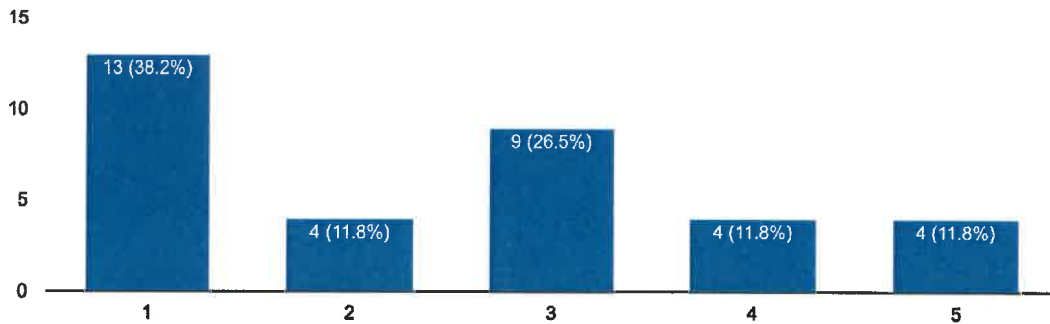
18 responses



- Accommodation
- Dining and Food
- Nonprofit or Association
- Professional Services
- Recreation
- Retail
- Real estate
- So thankful that you're doing this Lara. I don't have a business but I work at the Chamber of Commerce and I would b...

How concerned are your employees about non-masking, if there is no longer a mask mandate?

34 responses



What is the potential impact on your workforce when the mask mandate is lifted? 29 responses

None

As long as the CDC and the town are on the same page, we'll be fine.

Positive

It's for the better

More exposure for them and for customers.

If my employees or customers chose to wear a mask fine . I would make it optional . People are now well informed and need to be responsible for themselves

Until things are really under control there is real concern that employees will be put in unsafe situations

Don't know. Don't think it will have a big impact

none

Fear of contracting Covid- but many will still mask to protect themselves

Workforce will be encourage to mask or not mask as they choose. We want the ability to give our workforce and our guests a choice.

Everyone will breath better, less stress

It will get better I hope! My business is suffer tremendously through Covid.

If I get sick I cannot take care of my business, and its reputation for reliability would suffer a lot. I am my primary worker , and the only one who has contact with guests in my rental units.

Less one on one interaction with patrons

I'm the only one and have not decided

they will still work

no impact

We will continue to require masks. Our volunteers are older, many with health issues.

We will still wear masks and stay far from people

My employees welcome the lift as they are in a hot kitchen and not around patrons

Higher chance of getting sick.

I'm the sole worker. I don't wish to breathe everyone's air just to run a business. Masks!

Most employees are vaccinated and unlikely to become gravely ill however, we run a skeleton crew in winter and having an employee out sick causes a strain on our operation.

High impact due to the number of customers

Happier employees and increased business

they are given the choice to wear a mask if they choose to when the mandate is lifted. most do on the front end. customer facing.

Positive. Masks bother those with glasses. Nearly all are vaccinated & boosted anyway.

What is your opinion of the impacts the town's lifting/reimposing mask mandate had on your business? 31 responses

The back and forth though necessary, is a problem. It's hard enough to get locals and guests to follow policy when it's set in stone. The back and forth causes problems.

Not good

When the mandate was on, it had a negative impact and was something employees shouldn't have to enforce

It's way too soon if anyone is following the infection rates and death rates. Schools are supposedly down to 3%, which used to be considered high.

It was all over the place last year . Very confusing week to week

Confusing

I like having the mask mandate and do not know why so many places have been lifting them right now. It seems a little early as we are just getting things to a more manageable level again. Let's try to have no case numbers in town before we make a change that could bring risk to our citizens and to our employees.

It's time to lift it

Probably not much impact, but some customers absolutely complain.

Very little now- people are used to it - still have those anti-vac minority being rude

Last year, late in the season, the mask mandate was reinstated in town. It was extremely difficult to police the mask policy with some of the workforce and the majority of guests. Guests visiting from neighboring towns were especially agitated. A vast majority of people are feeling generally worn out from Covid restrictions.

Inconsistency of policy throughout the Cape is an issue, confusing locals, and visitors

The fear that Covid brings has had the worst impacts on my business.

I do not know, but in a way I do not care, if people don't want to wear a mask in public places (until the safe to lift the requirement) I don't want their business, there is always someone else who would want to be here because we do require masks in public spaces.

As long as the town supports individual businesses' choice to have a mask mandate I would support the town lifting the mandate. From surveying our patrons, requiring proof of vaccination and reducing our seating capacity ranked higher as safety measures.

NA

the town should leave it up to each business

no impact

Mask mandates helped to keep our volunteers safe & less anxious, free of COVID

Masks are best

Finally !!

I can speak to recent months as we are closed. But the constant back and forth is very confusing for customers and employees

Enforcement with guests has been difficult and can feel pointless when they remove the mask once they sit. There's more of an us vs. them feeling when staff is masked and guests aren't (especially staff that don't want to wear a mask).

I'm supportive of masks but find the mandates to be hard to enforce. I am supportive of anyone that prefers to wear a mask mandate or not

this is a difficult question to answer as most businesses including mine are closed at the moment. I understand cases are down but do we need to rush in? I personally would like to wait another month before lifting the mandate

My customers appreciated - and thanked the Town - for the mask mandate. They felt safe!

Not much really. We require our staff who interact directly with customers to remain masked for their own protection but we have relaxed about policing.

I think it's time

Minimal

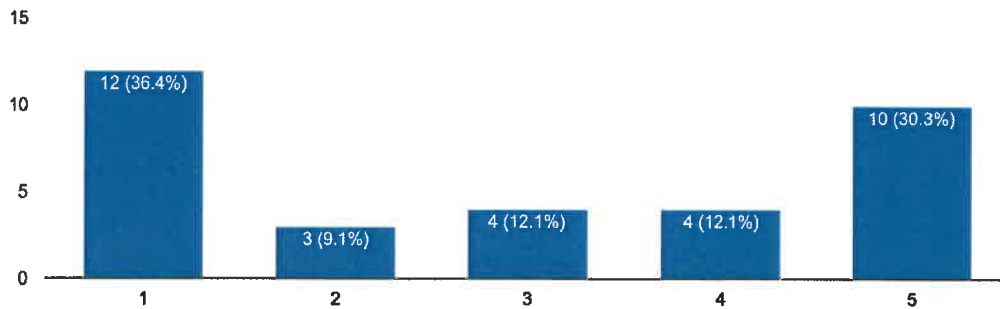
NEGATIVE.

difficulty with patrons and confusion from town to town.

We have a high vaccination rate out here, mask mandates are not needed. In addition, when our town has it and a town like Orleans does not, it truly puts us at a disadvantage.

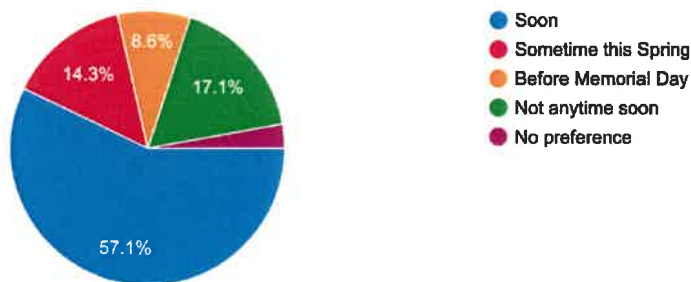
How concerned are you about potential disruptions to your business operations, for instance having to close if your staff contracts COVID?

33 responses



As a business owner, when would you like to see the mandate lifted in Wellfleet?

35 responses



Are there any issues related to your business that you would like to address to the Selectboard and/or Town Officials, not related to COVID?^{13 responses}

No

no

I hope oyster fest will take place this year .

I think leaving masking up to individual businesses would be the best policy.

Not that I can think of at the moment

The snow plow people have to do a more careful job. I realize it is a hard job, but they knock down mailboxes and dump piles of snow in the way of sidewalk paths that old people walk on. Please just be more careful.

Nope

Fix the budget

It would help business to loosen up on our signage regulations.

Eliminate the personal property tax for businesses. It doesn't make sense.

Consider waiving the additional .75% meals tax on restaurants that remain open year-round.

I would like parking enforcement in town lots

Massachusetts Department of Public Health | COVID-19 Dashboard

Weekly Data by City and Town

Report date: February
 With data starting: January
 and ending on: February
 *These data are updated on

Testing Data

Data by City and Town

Data by County

Select an Indicator:

14-day Average Daily Incidence Rate

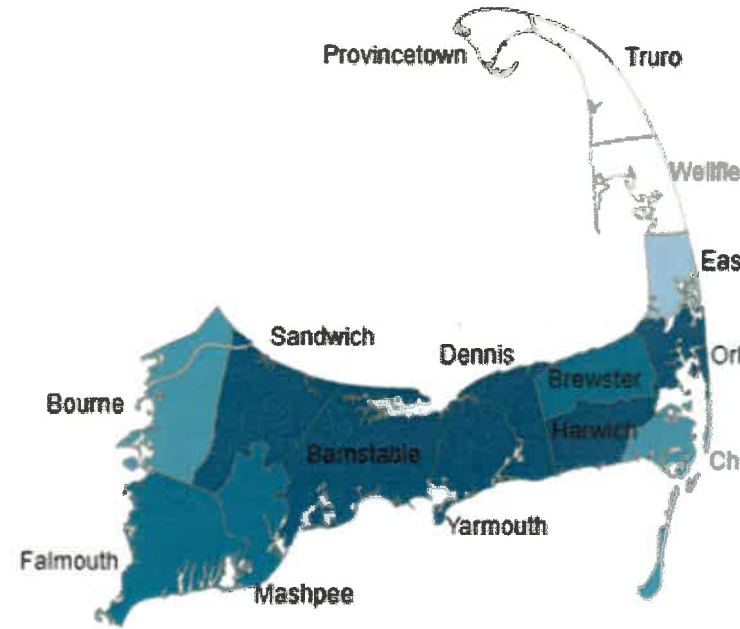
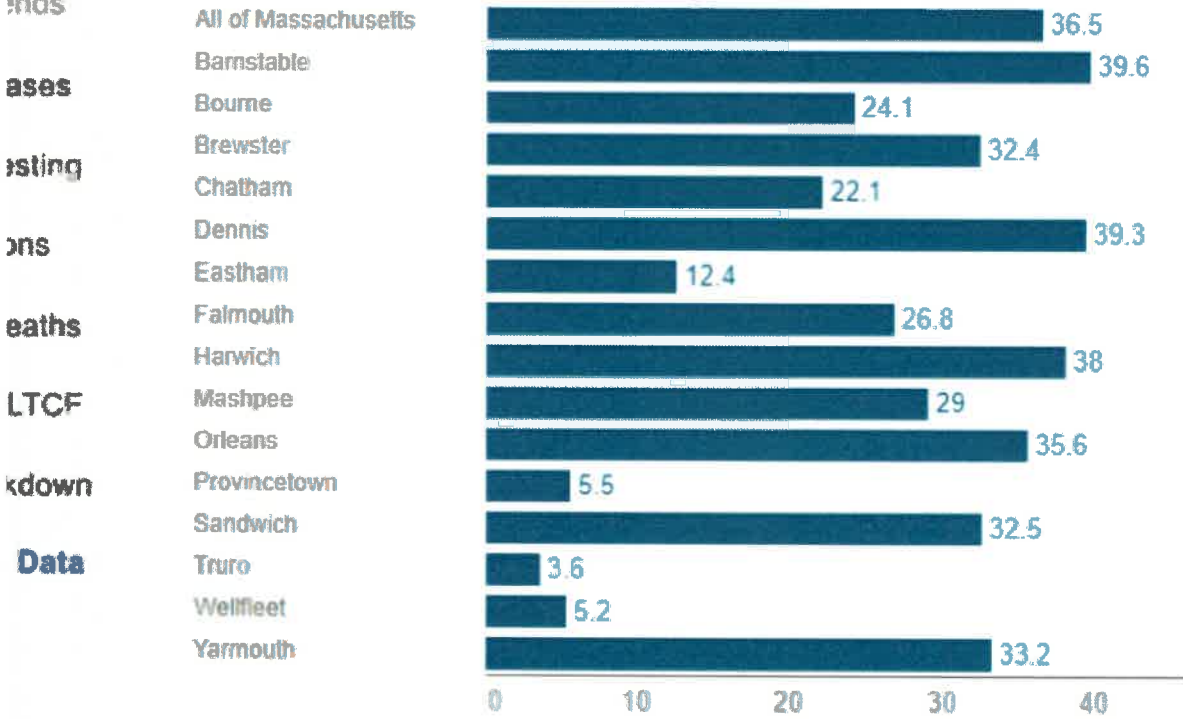
Select Counties to see Towns:

(Multiple values)

Select a Date:

2/17/2022

3.6



The most recent 4 weeks of data are viewable on this page. To view data outside of this range, please visit our data archive and download the raw data. *Cells with few observations have been suppressed. All data included in this dashboard are preliminary and subject to change. Data Sources: COVID-19 Data provided by the Bureau of Infectious Disease and Laboratory Sciences and the Registry of Vital Records and Statistics; Created by the Massachusetts Department of Public Health, Bureau of Infectious Disease and Laboratory Sciences, Division of Surveillance, Analytics and Informatics. MDPH calculates rates per 100,000 population using denominators estimated by the University of Massachusetts Donahue Institute using a modified Hamilton-Perry model (Strate S. et al. Small Area Population Estimates for 2011 through 2020, report, Oct 2016.) Figures for these tables are based on information available in the MDPH surveillance database at a single point in time. Case counts for specific cities, towns, and counties change as cleaning occurs (removal of duplicate reports within the system) and new demographic information (assigning cases to their city or town of residence) is obtained. Rates are calculated from the number of tests conducted in the geographic area divided by the population denominator (the number of people living in that geographic area). Rates may vary between geographic areas that have different population sizes.

Massachusetts Department of Public Health | COVID-19 Dashboard

Data by City and Town

Report date: Feb
 With data starting: J
 and ending on: Fe
 *These data are upd

Testing Data

Data by City and Town

Data by County

Select an Indicator:

Case Counts (past 2 weeks)

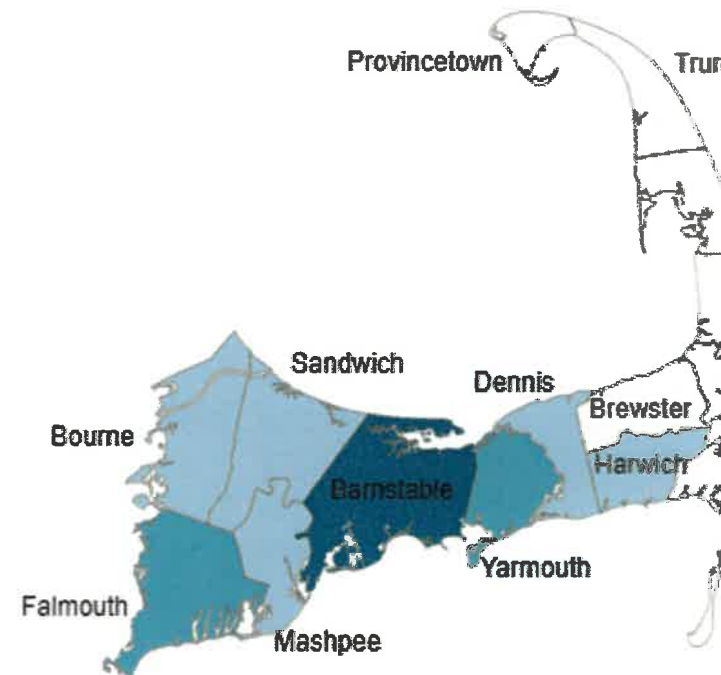
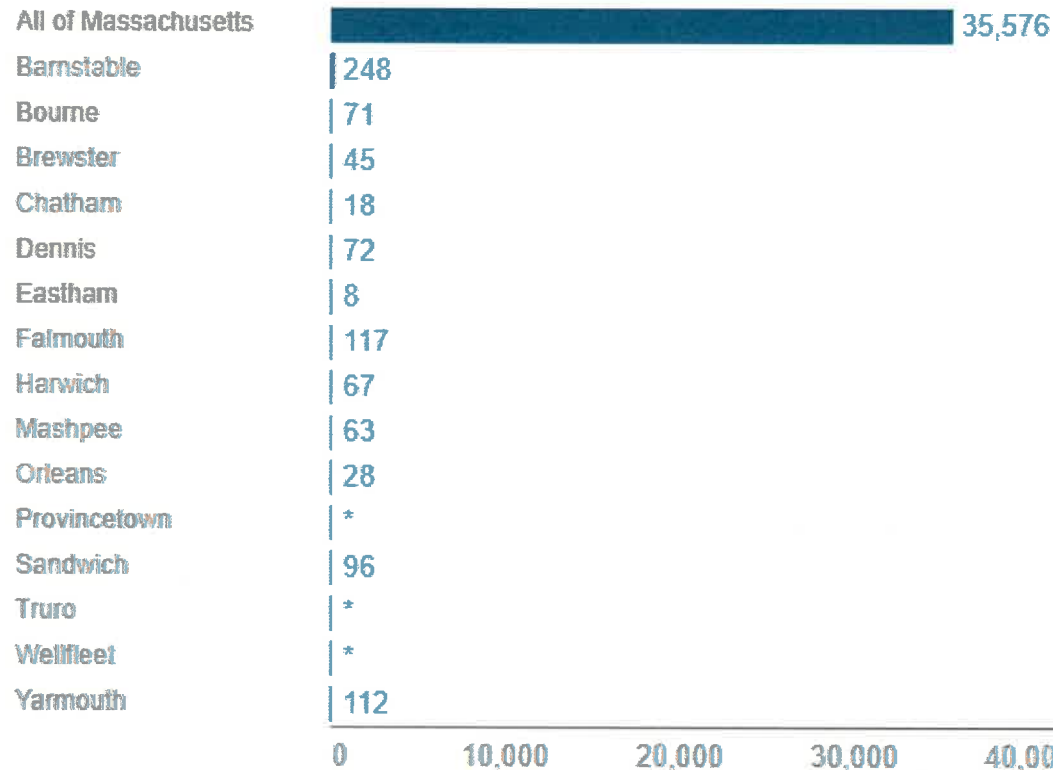
Select Counties to see Towns:

(Multiple values)

Select a Date:

2/17/2022

8



The most recent 4 weeks of data are viewable on this page. To view data outside of this range, please visit our data archive and download the raw data. *Cells with 0 observations have been suppressed. All data included in this dashboard are preliminary and subject to change. Data Sources: COVID-19 Data provided by the Massachusetts Department of Public Health, Bureau of Infectious Disease and Laboratory Sciences and the Registry of Vital Records and Statistics; Created by the Massachusetts Department of Public Health, Bureau of Infectious Disease and Laboratory Sciences, Division of Surveillance, Analytics and Informatics. MDPH calculates rates per 100,000 population using denominators estimated by the U.S. Census Bureau, Massachusetts Donahue Institute using a modified Hamilton-Perry model (Strate S, et al. Small Area Population Estimates for 2011 through 2020, report, Oct 2019). Case counts for these tables are based on information available in the MDPH surveillance database at a single point in time. Case counts for specific cities, towns, and counties are calculated from the number of tests conducted in the geographic area divided by the population denominator (the number of people living in that geographic area). Case counts are compared between geographic areas that have different population sizes.

Testing Data

Data by City and Town

Data by County

Select an Indicator:

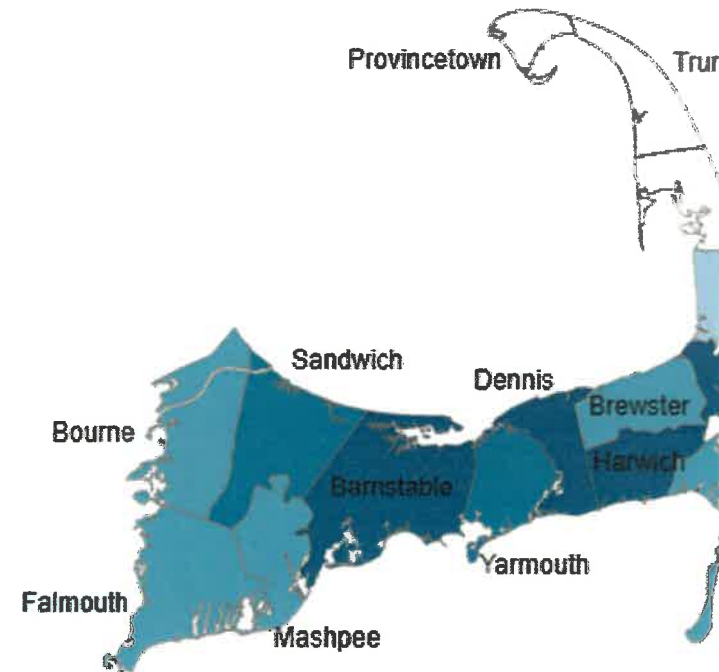
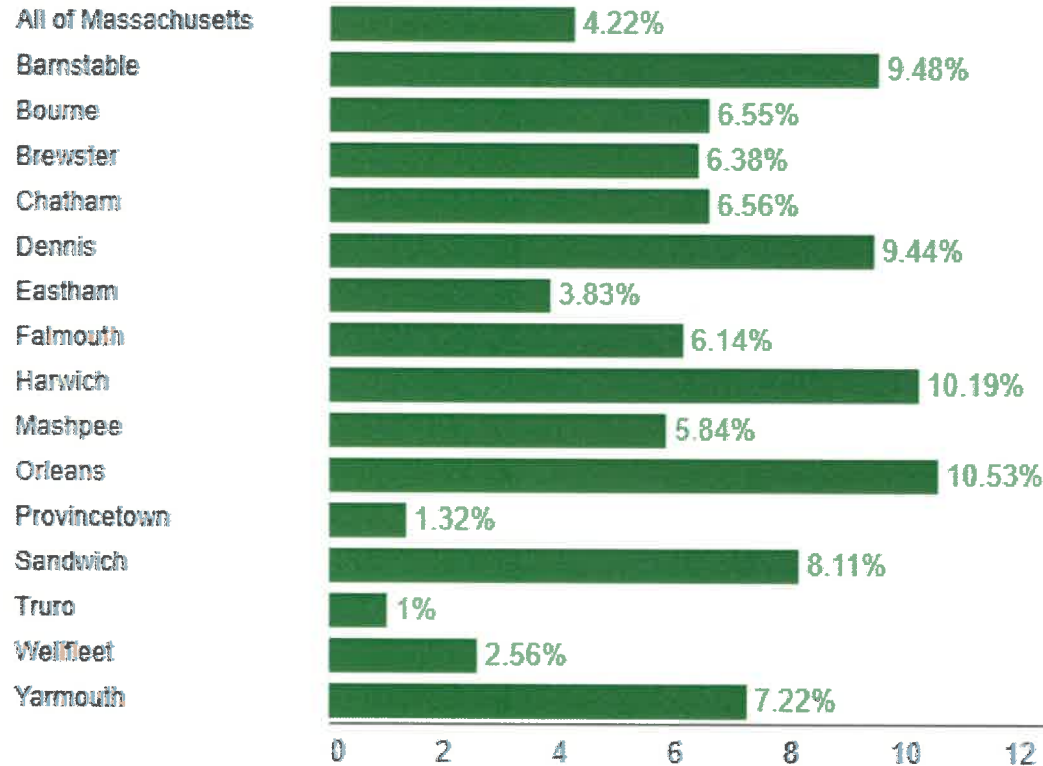
14-day Percent Positivity

Select Counties to see Towns:

(Multiple values)

Select a Date:

2/17/2022



The most recent 4 weeks of data are viewable on this page. To view data outside of this range, please visit our data archive and download the raw data. *Cells with zero observations have been suppressed. All data included in this dashboard are preliminary and subject to change. Data Sources: COVID-19 Data provided by the Massachusetts Department of Public Health, Bureau of Infectious Disease and Laboratory Sciences and the Registry of Vital Records and Statistics; Created by the Massachusetts Department of Public Health, Bureau of Infectious Disease and Laboratory Sciences, Division of Surveillance, Analytics and Informatics. MDPH calculates rates per 100,000 population using denominators estimated by the U.S. Census Bureau, Massachusetts Donahue Institute using a modified Hamilton-Perry model (Strate S, et al. Small Area Population Estimates for 2011 through 2020, report, Oct 2019). Data for these tables are based on information available in the MDPH surveillance database at a single point in time. Case counts for specific cities, towns, and counties are calculated from the number of tests conducted in the geographic area divided by the population denominator (the number of people living in that geographic area). We compare data between geographic areas that have different population sizes.



SELECTBOARD

AGENDA ACTION REQUEST
Meeting Date: February 22, 2022

V

FINANCIAL FORECAST

REQUESTED BY:	Charlie Sumner
DESIRED ACTION:	To give the board and public an update on the town's finances and the future of them
PROPOSED MOTION:	If a motion is needed for this item, one will be made at the time of the meeting.
SUMMARY:	
ACTION TAKEN:	Moved By: _____ Seconded By: _____ Condition(s):
VOTED:	Yea _____ Nay _____ Abstain _____

**TOWN OF WELLFLEET
FINANCIAL FORECAST
FISCAL YEAR 2023 (Draft No. 3 - 2/17/22)**

1. ESTIMATED REVENUES RESOURCES		FY2022	FY2023	FY2024	FY2025	FY2026	FY2027
A. Property Tax Levy Base:							
1. Property Tax Levy Base		\$17,177,914	\$17,937,060	\$18,515,486	\$19,110,974	\$19,724,000	\$20,355,057
2. Proposition 2 1/2 Tax Levy Increase		\$429,448	\$448,426	\$462,887	\$477,774	\$493,100	\$508,876
3. Property Tax Levy Construction Growth		\$161,618	\$130,000	\$132,600	\$135,252	\$137,957	\$140,716
4. Debt Exclusion Levy Authorization		\$2,764,582	\$2,766,681	\$2,628,347	\$2,496,930	\$2,372,083	\$2,253,479
5. Cape Cod Commission Levy Exclusion		\$105,435	\$108,071	\$110,773	\$113,542	\$116,381	\$119,290
6. Prop. 2 1/2 Override		\$168,080	\$0	\$0	\$0	\$0	\$0
Property Tax Levy Sub-total		\$20,807,077	\$21,390,238	\$21,850,093	\$22,334,471	\$22,843,521	\$23,377,418

B. Estimated Receipt Categories:		FY2022	FY2023	FY2024	FY2025	FY2026	FY2027
1. State Aid Receipts		\$343,562	\$417,568	\$423,499	\$427,354	\$431,247	\$435,180
2. Miscellaneous Town Receipt Revenues		\$2,814,275	\$2,532,848	\$2,282,568	\$2,314,341	\$2,346,748	\$2,379,804
Estimated Receipts Sub-total		\$3,157,837	\$2,950,416	\$2,706,067	\$2,741,695	\$2,777,996	\$2,814,984

C. Other Available Funds:		FY2022	FY2023	FY2024	FY2025	FY2026	FY2027
1. Free Cash Funds		\$0	\$639,200	\$0	\$0	\$0	\$0
2. Raise & Appropriate for Misc. Articles		\$32,857	\$0	\$0	\$0	\$0	\$0
3. Fire Department Ambulance Funds		\$93,000	\$385,000	\$0	\$0	\$0	\$0
4. Beach Fund		\$694,000	\$676,000	\$689,520	\$703,310	\$717,377	\$731,724
5. Cable Franchise Funds		\$135,370	\$140,000	\$142,800	\$145,656	\$148,569	\$151,541
6. Shellfish Revolving Fund		\$37,256	\$56,000	\$5,000	\$5,000	\$5,000	\$5,000
7. Shellfish RRA for Propagation							
8. Transfer Station/SEMASS Fund		\$400,000	\$400,000	\$408,000	\$416,160	\$424,483	\$432,973
9. Recreation Fund		\$20,000	\$20,000	\$20,000	\$20,000	\$20,000	\$20,000
10. Stabilization Fund		\$614,200	\$0	\$0	\$0	\$0	\$0
11. Waterway Fund		\$2,000	\$2,000	\$2,000	\$2,000	\$2,000	\$2,000
12. Cemetery Fund		\$0	\$9,556	\$2,056	\$2,056	\$2,056	\$2,056
13. Marina Enterprise Revenues		\$0	\$593,500	\$608,338	\$623,546	\$639,135	\$655,113
14. Water Enterprise Revenues		\$0	\$168,000	\$172,200	\$176,505	\$180,918	\$185,441
14. CPA Estimated Revenues (Added to Tax Bill)		\$696,315	\$738,980	\$757,455	\$776,391	\$795,801	\$815,696
15. CPA Fund Reserves / Projects (Budgeted Reserves)		\$106,582	\$602,800	\$0	\$0	\$0	\$0
16. Debt/Borrowing Warrant Articles		\$3,129,886	\$0	\$0	\$0	\$0	\$0
Other Available Funds Sub-total		\$5,961,466	\$4,431,036	\$2,807,368	\$2,870,624	\$2,935,338	\$3,001,543

1. GRAND TOTAL ESTIMATED REVENUES	\$29,926,379	\$28,771,690	\$27,363,528	\$27,946,790	\$28,556,854	\$29,193,945
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2. ESTIMATED EXPENDITURES							
A. Operating Budgets - Town & Schools:							
	FY2021	FY2023	FY2024	FY2025	FY2026	FY2027	
1. Town & School Operating & Debt Budgets	\$24,375,117	\$24,821,567	\$25,588,596	\$26,399,933	\$27,250,528	\$28,142,797	
2. Water Enterprise Budget	\$285,714	\$408,608	\$418,823	\$429,294	\$440,026	\$451,027	
3. Marina Enterprise Budget	\$600,550	\$598,650	\$613,616	\$628,957	\$644,681	\$660,798	
Sub-total Operating Budgets	\$24,375,117	\$25,828,825	\$26,621,035	\$27,458,184	\$28,335,235	\$29,254,621	

B. Warrant Articles for Annual Town Meeting							
	FY2022	FY2023	FY2024	FY2025	FY2026	FY2027	
1. Misc. Raise & Appropriate Articles	\$32,857	\$1,359,700	\$0	\$0	\$0	\$0	
2. Stabilization Fund & Fire Detail Articles (Free Cash)		\$639,200	\$0	\$0	\$0	\$0	
3. Collective Bargaining Settlement Articles		\$292,500	\$0	\$0	\$0	\$0	
4. Ambulance Receipts Account Warrant Articles	\$10,000	\$385,000	\$0	\$0	\$0	\$0	
5. Overlay Surplus		\$0	\$0	\$0	\$0	\$0	
6. Cable Franchise Fee Program	\$135,370	\$140,000	\$140,000	\$140,000	\$140,000	\$140,000	
7. Shellfish Equipment/Project		\$56,000	\$5,000	\$5,000	\$5,000	\$5,000	
8. Waterway/Wetland/Cemetery		\$7,500	\$5,000	\$5,000	\$5,000	\$5,000	
9. CPA Projects	\$802,897	\$1,341,780	\$757,455	\$776,391	\$795,801	\$815,696	
10. Prop 2 1/2 General Override		\$0	\$0	\$0	\$0	\$0	
11. Debt Exclusion Articles	\$3,129,886	\$0	\$0	\$0	\$0	\$0	
Sub-total Warrant Articles	\$4,111,010	\$4,221,680	\$907,455	\$926,391	\$945,801	\$965,696	

C. Other Special Charges & Assessments							
	FY2022	FY2023	FY2024	FY2025	FY2026	FY2027	
1. State & County Assessments	\$521,447	\$537,327	\$538,473	\$547,305	\$556,358	\$565,637	
2. Overlay Reserve for Property Tax Abatements	\$26,563	\$130,000	\$133,250	\$136,581	\$139,996	\$143,496	
3. Other Special Charges & Deficits		\$0	\$0	\$0	\$0	\$0	
Sub-total Charges & Assessments	\$548,010	\$667,327	\$671,723	\$683,886	\$696,354	\$709,132	

2. GRAND TOTAL ESTIMATED EXPENDITURES	\$29,034,137	\$30,717,832	\$28,200,213	\$29,068,461	\$29,977,389	\$30,929,449
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3. PROJECTED SURPLUS OR (DEFICIT*)	\$28,272	(\$1,946,142)	(\$836,685)	(\$1,121,671)	(\$1,420,535)	(\$1,735,504)
Adjusted Surplus or Deficit		(\$1,946,142)	(\$836,685)	(\$1,121,671)	(\$1,420,535)	(\$1,735,504)
Operating Budget Deficit		\$586,442				
Capital Budget Deficit		\$1,359,700				

Deficit will result in a requirement for either a Prop 2 1/2 Override, new revenue source or budget reductions.

**TOWN OF WELLFLEET
FINANCIAL PROJECTIONS
FISCAL YEAR 2023**

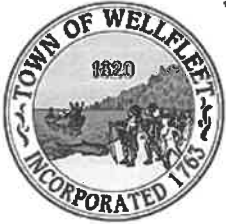
Tax Rate & Levy Projection		Annual Expense	Property Tax Levy	Total Assess Prop Val	Tax Rate	Projected % Increase	Cost (\$) Increase	Tax Impact \$618,750
	Actual FY2022 Property Tax Levy & Rate		\$20,807,077	\$2,795,267,360	\$7.44			
A	Estimated FY2023 Property Tax Levy & Rate	\$583,161	\$21,390,238	\$2,795,267,360	\$7.65	2.80%	\$0.2086	\$129.09

B. List of Prop Tax Overrides FY2023									
General, capital exclusions and/or debt exclusions.									
1	Town & School General Override	\$586,442	\$586,442	\$21,976,680	\$2,795,267,360	\$7.86	2.74%	\$0.2098	\$129.81
2	Capital Improvement Fund Override	\$1,359,700	\$1,359,700	\$23,336,380	\$2,795,267,360	\$8.35	6.19%	\$0.4864	\$300.98
3	Operating Override for Police Officers (2)	\$186,759	\$186,759	\$23,523,139	\$2,795,267,360	\$8.42	0.80%	\$0.0668	\$41.34
4	Operating Override for FF/Para/EMT (2)	\$206,964	\$206,964	\$23,730,103	\$2,795,267,360	\$8.49	0.88%	\$0.0740	\$45.81
5	Fire Engine Replacement Debt Exclusion	\$745,000	\$114,530	\$23,844,633	\$2,795,267,360	\$8.53	0.48%	\$0.0410	\$25.35
6	School Fire Supp System Debt Exclusion	\$2,200,000	\$187,280	\$24,031,913	\$2,795,267,360	\$8.60	0.79%	\$0.0670	\$41.46

C. Other Departmental Funding Requests for FY2023:									
7	Shellfish PT Adm. Support Pos. & Phone	\$17,375	\$17,375	\$24,049,288	\$2,795,267,360	\$8.60	0.07%	\$0.0062	\$3.85
8	Rights of Public Access Committee	\$2,500	\$2,500	\$24,051,788	\$2,795,267,360	\$8.60	0.01%	\$0.0009	\$0.55
9	Wellfleet Housing Trust Expense	\$3,000	\$3,000	\$24,054,788	\$2,795,267,360	\$8.61	0.01%	\$0.0011	\$0.66
10	DPW Emergency Contingency	\$50,000	\$50,000	\$24,104,788	\$2,795,267,360	\$8.62	0.21%	\$0.0179	\$11.07
11	Cemetery Commission Expenses	\$7,500	\$7,500	\$24,112,288	\$2,795,267,360	\$8.63	0.03%	\$0.0027	\$1.66
Grand Total		\$3,305,212	\$24,112,288	\$2,795,267,360	\$8.63	15.89%	\$1.18	\$731.63	

Town of Wellfleet
April 26, 2022 Annual Town Meeting

Draft No. 4 - February 17, 2022	Total Request	Raise & Appropriate	Free Cash	Prop 2 1/2 Override Ques.	Water Enterprise	Marina Enterprise	Ambul. Fund	Beach Fund	Shellfish & RRA Funds	SEMASS Fund	Recr. Fund	Stab. Fund	CPA Fund	Waterways Fund	Cemetery Funds	Cable Fund	Other
1 FY2023 Operating Budget	\$ 25,122,973	\$ 24,017,417						\$ 676,000.0		\$ 400,000	\$ 20,000				\$ 9,556		
2 FY2022 Budgetary Transfers	\$ 201,973														\$ 3,000		\$ 198,973
3 FY2022 Prior Year Unpaid Bills	\$ 37,539																\$ 37,539.0
4 FY2023 Capital Budget																	
(1a) General MIS Equipment	\$ 50,000	\$ 50,000															
(2a) Records Digitization Project	\$ 11,000																\$ 11,000
(3a) Shellfish/Beach Office Repairs	\$ 42,000							\$ 21,000	\$ 21,000								
(3b) Shellfish Truck Replacement	\$ 30,000								\$ 30,000								
(4a) Mayo Beach Basketball Courts	\$ 14,500	\$ 14,500															
(6a) Marina Radio Replacement	\$ 10,000	\$ 10,000															
(8a) Police Cruiser Replacement	\$ 120,000	\$ 120,000															
(8b) Bulletproof Vest Replacement	\$ 30,000	\$ 30,000															
(9a) Fire Hose Replacement	\$ 12,000	\$ 12,000															
(9b) Portable Radio Replacement	\$ 80,000	\$ 80,000															
(9c) Ambulance Replacement	\$ 340,000						\$ 340,000										
(9d) Mobile Data Terminal Repl	\$ 25,000						\$ 25,000										
(10a) Town Hall Bathroom Repair	\$ 20,000	\$ 20,000															
(10b) Town Hall Irrigation Project	\$ 5,000	\$ 5,000															
(10c) COA HVAC Repair	\$ 35,000	\$ 35,000															
(10d) Fire Station HVAC Repair	\$ 80,000	\$ 80,000															
(10e) Recreation Band Stand Project	\$ 50,000	\$ 50,000															
(10f) Water Refill Station Project	\$ 20,000	\$ 20,000															
(10g) DPW Truck Replacement	\$ 85,000	\$ 85,000															
(10h) Route 6/Main Street Project	\$ 30,000	\$ 30,000															
(10i) DPW Loader Repl Project	\$ 200,000	\$ 200,000															
(10j) Culvert Replacement	\$ 75,000	\$ 75,000															
(11a) Computer Hardware & Software	\$ 35,000	\$ 35,000															
5 FY2023 Marina Enterprise Fund	\$ 601,650					\$ 584,650	\$ 10,000	\$ 5,000						\$ 2,000			
6 FY2023 Water Enterprise Fund	\$ 408,608	\$ 240,608			\$ 168,000												
7 Police Officers Union Contract	\$ -																
8 Teamster's Union Contract	\$ -																
9 Communications Union Contract	\$ -																
10 Firefighters Assoc Union Contract	\$ -																
11 Non-Union & Other Personnel	\$ -																
12 Other Post Employment Benefits	\$ 200,000	\$ 200,000															
13 Stabilization Fund	\$ 639,200		\$ 639,200														
14 New Police Officers (2 positions)	\$ 186,759			\$ 186,759													
15 New Firefighters (2 positions)	\$ 206,964			\$ 206,964													
16 Paramedic Training Program	\$ 20,000						\$ 20,000										
17 Fire Engine Replacement	\$ 745,000			\$ 745,000													
18 Harbor Flora & Fauna Study	\$ 60,000	\$ 60,000															
19 Chapter 90 Funds	\$ -																
20 PEG Access & Cable Related Funds	\$ 140,000															\$ 140,000	



SELECTBOARD

AGENDA ACTION REQUEST
Meeting Date: February 22, 2022



PLASTIC BEVERAGE BOTTLE BAN WARRANT ARTICLE

REQUESTED BY:	Ryan Curley ~ Selectboard Chair
DESIRED ACTION:	To discuss, amend, and vote on the plastic bottle warrant article
PROPOSED MOTION: Summary:	A motion will be made at the time of the meeting
ACTION TAKEN:	Moved By: _____ Seconded By: _____ Condition(s):
VOTED:	Yea _____ Nay _____ Abstain _____

Section 49. Commercial Single-Use Plastic Non-Alcoholic Beverage Water Bottle Ban.

~~Section 1:~~ Sale of Single-use Plastic ~~Water~~ Bottles

~~Effective on September~~ May 1, 2023, ~~the Commerical Single Use Plastic Water Bottle Ban will be amended as printed. Effective May 1, 2023~~ it shall be unlawful to sell bottled non-alcoholic beverages non-carbonated, unflavored drinking water in single-use plastic bottles of less than one gallon in the Town of Wellfleet.

Enforcement of this regulation will begin on May~~September~~ 1, 2023~~1~~.

~~Section 2.~~ Definitions

A single-use plastic bottle is a beverage container made from any type of plastic resin.

~~Section 3.~~ Exemptions

Sales or distribution of non-carbonated, unflavored drinking water in single-use plastic bottles occurring ~~subsequent to a declaration of emergency (by the Emergency Management Director or other duly authorized Town, County, Commonwealth or Federal official) affecting the ability and/or quality of drinking water to residents of the Town shall be exempt from this bylaw until seven days after the declaration has ended.~~

~~Section 4.~~ Enforcement

Enforcement of this article shall be the responsibility of the Town Administrator or his/her designee.

The Town Administrator shall determine the inspection process to be followed, incorporating the process into other Town duties as appropriate. Any establishment conducting sales in violation of this article shall be subject to a non-criminal disposition fine as specified in G.L. Chapter 40 21D. The following penalties apply:

- First violation: Written Warning
- Second violation: \$150.00 fine.
- Third and subsequent violations: \$300 fine

Each day a violation continues constitutes a separate violation, incurring additional fines. Any such fines collected shall be payable to the Town of Wellfleet. All businesses will be routinely inspected until the Town Administrator deems the inspection to no longer be required.



SELECTBOARD

AGENDA ACTION REQUEST
Meeting Date: February 22, 2022

VII

BUDGETS

~ A ~

REQUESTED BY:	The Selectboard
DESIRED ACTION:	To discuss and approve the Wellfleet Public Library Department's Operating Budget
PROPOSED MOTION:	I move to approve the Wellfleet Police Department's 2023 Operating Budget as printed and presented at tonight's meeting
ACTION TAKEN:	Moved By: _____ Seconded By: _____ Condition(s):
VOTED:	Yea _____ Nay _____ Abstain _____

Program Description

The Library's Mission Statement, according to our 5-year plan, submitted to the Massachusetts Board of Library Commissioners for 2019-2022 is as follows: *The Wellfleet Public Library is a welcoming space that is free and open to all and provides books, information, technology, programming, entertainment, outreach, and services of all kinds to educate and enrich the lives of the people of Wellfleet and the greater community.*

We have become aware during the pandemic, that the library is far more than a physical building. We shifted to providing more remote services. Our numbers indicate that our patrons still utilize our remote programming, even though the building is now open. We will continue to provide services that patrons can access both remotely, and from the Library building.

Budget Statement

According to Massachusetts State Law, a library must have appropriated 19.5% of its operating budget for *materials* to be eligible for State Aid for our population group. Materials include books, DVD's, eBooks, music, periodicals, as well as some technology. The State Aid program allows for a library to be "certified." If a library is not certified, it becomes ineligible for services provided by the State – specifically, interlibrary loan where we are able to lend and borrow materials with other libraries in CLAMS and beyond.

The operating budget includes staffing, so as our budget increases, our materials budget must increase, in order to comply with State law.

FY 2023 Objectives

The Wellfleet Library been steadfast during this past year. We opened to the public before the Fiscal Year began, and we have remained open six days per week. We have navigated the issues of safety as best we can. We have continued to slowly increase the hours that the building is open and we have added services and programming. We anticipate the following for FY23

- While we have tried to keep our budget level-funded, we have had to increase slightly in the following areas:
 - Staff (union raises plus one position that we are currently hiring).
 - Materials (a small increase of \$2,000 because we need to incrementally increase our materials budget to maintain the state minimum).
 - Contract Services (our long-time photocopier died last year. When we went to acquire a new one, we discovered that departments now lease copiers. Our Contract Services budget used to be based on our annual service agreement for our old copier. Now we have a monthly fee for a copier, and, as such, we need more funding.)
- Continue to add more staff, hours, programming, and services as the pandemic situation evolves.
- Hire Outreach Coordinator (She will begin on March 7th).

Culture and Recreation

- Heavy purchasing of materials in several formats for needs during time where people are not leaving home.
- Continuing to update the equipment in the meeting room with the Comcast money appropriated at Town Meeting in 2018.
- Continuing to build partnerships with local committees and organizations, as well as libraries on the Outer Cape.
- Create “story walks” in partnership with local nonprofits and town departments.
- Have a presence at the Farmer’s Market.
- Explore intergenerational memoir/Storycorps type project.
- Beef up summer reading program by partnering with Friends for gifts for children. The theme this year is called, “Oceans of Possibilities” which is perfect for our region.
- Have an online art exhibit and begin holding in-person art shows again.
- Partner with the Elementary School for a more robust “in-house” presence.
- Exploring if there is potential for community college partnership.
- More online and digital programming.
- Continuing to grow our presence as the technological hub of Wellfleet, including looking into services we lack, such as upgraded public computers and printers, new software, wireless printing, and Open Cape.
- Explore emerging formats to bolster our circulation statistics.
- Make major ongoing purchases such as *current* travel guides, reference materials, etc. This is ongoing.
- Make certain purchases in Children’s and YA (like YA Nonfiction and picture books).
- Continue to assess staffing needs. I am currently trying, in earnest, to hire an Outreach Coordinator. As our hours and needs increase, we will certainly need temporary staffing as well.
- Create a new, comprehensive Collection Development Policy. Revisit some other, out-of date policies.
- Develop our next five year, strategic plan.

Major Accomplishments for FY 2022

Looking toward our patron needs and the priorities on our five-year plan we accomplished the following:

- Welcomed the public back into the building after an extremely successful year of Curbside and remote services.
- Held remote programming and began to hold some in-person (adult) programming; highlighted some programming on our Youtube Channel.
- Restructured staffing – Had one major staff member retire. Had another staff member move into that position and hired a Public Services Librarian. Hired Outreach Coordinator.
- Sustained, robust partnering with school.
- Some exciting online programming via Zoom for adults (children are not a target audience for remote programming).

Culture and Recreation

- Partnered with other area libraries for Climate related programming. Also held our own program for CREW's Climate Prep Week.
- Curated an online art show.
- Continued a major weeding project to keep the collection fresh.
- Purchased more online resources for patrons who expressed interest in using the library from home.
- Received Grant for 20 hotspots from the Massachusetts Board of Library Commissioners.
- Received Grant from the Federal Government (Emergency Connectivity Fund) for hotspots and Chromebooks.
- Received Grant for the Wellfleet Cultural District.

Respectfully Submitted,

**Jennifer Wertkin,
Library Director**

Budget Level - Detail - Budgeted - Expenditure

Account Number Name Comment	FY Allocated Expended Post Date	1 BUDGET REQUEST	2 FY23 TA	3 FY23 Selectboard	4 FY23 FIN COMM
Department: 610 Library					
01-610-5100-511000 S/W FULL TIME		323,523.00	323,523.00	0.00	0.00
	07/01/2022	323,523.00		0.00	0.00
	07/01/2022		323,523.00	0.00	0.00
01-610-5100-512000 S/W PART TIME		61,511.00	61,511.00	0.00	0.00
	07/01/2022	61,511.00		0.00	0.00
	07/01/2022		61,511.00	0.00	0.00
01-610-5100-512500 S/W TEMPORARY		7,000.00	7,000.00	0.00	0.00
	07/01/2022	7,000.00		0.00	0.00
	07/01/2022		7,000.00	0.00	0.00
01-610-5100-519000 S/W LONGEVITY		5,013.00	5,013.00	0.00	0.00
	07/01/2022	5,013.00		0.00	0.00
	07/01/2022		5,013.00	0.00	0.00
01-610-5150-000000 Vacaction BuyOut		0.00	0.00	0.00	0.00
	07/01/2022	0.00		0.00	0.00
	07/01/2022		0.00	0.00	0.00
01-610-5400-522000 CONTRACT CLAMS		26,500.00	26,500.00	0.00	0.00
	07/01/2022	26,500.00		0.00	0.00
	07/01/2022		26,500.00	0.00	0.00
01-610-5400-530000 CONTRACT SERVICES		3,000.00	3,000.00	0.00	0.00
	07/01/2022	3,000.00		0.00	0.00
	07/01/2022		3,000.00	0.00	0.00
01-610-5400-530400 Advertising		0.00	0.00	0.00	0.00
	07/01/2022	0.00		0.00	0.00

Budget Level - Detail - Budgeted - Expenditure

Account Number	FY	Allocated	1	2	3	4
Name	Expended	BUDGET REQUEST	FY23 TA	FY23 Selectboard	FY23 FIN COMM	
Comment	Post Date					
Department: 610	Library					
	07/01/2022		0.00	0.00	0.00	
01-610-5400-534000						
TELEPHONE		1,500.00	1,500.00	0.00	0.00	
	07/01/2022	1,500.00		0.00	0.00	
	07/01/2022		1,500.00	0.00	0.00	
01-610-5400-534500						
POSTAGE		450.00	450.00	0.00	0.00	
	07/01/2022	450.00		0.00	0.00	
	07/01/2022		450.00	0.00	0.00	
01-610-5400-542000						
OFFICE SUPPLIES		9,500.00	9,500.00	0.00	0.00	
	07/01/2022	9,500.00		0.00	0.00	
	07/01/2022		9,500.00	0.00	0.00	
01-610-5400-558500						
Materials		103,000.00	103,000.00	0.00	0.00	
	07/01/2022	103,000.00		0.00	0.00	
	07/01/2022		103,000.00	0.00	0.00	
01-610-5400-558600						
BOOKS		0.00	0.00	0.00	0.00	
	07/01/2022	0.00		0.00	0.00	
	07/01/2022		0.00	0.00	0.00	
01-610-5400-558700						
NONPRINT MATERIALS		0.00	0.00	0.00	0.00	
	07/01/2022	0.00		0.00	0.00	
	07/01/2022		0.00	0.00	0.00	
01-610-5400-558800						
BOOKS		0.00	0.00	0.00	0.00	
	07/01/2022	0.00		0.00	0.00	
	07/01/2022		0.00	0.00	0.00	
01-610-5400-558900						
NONPRINT MATERIALS		0.00	0.00	0.00	0.00	
	07/01/2022	0.00		0.00	0.00	
	07/01/2022		0.00	0.00	0.00	
01-610-5400-571000						
TRAVEL		250.00	250.00	0.00	0.00	

Budget Level - Detail - Budgeted - Expenditure

Account Number	FY	Allocated	1	2	3	4
Name	Expended		BUDGET REQUEST	FY23 TA	FY23 Selectboard	FY23 FIN COMM
Comment	Post Date					
Department: 610	Library					
	07/01/2022	250.00			0.00	0.00
	07/01/2022			250.00	0.00	0.00
01-610-5400-585200						
EQUIPMENT		5,000.00	5,000.00		0.00	0.00
	07/01/2022	5,000.00			0.00	0.00
	07/01/2022		5,000.00		0.00	0.00
18 Account(s) for Department 610 totaling:			546,247.00	546,247.00	0.00	0.00
Department: 630	Recreation					
01-630-5100-511000						
S/W FULL TIME		151,601.00	151,601.00		0.00	0.00
	07/01/2022	151,601.00			0.00	0.00
	07/01/2022		151,601.00		0.00	0.00
01-630-5100-512000						
S/W PART TIME		0.00	0.00		0.00	0.00
	07/01/2022	0.00			0.00	0.00
	07/01/2022		0.00		0.00	0.00
01-630-5100-512700						
S/W SEASONAL		147,007.00	147,007.00		0.00	0.00
	07/01/2022	147,007.00			0.00	0.00
	07/01/2022		147,007.00		0.00	0.00
01-630-5100-515000						
VACATION BUYOUT		0.00	0.00		0.00	0.00
	07/01/2022	0.00			0.00	0.00
	07/01/2022		0.00		0.00	0.00
01-630-5100-519000						
S/W LONGEVITY		3,600.00	3,600.00		0.00	0.00
	07/01/2022	3,600.00			0.00	0.00
	07/01/2022		3,600.00		0.00	0.00
01-630-5100-521800						
S/W SKATEBOARD MONITORS		0.00	0.00		0.00	0.00
	07/01/2022	0.00			0.00	0.00
	07/01/2022			0.00	0.00	0.00
01-630-5304-000000						
ADVERTISING		0.00	0.00		0.00	0.00



SELECTBOARD

AGENDA ACTION REQUEST
Meeting Date: February 22, 2022

VII

BUDGETS

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REQUESTED BY:	The Selectboard
DESIRED ACTION:	To discuss and approve the Wellfleet Fire Department's Operating Budget
PROPOSED MOTION:	I move to approve the Wellfleet Police Department's 2023 Operating Budget as printed and presented at tonight's meeting
ACTION TAKEN:	Moved By: _____ Seconded By: _____ Condition(s):
VOTED:	Yea _____ Nay _____ Abstain _____

Program Description

The Wellfleet Fire Department is a combination staffed Fire/Rescue/Advanced Life Support provider that responds to an average of about 1,200 requests for emergency service annually. In 2020, this Department responded to a total of 1,152, calls of which 484 were fire related calls and 668 were emergency medical service (EMS)/ambulance calls.

In terms of staff, the Department consists of nineteen (19) full-time positions which include the Chief, the Fire Prevention Officer, our Administrative Assistant, and, sixteen (16) Firefighter/Paramedics or EMTs, and, we are authorized for sixteen (16) call members which have varying certifications. The Department is organized into four (4) working groups who rotate on a twenty-four (24) hour work schedule which is pretty much the industry standard. The groups consists of four (4) full-time personnel and some number of call personnel. At this time, our call force consists of only three (3) personnel and it is becoming increasingly difficult to recruit new candidates due to the demographics of the community, economic conditions, ever changing training/certification requirements, and, in general the lack of individuals who wish to perform this type of work. It should be noted that this situation (the lack of available call personnel) is a nationwide reality, and not limited to just Wellfleet.

The Department provides a wide array of fire, rescue and advanced life support (ALS) emergency medical services. In addition to the traditional emergency response and hazard mitigation services that we provide, the following is part of our overall mission:

- Code Compliance/Fire Prevention (site plan review, building plan review, various life safety and fire safety code inspections in accordance with State and local laws);
- Fire prevention education (Pre-school, elementary school level, senior citizen public education programs);
- Community outreach (CPR training, car seat checks, blood pressure checks, drug addiction awareness, various group and special presentations);
- Community risk reduction (Pre- incident planning, Hazard mitigation planning, numerous emergency management functions);
- Training (On-going and continuous training to include required EMS refresher/recertification training, firefighting, rescue techniques, special hazards, instructor, fire officer/supervisor skills, etc.,).

Budget Statement

This budget includes the two (2) new full-time Firefighter/Paramedic (EMT) positions that were approved at the September, 2021 Annual Town Meeting. We are currently budgeting for three (3) on call members from an originally budgeted authorization of sixteen (16) members.

Public Safety

FY 2022 Objectives

- Secure funding and procure a new ambulance to replace Ambulance 98 which is beginning to show its age, heavy usage, wear and tear. We were unable to meet this objective as a result of insufficient funding in the Ambulance Receipts fund and it is imperative that this ambulance be replaced in FY-2023.
- With funding in place which was approved at the FY-2020 Annual Town Meeting purchased a new utility terrain vehicle for use in beach and remoted wooded area rescues and similar emergency situations.
- Upgrading and improving our public education activities. This includes the assignment of FF/Paramedic Justin Kinshaw to be our lead public education coordinator both in the schools and in partnership with the Council on Aging. With the changing times and health restrictions this will include more of an emphasis on remote/virtual public education programs
- We secured funding and approval for a new forestry skid tank, pump and reel system that has been installed on Forestry 90.

Major Accomplishments for FY 2022

- Successfully managed Department operations and activities under the ever changing and complex COVID-19 health crisis. This included continuous updates and refinements to health and Emergency Medical Services procedures and protocols, securing the appropriate personal protective clothing in adequate amounts and most notably working with both the Health and Police Departments in these efforts.
- Successfully reorganized the entire transition of the Fire Prevention Division, in terms of new software, record keeping and improved coordination with the Building and Health Departments on various inspections, permitting, etc.
- Successfully secured approval at the September, 2021, Annual Town Meeting to hire two (2) additional full-time Firefighter/Paramedic-EMTs.
- Successfully implemented several new software programs in-house with respect to scheduling of personnel in shift coverage, vehicle and equipment maintenance and safety checks, documentation of training classes and activities and dispatch/CAD improvements.
- Through the Commonwealth of Massachusetts, Executive office of Technology Services and Security successfully secured a grant in the amount of \$74,068.75 towards the replacement of new mobile and portable radios which will be compliant with new Digital technology/APCO 25 standards.
- Through the Commonwealth of Massachusetts, Department of Fire Services, successfully secured a grant in the amount of approximately \$7,869.00 for the purchase of new rescue jacks/struts which will be tremendously beneficial at motor vehicle crashes and other types of rescues.

Personnel

Public Safety

Line	Account	Amount	Description (specify basis for calculation)
	S/W PR SEMINARS 01-220-5100-000000	\$32,500	This line item covers the cost of 60 seminars hours for each full-time Firefighter/Paramedic and is a contractual obligation. These seminars are taken off-duty and are paid at straight time.
	S/W FULL TIME 01-220-5100-511000	\$1,418,753	This line time covers the costs of nineteen (19) personnel including the Chief, Administrative Assistant, Fire Prevention Officer and sixteen (16) Firefighter Paramedics or Firefighter EMTs
	S/W – OVERTIME F/T 01-220-5100-513000	\$236,313	This line item is estimated based upon call volume history and contractual obligations. This line item represents the overtime required by contractual obligations to back-fill for vacations, sick time, personal time, meetings, and, emergency response call back. About 52% of total overtime costs for shift coverage (back-fill) and about 23% is required for emergency response call back.
	S/W – OT/ TRAINING F/T 01-220-5100-513100	\$74,643	This line item represents the amount required to compensate full-time personnel as required by contractual obligation.
	S/W – OVERTIME CALL 01-220-5100-513200	\$10,695	This line item represents the amount required to compensate the on-call personnel as required by contractual obligation.
	S/W – EDUCATION STIPEND F/T 01-220-5100-513900	\$9,000	This line item represents payments to full-time personnel for education incentive stipends based upon the number of college credits they have taken and is a contractual obligation.
	S/W – HOLIDAY 01-220-5100-514300	\$85,034	This line time represents the amount required to compensate the full-time personnel for Holidays as required by contractual obligations.
	S/W – DOUBLE TIME F/T 01-220-5100-514400	\$19,310	This line item represents the amount required to compensate the full-time personnel and is a contractual obligation.
	S/W – DOUBLE TIME CALL 01-220-5100-514500	\$8,713	This line item represents the amount required to compensate the on-call personnel and is a contractual obligation.
	S/W – VACATION PAYOUT 01-220-5100-515000	6,441	This line item represents payments to employees who wish to sell back their un-used vacation time in accordance with contractual agreements.
	S/W – STIPEND/CALL 01-220-5100-515600	\$13,200	This line item represents the stipend paid to on-call members for overnight standby coverage.
	S/W – FIRE/RESCUE CALL 01-220-5100-515700	\$45,026	This line item represents the hourly wages paid to on-call staff for emergency responses.
	S/W -AMBULANCE RUNS CALL 01-220-5100-515800	\$0	This line item is now combined with the previous line item per the current contractual agreement and is “zeroed out”.
	S/W DAY/WEEKEND 01-220-5100-515900	\$29,195	This line item represents the hourly wages paid to call staff for summer day time station duty. This represents one (1) extra person on duty during the peak season day time hours.

Public Safety

	S/W -SEMINARS 01-220-5100-516000	\$0	Per the Town Accountant this is duplicative in the system and will be removed/inactivated.
	HEALTH STIPEND 01-220-5100-517000	\$0	This Account is now in the Administration's budget.
	S/W – LONGEVITY 01-220-5100-519000	6,900	This line item represents the amount to require personnel based upon years of service as required by contractual obligations.
	S/W – INCENTIVE PAY CALL 01-220-5100-519300	\$1,800	This line item represents payments to personnel who meet or exceed minimum emergency responses and is a contractual obligation
	01-220-5110-031024	\$0	Per the Town Accountant this will be removed/inactivated from the system.

Operating Expenses			
Line #	Account	Amount	Description (specify basis for calculation)
	01-220-5400-5243000 REPAIR/MAINT SERVICES	\$21,550	This line item covers repairs to our apparatus (engines, aerial ladder, ambulances, etc.) and major tools and equipment. This includes annual pump and ladder testing/certification, Hurst/rescue tools, meter calibrations, etc.
	01-220-5400-530000 CONTRACT SERVICES	\$44,982	This line item covers various contracts such as telephone system, copier. In addition, it covers the annual Cape & Islands EMS assessment fee, maintenance agreements on our three (3) LifePak 15s, Lucas CPR machines, power stretchers, SCBA testing, and Firehouse software license, CAD interface/mobile software maintenance fees, etc.
	01-220-5400-530400 ADVERTISING	\$0	This line item covers the cost of advertising inclusive of job classifieds/recruitment but is now in the Administration's budget.
	01-220-5400-530700 PRINTING	\$400	This line item covers the cost of seminars and classes for the fire chief and on-call members for approved outside classes
	01-220-5400-530800 SEMINARS/TRAINING	\$1,500	This line item covers the cost of instructor fees and required Paramedic and EMT recertification costs.
	01-220-5400-531000 AMBULANCE BILLING	\$16,275	This line item covers the cost for our ambulance billing company.
	01-220-5400-531100 MEDICAL SERVICES	\$4,176	This line item covers the costs of pre-employment physicals and periodic TB testing.
	01-220-5400-534000 TELEPHONE	\$16,410	This line item covers the costs of office/landline phones and cell phone service costs associated with computer aided dispatch (CAD) and mobile data terminal/I-PAD linking.
	01-220-5400-534500 POSTAGE	\$500	This line item covers the cost of Department postage.

Public Safety

01-220-5400-539900 EMS TRAINING	\$5,780	This line item covers the cost of instructor fees and required Paramedic and EMT recertification costs.
01-220-5400-540800 OTHER SUPPLIES	\$0	The Accounting Department changed this line item to Field Supplies.
01-220—5400-542000 OFFICE SUPPLIES	\$3,000	This line item covers the cost of paper, ink cartridges, pens, binders, small office equipment, computer supplies, etc.
01-220-5400-543000 REPAIR/MAINT SUPPLIES	\$6,500	This line item covers the cost of repair and maintenance of chainsaws, batteries (tool, radio, etc.) various tools, vehicle cleaning/maintenance supplies, etc.
01-220-5400-548500 GASOLINE/DIESEL	\$17,456	This line item covers the cost gasoline and diesel. Increased cost in accordance with the Town Administrator's instructions.
01-220-5400-549000 FOOD SUPPLIES	\$600	This line item covers the cost of food during storm coverage and during extended emergency operations.
01-220-5400-550000 MEDICAL SUPPLIES	\$37,350	This line item covers the cost of all needed EMS supplies inclusive of drugs, narcotics, oxygen, personal protective equipment and disposable supplies.
01-220-5400-558100 TRAINING SUPPLIES	\$1,500	This line item covers the cost of training videos, books, CPR manikins, training props/equipment, etc.
01-220-5400-558200 UNIFORMS	\$9,550	This line item covers the cost of call member uniform allowance, new member uniforms, replacement of ruined uniforms, and permanent firefighter's uniform allowance.
01-220-5400-558400 FIELD SUPPLIES	\$6,000	This line item covers the cost of patches, miscellaneous outerwear/vests, replacement gloves, boots, flashlights, consumable water, safety cones, etc.
01-220-5400-563000 COUNTY DISPATCH	\$31,019	This line item covers the annual assessment/cost of Fire/EMS dispatch with the Barnstable County Sheriff's Dispatch and C-MED radio patch figured per ambulance transport.
01-220-5400-571000 TRAVEL	\$9,575	This line item covers the cost of mileage reimbursement for various required courses (Firefighter I/II, Paramedic/EMT refresher courses, continuing education, seminars, etc.
01-220-5400-571100 MEALS/LODGING	\$36,712	This line item covers the cost of meals/lodging for seminars, Paramedic recertification/refresher classes and Chief's seminar.
01-220-5400-573000 DUES/MEMBERSHIPS/ SUSCRIPT	\$4,078	This line item covers the costs of annual regional Haz-Mat and Tech Team assessments, NFPA (membership and fire code subscriptions) Mass. Fire Chiefs, New England Fire Chiefs dues and various trade magazines subscriptions.
01-220-5400-573500 LICENSES/PERMITS/ FEES	\$1,660	This line item covers the costs of our required annual ambulance license, controlled substance license, etc.
01-220-5400-578000 UNCLASSIFIED ITEMS	\$619	This line item covers the cost of replacing and/or repair small equipment due to damage, wear/tear, etc. This includes shovels, rakes, hand tools, power saws/tools, Class A and B foam, etc.
01-220-5400-585000 EQUIPMENT	\$15,000	This line item covers the cost of replacing and/or repair small equipment due to damage, wear/tear, etc. This includes shovels, rakes, hand tools, power saws/tools, Class A and B foam, etc.

Public Safety

	01-220-5400-587200 TURN OUT GEAR	\$21,000	This line item was added in the FY-2021 Operating Budget (having been removed from the CIP Budget) and covers the cost of new and replacement firefighter protective clothing (helmets coats, bunker pants, boots, gloves, etc.)
	01-220-5421-000000 PRINTING	\$0	This line item covers the cost of printing, business cards, permits, forms, flyers, etc.
	01-220-5580-000000 LICENSES/PERMITS/ FEES	\$0	Per the town accountant this is duplicative in the system and will be removed/inactivated.
	01-220-5580-011003 SEMINARS & TRAINING	\$0	
	01-220-5581-000000 TRAINING SUPPLIES	\$0	

Budget Level - Detail - Budgeted - Expenditure

Account Number Name Comment	FY Allocated Expended Post Date	1 BUDGET REQUEST	2 FY23 TA	3 FY23 Selectboard	4 FY23 FIN COMM
Department: 215 Communications/Dispatch					
	07/01/2022		2,000.00	0.00	0.00
01-215-5400-558300 UNIFORM ALLOWANCE		0.00	0.00	0.00	0.00
	07/01/2022	0.00		0.00	0.00
	07/01/2022		0.00	0.00	0.00
01-215-5400-571000 TRAVEL		2,000.00	2,000.00	0.00	0.00
	07/01/2022	2,000.00		0.00	0.00
	07/01/2022		2,000.00	0.00	0.00
01-215-5400-571100 MEALS/LODGING		2,000.00	2,000.00	0.00	0.00
	07/01/2022	2,000.00		0.00	0.00
	07/01/2022		2,000.00	0.00	0.00
01-215-5400-573000 DUES/MEMBERSHIPS		1,000.00	1,000.00	0.00	0.00
	07/01/2022	1,000.00		0.00	0.00
	07/01/2022		1,000.00	0.00	0.00
01-215-5400-585000 EQUIPMENT		0.00	0.00	0.00	0.00
	07/01/2022	0.00		0.00	0.00
	07/01/2022		0.00	0.00	0.00
01-215-5582-000000 Uniforms		0.00	0.00	0.00	0.00
	07/01/2022	0.00		0.00	0.00
	07/01/2022		0.00	0.00	0.00
25 Account(s) for Department 215 totaling:		456,434.00	456,434.00	0.00	0.00
Department: 220 Fire					
01-220-5100-000000 S/W P/R SEMINARS		32,500.00	32,500.00	0.00	0.00
	07/01/2022	32,500.00		0.00	0.00
	07/01/2022		32,500.00	0.00	0.00
01-220-5100-511000 S/W FULL TIME		1,418,753.00	1,418,753.00	0.00	0.00
	07/01/2022	1,418,753.00		0.00	0.00

Budget Level - Detail - Budgeted - Expenditure

Account Number Name Comment	FY Allocated Expended Post Date	JULY 2022			
		1 BUDGET REQUEST	2 FY23 TA	3 FY23 Selectboard	4 FY23 FIN COMM
Department: 220 Fire					
	07/01/2022		1,418,753.00	0.00	0.00
01-220-5100-513000 S/W OVERTIME F/T		236,313.00	236,313.00	0.00	0.00
	07/01/2022	236,313.00		0.00	0.00
	07/01/2022		236,313.00	0.00	0.00
01-220-5100-513100 S/W O/T TRAINING F/T		74,643.00	74,643.00	0.00	0.00
	07/01/2022	74,643.00		0.00	0.00
	07/01/2022		74,643.00	0.00	0.00
01-220-5100-513200 S/W OVERTIME CALL		10,695.00	10,695.00	0.00	0.00
	07/01/2022	10,695.00		0.00	0.00
	07/01/2022		10,695.00	0.00	0.00
01-220-5100-513900 EDUCATION stipend F/T		9,000.00	9,000.00	0.00	0.00
	07/01/2022	9,000.00		0.00	0.00
	07/01/2022		9,000.00	0.00	0.00
01-220-5100-514300 S/W HOLIDAY		85,034.00	85,034.00	0.00	0.00
	07/01/2022	85,034.00		0.00	0.00
	07/01/2022		85,034.00	0.00	0.00
01-220-5100-514400 S/W DOUBLE TIME F/T		19,310.00	19,310.00	0.00	0.00
	07/01/2022	19,310.00		0.00	0.00
	07/01/2022		19,310.00	0.00	0.00
01-220-5100-514500 S/W DOUBLE TIME CALL		8,713.00	8,713.00	0.00	0.00
	07/01/2022	8,713.00		0.00	0.00
	07/01/2022		8,713.00	0.00	0.00
01-220-5100-515000 S/W VACATION PAYOUT		0.00	0.00	0.00	0.00
	07/01/2022	0.00		0.00	0.00
	07/01/2022		0.00	0.00	0.00
01-220-5100-515600 S/W STIPEND/CALL		13,200.00	13,200.00	0.00	0.00

Budget Level - Detail - Budgeted - Expenditure

Account Number Name Comment	FY Allocated Expended Post Date	1				2		3		4	
		BUDGET REQUEST		FY23 TA		FY23 Selectboard		FY23 FIN COMM			
Department: 220 Fire	07/01/2022	13,200.00				0.00				0.00	
	07/01/2022			13,200.00		0.00				0.00	
01-220-5100-515700 S/W FIRE/RESCUE CALL		45,026.00		45,026.00		0.00				0.00	
	07/01/2022	45,026.00				0.00				0.00	
	07/01/2022			45,026.00		0.00				0.00	
01-220-5100-515900 S/W DAY/WEEKEND		29,195.00		29,195.00		0.00				0.00	
	07/01/2022	29,195.00				0.00				0.00	
	07/01/2022			29,195.00		0.00				0.00	
01-220-5100-519000 S/W LONGEVITY		6,900.00		6,900.00		0.00				0.00	
	07/01/2022	6,900.00				0.00				0.00	
	07/01/2022			6,900.00		0.00				0.00	
01-220-5100-519300 INCENTIVE PAY - Call		1,800.00		1,800.00		0.00				0.00	
	07/01/2022	1,800.00				0.00				0.00	
	07/01/2022			1,800.00		0.00				0.00	
01-220-5400-524300 REPAIR/MAINT SERVICES		21,550.00		21,550.00		0.00				0.00	
	07/01/2022	21,550.00				0.00				0.00	
	07/01/2022			21,550.00		0.00				0.00	
01-220-5400-530000 CONTRACT SERVICES		44,982.00		44,982.00		0.00				0.00	
	07/01/2022	44,982.00				0.00				0.00	
	07/01/2022			44,982.00		0.00				0.00	
01-220-5400-530700 PRINTING		400.00		400.00		0.00				0.00	
	07/01/2022	400.00				0.00				0.00	
	07/01/2022			400.00		0.00				0.00	
01-220-5400-530800 SEMINARS/TRAINING		1,500.00		1,500.00		0.00				0.00	
	07/01/2022	1,500.00				0.00				0.00	
	07/01/2022			1,500.00		0.00				0.00	

Budget Level - Detail - Budgeted - Expenditure

Account Number Name Comment	FY Allocated Expended Post Date	1				2		3		4	
		JUDGET REQUEST		FY23 TA		FY23 Selectboard		FY23 FIN COMM			
Department: 220 Fire											
01-220-5400-531000 AMBULANCE BILLING		16,275.00	16,275.00	0.00	0.00						
	07/01/2022	16,275.00		0.00	0.00						
	07/01/2022		16,275.00	0.00	0.00						
01-220-5400-531100 MEDICAL SERVICES		4,176.00	4,176.00	0.00	0.00						
	07/01/2022	4,176.00		0.00	0.00						
	07/01/2022		4,176.00	0.00	0.00						
01-220-5400-534000 TELEPHONE		16,410.00	16,410.00	0.00	0.00						
	07/01/2022	16,410.00		0.00	0.00						
	07/01/2022		16,410.00	0.00	0.00						
01-220-5400-534500 POSTAGE		500.00	500.00	0.00	0.00						
	07/01/2022	500.00		0.00	0.00						
	07/01/2022		500.00	0.00	0.00						
01-220-5400-539900 EMS TRAINING		5,780.00	5,780.00	0.00	0.00						
	07/01/2022	5,780.00		0.00	0.00						
	07/01/2022		5,780.00	0.00	0.00						
01-220-5400-542000 OFFICE SUPPLIES		3,000.00	3,000.00	0.00	0.00						
	07/01/2022	3,000.00		0.00	0.00						
	07/01/2022		3,000.00	0.00	0.00						
01-220-5400-543000 REPAIR/MAINT SUPPLIES		6,500.00	6,500.00	0.00	0.00						
	07/01/2022	6,500.00		0.00	0.00						
	07/01/2022		6,500.00	0.00	0.00						
01-220-5400-548500 Gasoline/Diesel VEHICLE SUPPLIES		17,456.00	17,456.00	0.00	0.00						
	07/01/2022	17,456.00		0.00	0.00						
	07/01/2022		17,456.00	0.00	0.00						
01-220-5400-549000 FOOD SUPPLIES		600.00	600.00	0.00	0.00						
	07/01/2022	600.00		0.00	0.00						

Budget Level - Detail - Budgeted - Expenditure

Account Number Name Comment	FY Allocated Expended Post Date	1 JUDGET REQUEST	2 FY23 TA	3 FY23 Selectboard	4 FY23 FIN COMM
Department: 220 Fire					
	07/01/2022	1,660.00		0.00	0.00
	07/01/2022		1,660.00	0.00	0.00
01-220-5400-578000 UNCLASSIFIED ITEMS					
		619.00	619.00	0.00	0.00
	07/01/2022	619.00		0.00	0.00
	07/01/2022		619.00	0.00	0.00
01-220-5400-585000 EQUIPMENT					
		15,000.00	15,000.00	0.00	0.00
	07/01/2022	15,000.00		0.00	0.00
	07/01/2022		15,000.00	0.00	0.00
01-220-5400-587200 Turn Out Gear					
		21,000.00	21,000.00	0.00	0.00
	07/01/2022	21,000.00		0.00	0.00
	07/01/2022		21,000.00	0.00	0.00
01-220-5580-011003 Seminars & Training					
		0.00	0.00	0.00	0.00
	07/01/2022	0.00		0.00	0.00
	07/01/2022		0.00	0.00	0.00
41 Account(s) for Department 220 totaling:		2,304,274.00	2,304,274.00	0.00	0.00
Department: 241 Building					
01-241-5100-511000 S/W FULL TIME					
		141,247.00	141,247.00	0.00	0.00
	07/01/2022	141,247.00		0.00	0.00
	07/01/2022		141,247.00	0.00	0.00
01-241-5100-512000 S/W PART TIME					
		83,000.00	83,000.00	0.00	0.00
	07/01/2022	83,000.00		0.00	0.00
	07/01/2022		83,000.00	0.00	0.00
01-241-5100-512500 S/W TEMPORARY					
Victor		5,000.00	5,000.00	0.00	0.00
Victor	07/01/2022	5,000.00		0.00	0.00
	07/01/2022		5,000.00	0.00	0.00
01-241-5100-515000 VACATION BUYOUT					
		0.00	0.00	0.00	0.00



SELECTBOARD

AGENDA ACTION REQUEST
Meeting Date: February 22, 2022

VII

BUDGETS

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REQUESTED BY:	The Selectboard
DESIRED ACTION:	To discuss and approve the Wellfleet Police Department's Operating Budget
PROPOSED MOTION:	I move to approve the Wellfleet Police Department's 2023 Operating Budget as printed and presented at tonight's meeting
ACTION TAKEN:	Moved By: _____ Seconded By: _____ Condition(s):
VOTED:	Yea _____ Nay _____ Abstain _____

FY23 Police Department Summary

210 Police Department

Program Description

The Wellfleet Police Department is one component of your public safety agencies serving the town. We operate on a 24-hour basis, 7 days a week, 365 days a year. We provide support to the town, residents, and visitors via a community policing philosophy. As we close out 2021, we have responded to approximately 8,200 calls for service. These types of calls range from business checks, motor vehicle enforcement, disturbance calls, beach patrols and reassurance checks.

To accomplish this, we have 15 fulltime officers, 1 animal control officer and 1 seasonal reserve officer who serve many functions that include patrol, investigation, traffic control, etc. As we enter the 2022 summer season, we are seeing the phasing out of reserve police officers in Massachusetts. This has resulted in not filling approximately six seasonal reserve officer positions to assist the fulltime staff with the large summer influx of population. This will affect some services such as parking enforcement, traffic control and extra services needed during the busy summer season that they were called on to perform.

The department is organized into three work groups during a 24-hour cycle (day, evening and midnight shifts). Each shift works 8 hour and 15-minute days with two officers scheduled per shift. This results in the need for a minimum of six officers working per day. With the increased call volume along with the complexity of issues that police officers are dealing with today, some shifts become quickly overwhelmed, especially during the busier summer and shoulder months. Some of these calls require a two-officer response, which is usually the whole shift working. With no seasonal reserve officers on most shifts now, this requires an emergency overtime call out to backfill the shift. There will be a need moving forward to have a minimum of three officers per shift, especially during the busier summer and shoulder months to offset the loss of seasonal help.

The department provides a wide range of services to the community along with community policing initiatives. In addition to the traditional emergency response services, the following is part of our overall mission.

- Motor Vehicle enforcement on both Route Six and secondary town roads to keep travel speeds down and minimize the possibility of motor vehicle accidents.
- Increased police presence on town beaches, especially Cahoon Hollow. This past summer, we saw an increase from approximately 100 busses and hundreds of ride shares in previous seasons to 277 busses (close to 90 July 4th weekend alone) at Cahoon Hollow Beach. As the summer season activity increases, the Wellfleet Police Department has begun ATV patrol on the ocean beaches with a direct focus at Cahoon Hollow. The increased Public Safety presence on weekends have helped with patrolling large crowds, responding to medical calls and assist with Ocean View Drive traffic issues.
- Working with various groups like Oyster Fest, Pan Mass Challenge, Wellfleet Triathlon, etc. to organize and provide police services for these events. Over the years, Wellfleet has and will continue to attract many events to town that put stress on police services. They typically take up administrative staff time for planning purposes then staff time to safely and efficiently police the events.
- We continue to attend training and work with those in the mental health field. It is the goal of the police department to have all our police officers trained in Community Crisis Intervention to assist them when handling the day-to-day calls involving mental health. We provide a voluntary registry for those who wish to provide data of mental issues that they are dealing with and how we can be of assistance. We

Public Safety

collaborate with mental health providers and facilitate their services with other town agencies along with having office hours for these agencies in the lobby of our department such as the Navigator.

- Our partnership with the seniors and Council on Aging continue to thrive. We provide a reassurance program, where seniors will phone the police station every day. If we don't speak with the senior, we will call and or send an officer to check on them.

Budget Statement

This budget incorporates the addition of the 15th Police Officer funded from transferring monies in the Reserve Officer line to Full Time salary and wage line. In addition, it continues to support our Body Camera Program that was approved in last year's budget along with increased training to meet the standards from the Police Reform Law passed in December of 2020. The budget presented from the police department continues to reflect the cost and needs to provide proper services within the community. Finally, it also seeks to improve our department efficiency and services with one additional Budget Request.

- With the elimination of the Reserve Officer Program, there will be a need to request two additional full-time patrol positions in the FY23 budget. The level of services needed (beach patrols, parking control, organized events, etc.) along with town event requests during the summer and shoulder seasons cannot be fulfilled with the current staffing levels. Due to the complexity of hiring, police academy training and then department requirements, it can take 12-18 months to get a new officer deployed in the field. With this timeline and having to wait until July of 2022 to potentially fill new positions, the department will not have these officers available until mid to late 2023.

FY 2023 Objectives

- Maintain the same level of service that we have provided in the past. Working with the community, different agencies, businesses, residents, and visitors alike to get feedback on the services we provide and see what areas we could improve in.
- Continue to implement our Body Camera Program and work with the community on transparency and accountability with our police officers in the field. With the support of town administration and the community, our police department is one of two on the cape and only a handful in the state who have implemented Body Cameras in the field. This another example of collaboration between the department and community to be groundbreaking on such an important initiative.
- Weather related storms are always on our mind as we continue to work on preparedness. We are active in training, planning and being part of the Barnstable County Regional Emergency Planning Committee. This includes how best to respond to hurricanes, winter storms and other events along with sharing of information, sheltering in place, regional shelter, and recovery. This is an ongoing effort.
- Continue to collaborate at Wellfleet Elementary School to include regular meetings with the superintendent, principal, teachers, and staff, along with participating in the opening and closing ceremonies. School safety discussions, drills, and training, "stranger danger" presentation, lunch with the students and more. Hopefully we continue to recover from Covid and go back to more "normal" relationships inside the schools.
- Department re-organization creating a Deputy Chief of Police position and continuing with our Lieutenant and four Sergeants. With the passing of the Police Reform Act of 2020, numerous internal department programs (Body Cameras, tasers, training, hiring, day to day operations) and department Policies/Accreditation there is a need for more administrative support. The current administrative demands and statewide mandates are fulfilled by just the Chief and Lieutenant which have become overwhelming to the organization. This reorganization will support the administrative staff and get these tasks completed in a timelier manner.

Public Safety

- Continuing the work towards a state Certification or Accreditation of the police department from the Massachusetts Police Accreditation Commission. The administrative team will need to review all department policies to make sure they conform with all state and federal standards. This is a major undertaking that requires numerous staff hours which could take a year or two to complete depending on adjustments that would need to be made.

Major Accomplishments for FY 2022

- Working with the community on the towns Covid-19 response with continued public updates from department heads, community outreach and assisting with testing/vaccine clinics.
- Working with town administration on correcting and reviewing the towns finance issues along with implementing more standard department reporting.
- Working with the beach administrator on handling crowd issues at the ocean beaches utilizing both department resources and outside agencies. Social media has increased popularity to approximately 300 busses for the summer of 2021 bringing thousands of additional beachgoers to the area. The additional ATV and cruiser patrols on Ocean View Drive have helped maintain public safety.
- Continued work with mental health and substance abuse cases within the community with a formed partnership with the town's Navigator program and a team of police officers working collaboratively on individual cases. The team then works directly with families to assist and resolve potential issues ahead of time to reduce the need for police services being requested. This program will continue to evolve and grow as we move forward dealing with these complex cases and calls.
- The development and initial implementation of the of the Body Camera program. The policy and union consultation were completed along with the purchase of the equipment (delayed shipment due to supply issues). The program should go live in January/February 2022 with officers wearing them in the field.
- The review and implementation of the Police Reform Act of December 2020. Throughout the 2021 calendar year there have been milestones required by the state that police departments needed to reach. This included but was not limited to review and update to use of force policies, internal affairs investigations/reporting, racial profiling, POST standards, Civil Rights violations, etc.
- The department's continued community policing commitment to working in partnership with the community. Covid-19 has limited some of our programs as we maneuver around safety protocols and having to limit or postpone events that were successful in past years. This past summer a recruitment video of the department and town was put together by Officer Matthew McGue and was very popular. The link to the video;
<https://drive.google.com/file/d/1hpKRJcFwtPX88qTtpaznXl0cj68vSYXR/view?invite=CMK2-IwD&ts=6168b276>

Public Safety

Personnel			
Line #	Account	Amount	Description (specify basis for calculation)
A-1	S&W - Full-time	\$1,303,631	Includes contractual step increases from a one-year contract extension signed in May of 2021 for a total of \$32,857. In addition, monies were transferred from S&W Specials \$50,000 to fund a 15 th police officer to offset the phasing out of the Reserve Officer program in Massachusetts due to the Police Reform Act of December 2020.
A-2	S&W – In-house Training	\$15,000	Slight increase from previous fiscal year (\$3,000) as we continue to prioritize training for the department. This results in spending only \$1,000 per Officer a year in continued education which is well below the state average.
A-3	S&W – Specials	\$20,000	Decrease by \$50,000 as monies were reallocated into S&W Full-Time for additional officer. Again, this was a result of only recruiting two Reserve Summer Police Officers as the program is being phased out by 2023 in Massachusetts.
A-4	S&W – Matron	\$2,500	These monies are utilized to bring in additional staff to monitor people under arrest and in custody. Due to Covid restrictions, if a subject is held on bail, we cannot send them to the Sherriff's Corrections Office to be held so the additional cost is passed onto the department.
A-5	S&W – Sch Crossing Guard	\$6,500	Same as previous fiscal year
A-6	S&W – Overtime	\$170,000	Slight increase (\$20,000) to reflect new wages, two officers per shift year-round. This is well under overtime budgeted for outer cape police departments (\$289,000 Provincetown, \$270,000 Eastham and \$260,000 Truro). These are FY22 budgeted amounts.
A-7	Officer In Charge	\$8,500	Slight increase (\$1,500) to cover shifts for Sergeants who are being reassigned at times to assist with administrative tasks.
A-8	S&W – Night Differential	\$13,500	Slight increase (\$1,400) to cover the additional officer working evening and midnights shifts.
A-9	S&W - Holiday	\$35,580	Slight increase (approx. \$2,000) to reflect the addition of a new state holiday, new wages and additional officer. This line is only funded at approximately 56% using historical data on officers taking holidays in pay.
A-10	S&W – Longevity	\$6,580	Slight decrease (\$1,500) with the retirement of a senior officer this past year.
A-11	Uniform Allowance	\$14,000	Slight increase (\$2,000) reflects new full-time position and contractual obligations.
A-12	Education Incentive	\$22,800	Same as previous fiscal year
A-13	Stipend-Detective	\$3,000	Same as previous fiscal year
A-14	Special Event	\$32,000	Increase (\$7,000) to respond to the continued popularity and increase of beach and organized events in town. This past fiscal year Cahoon Hollow Beach alone incurred overtime costs of approximately \$19,035 (\$7,571 for just July 4 th weekend) for ATV patrols on weekends to assist with the substantial increase of bus and ride share traffic (2019/2020 avg 100 busses all summer, 2021 there was 277 busses with large increase of rideshares).
A-16	S&W PT Records	\$25,000	Same as previous fiscal year

Public Safety

Operating Expenses			
Line #	Account	Amount	Description (specify basis for calculation)
B-1	Rep & Maint. Services	\$500	Same as previous fiscal year
B-2	Rep & Maint. Vehicles	\$15,000	Increase \$5,000 due to aging vehicles still not replaced due to a disruption in the cruiser replacement plan. This fiscal year the first five months \$6,400 of the \$10,000 was already spent of repairs to an aging fleet of vehicles. Currently the newest vehicle has approx. 75,000 miles and the oldest vehicle approx. 145,000 miles.
B-3	Serv Contract-Copier	\$1,500	Same as previous fiscal year
B-4	Contract Services	\$18,000	Slight increase (\$3,000) to cover contract service rates that are going up especially with our internal security system that handles cameras, locked doors, etc. as initial warranties from the 2018 building project are now expiring.
B-5	Medical Services	\$400	Same as previous fiscal year
B-6	Education & Training	\$22,000	Increase (\$4,000) for additional police training courses for ATV officers, Community Crisis Intervention Training, de-escalation/use of force, race relation immersive training, Police Reform of 2020 and continued leadership training for Sergeants, Lieutenant and Chief.
B-7	Academy Costs	\$20,000	Increase (\$8,000) as up to three positions may need police academy training. The most recent breakdown of academy costs is \$11,492 per recruit.
B-8	Telephone	\$5,000	Same as previous fiscal year
B-9	Postage	\$600	Same as previous fiscal year
B-10	Printing	\$700	Same as previous fiscal year
B-11	Advertising	\$300	Same as previous fiscal year
B-12	Office Supplies	\$5,500	Same as previous fiscal year
B-13	Rep & Maint. Supplies	\$5,000	Increase (\$2,500) to cover repairing aging police equipment (radar units, tasers, PBT's, etc.)
B-14	Vehicle Supplies	\$15,000	Increase (\$3,000) due to cost to fix aging vehicles (see above vehicle maint).
B-15	Gasoline/Diesel	\$42,000	Increase (\$7,000) due to fuel costs doubling from this past year and the unknown of where prices will go.
B-16	Food Supplies	\$200	Same as previous fiscal year
B-17	Medical Supplies	\$2,500	Same as previous fiscal year
B-19	Uniform	\$4,000	Same as previous fiscal year
B-20	Uniform Allowance	\$4,000	Same as previous fiscal year
B-21	Training Supplies	\$5,000	Slight increase (\$2,000) to cover costs of additional ammunition pricing and supply issues. Also for supplies needed for yearly taser recertification.
B-22	Travel	\$5,000	Increase (\$1,500) to accommodate the departments need for more specialized training (Sexual Assault Investigator, Civil Rights Officer, Accident Reconstruction, Mental Health) for officers. Most of these courses are typically off cape and may need over-night accommodations depending on location and length of training.
B-23	Meals/Lodging	\$3,500	Increase (\$1,000) same as above in line B-22 Travel.
B-24	Dues & Memberships	\$4,000	Same as previous fiscal year
B-25	Drug Investigations	\$1,200	Same as previous fiscal year

Public Safety

B-26	Small Equipment	\$12,000	Increase (\$4,000) to fund the replacement of small equipment (AED's, cruiser laptops, PBT's, etc.) that may need replacement during the fiscal year if issues arise or to purchase a piece of small equipment that the department may need.
B-27	Body Cameras	\$16,500	Decrease (\$14,210) as we enter the second year of the lease agreement and most of the equipment has been purchased.

Town of Wellfleet Police Department

October 20, 2021

To: Wellfleet Select Board
From: Chief Michael P. Hurley

Subject: POLICE DEPARTMENT STAFFING

During the last Select Board meeting, I announced the retirement of Sergeant Geraldine LaPense and the resignation of Patrolman Robert Pimentel. In addition, the department still has a vacancy from a new patrol position that was created July 1st to begin addressing the phasing out of the Reserve Officer program. That open position has still not been filled as only a handful of applications were received. As a result, this has left the department operating with approximately twenty percent of our patrol staff missing.

The next biggest challenge the department faces will be recruiting and hiring new patrol officers. Currently, most police departments across the state have seen a substantial reduction in first time applicants, which is affecting getting these positions filled. This issue along with the Reserve Officer program phasing out will create a staffing challenge for next summer potentially affecting some services.

Finally, with the elimination of the Reserve Officer Program, there will be a need to request two additional full-time patrol positions in the FY23 budget. The level of services needed (beach patrols, parking control, organized events, etc.) along with town event requests during the summer and shoulder seasons cannot be fulfilled with the current staffing levels. Due to the complexity of hiring, academy training and then department training requirements, it can take 12-18 months to get a new officer deployed in the field. In closing, with this timeline and having to wait until July of 2022 to potentially fill new positions, the department will not have these officers available until mid to late 2023.

Respectfully submitted for your information and consideration.

Michael P. Hurley
Chief of Police

cc: Charlie Sumner, Interim Town Administrator
Finance Committee

210 Police FY 2023 Additional Budget Request

Additional Amount Requested

\$186,759 (See figures below Budget Line items)

Budget Line Number

Line #210 A-1	Police Salary & Wages	\$120,240 (\$60,120/officer)
Line #210 A-9	Police Holiday	\$5,548 (\$2,774/officer)
Line #210 A-11	Uniform Allowance	\$2,000 (\$1,000/officer)
Line #210 A-12	Education Incentive	\$7,600 (\$3,800/officer)
	Benefits	\$51,371 (\$25,685/officer)

One Time Only or Ongoing Expense?

Ongoing expense

Description of Program, Product or Service

Two Full Time Academy Trained Police Officer's

Cost/Benefit Analysis

With the upcoming phasing out of the Massachusetts Reserve Program, this will result in the loss of 6-8 Reserve Officer positions within the department. See memo to Select Board.

Program Description

The Wellfleet Police Department (Communications) is one component of your public safety agencies serving the town. We operate on a 24-hour basis, 7 days a week, 365 days a year. We provide support to the town, residents and visitors via a community policing philosophy. To accomplish this, we have 4 fulltime dispatchers and relief dispatchers who answer the emergency phones, business phones and monitor the many radio channels, maintain the record management system, police CAD system, etc.

Budget Statement

The overall budget falls within the Board of Selectmen budget guidelines. The budget is consistent with past practice and philosophy with minor adjustments for part-time records person to review body camera video.

FY 2023 Objectives

Maintain the same level of service we currently provide. Working with the community, different agencies, businesses, residents and visitors. In addition, having dispatchers attend more mental health training.

Major Accomplishments for FY 2022

- Working with the community on the various issues, traffic, opioid, mental health, storm preparation, etc. Continued training and education for our telecommunications staff.

Personnel			
<i>Line #</i>	<i>Account</i>	<i>Amount</i>	<i>Description (specify basis for calculation)</i>
A-1	S&W - Full-time	\$304,394	Reflects contractual increases
A-2	S&W - Reliefs	\$18,000	Slight increase to reflect wages and hours along with new reliefs
A-4	S&W - Overtime	\$51,500	Slight increase to reflect wages and hours
A-4	S&W - Night Diff	\$6,000	Slight increase to reflect correct usage
A-5	S&W - Holiday	\$13,140	Slight increase new wages
A-6	S&W - Longevity	\$5,400	Slight decrease
A-7	S&W - EMD	\$2,400	Same as previous year
A-8	Uniform Allowance	\$4,000	Same as previous year
A-9	Incentive pay	\$1,000	Same as previous year
A-10	In House Training	\$4,100	Slight increase

Operating Expenses			
<i>Line #</i>	<i>Account</i>	<i>Amount</i>	<i>Description (specify basis for calculation)</i>
B-1	Contract Services	\$33,000	Increase \$3,000 covers maintenance contract for records management system, state computer interface, AFIS, etc.
B-2	Education & Training	\$4,500	Slight increase from last year (\$1,500) Train Records Person
B-3	Postage	\$500	Slight increase from previous year
B-4	Office Supplies	\$1,500	Same as previous year
B-5	Uniforms	\$2,000	Slight increase
B-6	Travel	\$2,000	Slight increase additional training
B-7	Meals/Lodging	\$2,000	Slight increase for increased training
B-8	Dues & Memberships	\$1,000	Slight increase cover membership increases

Budget Level - Detail - Budgeted - Expenditure

Account Number Name Comment	FY Allocated Expended Post Date	1				2		3		4	
		BUDGET REQUEST	FY23 TA	FY23 Selectboard	FY23 FIN COMM						
Department: 210 Police											
01-210-5100-511000 S/W FULL TIME		1,303,631.00	1,303,631.00	0.00	0.00						
	07/01/2022	1,303,631.00		0.00	0.00						
	07/01/2022		1,303,631.00	0.00	0.00						
01-210-5100-511200 IN HOUSE TRAINING OVERTIME		0.00	0.00	0.00	0.00						
	07/01/2022	0.00		0.00	0.00						
	07/01/2022		0.00	0.00	0.00						
01-210-5100-511600 S/W SPECIALS		20,000.00	20,000.00	0.00	0.00						
	07/01/2022	20,000.00		0.00	0.00						
	07/01/2022		20,000.00	0.00	0.00						
01-210-5100-511700 S/W MATRON		2,500.00	2,500.00	0.00	0.00						
	07/01/2022	2,500.00		0.00	0.00						
	07/01/2022		2,500.00	0.00	0.00						
01-210-5100-511800 SCHOOL CROSSING GUARD		6,500.00	6,500.00	0.00	0.00						
	07/01/2022	6,500.00		0.00	0.00						
	07/01/2022		6,500.00	0.00	0.00						
01-210-5100-512000 S/W Part Time		25,000.00	25,000.00	0.00	0.00						
	07/01/2022	25,000.00		0.00	0.00						
	07/01/2022		25,000.00	0.00	0.00						
01-210-5100-513000 S/W OVERTIME		170,000.00	170,000.00	0.00	0.00						
	07/01/2022	170,000.00		0.00	0.00						
	07/01/2022		170,000.00	0.00	0.00						
01-210-5100-513300 In-House Training		15,000.00	15,000.00	0.00	0.00						
	07/01/2022	15,000.00		0.00	0.00						
	07/01/2022		15,000.00	0.00	0.00						
01-210-5100-514000 S/W NIGHT DIFFERENTIAL		13,500.00	13,500.00	0.00	0.00						
	07/01/2022	13,500.00		0.00	0.00						

Budget Level - Detail - Budgeted - Expenditure

Account Number Name Comment	FY Allocated Expended Post Date	1 BUDGET REQUEST	2 FY23 TA	3 FY23 Selectboard	4 FY23 FIN COMM
Department: 210 Police					
	07/01/2022		13,500.00	0.00	0.00
01-210-5100-514100 s/w OFFICER IN CHARGE		8,500.00	8,500.00	0.00	0.00
	07/01/2022	8,500.00		0.00	0.00
	07/01/2022		8,500.00	0.00	0.00
01-210-5100-514300 S/W HOLIDAY		35,580.00	35,580.00	0.00	0.00
	07/01/2022	35,580.00		0.00	0.00
	07/01/2022		35,580.00	0.00	0.00
01-210-5100-514500 SPECIAL EVENTS /OVERTIME		32,000.00	32,000.00	0.00	0.00
	07/01/2022	32,000.00		0.00	0.00
	07/01/2022		32,000.00	0.00	0.00
01-210-5100-514600 SPEC EVENTS /DOUBLE TIME		0.00	0.00	0.00	0.00
	07/01/2022	0.00		0.00	0.00
	07/01/2022		0.00	0.00	0.00
01-210-5100-517000 HEALTH INSURANCE		0.00	0.00	0.00	0.00
	07/01/2022	0.00		0.00	0.00
	07/01/2022		0.00	0.00	0.00
01-210-5100-519000 S/W LONGEVITY		10,000.00	10,000.00	0.00	0.00
	07/01/2022	10,000.00		0.00	0.00
	07/01/2022		10,000.00	0.00	0.00
01-210-5100-519200 STIPEND DETECTIVE/PROSECUT		3,000.00	3,000.00	0.00	0.00
	07/01/2022	3,000.00		0.00	0.00
	07/01/2022		3,000.00	0.00	0.00
01-210-5100-519400 EDUCATION INCENTIVE		22,800.00	22,800.00	0.00	0.00
	07/01/2022	22,800.00		0.00	0.00
	07/01/2022		22,800.00	0.00	0.00
01-210-5100-519500 s/w UNIFORM ALLOWANCE		0.00	0.00	0.00	0.00

Budget Level - Detail - Budgeted - Expenditure

Account Number	FY	Allocated	1	2	3	4
Name	Expended					
Comment	Post Date	BUDGET REQUEST	FY23 TA	FY23 Selectboard	FY23 FIN COMM	
Department: 210	Police					
	07/01/2022	0.00			0.00	0.00
	07/01/2022		0.00		0.00	0.00
01-210-5100-519600						
RETIREMENT PAYOUT		0.00	0.00	0.00	0.00	0.00
	07/01/2022	0.00			0.00	0.00
	07/01/2022		0.00		0.00	0.00
01-210-5100-558300						
s/w Uniform Allowance		14,000.00	14,000.00	0.00	0.00	0.00
	07/01/2022	14,000.00			0.00	0.00
	07/01/2022		14,000.00		0.00	0.00
01-210-5305-000000						
S/W OFFICER IN CHARGE		0.00	0.00	0.00	0.00	0.00
	07/01/2022	0.00			0.00	0.00
	07/01/2022		0.00		0.00	0.00
01-210-5400-511200						
IN-HOUSE TRAINING		0.00	0.00	0.00	0.00	0.00
	07/01/2022	0.00			0.00	0.00
	07/01/2022		0.00		0.00	0.00
01-210-5400-524000						
REPAIR/MAINT SERVICES		500.00	500.00	0.00	0.00	0.00
	07/01/2022	500.00			0.00	0.00
	07/01/2022		500.00		0.00	0.00
01-210-5400-524200						
REPAIR/MAINT SERV VEHICLES		15,000.00	15,000.00	0.00	0.00	0.00
	07/01/2022	15,000.00			0.00	0.00
	07/01/2022		15,000.00		0.00	0.00
01-210-5400-527000						
Lease / Body Camera Program		16,500.00	16,500.00	0.00	0.00	0.00
	07/01/2022	16,500.00			0.00	0.00
	07/01/2022		16,500.00		0.00	0.00
01-210-5400-529000						
COPIER LEASE		1,500.00	1,500.00	0.00	0.00	0.00
	07/01/2022	1,500.00			0.00	0.00
	07/01/2022		1,500.00		0.00	0.00

Budget Level - Detail - Budgeted - Expenditure

Account Number Name Comment	FY Allocated Expended Post Date	1				2		3		4	
		BUDGET REQUEST	FY23 TA	FY23 Selectboard	FY23 FIN COMM						
Department: 210 Police											
01-210-5400-530000 CONTRACT SERVICES		18,000.00	18,000.00	0.00	0.00						
	07/01/2022	18,000.00		0.00	0.00						
	07/01/2022		18,000.00	0.00	0.00						
01-210-5400-530400 ADVERTISING		300.00	300.00	0.00	0.00						
	07/01/2022	300.00		0.00	0.00						
	07/01/2022		300.00	0.00	0.00						
01-210-5400-530700 PRINTING		700.00	700.00	0.00	0.00						
	07/01/2022	700.00		0.00	0.00						
	07/01/2022		700.00	0.00	0.00						
01-210-5400-530800 SEMINARS/TRAINING		0.00	0.00	0.00	0.00						
	07/01/2022	0.00		0.00	0.00						
	07/01/2022		0.00	0.00	0.00						
01-210-5400-531100 MEDICAL SERVICES		400.00	400.00	0.00	0.00						
	07/01/2022	400.00		0.00	0.00						
	07/01/2022		400.00	0.00	0.00						
01-210-5400-532000 DRUG INVESTIGATION		1,200.00	1,200.00	0.00	0.00						
	07/01/2022	1,200.00		0.00	0.00						
	07/01/2022		1,200.00	0.00	0.00						
01-210-5400-534000 TELEPHONE		5,000.00	5,000.00	0.00	0.00						
	07/01/2022	5,000.00		0.00	0.00						
	07/01/2022		5,000.00	0.00	0.00						
01-210-5400-534500 POSTAGE		600.00	600.00	0.00	0.00						
	07/01/2022	600.00		0.00	0.00						
	07/01/2022		600.00	0.00	0.00						
01-210-5400-542000 OFFICE SUPPLIES		5,500.00	5,500.00	0.00	0.00						
	07/01/2022	5,500.00		0.00	0.00						

Budget Level - Detail - Budgeted - Expenditure

Account Number Name Comment	FY Allocated Expended Post Date	1 BUDGET REQUEST	2 FY23 TA	3 FY23 Selectboard	4 FY23 FIN COMM
Department: 210 Police					
	07/01/2022		5,500.00	0.00	0.00
01-210-5400-543000 REPAIR/MAINT SUPPLIES		5,000.00	5,000.00	0.00	0.00
	07/01/2022	5,000.00		0.00	0.00
	07/01/2022		5,000.00	0.00	0.00
01-210-5400-548000 GASOLINE/DIESEL		42,000.00	42,000.00	0.00	0.00
	07/01/2022	42,000.00		0.00	0.00
	07/01/2022		42,000.00	0.00	0.00
01-210-5400-548500 VEHICLE SUPPLIES		15,000.00	15,000.00	0.00	0.00
	07/01/2022	15,000.00		0.00	0.00
	07/01/2022		15,000.00	0.00	0.00
01-210-5400-549000 FOOD		200.00	200.00	0.00	0.00
	07/01/2022	200.00		0.00	0.00
	07/01/2022		200.00	0.00	0.00
01-210-5400-550000 MEDICAL SUPPLIES		2,500.00	2,500.00	0.00	0.00
	07/01/2022	2,500.00		0.00	0.00
	07/01/2022		2,500.00	0.00	0.00
01-210-5400-558100 TRAINING SUPPLIES		5,000.00	5,000.00	0.00	0.00
	07/01/2022	5,000.00		0.00	0.00
	07/01/2022		5,000.00	0.00	0.00
01-210-5400-558200 UNIFORMS - Equipment Replacement		4,000.00	4,000.00	0.00	0.00
	07/01/2022	4,000.00		0.00	0.00
	07/01/2022		4,000.00	0.00	0.00
01-210-5400-558300 UNIFORM (ALLOWANCE)		4,000.00	4,000.00	0.00	0.00
	07/01/2022	4,000.00		0.00	0.00
	07/01/2022		4,000.00	0.00	0.00
01-210-5400-571000 TRAVEL		5,000.00	5,000.00	0.00	0.00

Budget Level - Detail - Budgeted - Expenditure

Account Number Name Comment	FY Allocated Expended Post Date	1 BUDGET REQUEST	2 FY23 TA	3 FY23 Selectboard	4 FY23 FIN COMM
Department: 210 Police					
	07/01/2022	5,000.00		0.00	0.00
	07/01/2022		5,000.00	0.00	0.00
01-210-5400-571100 MEALS/LODGING		3,500.00	3,500.00	0.00	0.00
	07/01/2022	3,500.00		0.00	0.00
	07/01/2022		3,500.00	0.00	0.00
01-210-5400-571200 Education/TRAINING		22,000.00	22,000.00	0.00	0.00
	07/01/2022	22,000.00		0.00	0.00
	07/01/2022		22,000.00	0.00	0.00
01-210-5400-572200 ACADEMY COSTS		20,000.00	20,000.00	0.00	0.00
	07/01/2022	20,000.00		0.00	0.00
	07/01/2022		20,000.00	0.00	0.00
01-210-5400-573000 DUES/SUBSCRIPTIONS		4,000.00	4,000.00	0.00	0.00
	07/01/2022	4,000.00		0.00	0.00
	07/01/2022		4,000.00	0.00	0.00
01-210-5400-585000 SMALL EQUIPMENT		12,000.00	12,000.00	0.00	0.00
	07/01/2022	12,000.00		0.00	0.00
	07/01/2022		12,000.00	0.00	0.00
01-210-5500-000000 MEDICAL SUPPLIES		0.00	0.00	0.00	0.00
	07/01/2022	0.00		0.00	0.00
	07/01/2022		0.00	0.00	0.00
50 Account(s) for Department 210 totaling:		1,891,411.00	1,891,411.00	0.00	0.00
Department: 215 Communications/Dispatch					
01-215-5100-511000 S/W FULL TIME		304,394.00	304,394.00	0.00	0.00
	07/01/2022	304,394.00		0.00	0.00
	07/01/2022		304,394.00	0.00	0.00
01-215-5100-511500 S/W EMT/EMD		2,400.00	2,400.00	0.00	0.00

Budget Level - Detail - Budgeted - Expenditure

Account Number Name Comment	FY Allocated Expended Post Date	1 BUDGET REQUEST	2 FY23 TA	3 FY23 Selectboard	4 FY23 FIN COMM
	07/01/2022	2,400.00		0.00	0.00
	07/01/2022		2,400.00	0.00	0.00
01-215-5100-513000 S/W OVERTIME		51,500.00	51,500.00	0.00	0.00
	07/01/2022	51,500.00		0.00	0.00
	07/01/2022		51,500.00	0.00	0.00
01-215-5100-513100 S/W RELIEFS		18,000.00	18,000.00	0.00	0.00
	07/01/2022	18,000.00		0.00	0.00
	07/01/2022		18,000.00	0.00	0.00
01-215-5100-513300 S/W IN HOUSE TRAINING		4,100.00	4,100.00	0.00	0.00
	07/01/2022	4,100.00		0.00	0.00
	07/01/2022		4,100.00	0.00	0.00
01-215-5100-514200 S/W NIGHT DIFFERENTIAL		6,000.00	6,000.00	0.00	0.00
	07/01/2022	6,000.00		0.00	0.00
	07/01/2022		6,000.00	0.00	0.00
01-215-5100-514300 S/W HOLIDAY		13,140.00	13,140.00	0.00	0.00
	07/01/2022	13,140.00		0.00	0.00
	07/01/2022		13,140.00	0.00	0.00
01-215-5100-514600 S/W DOUBLE TIME		0.00	0.00	0.00	0.00
	07/01/2022	0.00		0.00	0.00
	07/01/2022		0.00	0.00	0.00
01-215-5100-517000 HEALTH INSURANCE		0.00	0.00	0.00	0.00
	07/01/2022	0.00		0.00	0.00
	07/01/2022		0.00	0.00	0.00
01-215-5100-519000 S/W LONGEVITY		5,400.00	5,400.00	0.00	0.00
	07/01/2022	5,400.00		0.00	0.00
	07/01/2022		5,400.00	0.00	0.00

Budget Level - Detail - Budgeted - Expenditure

Account Number Name Comment	FY Allocated Expended Post Date	1				2		3		4	
		BUDGET REQUEST	FY23 TA	FY23 Selectboard	FY23 FIN COMM						
Department: 215 01-215-5100-519300 INCENTIVE PAY Communications/Dispatch		1,000.00	1,000.00	0.00	0.00						
	07/01/2022	1,000.00		0.00	0.00						
	07/01/2022		1,000.00	0.00	0.00						
01-215-5100-558200 s/w Uniforms		0.00	0.00	0.00	0.00						
	07/01/2022	0.00		0.00	0.00						
	07/01/2022		0.00	0.00	0.00						
01-215-5100-558300 s/w Uniform Allowance		4,000.00	4,000.00	0.00	0.00						
	07/01/2022	4,000.00		0.00	0.00						
	07/01/2022		4,000.00	0.00	0.00						
01-215-5130-011001 S/W OVERTIME		0.00	0.00	0.00	0.00						
	07/01/2022	0.00		0.00	0.00						
	07/01/2022		0.00	0.00	0.00						
01-215-5400-530000 CONTRACT SERVICES		33,000.00	33,000.00	0.00	0.00						
	07/01/2022	33,000.00		0.00	0.00						
	07/01/2022		33,000.00	0.00	0.00						
01-215-5400-530800 SEMINARS/TRAINING		4,500.00	4,500.00	0.00	0.00						
	07/01/2022	4,500.00		0.00	0.00						
	07/01/2022		4,500.00	0.00	0.00						
01-215-5400-534500 Postage		500.00	500.00	0.00	0.00						
	07/01/2022	500.00		0.00	0.00						
	07/01/2022		500.00	0.00	0.00						
01-215-5400-542000 Office Supplies		1,500.00	1,500.00	0.00	0.00						
	07/01/2022	1,500.00		0.00	0.00						
	07/01/2022		1,500.00	0.00	0.00						
01-215-5400-558200 UNIFORMS		2,000.00	2,000.00	0.00	0.00						
	07/01/2022	2,000.00		0.00	0.00						

Budget Level - Detail - Budgeted - Expenditure

Account Number Name Comment	FY Allocated Expended Post Date	1 BUDGET REQUEST	2 FY23 TA	3 FY23 Selectboard	4 FY23 FIN COMM
Department: 215 Communications/Dispatch					
	07/01/2022		2,000.00	0.00	0.00
01-215-5400-558300 UNIFORM ALLOWANCE		0.00	0.00	0.00	0.00
	07/01/2022	0.00		0.00	0.00
	07/01/2022		0.00	0.00	0.00
01-215-5400-571000 TRAVEL		2,000.00	2,000.00	0.00	0.00
	07/01/2022	2,000.00		0.00	0.00
	07/01/2022		2,000.00	0.00	0.00
01-215-5400-571100 MEALS/LODGING		2,000.00	2,000.00	0.00	0.00
	07/01/2022	2,000.00		0.00	0.00
	07/01/2022		2,000.00	0.00	0.00
01-215-5400-573000 DUES/MEMBERSHIPS		1,000.00	1,000.00	0.00	0.00
	07/01/2022	1,000.00		0.00	0.00
	07/01/2022		1,000.00	0.00	0.00
01-215-5400-585000 EQUIPMENT		0.00	0.00	0.00	0.00
	07/01/2022	0.00		0.00	0.00
	07/01/2022		0.00	0.00	0.00
01-215-5582-000000 Uniforms		0.00	0.00	0.00	0.00
	07/01/2022	0.00		0.00	0.00
	07/01/2022		0.00	0.00	0.00
25 Account(s) for Department 215 totaling:		456,434.00	456,434.00	0.00	0.00
Department: 220 Fire					
01-220-5100-000000 S/W P/R SEMINARS		32,500.00	32,500.00	0.00	0.00
	07/01/2022	32,500.00		0.00	0.00
	07/01/2022		32,500.00	0.00	0.00
01-220-5100-511000 S/W FULL TIME		1,418,753.00	1,418,753.00	0.00	0.00
	07/01/2022	1,418,753.00		0.00	0.00

Budget Level - Detail - Budgeted - Expenditure

Account Number Name Comment	FY Allocated Expended Post Date	JUDGET REQUEST			
		1	2	3	4
Department: 220 Fire		FY23 TA	FY23 Selectboard	FY23 FIN COMM	
	07/01/2022	1,418,753.00	0.00	0.00	
01-220-5100-513000 S/W OVERTIME F/T		236,313.00	236,313.00	0.00	0.00
	07/01/2022	236,313.00	0.00	0.00	
	07/01/2022		236,313.00	0.00	0.00
01-220-5100-513100 S/W O/T TRAINING F/T		74,643.00	74,643.00	0.00	0.00
	07/01/2022	74,643.00	0.00	0.00	
	07/01/2022		74,643.00	0.00	0.00
01-220-5100-513200 S/W OVERTIME CALL		10,695.00	10,695.00	0.00	0.00
	07/01/2022	10,695.00	0.00	0.00	
	07/01/2022		10,695.00	0.00	0.00
01-220-5100-513900 EDUCATION stipend F/T		9,000.00	9,000.00	0.00	0.00
	07/01/2022	9,000.00	0.00	0.00	
	07/01/2022		9,000.00	0.00	0.00
01-220-5100-514300 S/W HOLIDAY		85,034.00	85,034.00	0.00	0.00
	07/01/2022	85,034.00	0.00	0.00	
	07/01/2022		85,034.00	0.00	0.00
01-220-5100-514400 S/W DOUBLE TIME F/T		19,310.00	19,310.00	0.00	0.00
	07/01/2022	19,310.00	0.00	0.00	
	07/01/2022		19,310.00	0.00	0.00
01-220-5100-514500 S/W DOUBLE TIME CALL		8,713.00	8,713.00	0.00	0.00
	07/01/2022	8,713.00	0.00	0.00	
	07/01/2022		8,713.00	0.00	0.00
01-220-5100-515000 S/W VACATION PAYOUT		0.00	0.00	0.00	0.00
	07/01/2022	0.00	0.00	0.00	0.00
	07/01/2022		0.00	0.00	0.00
01-220-5100-515600 S/W STIPEND/CALL		13,200.00	13,200.00	0.00	0.00



SELECTBOARD

AGENDA ACTION REQUEST
Meeting Date: February 22, 2022

VII

BUDGETS

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REQUESTED BY:	The Selectboard
DESIRED ACTION:	To discuss and approve the Wellfleet Shellfish Department's Operating Budget
PROPOSED MOTION:	I move to approve the Wellfleet Shellfish Department's 2023 Operating Budget as printed and presented at tonight's meeting
ACTION TAKEN:	Moved By: _____ Seconded By: _____ Condition(s):
VOTED:	Yea _____ Nay _____ Abstain _____

Program Description

The Town of Wellfleet's Shellfish Department works to ensure sustainable fisheries for future generations by:

- enforcing town, state and federal policies and regulations governing shellfishing activities,
- propagating commercial and recreational shellfishing areas,
- protecting Wellfleet Harbor's environment and the general public's safety, and
- conducting public outreach and education.

The Shellfish Department is responsible for ensuring the success of the productive, healthy and sustainable \$8M shellfishing industry in the Town of Wellfleet where 300 residents (10 percent of the population) make their livelihoods. Given its oversight of food production and food safety for the public health and because it is a "first responder" on the intertidal areas used for wild harvest and farming of shellfish, the Shellfish Department is considered essential personnel by both federal and state government.

To achieve its above responsibilities, the department is operational 364 days a year, it employs three full-time personnel and two seasonal deputies, utilizes three trucks, a boat and a barge. Hours of operation change daily due to low tide cycles when presence on patrol is required for oversight and enforcement of the shellfishery, and with an active dragger boat fishery and propagation efforts, coverage is also needed during high tide. The department is on call 24/7, and is responsible for responding and engaging at any time, even on days off and holidays. Its work is performed outdoors in all kinds of weather on intertidal bottom areas and on the water, supervising and interacting with commercial and recreational shellfishermen and grant holders (farmers).

Its personnel liaise with federal, state and county governments, other town departments and committees, and independent agencies, academic institutions and nonprofits. It works closely with the Harbormaster Dept. and other harbor user groups. It coordinates communications and collaborates with the media, the public, scientists, and other shellfish departments from around the state and the country. It engages in many forms of public education.

Budget Statement

Adequate staffing for administrative duties year-round has become an issue given an increasing delegation of public health responsibilities from the state due to shellfish sanitation program changes at the federal level and the required involvement of the department in many crucial developing areas for the Town, such as Clean Water, Conservation Commission, Hazard Mitigation, Natural Resources and climate change. First and foremost, it is of utmost importance that we ensure a safe, healthy product reaches the market, especially during the five-month vibrio season. In addition, for close to seven months a year, we only have one person on patrol on weekends, which is typically the busiest time for recreational shellfishing.

Town of Wellfleet FY 2023 Budget Request

We have close to 180 commercially permitted shellfishermen in town, including shellfish harvesting boats. With around 90 farms, Wellfleet has more than double the number of shellfish farms and nearly double the amount of acreage under cultivation than any other community in the state.

During 2020 and 2021, certainly influenced by COVID-19, recreational shellfishing has increased exponentially, not in permits sold, but in usage: People are harvesting their weekly shellfish limits more frequently. This creates demands on both patrol and propagation activities, as we need to oversee harvest and make sure that there are abundant shellfish available for harvest. We have seen an 50% increase in recreational shellfishing from 2019 to 2021 during the June to September time period, even though the Town had opted not to sell any seasonal permits due to COVID-19. We have documented a 14% increase in oyster harvest and a 48% increase in quahog harvest between 2019 and 2021. The department's propagation efforts utilizing the state-run contaminated quahog relay has been a wonderful contributor to the increase in quahog harvest. With the addition of the part-time, seasonal deputy to assist with recreational shellfishery oversight, we believe we have good coverage during the busiest June to September time period.

We are putting forth a level-funded operations budget for FY23 with the exception of salary increases. However, we believe that the addition of a part-time, winter month deputy shellfish constable is needed (equal to an additional \$17,075) and have included this in our "wish list" as well as an additional \$300 for reimbursement for business use of personal cell phones by seasonal staff. The part-time, winter deputy position could simply be the changing of the full-time seasonal deputy to part-time from roughly November to April. This would help the department respond to the increasing demands to participate in Town bodies and priorities and reporting requirements by the State and with regard to grant oversight and Town of Wellfleet regulation enforcement.

FY 2023 Objectives

- 1) Participate in state forums to ensure the long-term success of home rule for shellfishing and that the ownership of inter-tidal bottom continues to remain with the Town.**
- 2) Continue educational and enforcement procedures to ensure accountability and compliance with regulations in the recreational shellfishery.**
- 3) Conduct a thorough enforcement of Town of Wellfleet regulation 7.12 Evidence of Productivity: Use it or Lose It on the 90-plus farms that operate in Wellfleet to make sure productivity minimums are being met and that the Selectboard has a chance to review non-compliant farms for potential return to the town for a lottery.**
- 4) Work to ensure Wellfleet does not lose shellfish harvesting opportunities due to changing Federal and State regulations.**
- 5) Take part in different local committees and on Town initiatives to ensure that the importance of the shellfishery is represented and respected and that decision-making takes this into consideration to protect shellfishing today and into the future.**

Town of Wellfleet FY 2023 Budget Request

Major Accomplishments for FY 2022

- 1) We initiated the first-of-its-kind Shellfishermen's Farmers Market by working with commercial shellfishermen, the Harbormaster and Health Depts., and Mass. Division of Marine Fisheries and Department of Public Health to counter the industry's loss in markets and revenue due to COVID-19. It was a huge success and earned the Town the Shellfish Constable of the Year Award from the state.
- 2) We successfully implemented recreational shellfishing accountability procedures to ensure better compliance with regulations. Our educational outreach increased to positive results.
- 3) Created a guide to aquaculture operations in Wellfleet Harbor that was distributed by the Harbormasters, the Beach Department and other private marina rental outfits to educate boaters on the presence of shellfish farming gear, its location and what it looks like so residents and visitors could better understand the waters they were navigating.
- 4) Worked to better understand grant boundaries and operations on the 90-odd farms that operate in Wellfleet and contributed to the discussions for how to best use the HDYLT property.
- 5) Salvaged hundreds of bushels of oysters from potential dredging impacts by moving them out of harms' way.

Town of Wellfleet FY 2023 Budget Request

Personnel		
Line #	Account	Description (specify basis for calculation)
A-1	Full-time S&W	\$233,600.01 - three full-time staff with WEA 3.5% increase
A-2	Full-time, seasonal S&W	\$35,416 – seasonal recreational patrol and propagation deputies <i>*Wish List: addition of part-time, winter deputy for admin assistance = \$17,075</i>
A-3	Overtime	\$3,603 - Asst. & Deputy Constables for cultching and other necessities
A-5	Longevity	\$3,675 – Constable (5 yrs.) Asst. Constable (17 yrs.) and Deputy Constable (22 yrs.)
A-6	Holiday	\$8000 – 364 day/year department; always need staff on patrol

Operating Expenses			
Line #	Account	Amount	Description (specify basis for calculation) SAME AS FY21-NO CHANGE
B-2	Rep. & Maint. Vehicles	\$4,750	
B-3	Contract Services	\$3,450	
B-4	Education & Training	\$1,300	
B-5	Telephone	\$2,200	<i>*Wish List: Additional \$300 to reimburse for business use of personal cell phones</i>
B-6	Postage	\$120	
B-7	Printing	\$650	
B-9	Office Supplies	\$600	
B-10	Rep & Maint. Supplies	\$800	
B-11	Vehicle Supplies	\$200	
B-12	Gas/Diesel	\$8,700	
B-13	Other Supplies	\$800	
B-14	Uniform	\$1,200	
B-15	Travel	\$350	
B-16	Dues & Memberships	\$440	
B-17	Other Fees	\$1,000	
B-18	Small Equipment	\$2,000	

Program Description

The Town of Wellfleet's Shellfish Department works to ensure sustainable fisheries for future generations by:

- enforcing town, state and federal policies and regulations governing shellfishing activities,
- propagating commercial and recreational shellfishing areas,
- protecting Wellfleet Harbor's environment and the general public's safety, and
- conducting public outreach and education.

Propagation means undertaking initiatives to add more oysters and quahog clams to the estuaries and flats of Wellfleet Harbor so they are available for harvesting by commercial and recreational permit holders. The department conducts multi-pronged propagation efforts, including:

- paying for trucking sea clam shells, called cultch, to the transfer station and operating a barge to spread cultch around the harbor in the spring,
- buying shellfish seed, harvesting juvenile oysters (*spat*) from spat collecting devices and running an intertidal farm operation much like town grant holders. On the town farm, however, the product is not grown to market size; instead, it is grown to a predator-resistant size and is distributed to different harvesting areas in the harbor to finish growing into a wild Wellfleet oyster or clam,
- undertaking a variety of relay initiatives, meaning that we buy (or move) shellfish from one area and transplant it to another area to provide better harvesting opportunities for both commercial and recreational shellfishing permit holders,
- initiating an oyster seed donation program with grant holders who collect oyster spat in Chipman's Cove, which are overwintered in our pits at the transfer station, put back on the propagation bed to grow in the spring and then broadcast around the harbor during the summer.

Budget Statement

Assistant Constable "Johnny Clam" Mankevetch is dedicated to overseeing all of our propagation efforts, and it is a full-time job, with potentially six-eight weeks of down time when the oysters are pitted. During that time, in late January to early March, Johnny goes back on patrol as well as spending time planning for the next growing season, such as putting in gear and seed orders, arranging cultch deliveries and timelines, and monitoring our pits full of oysters. For ten months out of the year, he is overseeing, managing and running the farm and implementing our other propagation efforts, such as placing cultch around the harbor and participating in the state-run quahog relay. He is also always speaking with shellfishermen to gather feedback on our efforts and insights and input for future ideas. We are proud to say that many of our propagation directions are born out of these conversations.

The propagation responsibilities of the department continue to grow as we strive to build the necessary infrastructure and shellfish resources to enhance our commercial and recreational harvests. We are still playing catch-up after years of inactivity, but our efforts are producing results so we will keep working hard to grow our program and better it each year. We will keep our propagation budget level funded for FY23. As in FY21 and FY22, we propose using the Shellfish Revolving Fund for Propagation to cover \$40,000 of this budget, reducing implications

Town of Wellfleet FY 2023 Budget Request

on taxpayers. We may request additional monies from our Revolving Fund to undertake specific needed or opportunistic propagation initiatives. These will be brought forth in advance for public discussion.

FY 2023 Objectives

- 1) Continue our oyster seed donation program with grant holders who put spat collecting devices in Chipman’s Cove and our own spat collecting efforts to decrease our reliance on hatchery seed in favor of Wellfleet’s own wild seed.
- 2) Due to the presence of the clam disease neoplasia throughout the harbor, guidance from our scientific partners and feedback from our shellfishing community, we will double our participation in the state-run contaminated quahog relay and not order clam seed this year.
- 3) Continue exploring propagation opportunities in deep water areas to ensure a sustainable fishery for the dragger fleet.
- 4) Utilize the Watershed Permit Application that the Clean Water Committee is developing to continue the shellfish industry’s five percent growth over the last fifteen years by increasing our propagation budget and activities to enhance wild shellfish populations throughout the harbor through a series of heavily propagated rotating closure areas.

Major Accomplishments for FY 2022

- 1) We received a \$10,000 grant from National Sea Grant and \$5,000 from Mass Oyster Project to buy excess legal-sized oysters from Wellfleet farmers and distribute them to recreational shellfishing areas. We distributed 35,000 oysters to the sheer joy of our recreational shellfishermen just in time for the holidays in December of 2021.
- 2) After four years of participating in the state-run contaminated quahog relay, we are realizing the spawning gains that the program demands: Our commercial clambers are telling us that they are seeing seed quahogs in Chipman’s Cove! We planted 151,00 quahogs in Chipman’s Cove and 110,000 at Burton Baker Beach on Indian Neck, which cost us only \$0.05/clam.
- 3) We invested in clam cages and were able to buy 500,000 smaller (and therefore, cheaper) quahogs to plant on our propagation bed. These were transplanted under nets with the help of AmeriCorps and recreational shellfishermen volunteers in October and November.
- 4) We planted 375,000 juvenile oyster seed from hatcheries on our propagation bed. We also collected a half million oyster seed from the wild on our spat collecting devices.
- 5) We reached the final stage in our permitting to allow us to continue a century-long tradition of placing shells called cultch around the harbor to provide habitat on which juvenile oysters can settle and grow. We placed 49 cultch strips in the harbor focusing mainly on Blackfish Creek and Loagy Bay.

Operating Expenses			
<i>Line #</i>	<i>Account</i>	<i>Amount</i>	<i>Description (specify basis for calculation)</i>
B-1	Aquaculture Supplies	11,000	Propagation equipment, e.g. racks, oyster grow bags, clam nets, rebar, U-hooks, etc.
B-2	Cultch	\$10,000	10 loads of sea clam cultch trucked to transfer station (\$1,000/trip)
B-3	Seed	\$25,000	Purchase of juvenile oysters and clams

179 Shellfish FY 2023 Additional Budget Request

Additional Amount Requested

\$17,375

Budget Line Number

Line # A2	Account Description: S & W Part-time Personnel	Amount: \$17,075
Line # B5	Telephone	Amount: \$300

One Time Only or Ongoing Expense?

Ongoing

Description of Program, Product or Service

Line # A2	Account Description: S & W Part-time Personnel	Amount: \$17,075
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Addition of part-time winter support staff to provide continued assistance to the Shellfish Department with existing demand for grant-related paperwork and growing administrative duties due to increasing Town requirements of department's participation in municipal initiatives and committee proceedings and increasing responsibilities required of the department for state compliance and oversight. (25 hours a week at \$25 an hour)

Line # B5	Telephone	Amount: \$300
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Additional \$300 in cell phone reimbursement to compensate seasonal deputies who use personal cell phones for work (\$25/month for six months for two seasonal employees)

Cost/Benefit Analysis

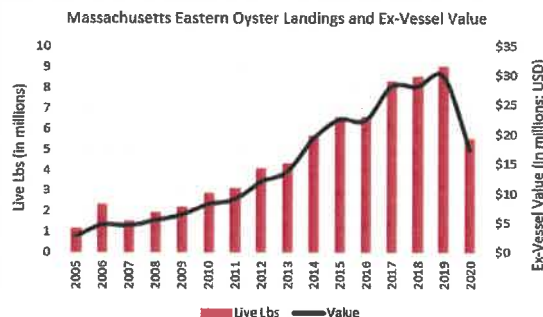
The Town of Wellfleet Shellfish Department has three full-time year-round employees and oversees the \$8M shellfishing industry integral to the Town's year-round economic success. Wellfleet boasts the only year-round, commercial, wild oyster fishery in the Commonwealth and ranks number one in the state for number of shellfish farms AND the number of acres under cultivation of shellfish. There are 155 grants leased by the Town to 136 grant holders running 109 farms and employing 100 people, which is more than double the number of farms as the number two ranked Barnstable, which has more than 100 less acres under cultivation than Wellfleet. To put the number of aquaculture business operations in Wellfleet Harbor into context, the Town currently has 170 businesses that operate throughout the Town on land, including bed and breakfasts, motel and hotels, restaurants, liquor stores and marijuana shops, retail shops and art galleries, charter fishing boats, gas stations, trailer park associations, refuse companies and others. There are also close to 100 wild shellfish harvesters, both by hand and by dragger boats, and close to 1,000 recreational shellfish harvesters.

Our department relies on collaboration with other town departments and town boards and committees to help us achieve our goals of protecting, managing and propagating our shellfisheries, such as Beach, Harbormaster & Marina, Health/Conservation and the Department of Public Works, and the Clean Water Committee, Conservation Commission, Dredging Task Force, Marina Advisory Committee, Natural Resources Advisory Board and Shellfish Advisory Board.

Under Mass. General Law, Chapter 130, Section 98, constables are responsible for enforcing Mass. Division of Marine Fisheries (DMF) regulations, and those are increasing because of new National Shellfish Sanitation Program mandates and industry growth. Since my hiring in August of 2017, the priorities of the Town and of the shellfishermen have also been changing with growing focuses on rights of public access, beach nourishment, wastewater/clean water, hazard mitigation, financial oversight, enforcement regarding shellfish farms, etc. These areas of growth have meant an increasing participation of the Shellfish Department in Town committees, public hearings and administrative responsibilities. We are often required to work with Town Counsel and state personnel on issues regarding our shellfishing industry. Current staffing levels are not adequate to appropriately process the required paperwork to meet the actual and growing demands created by Town initiatives, state requirements and oversight of the aquaculture operations in the town. And yet, they are our responsibilities: We need more administrative assistance to accomplish them.

Assuring that each grant and grant lease holder is in compliance with state and town regulations is a time-consuming and complex process, often requiring multiple return site visits and a great deal of documentation. We need to ensure that each grant’s activities match up with what the state has permitted them to do on their propagation permits, for example, where they are allowed to collect spat, and who is allowed to transport their shellfish, among other conditions. The state is now requiring detailed vibrio control plan compliance documentation to assist its traceback efforts when a case of vibrio is identified – a top priority for public health and safety. In addition, due to MADMF staff constraints, town staff are participating in more and more activities as partners with the state to ensure that we meet federal requirements to be able to continue to harvest shellfish for public consumption.

From a local perspective, the aquaculture industry in Wellfleet has grown tremendously. State reports indicate a significant increase in oyster aquaculture landings beginning in ~2012. Over the past five years, farmed oyster and quahog clam landings went from 686,864 pounds in 2014 to 1,928,055 pounds in 2018, almost tripling the amount of farmed shellfish sold from Wellfleet waters. In 2018 alone, more than 10 million Wellfleet farm-raised oysters were sold. The following table tells the story – although you can see the effects of the pandemic in 2020, the last year that data is available.



This growth reflects more productive shellfish farms, more people involved in shellfishing and five new grants operating. This is a positive development!

However, the Town of Wellfleet needs to match its oversight capacity (the Shellfish Dept.) to the growth of the town's top year-round industry. With three people on staff, all needed in different areas at different times, we need to add another part-time administrative staff person to meet the increase in oversight, monitoring and enforcement responsibilities of the department, both locally and regarding state and federal regulations. Our department's goal is to ensure the continued success and bounty of our shellfisheries. In my four and a half years leading the department, we have shown considerable aptitude at taking on new responsibilities with professionalism. We have grown into a highly functioning department given these increasing expectations. Yet, our three full-time staff are currently stretched to the max, and we acknowledge that we can't possibly be everywhere at once. Without year-round administrative support, things will be prioritized as we can, but not everything will get done.

We work double tides eight months a year, and we work 364 days a year, yet every year brings new administrative challenges. Without some relief for the increasing paperwork demands, my time on the flats listening to harvesters and generally patrolling the fishery will diminish. No Shellfish Warden will hear anything or solve any problems by spending all his or her time in the office. We have to be out on the flats first and foremost. But the paperwork needs to get done, too, and there are often literally not enough hours in the day.

Since 2018, we have communicated with the Finance Committee and Selectboard that a four-person department will be necessary in the not-so-distant future. (See "A Look Ahead" memo dated 12-18-2018, attached.) **At this point, given Town resources and to ensure gradual and thoughtful adaptation to our new responsibilities, we are only requesting part-time administrative assistance for the six winter months when we do not have our seasonal staff. Interim Town Administrator Charlie Sumner encouraged me to include this additional budget request in the department's FY23 budget planning.**

Budget Level - Detail - Budgeted - Expenditure

Account Number Name Comment	FY Allocated Expended Post Date	JUDGET REQUEST			
		1	2	3	4
		FY23 TA	FY23 Selectboard	FY23 FIN COMM	
Department: 178 Herring Warden					
01-178-5400-530000 Contract Services					
		0.00	0.00	0.00	0.00
	07/01/2022	0.00		0.00	0.00
	07/01/2022		0.00	0.00	0.00
2 Account(s) for Department 178 totaling:		2,400.00	2,400.00	0.00	0.00
Department: 179 Shellfish					
01-179-5100-511000 S/W FULL TIME					
		225,303.00	233,600.01	0.00	0.00
	07/01/2022	225,303.00		0.00	0.00
	07/01/2022		233,600.01	0.00	0.00
01-179-5100-512000 S/W PART TIME					
		28,416.00	42,916.00	0.00	0.00
	07/01/2022	28,416.00		0.00	0.00
	07/01/2022		42,916.00	0.00	0.00
01-179-5100-513000 S/W OVERTIME					
		3,603.00	3,603.00	0.00	0.00
	07/01/2022	3,603.00		0.00	0.00
	07/01/2022		3,603.00	0.00	0.00
01-179-5100-514300 S/W HOLIDAY					
		8,000.00	8,000.00	0.00	0.00
	07/01/2022	8,000.00		0.00	0.00
	07/01/2022		8,000.00	0.00	0.00
01-179-5100-519000 S/W LONGEVITY					
		3,675.00	3,675.00	0.00	0.00
	07/01/2022	3,675.00		0.00	0.00
	07/01/2022		3,675.00	0.00	0.00
01-179-5400-524000 REPAIR/MAINT SERVICES					
		4,750.00	4,750.00	0.00	0.00
	07/01/2022	4,750.00		0.00	0.00
	07/01/2022		4,750.00	0.00	0.00
01-179-5400-530000 CONTRACT SERVICES					
		3,450.00	3,450.00	0.00	0.00
	07/01/2022	3,450.00		0.00	0.00
	07/01/2022		3,450.00	0.00	0.00

Budget Level - Detail - Budgeted - Expenditure

Account Number	FY	Allocated	1	2	3	4
Name	Expended					
Comment	Post Date	BUDGET REQUEST	FY23 TA	FY23 Selectboard	FY23 FIN COMM	
Department: 179	Shellfish					
01-179-5400-530700						
PRINTING		650.00	650.00	0.00	0.00	
	07/01/2022	650.00		0.00	0.00	
	07/01/2022		650.00	0.00	0.00	
01-179-5400-530800						
SEMINARS/TRAINING		1,300.00	1,300.00	0.00	0.00	
	07/01/2022	1,300.00		0.00	0.00	
	07/01/2022		1,300.00	0.00	0.00	
01-179-5400-534000						
TELEPHONE		2,200.00	2,200.00	0.00	0.00	
	07/01/2022	2,200.00		0.00	0.00	
	07/01/2022		2,200.00	0.00	0.00	
01-179-5400-534500						
POSTAGE		120.00	120.00	0.00	0.00	
	07/01/2022	120.00		0.00	0.00	
	07/01/2022		120.00	0.00	0.00	
01-179-5400-540800						
OTHER SUPPLIES		800.00	800.00	0.00	0.00	
	07/01/2022	800.00		0.00	0.00	
	07/01/2022		800.00	0.00	0.00	
01-179-5400-542000						
OFFICE SUPPLIES		600.00	600.00	0.00	0.00	
	07/01/2022	600.00		0.00	0.00	
	07/01/2022		600.00	0.00	0.00	
01-179-5400-543000						
REPAIR/MAINT SUPPLIES		800.00	800.00	0.00	0.00	
	07/01/2022	800.00		0.00	0.00	
	07/01/2022		800.00	0.00	0.00	
01-179-5400-548000						
GASOLINE/DIESEL		8,700.00	8,700.00	0.00	0.00	
	07/01/2022	8,700.00		0.00	0.00	
	07/01/2022		8,700.00	0.00	0.00	
01-179-5400-548500						
VEHICLE SUPPLIES		200.00	200.00	0.00	0.00	
	07/01/2022	200.00		0.00	0.00	

Budget Level - Detail - Budgeted - Expenditure

Account Number Name Comment	FY Allocated Expended Post Date	1 BUDGET REQUEST	2 FY23 TA	3 FY23 Selectboard	4 FY23 FIN COMM
Department: 179 Shellfish					
	07/01/2022		200.00	0.00	0.00
01-179-5400-558000 OTHER FEES		1,000.00	1,000.00	0.00	0.00
	07/01/2022	1,000.00		0.00	0.00
	07/01/2022		1,000.00	0.00	0.00
01-179-5400-558200 UNIFORM		1,200.00	1,200.00	0.00	0.00
	07/01/2022	1,200.00		0.00	0.00
	07/01/2022		1,200.00	0.00	0.00
01-179-5400-571000 TRAVEL		350.00	350.00	0.00	0.00
	07/01/2022	350.00		0.00	0.00
	07/01/2022		350.00	0.00	0.00
01-179-5400-573000 DUES/MEMBERSHIPS		440.00	440.00	0.00	0.00
	07/01/2022	440.00		0.00	0.00
	07/01/2022		440.00	0.00	0.00
01-179-5400-585000 SMALL EQUIPMENT		2,000.00	2,000.00	0.00	0.00
	07/01/2022	2,000.00		0.00	0.00
	07/01/2022		2,000.00	0.00	0.00
02-179-5300-021012 CULTCH BARGE		0.00	0.00	0.00	0.00
	07/01/2022	0.00		0.00	0.00
	07/01/2022		0.00	0.00	0.00
22 Account(s) for Department 179 totaling:		297,557.00	320,354.01	0.00	0.00
Department: 180 Shellfish Propagation					
01-180-5400-544400 AQUACULTURE SUPPLIES		6,000.00	6,000.00	0.00	0.00
5000 additional from Reserve Fund	07/01/2022	6,000.00		0.00	0.00
5000 additional from Reserve Fund	07/01/2022		6,000.00	0.00	0.00
01-180-5400-544500 CULTCH		0.00	0.00	0.00	0.00
10000 from Reserve Fund	07/01/2022	0.00		0.00	0.00

Budget Level - Detail - Budgeted - Expenditure

Account Number Name Comment	FY Allocated Expended Post Date	1				2		3		4	
		BUDGET REQUEST	FY23 TA	FY23 Selectboard	FY23 FIN COMM						
Department: 180 Shellfish Propagation											
10000 from Reserve Fund	07/01/2022		0.00		0.00						
01-180-5400-544600											
SEED		0.00	0.00		0.00						0.00
25000 from Reserve Fund	07/01/2022	0.00			0.00						0.00
25000 from Reserve Fund	07/01/2022				0.00						0.00
3 Account(s) for Department 180 totaling:		6,000.00	6,000.00		0.00						0.00
Department: 181 Shellfish Advisory Committee											
01-181-5400-530700											
Printing		100.00	100.00		0.00						0.00
	07/01/2022	100.00			0.00						0.00
	07/01/2022		100.00		0.00						0.00
01-181-5400-540000											
SUPPLIES		0.00	0.00		0.00						0.00
	07/01/2022	0.00			0.00						0.00
	07/01/2022				0.00						0.00
2 Account(s) for Department 181 totaling:		100.00	100.00		0.00						0.00
Department: 182 Chamber of Commerce											
01-182-5400-530000											
CONTRACT SERVICES		10,000.00	10,000.00		0.00						0.00
	07/01/2022	10,000.00			0.00						0.00
	07/01/2022		10,000.00		0.00						0.00
1 Account(s) for Department 182 totaling:		10,000.00	10,000.00		0.00						0.00
Department: 183 Natural Resource Advisory Board											
01-183-5400-000000											
TRANS TO OTHER FUND		0.00	0.00		0.00						0.00
	07/01/2022	0.00			0.00						0.00
	07/01/2022		0.00		0.00						0.00
01-183-5400-530000											
Contract Services		1,050.00	1,050.00		0.00						0.00
	07/01/2022	1,050.00			0.00						0.00
	07/01/2022		1,050.00		0.00						0.00



SELECTBOARD

AGENDA ACTION REQUEST
Meeting Date: February 22, 2022



2022 ANNUAL TOWN MEETING WARRANT

REQUESTED BY:	The Selectboard
DESIRED ACTION:	To review, discuss, place and recommend the warrant articles that haven't been done to date
PROPOSED MOTION:	A motion will be made at the time of the meeting if needed
ACTION TAKEN:	Moved By: _____ Seconded By: _____ Condition(s):
VOTED:	Yea _____ Nay _____ Abstain _____



ANNUAL TOWN MEETING

Monday April 25, 2022

6:00 PM

Wellfleet Elementary School

100 Lawrence Road, Wellfleet, MA

&

ANNUAL TOWN ELECTION

May 2, 2022

12:00 Noon to 7:00PM

Wellfleet Senior Center

715 Old King's Highway

Edit Date: February 17, 2022

Draft No. 4

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FINANCIAL & PROPOSITION 2½ TERMS

Chapter 59, section 21C of the Massachusetts General Laws is commonly referred to as Proposition 2½ (Prop. 2½) or the Tax Limiting Law for Cities and Towns in Massachusetts.

LEVY: The property tax levy is the revenue a Town can raise through real and personal property taxes. The property tax levy is the largest source of revenue for the Town.

LEVY CEILING: This is the maximum the levy can be. The ceiling equals 2.5% of the Town's full and fair cash value. The levy limit is equivalent to a tax rate of \$25.00.

LEVY LIMIT: The maximum the levy can be in a given year. The limit is based on the previous year's levy limit plus certain allowable increases, such as debt exclusions.

LEVY LIMIT INCREASE: The levy limit automatically increases each year by 2.5% of the previous year's levy limit.

NEW GROWTH: New construction and new parcel subdivision may also increase the Town's levy limit.

OVERRIDE: A community can permanently increase its levy limit by successfully voting at a referendum to exceed the limits. A community may take this action as long as it is below the levy ceiling.

DEBT EXCLUSION: This type of override ballot question can be placed on a referendum by a two-thirds vote of the Selectboard. If a majority of the voters approve the ballot question, the Town's levy limit is increased only for the amount voted at the referendum for the life of that debt only. The levy limit increase may exceed the Town's levy ceiling.

DEBT SERVICE: The repayment cost, usually stated in annual terms and based on an amortization schedule, of the principal and interest owed on any particular bond issue.

ENCUMBRANCE: A reservation of funds to cover obligations chargeable to but not yet paid from a specific appropriation account.

CAPITAL OUTLAY EXPENDITURES EXCLUSION: This type of override ballot question can be placed on a referendum by a two-thirds vote of the Selectboard. If a majority of the voters approve the ballot question, the additional amount for the payment of the capital project cost is added to the levy limit or levy ceiling only for the year in which the project is being undertaken.

CONTINGENT VOTES: Chapter 59, section 21C (m) permits a Town Meeting to appropriate funds contingent upon passage of a referendum question (OVERRIDE/DEBT EXCLUSION). A contingent vote does not automatically result in an override referendum. An override referendum can only be called by the Selectboard. If a referendum is called by the Selectmen, it must take place within forty-five days of the Town Meeting vote.

TOWN MEETING PROCEDURES

A quorum of 6% of the Town's registered voters must be present in order to conduct business (Charter: Sect. 2-1-3).

Voters are identified by voter cards issued when they check in with the registrars at the beginning of the meeting.

Only voters may participate in voice votes. In case of a counted vote, voters will be identified by their voter cards.

Non-voters who have been admitted to the meeting must sit in the section designated for them. Non-voters who may wish to speak must identify themselves and may address the meeting only by permission of the Moderator (Charter: Sect. 2-1-2).

No voter will be allowed to speak until recognized by the Moderator.

Voters and others recognized to address Town Meeting may only speak twice to any motion or amendment unless authorized by the Moderator (Charter: Sect. 2-7-8).

All motions or amendments must be in writing and be legible. Exceptions for very simple motions or amendments are at the discretion of the Moderator (General Bylaws: Sect. II-2).

The order of consideration of the Articles as printed in the Warrant may be changed only by a 2/3 majority vote (Charter: Sect. 2-7-4).

A motion for indefinite postponement, if passed, ends any proposal under the motion currently being debated. It may only be made after a voter has been recognized and may not come at the end of a speaker's remarks. It is fully debatable to the same extent as the main motion under consideration.

A motion to end debate (known as a "motion for the previous question") must be made by a voter who has been properly recognized. Anonymous cries from voters to "call the question" are out of order and will be ignored by the Moderator. As a motion to end debate requires an additional 2/3 majority vote, it may be more efficient to hear from one or two more speakers and then proceed to a vote on the main motion itself.

A motion to reconsider must be made at the same session as the vote it seeks to reconsider. It can only be made after some intervening business and must be made within one hour of the vote to be reconsidered (Charter: Sect. 2-7-9). It is debatable to the same extent as the motion it seeks to reconsider and requires a majority vote. A motion to reconsider will only be allowed if there is new information that was not available at the time of the original debate. A motion to reconsider will be ruled out of order if, in the judgment of the Moderator, it is simply an attempt at "another bite at the apple."

Some other common motions which require more than a simple majority to pass:

Zoning bylaws	2/3 majority
To authorize borrowing or incur debt	2/3 majority
To transfer or sell Town land	2/3 majority
To approve proposed Charter amendments	2/3 majority
To pay unpaid bills of a prior fiscal year	4/5 majority at an Annual Town Meeting

9/10 majority at a Special Town meeting

FINANCE COMMITTEE STATEMENT

[To be Inserted]

ANNUAL TOWN MEETING WARRANT

Monday April 25, 2022

The Commonwealth of Massachusetts

To either of the Constables in the Town of Wellfleet in the County of Barnstable:

GREETINGS:

In the name of the Commonwealth of Massachusetts you are hereby required to notify and warn the inhabitants of the Town of Wellfleet qualified to vote in Town Affairs, to meet in the Wellfleet Elementary School, 100 Lawrence Road in Wellfleet on the 25th day of April, 2022, at six o'clock in the evening, then and there to vote upon the following Articles:

SECTION I: BUDGET ARTICLES

ARTICLE NO. 1 - FY2023 OPERATING BUDGET:

To see if the Town will vote to raise and appropriate and/or transfer from available funds such sums of money necessary to fund the Fiscal Year 2023 Operating Budget, as follows:

[Insert Town Budget]

or to do or act on anything thereon.

(Requested by the Selectboard)

Majority vote required

Selectboard:

Finance Committee:

SUMMARY: This article will provide funding for the operational budgets for the Cape Cod Technical Regional High School, Wellfleet Elementary School, Nauset Regional School District and the Town of Wellfleet municipal operations for the period of July 1, 2022, through June 30, 2023.

ARTICLE NO. 2 - FY 2022 BUDGETARY TRANSFERS:

To see if the Town will vote to transfer from available funds and/or authorize the transfer from various line items within FY 2022 appropriations such sums of money necessary to supplement the operating budgets of the various Town Departments as follows:

	From:	Line-Item No.	To:	Line-Item No.	Amount
a.	Nauset Regional School District Expenses	301	Property & Liability - Insurance Expenses	945	\$70,000.00
b.	County Assessment Expenses	830	DPW Facilities Expense - (Rental Expense)	417	\$38,974.00
c.	County Assessment Expenses	830	DPW Highway Expense - Truck Repair	422	\$29,943.00
d.	Community Services Salaries	660	Community Services Expense - Police Details	660	\$8,056.00
e.	Cemetery Receipts	-	DPW Facilities Expense - Prof. Services	17	\$3,000.00
f.	County Assessment Expenses	830	Health Insurance Stipend	917	\$40,000.00
g.	County Assessment Expenses	830	General Administration - Advertising & Office Supplies	124	\$12,000.00
h.	County Assessment Expenses	830	Fire Department Expense - Lodging	220	?
	Grand-Total				\$201,973.00

or to do or act on anything thereon.

(Requested by the Selectboard)

Majority Vote Required

Recommendations:

Selectboard:

Insert: 5-0-0

Recommend: 5-0-0

Finance Committee -

SUMMARY: This article is seeking permission to transfer funding within the FY 2022 operating budget ending June 30, 2022. We have several shortfalls in various departmental budgets that will be remedied by transferring monies from those areas within the budget that have surpluses. Additional requests may be added at Town Meeting.

ARTICLE NO. 3 – PRIOR YEAR INVOICES:

To see what sum the Town will vote to transfer from available funds for the purpose of paying prior year unpaid bills listed below:

	Vendor	Source	Line-item	Amount
a.	Massachusetts Department of Unemployment Assistance	County Assessment Expenses	830	\$20,000.00
b.	Terminix Commercial	County Assessment Expenses	830	\$153.00
c.	Dell EMC	County Assessment Expenses	830	\$4,163.00
d.	Cape Fishermen’s Supply	County Assessment Expenses	830	\$145.00
e.	Visiting Nurse Association of Cape Cod	County Assessment Expenses	830	\$760.00
f.	The Learning Garden Preschool	County Assessment Expenses	830	\$1,990.00
g.	Joyce Tibbetts – Longevity/ Library Department	County Assessment Expenses	830	\$375.00
h.	Rebecca Roughley – Health Insurance Stipend & Wage Adjustment	County Assessment Expenses	830	\$1,542.00
i.	Ann Bronsdon Retiree Reimbursement	County Assessment Expenses	830	\$268.00
j.	Wellfleet Water Department	County Assessment Expenses	830	\$993.00
k.	New England Time Solutions, Inc.	County Assessment Expenses	830	\$33.00
l.	W.B. Mason	County Assessment Expenses	830	\$145.00

m.	KP Law, P.C.	County Assessment Expenses	830	\$3,784.00
o.	General Code Publishing	County Assessment Expenses	830	\$630.00
p.	Xavus Sysytems	County Assessment Expenses	830	\$1,800.00
q.	Thompson Reuters	County Assessment Expenses	830	\$508.00
r.	The Abrahams Group	County Assessment Expenses	830	\$250.00
	Grand-total			\$37,539.00

or to do or act on anything thereon.

(Requested by the Selectboard)

4/5 Vote Required

Recommendations:

Selectboard:

Insert: 5-0-0

Recommend: 5-0-0

Finance Committee -

SUMMARY: This article will authorize the payment of outstanding bills from a previous fiscal year. According to Massachusetts General Laws, a Town cannot pay a bill from a previous fiscal year with the current year's appropriation. Therefore, Town Meeting authorization is required.

ARTICLE NO. 4 - FY 2023 CAPITAL BUDGET:

To see if the Town will vote to raise and appropriate, borrow, or transfer from available funds such sums of money necessary to fund the Fiscal Year 2023 Town Capital Budget, as follows:

	Department & Project	Amount	Funding Source
1.	MIS/Technology:		
	a. General MIS Equipment	\$50,000.00	Raise & Appropriate
2.	Town Clerk:		
	a. Records Digitizing Project	\$11,000.00	Article No. 3 5/22/2019 ATM
3.	Shellfish Department:		
	a. Shellfish & Beach Office Repair Project	\$42,000.00	Beach Fund - \$21,000.00 & Shellfish Fund - \$21,000.00
	b. Truck Replacement	\$30,000.00	Shellfish Fund
4.	Recreation Department:		
	a. Repair & Resurface Basketball Courts at Mayo Beach	\$14,500.00	Raise & Appropriate

5.	Council on Aging:	\$0.00	
6.	Marina Department:		
	a. Portable Radio Replacement	\$10,000.00	Raise & Appropriate
7.	Health, Conservation & Building	\$0.00	
8.	Police Department:		
	a. Police Cruiser Replacement (2 units)	\$120,000.00	Raise & Appropriate
	b. Bulletproof Vest Replacement	\$30,000.00	Raise & Appropriate
9.	Fire Department:		
	a. Water Supply Hose Replacement	\$12,000.00	Raise & Appropriate
	b. Portable Radio Replacement Project	\$80,000.00	Raise & Appropriate
	c. Ambulance Replacement Project	\$340,000.00	Ambulance Fund
	d. Mobile Data Terminal Replacement Project	\$25,000.00	Ambulance Fund
10.	Department of Public Works:		
	a. Town Hall Outside Bathroom Repair Project	\$20,000.00	Raise & Appropriate
	b. Town Hall Irrigation Project	\$5,000.00	Raise & Appropriate
	c. COA HVAC Systems Repair	\$35,000.00	Raise & Appropriate
	d. Fire Station HVAC System Repair Project	\$80,000.00	Raise & Appropriate
	e. Recreation Band Stand Awning Replacement Project	\$50,000.00	Raise & Appropriate
	f. Water Refill Station Project	\$20,000.00	Raise & Appropriate
	g. DPW Truck Replacement Project	\$85,000.00	Raise & Appropriate
	h. Route 6/Main Street Engineering Project	\$30,000.00	Raise & Appropriate
	i. DPW Loader Replacement Project	\$200,000.00	Raise & Appropriate
	j. Briar Lane Culvert Replacement	\$75,000.00	Raise & Appropriate

11.	Library Department:		
	a. Computer & Software Upgrade Project	\$35,000.00	Raise & Appropriate
	Grand-total	\$1,399,500.00	

and that to meet this appropriation the Town Treasurer, with the approval of the Selectboard, be and herby is authorized to borrow for those purposes itemized above as being funded through borrowing under and pursuant to M.G.L. Chapter 44, Sections 7 and 8, or pursuant to any other enabling authority, to issue bonds notes of the Town therefor, and further, to authorize any premium received by the Town upon the sale of any bonds or notes approved by this vote, less any such premium applied the payment of the costs of issuance of such bonds or notes, to be applied to the payment of costs approved hereunder in accordance with M.G.L. c. 40 s. 20, thereby reducing by a like amount authorized to be borrowed to pay such costs, or to do or act on anything thereon.

(Requested by the Selectboard)

Two-thirds Vote Required

Recommendations:

Selectboard -

Finance Committee -

SUMMARY: This article represents the Town’s proposed capital spending plan for FY 2023 and includes debt service (principal and interest) for existing long-term debt.

ARTICLE NO. 5 – MARINA ENTERPRISE FUND:

To see if the Town will vote to raise and appropriate and/or transfer from available funds such sums of money necessary to fund the Fiscal Year 2023 Marina Enterprise Fund Budget, as follows:

[Insert budget spreadsheet]

or to do or act on anything thereon.

(Requested by the Selectboard)

Majority Vote Required

Recommendations:

Selectboard -

Finance Committee -

SUMMARY: In accordance with Massachusetts General Laws receipts from Marina Department related activities are used to directly offset Marina related expenditures. Voting a spending amount for the Marina Operations allows all receipts and related expenditures to be recorded in one fund.

ARTICLE NO. 6 – WATER ENTERPRISE FUND:

To see if the Town will vote to raise and appropriate and/or transfer from available funds such sums of money necessary to fund the Fiscal Year 2023 Water Enterprise Fund Budget, as follows:

[Insert budget spreadsheet]

or to do or act on anything thereon.

(Requested by the Selectboard)

Majority Vote Required

Recommendations:
Selectboard -
Finance Committee -

SUMMARY: In accordance with Massachusetts General Laws receipts from Water Department related activities are used to directly offset Water related expenditures. Voting a spending amount for the Water Operations allows all receipts and related expenditures to be recorded in one fund.

ARTICLE NO. 7 – WELLFLEET POLICE OFFICERS UNION CONTRACT:

To see if the Town will vote to raise and appropriate and/or transfer from available funds a sum of money sufficient to fund the collective bargaining agreement between the Town of Wellfleet and the Wellfleet Police Officers Union beginning July 1, 2022, or to do or act on anything thereon.

(Requested by the Selectboard)

Majority Vote Required

Recommendations:
Selectboard:
 Insert 5-0-0
 Recommend
Finance Committee -

SUMMARY: The current collective bargaining agreement will expire on June 30, 2022. We are currently engaged in negotiations with this unit; however, we do not have a settlement at the time of the printing of this warrant. Should we reach an agreement prior to the date of the 2022 Annual Town Meeting the settlement will be presented at Town Meeting.

ARTICLE NO. 8 – TEAMSTERS UNION LOCAL 59 CONTRACT:

To see if the Town will vote to raise and appropriate and/or transfer from available funds a sum of money sufficient to fund the collective bargaining agreement between the Town of Wellfleet and the Teamsters Union Local 59 beginning July 1, 2022, or to do or act on anything thereon.

(Requested by the Selectboard)

Majority Vote Required

Recommendations:
Selectboard:
 Insert 5-0-0
 Recommend
Finance Committee -

SUMMARY: The current collective bargaining agreement will expire on June 30, 2022. We are currently engaged in negotiations with this unit; however, we do not have a settlement at the time of the printing of this warrant. Should we reach an agreement prior to the date of the 2022 Annual Town Meeting the settlement will be presented at Town Meeting

ARTICLE NO. 9 – WELLFLEET COMMUNICATIONS UNION MASS COPS LOCAL 326B CONTRACT:

To see if the Town will vote to raise and appropriate and/or transfer from available funds a sum of money sufficient to fund the collective bargaining agreement between the Town of Wellfleet and the

Wellfleet Communications Union MASS Cops Local 326B beginning July 1, 2022, or to do or act on anything thereon.

(Requested by the Selectboard)

Majority Vote Required

Recommendations:

Selectboard:

Insert 5-0-0

Recommend

Finance Committee -

SUMMARY: The current collective bargaining agreement will expire on June 30, 2022. We are currently engaged in negotiations with this unit; however, we do not have a settlement at the time of the printing of this warrant. Should we reach an agreement prior to the date of the 2022 Annual Town Meeting the settlement will be presented at Town Meeting.

ARTICLE NO. 10 – WELLFLEET PERMANENT FIREFIGHTERS ASSOCIATION UNION LOCAL 4342 CONTRACT:

To see if the Town will vote to raise and appropriate and/or transfer from available funds a sum of money sufficient to fund the collective bargaining agreement between the Town of Wellfleet and the Wellfleet Permanent Firefighters Union Local 4342 beginning July 1, 2022, or to do or act on anything thereon.

(Requested by the Selectboard)

Majority Vote Required

Recommendations:

Selectboard:

Insert: 5-0-0

Recommend

Finance Committee -

SUMMARY: The current collective bargaining agreement will expire on June 30, 2022. We are currently engaged in negotiations with this unit; however, we do not have a settlement at the time of the printing of this warrant. Should we reach an agreement prior to the date of the 2022 Annual Town Meeting the settlement will be presented at Town Meeting

ARTICLE NO. 11 – NON-UNION AND OTHER PERSONNEL SALARIES & COMPENSATION:

To see if the Town will vote to raise and appropriate and/or transfer from available funds a sum of money sufficient to fund wage and salary adjustments for non-union and other personnel beginning July 1, 2022, or to do or act on anything thereon.

(Requested by the Selectboard)

Majority Vote Required

Recommendations:

Selectboard:

Insert 5-0-0

Recommend 5-0-0

Finance Committee -

SUMMARY: We have several employees that work under individual employment agreements; this warrant article will be used to fund wage adjustments for some of those individuals.

ARTICLE NO. 12 - OTHER POST-EMPLOYMENT BENEFITS (“OPEB”) APPROPRIATION:

To see if the Town will vote to raise and appropriate and/or transfer from available funds the sum of \$200,000.00 to be added to the Town’s Other Post-Employment Benefits Liability Trust Fund or to do or act on anything thereon.

(Requested by the Selectboard)

Majority vote required

Recommendations:

Selectboard:

Insert 5-0-0

Recommend 3-0-2

Finance Committee -

SUMMARY: (C. Sumner)

ARTICLE NO. 13 - TRANSFER TO STABILIZATION FUND:

To see if the Town will vote to raise and appropriate and/or transfer from available funds the sum of \$639,200.00, or any other sum for the purpose of contributing to the Stabilization Fund or to do or act on anything thereon.

(Requested by the Selectboard)

Majority vote required

Recommendations:

Selectboard:

Insert 5-0-0

Recommend

Finance Committee -

SUMMARY: The purpose of this article is to transfer funds from Free Cash into the Stabilization Fund. We had to use the sum of \$639,200.00 from the Stabilization Fund at the June 26, 2022, Annual Town Meeting in order to finance the current FY2022 operational budget. This was not a preferred approach but due to the severity of the Town’s fiscal condition we had few alternatives at that moment. This action will reestablish the Stabilization Fund to its prior financial status and is important to maintain the Town’s bond rating.

SECTION II: ADDITIONAL FINANCIAL ARTICLES

ARTICLE NO. 14 – POLICE DEPARTMENT NEW STAFF:

To see if the Town will vote to raise and appropriate and/or transfer from available funds the sum of \$186,759.00, or any other sum, for the purpose of funding two (2) new Police Officers, and all associated costs, provided however that no sums shall be expended hereunder unless and until the Town have voted to assess an additional \$186,759.00 in real estate and personal property taxes pursuant to the

provisions of Chapter 59, Section 21C of the Massachusetts General Laws (Proposition 2 ½), or to do or act on anything thereon.

(Request of the Selectboard and the Police Chief)

Majority vote required

Recommendations:

Selectboard:

Insert 5-0-0

Recommend 4-0-1

Finance Committee -

SUMMARY: This article would fund the cost of adding two (2) additional Police Officers. Funding, if approved, would be through a Proposition 2 ½ override. Costs for each position include starting salary of each position (\$60,120), benefits (\$25,685), holiday (\$2,774), uniform (\$1,000) and education incentive (\$3,800). The total payroll, with estimated benefits for one position is \$93,379. As a result of the Police Reform Law of December 2020, the Reserve Officer Program in Massachusetts is being phased out. This will result in the loss of approximately six Reserve Police Officers for the town of Wellfleet. The level of services provided (beach patrols, parking enforcement, shift coverage, organized events, etc.) along with special event requests held during the summer and shoulder seasons cannot be fulfilled with the current staffing levels.

Effect on Property Taxes: The cost of \$186,759 would add **s.s** cents to the tax rate and would cost the owner of a median priced (**\$xxx,xxx**) single-family home **\$ss.ss**.

ARTICLE NO. 15 – FIRE DEPARTMENT NEW STAFF:

To see if the Town will vote to raise and appropriate and/or transfer from any available source of funds the sum of \$206,964.00, or any other sum for the purpose of funding two (2) new Firefighter/EMT/Paramedic positions; provided, however that no sums shall be expended hereunder unless and until the Town have voted to assess an additional \$206,964.00 in real estate and personal property taxes pursuant to the provisions of Chapter 59, Section 21C of the Massachusetts General Laws (Proposition 2 ½), or do or act on anything thereon.

(Requested by the Selectboard and the Fire Chief)

Majority vote required

Recommendations:

Selectboard:

Insert 5-0-0

Recommend 5-0-0

Finance Committee -

SUMMARY: This article would fund the cost of adding two (2) additional Firefighter/EMT/Paramedics. Funding, if approved would be through a Proposition 2 ½ override. Costs for each position include starting salary of each position (\$62,797), benefits (\$25,685), training (\$7,000), holiday and call back costs (\$6,000) and uniforms and protective clothing (\$2,000). The total payroll,

with estimated benefits and training costs of one position is \$103,482.00. Effect on Property Taxes: The cost of \$206,964.00. would add s.s cents to the tax rate and would cost the owner of a median priced (\$xxx,xxx) single-family home \$ss.ss.

ARTICLE NO. 16 – PARAMEDIC TRAINING PROGRAM FUNDING:

To see if the Town will vote to raise and appropriate and/or transfer from the Ambulance Receipts Fund the sum of \$20,000.00, or any other sum, for the purpose of creating and funding a paramedic training fund to pay for paramedic training for current or future Wellfleet Fire and Rescue staff or do or act on anything thereon.

(Request of the Selectboard)

Majority vote required

Recommendations:

Selectboard:

Insert 5-0-0

Recommend 5-0-0

Finance Committee –

SUMMARY: This article would fund a paramedic training program for the Wellfleet Fire and Rescue Department with the intent to improve recruiting and retention for the Department. Paramedics who leave the department within two (2) full years of employment would be required to reimburse the Town for the full cost. Paramedics who left the department in their third (3rd) year would be required to reimburse 2/3 of the cost and those who left in their fourth (4th) year would be required to reimburse the Town for 1/3 of the costs.

ARTICLE NO. 17: FIRE ENGINE REPLACEMENT:

To see if the Town will vote to appropriate the sum of \$745,000.00 or any other sum for the purpose of paying the cost of purchasing, outfitting and equipping a replacement engine/pumper truck for the Fire Department Engine 95 and for the payment of all other costs incidental or related thereto, and that to meet this appropriation the Town Treasurer, with the approval of the Selectboard be and hereby is authorized to borrow said amount under and pursuant to Chapter 44, Section 7 (9) of the General Laws, or pursuant to any other enabling authority, and to issue bonds or notes of the Town therefore; 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 Chapter 59, Section 21C of the Massachusetts General Laws (Proposition 2 ½) or to do or act on anything thereon.

(Requested by the Selectboard
and the Fire Chief)

Two-thirds vote required

Recommendations:

Selectboard -

Finance Committee -

SUMMARY: This article requests funding for the purchase of a new replacement engine/pumper truck to replace Engine No. 95 for the Wellfleet Fire Department. Engine 95 will be twenty-five (25) years old next year, is becoming no longer cost effective to maintain, parts are becoming unavailable, and beyond its useful life span.

ARTICLE NO. 18 - WELFLEET HARBOR FLORA AND FAUNA SURVEY:

To see if the Town will vote to raise and appropriate and/or transfer from available funds the sum of \$60,000.00, or any other sum, for the purpose of broadly initiating a field survey of the fauna and flora in Wellfleet Harbor, especially shellfish and finfish, as a basis for future actions to preserve and enhance this environment, or to do or act on anything thereon.

(Request of the Natural Resources Advisory Board)

Majority vote required

Recommendations:

Selectboard:

Insert 5-0-0

Recommend 3-0-2

Finance Committee -

SUMMARY: This article seeks funding for an overview survey life in Wellfleet harbor as recommended in the Harbor Management Plan (March 2021). It replicates a Division of Marine Fisheries study, which is now nearly 50 years old. We plan a broad survey of harbor life – finfish and wild shellfish at the top, phytoplankton and harbor grasses at the base. Selected sites of specific interest will be included. Local knowledge will be consulted throughout. NRAB views this work as a critical step in identifying and preserving the health of the harbor in view of climate change and other environmental impacts.

ARTICLE NO. 19 – CHAPTER 90 FUNDS:

To see if the Town will vote to authorize the Selectboard to apply for and accept State Grants from the Massachusetts Department of Transportation Highway Division (Chapter 90), and to expend those funds for the purposes of State approved Chapter 90 projects, services, and purchases; or to do or act on anything thereon.

(Requested by the Selectboard)

Majority vote required

Recommendations:

Selectboard:

Insert 5-0-0

Recommend 5-0-0

Finance Committee -

SUMMARY: The Chapter 90 program was originally enacted in 1973, by the Commonwealth to provide municipalities with reimbursement for documented expenditures on approved road projects. The funding provided within the State’s Transportation Bond Bill, authorizes such improvement projects for

highway construction, preservation and improvement projects that create or extend the life of transportation facilities. Funds must be allocated to roadway projects, such as resurfacing and related incidental work. The Town is required to appropriate these funds as an available fund and is reimbursed by the State upon the completion of the project and payment to the vendor. The current amount of Chapter 90 funding for FY2022 is \$241,985.

ARTICLE NO. 20 – PUBLIC, EDUCATIONAL AND GOVERNMENT (PEG) ACCESS AND CABLE RELATED FUND:

To see if the Town will vote to accept the provisions of M.G.L. Chapter 44, Section 53F3/4 for the purpose of establishing a PEG Access and Cable Related Fund, and further to appropriate a sum of money from the PEG Access and Cable Related Fund, or to do or act on anything thereon.

(Requested by the Selectboard)

Majority vote required

Recommendations:

Selectboard:

Inset 5-0-0

Recommend 5-0-0

Finance Committee -

SUMMARY: Included within each Comcast customer’s cable bill is a line item to provide for the costs of local cable television services. These monies are retained in a special revenue account and are used to enhance local cable programming for the town’s public, education, and government channels. These funds will be used to continue these informational and educational services, and may include, but not limited to, equipment purchases, contracted services, construction services, and labor expenses.

ARTICLE NO. 21 – SHELLFISH REVOLVING FUND SPENDING LIMIT:

To see if the Town will vote to establish a spending limit for FY2023 of \$50,000.00 for the Shellfish Revolving Fund established pursuant to MGL Chapter 44, Section 53E1/2, or to do or act on anything thereto.

(Requested by the Selectboard)

Majority vote required

Recommendations:

Selectboard:

Insert 5-0-0

Recommend 4-0-0

Finance Committee -

SUMMARY: The purpose of this article is to establish the spending limit for the Shellfish Revolving Fund which was established for propagation efforts. The Shellfish Department’s propagation efforts include the seeding of quahogs and oysters in all Wellfleet waterways which also contributes to improving water quality and natural oyster set in our harbor to benefit growers and spat collectors. This revolving fund takes the responsibility for funding the shellfish department’s budget line 180 out of the taxpayer’s pockets and puts it in the hands of those who make their living in the shellfish industry and those who harvest shellfish recreationally. The Shellfish Propagation Revolving Fund revenues will be derived from shellfish grant revenue and permit fees. The Revolving Fund expenditures may be used for the propagation, cultivation, protection, and study of shellfish only.

ARTICLE NO. 22 – ELEMENTARY SCHOOL FIRE SUPPRESSION SYSTEM PROJECT:

To see if the Town will vote to raise and appropriate, transfer from available funds or borrow the sum of \$2,200,000.00 to fund the installation of a fire suppression system at the Wellfleet Elementary School, including all costs related thereto, and in order to fund this appropriation, the Selectboard will be authorized to borrow said amount pursuant to G.L.C. 44 Sec. 7 or 8, or any other enabling authority, to issue bonds or notes of the Town therefor, and further, to authorize any premium received by the Town upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, to be applied to the payment of costs approved hereunder in accordance with M.G. L. c. 40 sec. 20, thereby reducing by a like amount the amount authorized to be borrowed to pay such costs; provided, however that the appropriation authorized hereunder shall be contingent on the approval by the voters of the Town of so-called Proposition 2 ½ debt exclusion question under G.L. c. 59, sec. 2C , or to do or act on anything thereto.

(Requested by the School Committee)

Two-thirds vote required

Recommendations:

Selectboard -

Finance Committee -

SUMMARY: (Mary Beth Rodman, School Principal)

ARTICLE NO. 23 – HARBOR/MARINA FACILITIES NEEDS ASSESSMENT PROJECT:

To see if the Town will vote to raise and appropriate and/or transfer from available funds the sum of \$30,000.00, or any other sum, for the purpose of paying costs associated with conducting a Marina Facility Needs Assessment study to do or act on anything thereon.

(Requested by the Selectboard)

Majority vote required

Recommendations:

Selectboard -

Finance Committee -

SUMMARY: (Will Sullivan, Harbor Master)

ARTICLE NO. 24 – TRANSFER STATION FACILITIES NEEDS ASSESSMENT PROJECT:

To see if the Town will vote to raise and appropriate and/or transfer from available funds the sum of \$50,000.00, or any other sum, for the purpose of paying costs associated with conducting a Transfer Station Facility Needs Assessment study to do or act on anything thereon.

(Requested by the Selectboard)

Majority vote required

Recommendations:

Selectboard -

Finance Committee -

SUMMARY: The Wellfleet Transfer Station is an asset to the community. Given the constant evolving nature of the trash and recycling industry, it would behoove the Town to evaluate ways to maximize it's

potential. This project is intended to hire a site design professional experienced in Transfer Station operations and development. The intent of the study will focus on functionality, safety, efficiency, and potential financial benefits for both present day and future services. The Town of Dennis performed a similar analysis that resulted in significant improvements to their facility.

ARTICLE NO. 25 – ADULT COMMUNITY CENTER ADDITION FEASIBILITY STUDY PROJECT:

To see if the Town will vote to raise and appropriate and/or transfer from available funds the sum of \$15,000.00, or any other sum, for the purpose of paying costs associated with conducting a Adult Community Center Building Addition Feasibility study, to do or act on anything thereon.

(Requested by the Selectboard)

Majority vote required

Recommendations:

Selectboard -

Finance Committee -

SUMMARY: In the past, several alterations and additions have been proposed for the Adult Community Center.

- Based on plans from 2013, creation of a paved walkway through the woods on the Cahoon Hollow side of the building of one-half mile that connects to the walkway and patio that were installed in 2014. That project was funded with a bequest and there were insufficient funds to complete the entire plan. This walkway will provide access for walkers both able bodied and those with some mobility challenges in a sheltered place by a building with good parking and amenities.
- When Sea Babies (Cape Cod Children’s Place) was using space in the building, they applied for and received a grant from the Community Preservation Committee to install an Infant/Toddler playground. They moved from the building in June of 2020 and the playground is still there but not maintained. I have had requests to purchase and install adult outdoor exercise equipment for the use of adults adjacent to the existing Infant/Toddler playground.
- The Council on Aging Board conducted a survey of Town residents in 2021 to determine what people would like to see added to the programs at the Adult Community Center. One of the top requests was space for exercise equipment and for free weights. Given the use of the Great Pond Room for COA programs as well as Boards and Committees and as the Wellfleet Polling place, there is no space for this healthy and entertaining activity in the current building. In addition to floor space, a locker room and outside access to the gym will be necessary.
- Because we live in a Pandemic, post-Pandemic world, there is a need for building capacity for hybrid meetings. Because the Adult Community Center is the designated location for that upgrade/expansion, that program will need space to do the job correctly. Additionally, there has been a request for an additional small meeting room like the current Conference Room.

In order to do this in an organized way, I want to do the planning of this multi-level project in one study so that if the decision is made to implement it in stages, everything will fit onto the available land and

the end product will be produced with the best fiscal and construction practices in order to create an attractive and functional building and grounds.

ARTICLE NO. 26 –KELLER’S CORNER REVETMENT ENGINEERING PROJECT:

To see if the Town will vote to raise and appropriate and/or transfer from available funds the sum of \$50,000.00, or any other sum, for the purpose of paying costs associated with conducting a Keller’s Corner Revetment Engineering project, to do or act on anything thereon.

(Requested by the Selectboard)

Majority vote required

Recommendations:

Selectboard -

Finance Committee -

SUMMARY: Keller's Corner (adjacent to Wellfleeter Condominiums on Kendrick Ave) is eroding at a high rate which is jeopardizing the infrastructure of the town. This project is proposed to protect the road through means of shorefront stabilization and updated stormwater drainage. This request involves the engineering/permitting only - a request for funds for construction will be sought later. We are actively pursuing grant funding for this project to supplement Town appropriations for both engineering/permitting and construction.

ARTICLE NO. 27 – LIEUTENANT ISLAND/HERON POINT ROAD SURVEY EXPENSE:

To see if the Town will vote to raise and appropriate and/or transfer from available funds the sum of \$3,200.00, or any other sum, for the purpose of paying costs associated with land survey services for Heron Point Road, or to do or act on anything thereon.

(Requested by the Rights of Public Access Committee)

Majority vote required

Recommendations:

Selectboard:

Insert 5-0-0

Recommend 5-0-0

Finance Committee -

SUMMARY: The purpose of this article is to survey Heron Point Rd, the road leading to the Lieutenant Island boathouse. The Rights of Public Access Committee has been working to secure the public's right to continue to access the public beach through the boathouse property, Lot 41-178.1. There is evidence that this lot has been used by the public - shell fishermen, fishermen, sailors, kayakers, and beachgoers - to access the beach for several decades, as well as evidence that the Town may have owned it at one point and attempted to establish a Town Landing here in 1962. Today, the lot is owned privately by year-round residents who allow people to pass and who wish to sell it to the Town to prevent future owners from denying access to the public beach. To move forward, the Town needs to secure public access over the dirt road leading to it. Satellite maps overlaid by assessor's maps indicate that the dirt road may either lie on private property to the South, as the latest 2002 survey suggests, or could have possibly shifted over time

to exactly where Heron Point Rd was originally laid out in 1967, due to erosion. A current survey of Heron Point Rd is necessary for the Town to determine who to work with when negotiating public access over the dirt road.

SECTION III: COMMUNITY PRESERVATION ARTICLES

ARTICLE NO. 28 – COMMUNITY PRESERVATION – ADMINISTRATIVE EXPENSES, DEBT SERVICE, AND ALLOCATION OF RESERVES:

To see if the Town will vote to hear and act on the report of the Community Preservation Committee on the Fiscal Year 2023 Community Preservation budget and to appropriate from the Community Preservation Fund estimated annual revenues a sum of \$28,684.00 to meet the administrative expenses and all other necessary and proper expenses of the Community Preservation Committee for Fiscal Year 2023; and further to appropriate from Community Preservation Fund estimated revenues a sum of \$73,898.00 to the reserve for open space; a sum of \$73,898.00 to the reserve for community housing; and further to reserve for future appropriation a sum of \$73,898.00 for historic resources as recommended by the Community Preservation Committee, as well as a sum of \$488,602.00 to be placed in the 2023 Budgeted Reserve for general Community Preservation Act purposes.

(Requested by the Community Preservation Committee)

Majority vote required

Recommendations:

Selectboard -

Finance Committee -

Community Preservation Committee – Yes 7, No 0.

SUMMARY: This is an annual CPC housekeeping article. Out of a total projected revenue figure of \$738,984.00 for Fiscal Year 2023, \$28,688.00 is 3.9% of estimated revenue allowed for administrative expenses, as provided by the Community Preservation Act. Open Space's 10%, Community Housing's 10%, and Historic Resources' 10% are reserved respectively for open space, housing and historic preservation purposes. The balance of \$488,602 is reserved for approved CPA projects in any category including Outdoor Recreation.

ARTICLE NO. 29: COMMUNITY PRESERVATION – WELLFLEET AFFORDABLE HOUSING TRUST:

To see if the Town will vote, pursuant to MGL c.44B, to appropriate \$35,000.00 from the Community Preservation Fund Fiscal Year 2023 Projected Surcharge revenues to contribute to the cost of, and thereby support, for building the financial capacity of Affordable Housing Trust, and to authorize the Selectboard to enter into a grant agreement to set forth the terms and conditions thereof, or do or act on anything thereon.

(Requested by the Community Preservation Committee)

Majority vote required

Recommendations:

Selectboard -

Finance Committee -

Community Preservation Committee - Yes 7, No 0.

Affordable Housing Authority -

Housing Partnership -

SUMMARY: The Community Preservation Act allows communities to allocate funds to their Affordable Housing Trust. This offers the Wellfleet Affordable Housing Committee a way to respond in a timely manner to appropriate market opportunities for land acquisition, building purchase, essential maintenance needs and other allowed activities.

ARTICLE NO. 30: COMMUNITY PRESERVATION – BUY DOWN 2022:

To see if the Town will vote, pursuant to MGL c.44B, to appropriate from the Community Preservation Fund Fiscal Year 2023 Projected Surcharge revenues the sum of \$185,000.00 to contribute to the cost of, and thereby support, for the Buy Down Program to assist with the purchase of housing for eligible moderate-income first-time buyers and to authorize the Selectboard to enter into a grant agreement to set forth the terms and conditions thereof, or do or act on anything thereon.

(Requested by the Community Preservation Committee)

Majority vote required

Recommendations:

Selectboard -

Finance Committee -

Community Preservation Committee - Yes 7, No 0.

Affordable Housing Authority -

Local Housing Partnership -

SUMMARY: The purpose of the Affordable Housing Buy Down Program is to provide need-based financial assistance to eligible moderate-income first-time homebuyers purchasing existing homes on the open market in the Town of Wellfleet. The goal of the Buy Down Program is to increase the availability of affordable home ownership opportunities in the Town.

ARTICLE NO. 31: COMMUNITY PRESERVATION – LILY HOUSE:

To see if the Town will vote, pursuant to MGL c.44B, to appropriate from the Community Preservation Fund Fiscal Year 2023 Projected Surcharge revenues, the sum of \$20,000.00 to contribute to the cost of establishing the Lily House as a hospice community home and to authorize the Selectboard to enter into a grant agreement to set forth the terms and conditions thereof or do or act on anything thereon.

(Requested by the Community Preservation Committee)

Majority vote required

Recommendations:

Selectboard -
Finance Committee -
Community Preservation Committee - Yes 7, No 0.
Affordable Housing Authority -
Local Housing Partnership -

SUMMARY: The Lily House, located at 40 Pocahontas Rd., was bequeathed as a community hospice home for individuals who are at risk of being homeless at the end of life or at risk of dying alone. It will provide a home for two terminally ill residents at a time with an average length of stay of one month. Priority admissions will be given to Wellfleet and other Outer Cape residents. Lily House will offer around-the-clock hospice-level care for 20 to 25 residents per year.

**ARTICLE NO. 32: COMMUNITY PRESERVATION – LOWER CAPE HOUSING INSTITUTE
YEAR 6:**

To see if the Town will vote, pursuant to MGL c.44B, to appropriate from the Community Preservation Fund Fiscal Year 2023 Projected Surcharge revenues the sum of \$7,500.00 to contribute to the cost of, and thereby support, for the continuance of the Community Development Partnership sponsored Lower Cape Housing Institute in Fiscal Year 2023 and to authorize the Selectboard to enter into a grant agreement to set forth the terms and conditions thereof, or do or act on anything thereon.

(Requested by the Community Preservation Committee)

Majority vote required

Recommendations:
Selectboard -
Finance Committee -
Community Preservation Committee - Yes 7, No 0.
Housing Authority -
Local Housing Partnership -

SUMMARY: The Community Development Partnership (CDP) is offering the Lower Cape Housing Institute for a sixth year. The CDP seeks contributions from the eight participating towns towards the costs of continued training and technical assistance to develop better understanding of Community Housing needs and to support the town in meeting its housing production goals. Sessions are free to Town officials and other interested parties. CDP expects to continue large audience virtual sessions on particular topics and hold in-person peer group meetings.

**ARTICLE NO. 33: COMMUNITY PRESERVATION – HISTORICAL PLAN
CONTINUATION:**

To see if the Town will vote, pursuant to MGL c.44B, to raise and appropriate from the Community Preservation Fund Fiscal Year 2023 Projected Surcharge revenues the sum of \$20,300.00 to the Wellfleet Historical Commission to continue compilation of the Form B inventories of historic properties in Wellfleet with provisions for storage and seminars on the historic homes and their inhabitants, and to authorize the Selectboard to enter into a grant agreement to set forth the terms and conditions thereof, or do or act on anything thereon.

(Requested by the Community Preservation Committee)

Majority vote required

Recommendations:

Selectboard -

Finance Committee -

Community Preservation Committee - Yes 7, No 0.

Historical Commission -

SUMMARY: The Historical Commission's goal is to create a comprehensive historical plan which will include an inventory of all buildings and structures over 75 years old. The Historical Commission's consultant will be able to continue compiling "Form B" inventories — fact sheets on historic properties in Wellfleet — which are stored at the Wellfleet Public Library and are available online at the Massachusetts Historical Commission's website: www.mhc-macris.org (Massachusetts Cultural Resource Information System). The project includes shelving for the Form B's and additional seminars on the history of homes in Wellfleet and the people who lived in them.

ARTICLE NO. 34: COMMUNITY PRESERVATION - RESTORATION & ACCESSIBILITY OF THE HISTORICAL SOCIETY MUSEUM:

To see if the Town will vote, pursuant to MGL c.44B, to appropriate from the Community Preservation Fund Fiscal Year 2023 Projected Surcharge revenues a sum of \$20,000.00 for historic restoration of the mid-section and accessibility to 262 Main Street by the Wellfleet Historical Society & Museum, and to authorize the Selectboard to enter into a grant agreement to set forth the terms and conditions thereof, or do or act on anything thereon.

(Requested by the Community Preservation Committee)

Majority vote required

Recommendations:

Selectboard -

Finance Committee -

Community Preservation Committee - Yes 7, No 0.

Historical Commission -

SUMMARY: The restoration of the mid-section of 262 Main Street will allow the Wellfleet Historical Society and Museum to connect the East wing and the original museum area and provide greater accessibility to the museum. To ensure accessibility, WHSM plans include for a new entrance and reception area, an elevator, handicap restrooms and increased exhibit space. The Historical Society & Museum has completed the permanent Historical Preservation Restriction agreement with the Massachusetts Historical Commission.

ARTICLE NO. 35: WELLFLEET ELEMENTARY SCHOOL PLAYGROUND:

To see if the Town will vote, pursuant to MGL c.44B, to appropriate from the Community Preservation Fund Fiscal Year 2023 Projected Surcharge revenues a sum of \$315,000.00 for construction of the major component of a new playground and swings at the Wellfleet Elementary School, and to authorize the

Selectboard to enter into a grant agreement to set forth the terms and conditions thereof, or do or act on anything thereon.

(Requested by the Community Preservation Committee)

Majority vote required

Recommendations:

Selectboard -

Finance Committee -

Community Preservation Committee - Yes 7, No 0.

School Committee -

SUMMARY: The children have been without a playground since 2020 when an official inspection resulted in its condemnation and demolition. The Wellfleet Elementary School Playground Committee has been working to construct a new outdoor playground environment that is safe, inclusive and accessible for children ages 5-12. The playground is available to the community after school hours, on weekends, holidays, and school vacations. With a Community Preservation grant and additional fund raising, it will be possible to install the major area of the playground and the swings in the summer of 2022.

SECTION IV: DISPOSITION OF TOWN PROPERTY ARTICLES

ARTICLE NO. 36 - DISPOSITION OF TOWN LAND/ TRANSFER OF MAP #30, PARCEL #186, AND MAP #42, PARCEL #137 TO CONSERVATION COMMISSION:

To see if the Town will vote to transfer care, custody, management and control of two properties shown on Assessor's Map 30, Parcel 186, described in a Judgement Tax Lien instrument recorded with the Barnstable Registry of Deeds in Book 24924, Page 207 and Assessor's Map 42, Parcel 137 described in a Judgement Tax Lien instrument recorded with the Barnstable Registry of Deeds in Book 25524, Page 269, from the board having care, custody, management and control thereof and from the purpose of which said parcels are held to the Conservation Commission for purposes of open space and conservation or to do or act on anything thereon.

(Request by the Open Space Committee)

2/3 Majority Vote Required

Recommendations:

Selectboard -

Finance Committee -

Open Space Committee -

Conservation Commission -

SUMMARY: Map 30-Parcel 186 is a 2.06-acre wetlands marsh property in Blackfish Creek abutting conservation lands owned by the Wellfleet Conservation Trust and Mass Audubon Society. Map 42 – Parcel 137 is 3.26 acres of wetlands marsh in the Fresh Brook Estuary and abuts the Town owned Bayberry Hill Conservation Land and Trail property off Lt. Island Road.

SECTION V: UNCLASSIFIED ARTICLES

ARTICLE NO. 37- AFFORDABLE HOUSING TRUST BYLAW AMENDMENT:

To see if the Town will vote to amend the Affordable Housing Trust bylaw adopted under Article No. 44 of the 2021 Annual Town Meeting by : (1) amending the third sentence of Chapter 3, which reads “A quorum at any meeting shall be a majority of the Trustees qualified and present in person.” by striking from it the words “qualified and present in person”; (2) amending the first sentence of Chapter 6 by replacing “G. L. c. 268A” with “G. L. c. 258”; (3) amending the second sentence of Chapter 6 by replacing “G. L. c. 258” with “G. L. c. 268A”; and (4) amending the fourth sentence of Chapter 6 by replacing “G. L. c, 40, section 15” with “G. L. c. 40, section 15A.”, or to do or act on anything thereon.

(Request by the Affordable Housing Trust)

Majority Vote Required

SUMMARY: This article proposes corrections to the Affordable Housing Trust bylaw in response to suggestions by the Attorney General’s Office in the approval letter of October 25, 2021. The amendment to Chapter 3 is to clarify that the Trust’s quorum provisions are consistent with Massachusetts law. The amendments to Chapter 6 are all to correct typographical errors in the bylaw.

Recommendations:

Selectboard -

Finance Committee -

Affordable Housing Trust -Yes 6, No 0

ARTICLE NO. 38 - SPECIAL DETAIL ACCOUNT FOR THE FIRE DEPARTMENT:

To see if the Town will vote to transfer the sum of \$3,000.00 from available funds to the special detail fund for the Fire Department, said account to be administered by the Fire Chief through the Town Accountant and Town Treasurer, or to do or act on anything thereon.

(Requested by the Fire Chief)

Majority vote required

Recommendations:

Selectboard -

Finance Committee –

SUMMARY: The Town currently has a Fire Detail Fund that allows for the collection of fees from private parties that need to use Fire Department staff resources for a private event. These monies are then used to pay our staff for those services. Currently we must delay these payments until we collect and deposit the fee from the private party. This appropriation will provide cash flow so that we can pay our staff on a timely basis.

ARTICLE NO. 39 – EASEMENT FOR THE HERRING RIVER RESTORATION PROJECT:

To see if the Town will vote to:

- (a) authorize the Selectboard to acquire, on such terms and conditions as the Selectboard may determine, permanent and temporary easements by gift, purchase and/or eminent domain in parcels of land abutting and/or near Pole Dike Road, Bound Brook Island Road, Old Colony Road, and Way No. 672 for the reconstruction, installation, inspection, maintenance, improvement, repair, replacement and/or relocation of rights of way, drainage, utilities, driveways, slopes, and grading, to enable the Town to undertake the Herring River Restoration Project and for any and all purposes and uses incidental or related thereto, all as approximately shown on plans entitled "Herring River Restoration Project Engineering Design to Elevate Low-Lying Roadways and Replace Associated Culverts, Wellfleet and Truro, Massachusetts, Permanent and Temporary Easement Plan," prepared by WSP for the Town of Wellfleet, dated January 2022, and "Herring River Restoration Project Permit Level Design for Low-Lying Property Impact Prevention, Way #672, Hirsch-Meek Property (25 Way #672) & Ellis Property (27 Way #672), Wellfleet, Massachusetts, Permanent and Temporary Easement Plan," prepared by WSP for the Town of Wellfleet, dated January 2022, copies of which are on file with the Town Clerk, as said plans may be amended from time to time;
- (b) raise and appropriate, transfer from available funds, and/or borrow a sum of money to fund the foregoing and any and all costs related thereto, including, without limitation, the cost of any easement acquisitions; and
- (c) authorize the Board of Selectmen to enter into any and all agreements and take any and all actions necessary or appropriate to effectuate the foregoing purposes.

or take any other action relative thereto.

(Requested by the Selectboard)

Two-thirds vote required

Recommendations:

Selectboard -

Finance Committee -

SUMMARY: The Town of Wellfleet and Cape Cod National Seashore are undertaking the Herring River Restoration Project ("Project") to restore tidal flow and revive the extensive ecological and economic benefits provided by a healthy estuary. The expected benefits include improved water quality, greater community resilience, and enhanced recreational opportunities. More information about the Project is available at <https://www.wellfleet-ma.gov/home/news/herring-river-project>.

The Project includes the elevation of low-lying road segments and replacement of culverts to ensure that roadways are not over-topped during certain conditions once tidal flow is restored. Temporary easement rights are needed allow the Town and its contractors to access portions of private property near the road segments for purposes such as erosion control, staging or other construction activity. Temporary easement rights will expire once the construction work is completed. Permanent easement rights are needed because work will result in certain permanent changes to private property near the road segments, such as a grade change, or installation of a guardrail or culvert, and to allow the Town Department of Public Works access for maintenance. Plans showing the locations of the easements are available for viewing at the Wellfleet Department of Public Works (DPW) located at 220 West Main Street, and Wellfleet Town Clerk's office located at 300 Main Street.

ARTICLE NO. 40 – RESCIND DEBT AUTHORIZATIONS:

To see if the Town will vote to rescind the following funding authorizations, as follows:

Department	Item	Date	Amount
Department of Public Works	South Wellfleet Parking Lot	4/28/14	\$6,948.00
Elementary School	Elementary School Roof	4/28/14	\$338,000.00
DPW Facilities	Town Hall Furnace	4/28/14	\$75,000.00
Police Department	Police Station Construction	11/15/16	\$540,000.00
Selectboard	Land Acquisition	4/22/19	\$1,000,000.00
DPW Facilities	Town Hall Railing Repair	6/26/21	\$6,000.00

or to do or act on anything thereon.

(Requested by the Selectboard

Majority vote required

Recommendations:

Selectboard -

Finance Committee -

SUMMARY: The purpose of this article is to rescind a series of debt authorizations approved by Town Meeting to borrow funds for the identified purposes. These projects have been completed and the debt authorizations were not issued and not necessary for the projects. This proposed action is largely a house keeping matter.

ARTICLE NO. 41 - ROUTE 6A/MAIN STREET INTERSECTION PROJECT:

To see if the Town will vote to authorize the Selectboard to acquire by gift, purchase, or taking by eminent domain, any parcels of real property, permanent easements, and temporary easements, for public way purposes, including without limitation drainage, utility slope, grading, road realignment, sidewalks, construction of improvements and structures, and other related purposes, as may be necessary to complete the MassDOT Main Street/Route 6A Transportation Improvement Project, said parcels and easement areas being generally shown on a plan entitled “Route 6A/Main Street Intersection and Corridor Improvements” dated ____ and revised through _____, on file in the Town Clerk’s Office and available for public inspection during regular business hours, and as may be amended through final project design; and further to raise and appropriate, transfer from available funds, borrow or otherwise provide a sum of money, or any other sum, to be expended for engineering, design, and other associated services, and for the acquisition of said parcels of real property and easements, including but not limited to acquisition costs, the award of eminent domain damages and related expenses and fees, said sum

being the Town's matching share of the MassDOT Main Street/Route 6A Improvement Project, or to do or act on anything thereon.

(Requested by the Selectboard)

Two-thirds vote Required

Recommendations:

Selectboard -

Finance Committee -

SUMMARY: This project request is to allow the Town's engineering consultant (Stantec) to continue services for the MassDOT Rt 6/Main Street intersection project. Stantec submitted the 75% design plans to the State in December 2021 and is currently working on the 100% design plans to commence construction in 2023.

ARTICLE NO. 42 - TOWN CODE ADOPTION OF RENUMBERING OF GENERAL BYLAWS:

To see if the Town will vote to renumber, recaption and stylize the General Bylaws of the Town of Wellfleet by (a) assigning a chapter number to each of the General Bylaws; (b) renumbering each section of each bylaw accordingly; (c) inserting chapter, article and section titles; (d) updating internal references to reflect the new numbering system; (e) stylizing the text so that "Town," when referring to the Town of Wellfleet, is capitalized throughout, numbers are cited consistently across all bylaws and definitions are alphabetized; and (f) changing "Selectmen" or "Board of Selectmen" to "Selectboard" to implement the Charter changes effective 4-29-2019; all as set forth in the document on file in the Office of the Town Clerk entitled "Final Draft of the Town of Wellfleet, Massachusetts," dated _____, prepared by General Code, LLC, or to do or act on anything thereon.

(Requested by the Town Clerk)

Majority vote required

Recommendations:

Selectboard -

Finance Committee -

SUMMARY: This article will permit the codification of our general by-laws, creating a more organized and streamlined format that will be easier to navigate than our current in-house system and will benefit both Town officers and the public.

ARTICLE NO. 43 - TOWN CODE ADOPTION OF RENUMBERING OF ZONING BYLAWS:

To see if the Town will vote to renumber and recaption the Zoning Bylaw of the Town by (a) designating the Zoning Bylaw as Chapter 235 of the new Town Code; (b) renumbering each section of the Zoning Bylaw accordingly; (c) inserting section titles; (d) updating internal references to reflect the new numbering system; (e) stylizing the text so that "Town," when referring to the Town of Wellfleet, is capitalized throughout, numbers are cited consistently throughout and definitions are alphabetized; and (f) changing "Selectmen" or "Board of Selectmen" to "Selectboard" to implement the Charter changes effective 4-29-2019; all as set forth in the document on file in the office of the Town Clerk entitled

“Final Draft of the Town of Wellfleet, Massachusetts,” dated _____, prepared by General Code, LLC., or to do or act on anything thereon.

(Requested by the Town Clerk)

Two-thirds vote required

Recommendations:

Selectboard -

Finance Committee -

SUMMARY: This article will permit the codification of our Zoning by-laws, creating a more organized and streamlined format that will be easier to navigate than our current in-house system and will benefit both Town officers and the public.

ARTICLE NO. 44 - LEASE OF TOWN PROPERTY:

To see if the Town will vote to transfer the care, custody, management, and control of a Town-owned parcel known located at Gross Hill Road, as shown on Assessors Map 5, Parcel 8, from the Selectboard or other board or commission currently having custody thereof and from the purpose for which said parcel is currently held to the Selectboard for the purpose for which the parcel is currently held and for the purpose of entering into a long-term lease with one or more cellular communication carriers, upon such terms and conditions as the Selectboard deems to be in the best interest of the Town, or to do or act on anything thereon.

(Requested by the Selectboard)

Majority vote required

Recommendations:

Selectboard -

Finance Committee -

SUMMARY: AT&T has been working with the Town to locate some communications equipment on a pole in the Newcomb Hollow Beach parking lot. The purpose of this equipment is to improve cellular communications in this area, which will benefit public safety purposes. The proposed license agreement will be for a 10-year period and the Town will receive annual payments for the use of town property.

SECTION VI: BYLAWS, INITIATIVE PETITIONS

ARTICLE NO. 45 – BYLAW AMENDMENT FOR ANIMAL CONTROL BYLAW:

To see if the town will vote to

[Text to be inserted]

or do or act on anything thereon.

(Requested by the Selectboard)

Majority vote required

Recommendations:

Selectboard -

Finance Committee -

SUMMARY: (C. Sumner)

ARTICLE NO. 46 – BYLAW AMENDMENT FOR COMMERCIAL SINGLE-USE PLASTIC WATER BOTTLE BAN:

To see if the town will vote to amend the Section 49 of the general by-laws of the Town Code, as follows:

Section 49. Commercial Single-Use Plastic Non-Alcoholic Beverage ~~Water~~ Bottle Ban.

~~Section-1:~~ Sale of Single-use Plastic ~~Water~~ Bottles

Effective on ~~September~~ May 1, 2023~~4~~, the Commercial Single Use Plastic Water Bottle Ban will be amended as printed. Effective May 1, 2023 it shall be unlawful to sell bottled non-alcoholic beverages non-carbonated, unflavored drinking water in single-use plastic bottles of less than one gallon in the Town of Wellfleet.

Enforcement of this regulation will begin on May ~~September~~ 1, 2023~~4~~.

~~Section-2.~~ Definitions

A single-use plastic bottle is a beverage container made from any type of plastic resin.

~~Section-3.~~ Exemptions

Sales or distribution of non-carbonated, unflavored drinking water in single-use plastic bottles occurring subsequent to a declaration of emergency (by the Emergency Management Director or other duly authorized Town, County, Commonwealth or Federal official) affecting the ability and/or quality of drinking water to residents of the Town shall be exempt from this bylaw until seven days after the declaration has ended.

~~Section~~ 4. Enforcement

Enforcement of this article shall be the responsibility of the Town Administrator or his/her designee. The Town Administrator shall determine the inspection process to be followed, incorporating the process into other Town duties as appropriate. Any establishment conducting sales in violation of this article shall be subject to a non-criminal disposition fine as specified in G.L. Chapter 40 21D. The following penalties apply:

- First violation: Written Warning
- Second violation: \$150.00 fine.
- Third and subsequent violations: \$300 fine

Each day a violation continues constitutes a separate violation, incurring additional fines. Any such fines collected shall be payable to the Town of Wellfleet. All businesses will be routinely inspected until the Town Administrator deems the inspection to no longer be required.

or do or act on anything thereon.

(Requested by the Selectboard)

Majority vote required

Recommendations:

Selectboard -

Finance Committee -

SUMMARY: This bylaw would ban the sale of single use Non-Alcoholic beverage plastic bottles and would supplant the pre-existing plastic water bottle ban. Plastic bottles have significant impacts on environmental health, and the health and longevity of other species, who may ingest plastic as food. Ultimately, plastic re-enters the human food chain where the adverse consequences are both known and emerging. Plastics pollute and impact our environment across their lifecycle from production to use to disposal.

ARTICLE NO. 47 - ADOPTION OF ENABLING LEGISLATION TO ESTABLISH SPEED LIMITS:

To see if the town will vote to accept the provisions of Chapter 90, Section 17C of the General Laws, (Ter. Ed), which allows the Selectboard to establish a speed limit of 25 miles per hour in any thickly settled or business district in the Town that is not a state highway or do or act on anything thereon.

(Requested by the Selectboard)

Majority vote required

Recommendations:

Selectboard -

Finance Committee -

SUMMARY: The Selectboard received a petition from residents seeking to reduce the posted speed limit on a local roadway. To effectuate this the Town will have to adopt this enabling legislation.

ARTICLE NO. 48 - ADOPTION OF ENABLING LEGISLATION FOR THE DISPOSITION OF UNCLAIMED PROPERTY:

To see if the Town will vote to accept the provisions of Section 9A of Chapter 200A of the General Laws, as follows:

DISPOSITION OF UNCLAIMED PROPERTY

(a) In any city, town or district that accepts this section in the manner provided in Section 4 of chapter 4, there shall be an alternative procedure for disposing of abandoned funds held in the custody of the city, town or district as provided in this section.

(b) Any funds held in the custody of a city, town or district may be presumed by the city, town or district treasurer to be abandoned unless claimed by the corporation, organization, beneficiary or person entitled thereto within one 1 year after the date prescribed for payment or delivery; provided, however, that the last instrument intended as payment shall bear upon its face the statement “void if not cashed within 1 year from date of issue.” After the expiration of one 1 year after the date of issue, the treasurer of a city, town or district may cause the financial institution upon which the instrument was drawn to stop payment on the instrument or otherwise cause the financial institution to decline payment on the instrument and any claims made beyond that date shall only be paid by the city, town or district through the issuance of a new instrument. The city, town or district and the financial institution shall not be liable for damages, consequential or otherwise, resulting from a refusal to honor an instrument of a city, town or district submitted for payment more than a year after its issuance.

(c) The treasurer of a city, town or district holding funds owed to a corporation, organization, beneficiary or person entitled thereto that are presumed to be abandoned under this section shall post a notice entitled “Notice of names of persons appearing to be owners of funds held by (insert city, town or district name), and deemed abandoned”. The notice shall specify the names of those persons who appear from available information to be entitled to such funds, shall provide a description of the appropriate method for claiming the funds and shall state a deadline for those funds to be claimed; provided, however, that the deadline shall not be less than 60 days after the date the notice was either postmarked or first posted on a website as provided in this section. The treasurer of the city, town or district may post such notice using either of the following methods: (1) by mailing the notice by first class mail, postage prepaid, to the last known address of the beneficiary or person entitled thereto; or (2) if the city, town or district maintains an official website, by posting the notice conspicuously on the website for not less than 60 days. If the apparent owner fails to respond within 60 days after the mailing or posting of the notice, the treasurer shall cause a notice of the check to be published in a newspaper of general circulation, printed in English, in the county in which the city or town is located.

(d) In the event that funds appearing to be owed to a corporation, organization, beneficiary or person is \$100 or more and the deadline as provided in the notice has passed and no claim for the funds has been made, the treasurer shall cause an additional notice, in substantially the same form as the aforementioned notice, to be published in a newspaper of general circulation in the county in which the city, town or district is located; provided, however, that the notice shall provide an extended deadline beyond which funds shall not be claimed and such deadline shall be at least 1 year from the date of publication of the notice.

(e) Once the final deadline has passed under subsection (d), the funds owed to the corporation, organization, beneficiary or person entitled thereto shall escheat to the city, town or district and the treasurer thereof shall record the funds as revenue in the General Fund of the city, town or district and the city, town or district shall not be liable to the corporation, organization, beneficiary or person for payment of those funds or for the underlying liability for which the funds were originally intended. Upon escheat, the funds shall be available to the city, town, or district’s appropriating authority for appropriation for any other public purpose. In addition to the notices required in this section, the treasurer of the city, town or district may initiate any other notices or communications that are directed in good faith toward making final disbursement of the funds to the corporation, organization, beneficiary, or person entitled thereto. Prior to escheat of the funds, the treasurer of the city, town or district shall hear all claims on funds that may arise and if it is clear, based on a preponderance of the evidence available to the treasurer at the time the claim is made, that the claimant is entitled to disbursement of the funds, the treasurer shall disburse funds to the claimant upon receipt by the treasurer of a written indemnification agreement from the claimant wherein the claimant agrees to hold the city, town or district and the treasurer of the city, town or district harmless in the event it is later determined that the claimant was not entitled to receipt of the funds. If it is not clear, based on a preponderance of the evidence before the treasurer at the time of the claim that the claimant is entitled to disbursement of the funds, the treasurer shall segregate the funds into a separate, interest-bearing account and shall notify the claimant of such action within 10 days. A claimant affected by this action may appeal within 20 days after receiving notice thereof to the district, municipal or

superior court in the county in which the city, town or district is located. The claimant shall have a trial de novo. A party adversely affected by a decree or order of the district, municipal or superior court may appeal to the appeals court or the supreme judicial court within 20 days from the date of the decree.

If the validity of the claim shall be determined in favor of the claimant or another party, the treasurer shall disburse funds in accordance with the order of the court, including interest accrued. If the validity of the claim is determined to be not in favor of the claimant or another party or if the treasurer does not receive notice that an appeal has been filed within one 1 year from the date the claimant was notified that funds were being withheld, then the funds, plus accrued interest, shall escheat to the city, town or district in the manner provided in this section. If the claimant is domiciled in another state or country and the city, town or district determines that there is no reasonable assurance that the claimant will actually receive the payment provided for in this section in substantially full value, the superior court, in its discretion or upon a petition by the city, town or district, may order that the city, town or district retain the funds.

or do or act on anything thereon.

(Requested by the Selectboard)

Majority vote required

Recommendation:

Selectboard -

Finance Committee -

SUMMARY: Under current law unclaimed or abandoned funds must turned over to the Commonwealth of Massachusetts after a period. The acceptance of this enabling legislation would allow the Town to retain these funds after proper notice and process.

ARTICLE NO. 49 – WILDLIFE PROTECTION BYLAW:

To see if the town will vote to adopt the following as a general bylaw and insert it into the Town Code, as follows:

Wildlife Protection

• In this Bylaw:

“Attractant” means any substance which could reasonably be expected to attract a wild animal or does attract a wild animal, including but not limited to, garbage, unenclosed compost bins, human food products, pet food, feed, grain or salt.

“Wild animal” means any animal which is not normally domesticated in Massachusetts, including but not limited to, bears, coyotes, foxes, fisher cats, weasels, rats, deer, opossums, raccoons, squirrels, feral cats and skunks.

Prohibitions

1. No person shall feed, tempt with an attractant, touch, tease, frighten or intentionally disturb wildlife during nesting, breeding or any other activities.

2. No person shall leave, store, or maintain any attractant in a manner, area, or location accessible to any wild animal.

Exceptions

• The prohibitions of this Bylaw shall not apply to:

(1) Any person who is the legal owner of a wild animal, if the wild animal is kept in compliance with all applicable federal, State and local laws and regulations.

(2) Any person who feeds or provides food to a trapped, injured or unweaned wild animal between the time that the agency in charge of animal control, or its designated agent, or a licensed wildlife rehabilitator, is notified of the wild animal and the wild animal is received by the agency, facility, or designated agent.

(3) A wildlife rehabilitator licensed pursuant to Massachusetts 321 CMR 2.13, or a wildlife sanctuary licensed pursuant to 321 CMR 7.00, and otherwise in compliance with all applicable federal, State and local bylaws and regulations.

(4) Any person with a bird feeder, provided the feeder is suspended on a cable or other device to make it inaccessible to wild mammals, and the area below the feeder is kept free from the accumulation of seed debris.

(5) Any person or organization that is providing care for feral cats and is making a reasonable effort to trap and sterilize the animals.

(6) Any person feeding animals in the normal course of raising farm animals for food production or in the care of livestock animals, provided all reasonable efforts are made to reduce attractants to wild animals in the course of feeding livestock/farm animals, and in the storage of animal feed.

7) An owner or tenant of land or, if authorized by such owner or tenant, any member of their immediate family or their employee, using an attractant to bait common-type mouse and rat traps, nets, or box or cage-type traps to trap mammals who are causing damage to their property. A box or cage-type trap is one that confines the whole animal without grasping any part of the animal. All such trapping must be done in compliance with MGL Chapter 131, Section 80A and any applicable federal, State and local laws and regulations.

Enforcement

The animal control authority, its staff, its agents, or local law enforcement agents are authorized and empowered to enforce the provisions of this Bylaw.

Fines and Penalties

XX.XX.X Criminal Disposition - In addition to any other legal remedies that may be available, the Animal Control Officer or other designated person, may enforce this By-law by Non-Criminal Disposition. If a Non-Criminal Disposition process, as provided in Massachusetts General Laws, Chapter 40, Section 21D and the Town's Non-Criminal disposition By-law is elected, then any person who violates the provisions of **ARTICLE XX**, Section §**XX** of the Town's General By-laws shall be subject to the following enforcement fines and penalties.

Each day that a violation continues or occurs will be considered a new violation for the purpose of assessing fines under this act.

The enforcing officer or designee may give a written warning for the first offense or shall impose the following fines:

First Offense	\$50.00
Second Offense	\$100.00
Third and Subsequent Offenses	\$300.00

or to do or act on anything thereon.

(Requested by the Selectboard)

Majority vote required

Recommendation:

Selectboard -

Finance Committee -

SUMMARY: (Helen Miranda Wilson)

ARTICLE NO. 50 – AFFORDABLE LOTS ZONING BYLAW:

To see if the Town will amend the Wellfleet Zoning By-Laws by inserting 6.28 B Affordable Lots and Affordable Undersized Lots, and to amend the Table of Contents and Sections 2.1, 5.3 as follows:

TABLE OF CONTENTS

"6.28.B Affordable Lots and Affordable Undersized Lots" is hereby inserted between "6.28 Provisions To Encourage The Development of Affordable Dwellings In Wellfleet" and "6.29 Fast Food & Formula Restaurant Prohibition"

2.1 DEFINITIONS

[Is hereby amended with the following definitions inserted between Adult Video Store and Alteration]

Affordable Lot - A lot containing not less than 10,000 sq ft of contiguous upland area that otherwise does not meet the zoning requirements for a buildable lot. A of a One Family Dwelling may be constructed upon as an affordable homeownership or affordable rental dwelling unit in perpetuity or the maximum time period allowed by law, and shall be in compliance with 760 CMR 56.00 the Local Initiative Program (LIP) and meet the guidelines and standards promulgated thereunder by the Department of Housing and Community Development (DHCD) for inclusion in the DHCD Ch 40B Subsidized Housing Inventory as Local Action Units.

Affordable Undersized Lot - A lot containing less than 10,000 sq ft of contiguous upland area that otherwise does not meet the zoning requirements for a buildable lot. A of a One Family Dwelling may be constructed upon as an affordable homeownership or affordable rental dwelling unit in perpetuity or the maximum time period allowed by law, and shall be in compliance with 760 CMR 56.00 the Local Initiative Program (LIP) and meet the guidelines and standards promulgated thereunder by the Department of Housing and Community Development (DHCD) for inclusion in the DHCD Ch 40B Subsidized Housing Inventory as Local Action Units. An affordable undersized lot shall be subject to any conditions attached to a Special Permit issued by The Special Permit Granting Authority

5.3. Use Regulations

Table 5.3.1 is amended as follows: Insert "Affordable Lot" and "Affordable Undersized Lot" before "Bed and Breakfast"

["P" is a permitted use. "A" is a use authorized under special permits.]

	CD	R1	R2	NSP	C	C2
Affordable Lot	P	P	P	O	P	P
Affordable Undersized Lot	A	A	A	O	A	A

6.28.B Affordable Lots and Affordable Undersized Lots

6.28.B.1 Purpose: The purpose of this bylaw is to increase the supply of housing that is available and permanently affordable to low or moderate income households by allowing affordable dwelling units to be built on otherwise non-complying lots, provided the lots meet the criteria listed herein.

It is intended that the affordable housing units created under this bylaw qualify as low or moderate income units for purposes of M.G.L. Ch. 40B sec. 20-23 and shall be in compliance with 760 CMR 56.00 the Local Initiative Program (LIP) and meet the guidelines and standards promulgated thereunder by the Department of Housing and Community Development (DHCD) for inclusion in the DHCD Ch 40B Subsidized Housing Inventory as Local Action Units.

6.28.B.2 Applicability - This bylaw applies shall apply to lots of record as of January 1, 2021 which do not meet the zoning requirements for a buildable lot as determined by The Town. Any increase in tax assessment for an applicable lot shall only occur upon an issuance of a building permit for an affordable One Family Dwelling on that applicable lot.

6.28.B.3 The Building Inspector may allow construction of a One Family Dwelling, to be restricted a by a Regulatory Agreement and/or Deed Rider, in an acceptable form, be executed and recorded by the applicant, as an affordable homeownership or rental dwelling unit in perpetuity or the maximum time period allowed by law, on an eligible parcel of land that meets the following criteria:

1. Parcel is not within the National Seashore Park District;
2. Parcel has no existing dwelling unit
3. Parcel contains at least 10,000 square feet of contiguous upland area;
4. Parcel satisfies applicable Board of Health requirements;

5. Parcel satisfies applicable Town of Wellfleet's Conservation Commission Environmental Protection Regulations;
6. Parcel has a minimum of twenty (20) feet of frontage on a way previously approved by the Planning Board or a public way, having, in the opinion of the Planning Board, sufficient width, suitable grades and adequate construction to provide the needs of vehicular traffic. Lots without suitable frontage may be buildable under this section if there is an adequate recorded access easement of at least twenty (20) feet in width from the lot to a previously way approved by the Planning Board or a public way, having, in the opinion of the Planning Board, sufficient width, suitable grades and adequate construction to provide the needs of vehicular traffic and emergency response apparatus;
7. The setbacks shall not be less than fifteen (15) feet, nor shall a dwelling be built within fifteen (15) feet of the any other dwelling or principal structure. If a dwelling is built within twenty five (25) feet of any other dwelling or principal structure a stockage type fence at least 6' in height may be required by the Permit Granting Authority . The existing setbacks of principal structures on the lots immediately adjacent to the subject lot must be shown on the plans;
8. Parcel shall not be built upon if it was purposely created as an unbuildable lot as part of a subdivision open space or park, or by any other condition or agreement with the Town;
9. No part of any access driveway may be within fifteen (15) feet of a principal structure on an adjoining lot.

6.28.B.4 The Zoning Board of Appeals - As the Special Permit Granting Authority under this section The Zoning Board of Appeals, may grant a special permit to allow construction of a One Family Dwelling, to be restricted as an affordable homeownership or rental dwelling unit in perpetuity or the maximum time period allowed by law, on a lot less than 10,000 square feet of upland if:

1. The Board finds that such a reduction in minimum lot requirement would further the purposes of the bylaw without causing any undue nuisance, hazard or congestion in the Town or neighborhood.
2. All criteria outlined in section 6.28.B.3, except the minimum 10,000 square foot of upland requirement of 6.28.B.3, paragraph 3, must be met for Board of Appeals approval of a lot with an area under 10,000 square feet upland in size.
3. The Special Permit Granting Authority may impose conditions and restrictions on the special permit, including, but not limited to, a) restricting the total number of bedrooms or occupants in the dwelling, b) such other restrictions or limitations as are considered necessary or appropriate to carry out the intent and purposes of the bylaw.

6.28.B.5 Transfer or Sale - The Permit Granting Authority under this section, shall allow the lot owner to transfer or to rent the constructed One Family Dwelling at an affordable price or rent per the applicable standards in Bylaw section 6.28.B.1, provided that the unit is restricted in such a way that future transference or leasing comply with the applicable affordability requirements in Bylaw section 6.28.B.1.

6.28.B.6 Affordability - No Building Permit or Certificate to Occupy shall be issued by the Building Inspector until the developer has demonstrated that all of the applicable requirements of 6.28.B.1 have been met.

6.28.B.10 Conflicts with other bylaws _ The provisions of this bylaw shall be considered supplemental to all other zoning bylaws. To the extent that a conflict exists between this bylaw and others, this bylaw, and the provisions therein, shall apply.

or do or act on anything thereon.

(Requested by the Selectboard)

Two-thirds vote required

Recommendations:

Selectboard -

Finance Committee -

SUMMARY: This bylaw provides limited relief of zoning requirements to promote the development of otherwise unbuildable lots solely for the purpose of deed-restricted affordable single-family homes in perpetuity or the maximum allowable period by law. The relief granted is a reduction in the minimum lot size, frontage, and setbacks. There are a total of 18 parcels that have a high probability and 26 additional parcels where it may be applicable. These parcels are largely within neighborhoods of similarly sized lots. There is no increase in tax burden borne by the owner of one of these parcels until a building permit has been issued. This bylaw will only apply to pre-existing lots and will not be applicable new lots. 10,000 sq ft is the minimum allowed lot size for Title V septic systems. It is important to note that other issues could cause a lot to be functionally unbuildable such as the location of abutter's wells and septic systems. This is an opportunity for private parties to build a limited number of affordable units that would remain affordable in perpetuity.

ARTICLE NO. 51 – ACCESSORY DWELLING UNIT BYLAW AMENDMENT:

To see if the Town will vote to delete 6.21 Affordable Accessory Dwelling Units of the Wellfleet Zoning By-laws and substitute the following sections in place thereof, and to amend the Table of Contents and Sections 2.1, 5.3, 5.46, 5.47, and 8.3 as follows:

TABLE OF CONTENTS

["Affordable Accessory Dwelling Units" is hereby deleted, and "Accessory Dwelling Units" is substituted in place thereof.]

SECTION II

2.1 DEFINITIONS

[Dwelling Affordable Accessory is hereby deleted and the following definition is substituted in place thereof.]

Dwelling **Unit**, Accessory: a self-contained housing unit, inclusive of sleeping, cooking and sanitary facilities

on the same lot as a principal dwelling or other principal structure that shall be leased year-round. 5.3.
Use Regulations

Table 5.3.1 is amended as follows: Insert “Dwelling, Accessory” between "Conversion of Dwelling Unit" and "Dwelling, Affordable Accessory”

["P" is a permitted use. "A" is a use authorized under special permits.]

	CD	R1	R2	NSP	C	C2
Dwelling, Accessory Unit	P	P	P	A	P	P
Dwelling, Affordable Accessory	O	O	O	O	A	O

[5.4.6. **Intensity of Use Application to Affordable Accessory Dwelling Units** is hereby deleted and the following section is substituted in place thereof.]

5.4.6. Intensity of Use Application to Accessory Dwelling Units (ADUs)

An Accessory Dwelling Unit shall consist of a minimum of 200 square feet of Livable Floor Area, subject to any requirements of the State.

[5.4.7 **Intensity of Use Application to the Conversion of Dwelling Units** is hereby amended and the following section in bold is inserted.]

5.4.7 Intensity of Use Application to the Conversion of Dwelling Units

No dwelling unit shall be converted into two or more units unless each resulting unit consists of a minimum of 600 square feet of livable floor area; the external appearance of the structure is not changed; the front, side and rear yard requirements of the district in which located are met; and the lot area is not less per dwelling than the lot requirement of the district in which located, **except in the case of an Accessory Dwelling Unit, as provided in Section 6.21 of these Zoning By-laws.**

6.21 Accessory Dwelling Unit

(ADU)

6.21.1 Purpose: To enable an increase of year-round rental housing opportunities; to encourage greater diversity of housing types appropriate to residents with varying needs, and to support a stable and diverse year-round community and a robust local workforce.

6.21.2 Accessory Dwelling Unit (ADU)

~~An~~ Accessory Dwelling **Units**, as defined in Section 2.1 DEFINITIONS of the Wellfleet Zoning By-laws is **are an one or more** additional dwelling units allowed on a single lot in all districts of the Town if in compliance with all Town, Commonwealth of Massachusetts and Federal statutes, by-laws and regulations where applicable, unless otherwise allowed by this bylaw.

6.21.2. Accessory Dwelling Units are allowed either as a Detached Building, or as a separate dwelling unit within or attached to a Dwelling, a building used for a Principal Use; or within or attached to any Accessory Building, as defined in Section 2.1 DEFINITIONS of the Wellfleet Zoning By-laws.

6.21.2.2 **Individual** Accessory Dwelling Units shall be no larger than one thousand two hundred (1,200) square feet of Livable Floor Area as that term is defined in Section 2.1 DEFINITIONS of the Wellfleet Zoning By- laws.

6.21.2.3. In order to maintain its status as an accessory use to the principal use on the same lot, the ADU must be held in the same ownership as the principal use.

6.21.2.4. The rights and requirements of this By-law and/or Special Permit, as they apply to each ADU, shall run with the land upon any transfer of ownership of a property containing an Accessory Dwelling Unit built under the provisions of this By-law.

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6.21.2.5. A property owner may choose to cease to use an Accessory Dwelling Unit by formally reporting its change in use to the agent designated by the Town Administrator to administer and monitor such units and altering it to meet the requirements of a permitted use. The agent will then register this change in use with the Building ~~Commissioner Inspector~~, the Health Agent and the Town Assessor.

6.21.3 Procedure

6.21.3.1 The property owner shall apply for a building permit and/or certificate of occupancy for ~~an~~ **each** ADU. The Board of Health shall also review and inspect ~~the~~ **each** ADU for compliance with the Health Code prior to the issuance of a certificate of occupancy. The Fire Department shall also inspect for working carbon monoxide detectors.

6.21.3.2 Prior to the issuance of a certificate of occupancy, **each** ADU shall be registered with the agent designated by the Town Administrator who will administer and monitor such units, maintain a current record of such units and register them with the Town's Assessor, Building Department, and Health Department.

6.21.4 Monitoring

An Affidavit of Compliance signed by the property owner shall be submitted initially, when the unit is first occupied or used, and then annually, on September 1st or the nearest business day, to the agent designated by the Town Administrator to monitor and administer such Units to confirm that the Accessory Dwelling Unit or Units are being leased for a minimum of a year, and not otherwise leased or occupied for any other purpose, and that they shall be used as a dwelling, according to the standards and conditions of this By-law.

6.21.5 Enforcement and Penalties

Upon a written determination by the Building ~~Inspector~~ **Commissioner** that the property owner has failed to comply with these provisions, the property owner shall bring the unit or units into compliance within thirty (30) days of such written notice pursuant to Massachusetts General Law Chapter 40A Section 7. In addition, the Building ~~Inspector~~ **Commissioner** shall impose any and all fines and penalties referenced in Section 8.3 of these By- laws.

6.21.6. Opportunity for Affordable Housing Property Tax Exemption

A property owner who leases an Accessory Dwelling Unit affordably and in compliance with this By-law, as specified by the Special Act of 2010 and adopted by Wellfleet voters in May 2011 may apply to the agent designated by the Town Administrator to administer and monitor such units to receive an application for a property tax exemption.

[8.3 **Penalty** is hereby amended and the following sections in bold are inserted therein.]

8.3 Penalty Any person violating any of the provisions of these Bylaws may be fined not more than \$50.00 for each offense, **except in the case of violations of Section 6.21 Accessory Dwelling Units, the fine shall be \$300.00 for each offense.** Each day that such violation continues shall constitute a separate offense.

(Request of the Local Housing Partnership)

Two-thirds vote required

Recommendations:

Selectboard –

Finance Committee -

Local Housing Partnership -

SUMMARY: The purpose of this bylaw is to enable an increase of year-round rental opportunities; to encourage greater diversity of housing types appropriate to residents with varying needs; and to support a stable and diverse year-round community with a robust local workforce.

Wellfleet's year-round housing crisis is well documented. The need for year-round rentals has become increasingly pressing as more and more year-round homes are converted to short term and seasonal use. There are often no year-round rentals available at any price. From young people and families to seniors and well-paid professionals, finding and keeping a year-round rental is less and less possible. Our shell fishing families are particularly vulnerable as they are required by regulations to be domiciled in Wellfleet. Businesses of all types and even the Town's departments struggle to find employees because of the high cost and lack of year-round housing. This will impact both residents and visitors as it is already affecting the quality of life and economic sustainability of the town.

This By-law would allow Accessory Dwelling Units (ADUs) which are additional, size-restricted dwellings, on a single lot with an existing dwelling or structure or other Principal use, in all Zoning districts if in compliance with all applicable By-laws and regulations. Properties in the National

Seashore Park would require a Special Permit. Such dwellings can be no larger than 1,200 square feet of Livable Floor Area. Before an ADU can be used or occupied it must be registered with an agent designated by the Town Administrator to administer and monitor such units. Such units MUST be leased and occupied year-round with an Affidavit of Compliance filed annually with the Town by the property owner. ADUs do not have limits on who can rent based on income, and there is no set rent for ADUs. The property owner may lease the unit at market rates or may take advantage of the Affordable Housing Tax Exemption if leased affordably as determined by the Town. ADUs cannot be rented seasonally, weekly or daily. The property owner may live in the unit year-round themselves after filing the required Affidavit of Compliance.

ARTICLE 52 - AMENDING WELLFLEET ZONING BY-LAWS, COTTAGE COLONY:

To see if the Town will amend the Wellfleet Zoning By-Laws by amending the Sections 2.1, 5.3 as follows:

Black pre-existing language in Wellfleet’s Zoning Bylaws
Strikethrough is where a deletion is being made in the current language
Red is additions to the language

2.1 DEFINITIONS

[Is hereby amended with the following definitions:]

Cottage Colony - A group of two or more detached dwellings located on the same lot ~~not within the NSP~~, each containing one dwelling unit only which is designed for independent family living including cooking facilities. ~~and occupied on a seasonal basis only. Seasonal shall be defined as a period commencing April 1 of each calendar year and terminating November 30 of the same calendar year.~~ Each unit shall contain not less than 550 sq. ft. of floor area and not more than 768 sq. ft.

Cottage Colony NSP - A group of two or more detached dwellings located on the same lot within the NSP, each containing one dwelling unit only which is designed for independent family living including cooking facilities. and occupied on a seasonal basis only. Seasonal shall be defined as a period commencing April 1 of each calendar year and terminating November 30 of the same calendar year. Each unit shall contain not less than 550 sq. ft. of floor area and not more than 768 sq. ft

5.3. USE REGULATIONS

Table 5.3.1 is amended as follows: Insert "Cottage Colony NSP" following "Cottage Colony"

["P" is a permitted use. "O" – An excluded or prohibited use "A" is a use authorized under special permits.]

	CD	R1	R2	NSP	C	C2
Cottage Colony	O	A	A	O	A	A
Cottage Colony NSP	O	O	O	O	O	O

(Requested by the Selectboard)

Two-thirds vote required

Recommendations:

Selectboard -

Finance Committee -

SUMMARY: The size of dwellings within cottage colonies are ideal for housing that might be affordable to local residents and not be income restricted. That Wellfleet has functionally restricted approximately 10% of its housing stock to seasonal use only while we struggle to retain and develop year-round housing is counterproductive. This class of housing also tends to be of modest proportions. It thus commands a lower seasonal rent on the market, making it utterly unreasonable to be restricted to seasonal occupancy only. Wellfleet's year-round housing crisis is well documented. Wellfleet badly needs a more balanced blend of housing options. From young people and families to seniors and well-paid professionals, finding and keeping a year-round rental is less and less possible. Businesses of all types and even the Town's departments struggle to find employees because of the high cost and lack of year-round housing. The housing crisis is impacting both residents and visitors as it is already affecting the Town's quality of life and economic sustainability.

ARTICLE NO. 53 – TOWN BYLAW AMENDMENT FOR THE NATURAL RESOURCES ADVISORY BOARD:

To see if the town will vote to amend the following general bylaw and insert it into the Town Code, as follows:

To create a Natural Resources Advisory Board of three to five members and an alternate to be appointed by the Selectboard for three year overlapping terms, to be assisted by the ~~Harbor~~master, the ~~Shellfish Warden~~, the ~~Health/Conservation Officer~~ Selectboard, Town Administrator, Town Officials and Town Boards as needed ~~as directed by the Town Administrator~~. The Board to have such duties as the Selectboard may specify but including the following

1. The creation of a Harbor Management Plan and a Ponds Management Plan, each on roughly a ten-year cycle.
2. ~~Work with the Town and Town committees for follow-up to implement the Harbor & Ponds plans.~~ Work with the Town and Town committees for follow-up to implement the Harbor & Ponds plans.
3. The identification of the natural resources within the Town of significant importance --vistas, wildlife habitats, recreational open spaces, areas of special beauty, rarity, or historic interest, fauna and flora, especially endangered species, etc.-- and appropriate action as may be possible to preserve and protect these resources

(Requested by the Natural Resources Advisory Board)

Majority vote required

Recommendations:

Selectboard –

Finance Committee –

SUMMARY:

ARTICLE NO. 54 – NON BINDING PUBLIC ADVISORY QUESTION IN PILGRIM POWER PLANT:

Calling upon Holtec Pilgrim, LLC, owner of the closed Pilgrim Nuclear Power Station and Holtec Decommissioning International, LLC, to immediately withdraw any plans to discharge any radioactive water into Cape Cod Bay.

WHEREAS, Cape Cod Bay is a federal and state protected area and habitat for the endangered Right Whale; and

WHEREAS, Cape Cod Bay provides a vital livelihood for fishermen and the tourist industry; and

WHEREAS, The National Academies of Science has determined there is no safe dose of ionizing radiation,

WHEREAS, One radioactive element in Holtec Pilgrim water is Tritium, which concentrates up the food hand from sediment to sea grasses to the fish we eat; and

WHEREAS, Holtec Pilgrim can discharge radioactive water anytime without approval of the Nuclear Regulatory Commission [NRC]; and

WHEREAS, The Attorney General of New Mexico has filed a lawsuit against the NRC for unlawful proceedings and illegal activities involving Holtec; and

WHEREAS, The Commonwealth has the authority to stop the dumping;

Therefore, shall the people of the Town of Wellfleet direct the local government to communicate with Governor Charlie Baker, Attorney General Maura Healey, and the State Legislature to employ all means available to ensure that Holtec commits to immediately withdraw any plans to dump any radioactive water into Cape Cod Bay?

(Citizens Petition)

Majority vote required

Recommendations:

Selectboard –

Finance Committee –

ARTICLE NO. 55 - GOVERNING THE USE OF SHORT-TERM RENTAL COMMUNITY IMPACT FEES (G.L. c. 64G, § 3D(a)) & (G.L. c. 64G, § 3D(b))

To see if the Town will vote to adopts the following allocation formula for receipts received under (G.L. c. 64G, § 3D(a)) & (G.L. c. 64G, § 3D(b)). Thirty-Five percent (35%) shall be allocated to the Wellfleet Affordable Housing Trust to be used exclusively for the purposes of affordable housing, and sixty-five percent (65%) shall be allocated to the Wellfleet Affordable Housing Trust, or to do or act on anything thereon.

(Requested by the Selectboard)

Majority vote required

Recommendations:

Selectboard –

Finance Committee –

SUMMARY: This would bind the Town to allocate any funds received from Community Impact Fees on Short Term Rentals to be used exclusively for housing. Statutory requirements are for 35% to be utilized for either affordable housing or infrastructure projects. As proposed, 35% will be used solely for affordable housing by the Wellfleet Housing Trust, 65% would be allocated to the trust and be unencumbered and could be used to support, affordable housing, workforce or market-rate housing. It is uncertain how much revenue will be generated by the community impact fees until the receipts are in hand, it will be modest when compared to the overall room tax revenues. Once receipts are in hand, it should be a relatively predictable source of revenue that would be available to support housing initiatives within Wellfleet.

ARTICLE NO. 56 - SHORT TERM RENTAL COMMUNITY IMPACT FEE INVESTOR-OWNED HOMES (G.L. c. 64G, § 3D(a))

To see if the Town will vote to adopt a local option community impact fee of 1% is hereby adopted under G.L. c. 64G, § 3D(a) and applies to each transfer of occupancy of a "professionally managed unit," which is defined as one of two or more short-term rental units in same city/town not located within a single- or two- or three-family dwelling that includes the operator's (owner's) primary residence. The fee applies to transfers of occupancies on or after January 1, 2023 for which a rental contract was entered into on or after January 1, 2023. It does not apply to occupancies for which the rental contract was entered into before January 1, 2023, or to do or act on anything thereon.

(Requested by the Selectboard)

Majority vote required

Recommendations:

Selectboard –

Finance Committee –

SUMMARY: This opts the Town into collecting a community impact fee on short-term rentals of "professionally managed" short-term rental units. Professionally managed units are two or more units run by the same operator not located within a two to three family that includes the operator's primary residence. Three percent (3%) is the maximum allowable local option. The statutory requirement is that 35% of the fee must be used for either affordable housing or capital infrastructure. The Town is proposing to dedicate all these funds to housing. See Article 56 Governing the Use of Short-Term Rental Community Impact Fees (G.L. c. 64G, § 3D(a)) & (G.L. c. 64G, § 3D(b)).

ARTICLE 57 - SHORT TERM RENTAL PROFESSIONALLY MANAGED COMMUNITY IMPACT FEE (G.L. c. 64G, § 3D(b))

To see if the Town will vote to adopt a local option community impact fee of 1% is hereby adopted under G.L. c. 64G, § 3D(b) on short-term rental units located within a two- or three-family dwelling that includes the operator's primary residence under G.L. c. 64G, § 3D(b). The impact fee will, again, apply only to transfers of occupancies on or after January 1, 2023 for which a contract was entered into on or after January 1, 2023, or to do or act on anything thereon.

(Requested by the Selectboard)

Majority vote required

Recommendations:

Selectboard –

Finance Committee –

SUMMARY: This opts the Town into collecting a community impact fee on short-term rental units within a two- or three-family dwelling that includes the operator’s primary residence. 3% is the maximum allowable local option. This article requires the adoption of Article 56 Short Term Rental Community Impact Fee Investor-Owned Homes (G.L. c. 64G, § 3D(a)). The statutory requirement is that 35% of the fee must be used for either affordable housing or capital infrastructure. The Town is proposing to dedicate these funds exclusively to housing. See Article 57 Governing the Use of Short-Term Rental Community Impact Fees (G.L. c. 64G, § 3D(a)) & (G.L. c. 64G, § 3D(b)).

SECTION VII: STANDARD ANNUAL ARTICLES

Voted on together as part of a consent agenda

ARTICLE NO. 58 – SURPLUS PROPERTY DISPOSAL:

To see if the Town will vote to authorize the Town Administrator or his/her designee to dispose of personal property by trade-in or sale, or to do or act on anything thereon.

(Requested by the Selectboard)

Majority vote required

Recommendations:

Selectboard –

Finance Committee –

SUMMARY: This is an annual request that provides the Town Administrator to sell, trade-in or dispose of surplus property on behalf of the Town.

ARTICLE NO. 59 – COLLECTION OF TAXES:

To see if the Town will vote in accordance with G.L. c. 41, sec. 38 to authorize the Town Collector to use all means for collecting taxes, which the Treasurer may use when appointed Collector, or to do or act on anything thereon.

(Requested by the Selectboard)

Majority vote required.

Recommendations:

Selectboard –

Finance Committee –

ARTICLE NO. 60 – MASSDEP LIABILITY INDEMINIFICATION:

To see if the Town will vote to assume liability in the manner provided by G.L. c.91, s.29 and 29A, as most recently amended, for damage that may be incurred for work to be performed by the Department of Environmental Protection of Massachusetts for improvements, development, maintenance and protection of tidal and non-tidal rivers and streams, great ponds, harbors, tidewaters, foreshores and shores along a public beach, excluding the Herring River and Herring River Dike, in accordance with

G.L. c. 91, s. 11, and to authorize the Selectboard to execute and deliver a bond on indemnity therefore to the Commonwealth, or to do or act on anything thereon.

(Requested by the Selectboard)

Majority vote required.

Recommendations:

Selectboard –

Finance Committee –

ARTICLE NO. 61 – NAUSET SCHOOLS ASSESSMENT FORMULA:

To see if the Town will vote to pursuant to the provisions of G.L. c. 71, s.16B, to allocate the sum of the Town’s required local contributions to the Nauset Regional School District in accordance with the Nauset Regional School District Agreement, rather than in according to the formula of the Education Reform Act, so called, for Fiscal Year 2023, or to do or act on anything thereon.

(Nauset Regional School Committee)

Majority vote required.

Recommendations:

Selectboard –

Finance Committee –

SUMMARY: This article will apportion the Nauset Regional School District’s assessment to the four (4) member towns for the following fiscal year based upon their proportionate school enrollment within the school district. This specific methodology is proved within the inter-municipal agreement, approved by the four towns establishing the Nauset Regional School District.

SECTION VIII: STANDARD CLOSING ARTICLES

ARTICLE NO. 62 – REPORTS OF BOARDS AND COMMITTEES:

To hear reports of the Selectboard, Town Officers, and all other Committees and to act thereon, or do or act on anything thereon.

(Requested by the Selectboard)

Majority Vote Required

ARTICLE NO. 63 - OTHER BUSINESS:

To act on any other business that may legally come before the meeting.

(Requested by the Selectboard)

Majority Vote Required

ANNUAL TOWN ELECTION WARRANT

Monday May 2, 2022

The Commonwealth of Massachusetts

To either of the Constables in the Town of Wellfleet in the County of Barnstable:

GREETINGS:

In the name of the Commonwealth of Massachusetts you are hereby required to notify and warn the inhabitants of the Town of Wellfleet qualified to vote in Town Affairs, to meet at the **WELLFLEET SENIOR CENTER, 715 OLD KING'S HIGHWAY in Wellfleet on Monday the 2nd day of May, 2022, between twelve o'clock noon and seven o'clock p.m.**, then and there to vote for the election of the following Town officers: one Moderator for one year; two for the Selectboard for three years; one for the Wellfleet Elementary School Committee for three years; one for the Board of Library Trustees for three years; one for the Cemetery Commission for three years; and two for Constable for three years. Also, to vote on the following questions:

Question 1: Shall the Town of Wellfleet be allowed to assess an additional \$_____.00 in real and personal property taxes for the purpose of funding general school and town operations for the fiscal year beginning July 1st, two thousand and twenty-two?

Question 2: Shall the Town of Wellfleet be allowed to assess an additional \$_____.00 in real and personal property taxes for the purpose of funding a town-wide capital improvement fund for the fiscal year beginning July 1st, two thousand and twenty-two?

Question 3: Shall the Town of Wellfleet be allowed to assess an additional \$186,759.00 in real and personal property taxes for the purpose of funding two new Police Officer positions for the fiscal year beginning July 1st, two thousand and twenty-two?

Question 4: Shall the Town of Wellfleet be allowed to assess an additional \$206,964.00 in real and personal property taxes for the purpose of funding two new Firefighter/EMT/Paramedic positions for the fiscal year beginning July 1st, two thousand and twenty-two?

Question 5: Shall the Town of Wellfleet be allowed to exempt from the provisions of proposition two and one-half, so called, the amounts required to pay for the bonds issued in order to purchase a replacement fire engine, and pay all other costs related thereto?

Question 6: Shall the Town of Wellfleet be allowed to exempt from the provisions of proposition two and one-half, so called, the amounts required to pay for the bonds issued in order to purchase and install a fire suppression system for the Wellfleet Elementary School, and pay all other costs related thereto?

2022 ANNUAL TOWN MEETING WARRANT &

2022 ANNUAL TOWN ELECTION WARRANT

And you are hereby directed to serve these warrants by posting attested copies thereof, one in the Post Office in Wellfleet and one in the Post Office in South Wellfleet, fourteen (14) days at least before the date of said meetings.

Hereof fail not and make due return of these warrants with your doings thereon, to the Town Clerk, at the time and place of said meetings.

Given under our hands this ____ day of 2022.

Wellfleet Board of Selectmen

Ryan Derek Curley, Chair

Michael F. DeVasto, Vice Chair

Janet M Reinhart , Member

Helen Miranda Wilson, Member

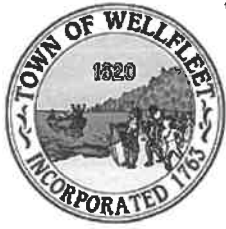
John A. Wolf , Clerk

Constable's Return of Service

I have served the foregoing warrants by posting attested copies thereof in the Post Office in Wellfleet and the Post Office in South Wellfleet and by delivering to the Town Administrator printed copies of the Warrant of a number not less than the number of registered voters in the Town on _____, which is at least seven (14) days before the date of said meeting, as within directed.

Date: _____

Constable: _____



SELECTBOARD

AGENDA ACTION REQUEST
Meeting Date: February 22, 2022

IX

SELECTBOARD REPORTS:

Reported by:	Topic:



SELECTBOARD

AGENDA ACTION REQUEST
Meeting Date: February 22, 2022

X

TOWN ADMINISTRATORS & ASSISTANT TOWN ADMINISTRATOR REPORTS

- Please see selectboard packet

To: Selectboard

From: Charles L. Sumner, Interim Town Administrator &
Rebecca Roughley, Assistant Town Administrator

Subject: Weekly Report from February 4 to February 17, 2022

Date: February 17, 2022

1. Water Rate Discussions – Rebecca Roughley, Jim Hood, Curt Felix and I met again with Doug Gardner from Pioneer Consulting Group to continue discussion related to a multi-year plan for water rates and associated fees. These meetings have been constructive towards developing a new rate structure for the Town. We still have a fair amount of work to do but progress has been quite good.
2. Department of Public Works – We recently appointed Peter Morris to serve as the Assistant DPW Superintendent, Mr. Morris previously served as the DPW Foreman.
3. Town Accountant – Interviews continue this week and next for a new Town Accountant, we hope to finalize this process within the next 2 weeks.
4. Town Administrator – The Town Administrator Search Committee met again on February 17, 2022, in executive session to review applications for this position. Preliminary interviews will occur over the next 2 weeks. In executive session.
5. Land Exchange – On February 14, 2022, Katie Klein, Carole Ridley, and I met with NPS representatives to discuss the land exchange project between the Town of Wellfleet and the NPS related to the Herring River Restoration project. These discussions were productive, and I would estimate that we might have something substantive to present to the Selectboard soon.
6. Town Moderator – Dan Silverman and I met on February 16, 2022, to review the draft warrant. I wanted to get some advice relative to placement and wording for the 2022 Annual Town Meeting Warrant.
7. Department Head Meeting – I met with all our department heads on February 16, 2022, to review the Financial Forecast for FY2023. I wanted to educate them on the challenges that we collectively face as we prepare for the 2022 Annual Town Meeting. We had a wonderful dialogue and discussed some alternative ideas relative to addressing our fiscal issues.
8. Media Center Equipment – We have placed our order for the new equipment for the new Hybrid meeting room at the Adult Learning Center; delivery is anticipated within the next 6 to 8 weeks.
9. Council on Aging – Suzanne Thomas recently finalized a contract for the FY2022 formula grant with the Commonwealth of Massachusetts in the amount of \$12,408. These monies will be used to fund the wages for Mary Ann Lucas the chief at the Adult Learning Center.



SELECTBOARD

AGENDA ACTION REQUEST
Meeting Date: February 22, 2022

XI

TOPICS FOR FUTURE DISCUSSION

Requested by:	Topic:	Requested to be on:



SELECTBOARD

AGENDA ACTION REQUEST
Meeting Date: February 22, 2022

XII

CORRESPONDENCE AND VACANCY REPORTS

****Please see packet****

! 📄 📧 📧	From	Subject	Received	Size	🚩
Today					
	U.S. DOT Fed... FHWA Center for Local Aid Support Newsletter - Winter/Spring 2022		Wed 2/16/2022...	152 KB	
	< https://content.govdelivery.com/attachments/fancy_images/USDOTFHWA/2021/03/4200405/fhwa-logo-reversed_original.png >				
	Chris Allgeier	WELLFLEET HARBOR DREDGING TASK FORCE - MINUTES OF MEETING...	Wed 2/16/2022...	91 KB	
	Attached are the DTF January 10, 2022 Minutes of Meeting (approved on February 14, 2022). <end>				
	Ryan Curley	Warrant Articles as Amended	Wed 2/16/2022...	73 KB	
	Hi Attached are the articles as amended last night. The Housing Stabilization Fund was not approved.				
	Rebekah Eldr...	FW: Update to public meeting provisions	Wed 2/16/2022...	39 KB	
	Good Morning, This was sent out this morning. ☺ From: Jennifer Congel <Jennifer.Congel@wellfleet-ma.gov> Sent: Wednesday, F...				
	Ryan Curley	Plastic Beverage Bottle Ban	Wed 2/16/2022...	15 KB	
	Hi all last night I forgot that I wanted to discuss withdrawing the plastic Beverage Bottle Ban it will be on the agenda on the 22nd and				
Yesterday					
	Ryan Curley	Meeting Start Times	Tue 2/15/2022 ...	15 KB	
	Hello all, I intend to start the Selectboard meetings at the posted times. So please be on time to our meetings. If you are not able to				
	Rebekah Eldr...	RE: Ex Session Feb 22 @ 5pm	Tue 2/15/2022 ...	28 KB	
	All set. I have pasted the zoom link below for you Rebekah Eldridge is inviting you to a scheduled Zoom meeting.				
	John Simons	Re: Proposed 3% Community Impact Fee	Tue 2/15/2022 ...	22 KB	
	Good letter!				
	Alan Simons	Proposed 3% Community Impact Fee	Tue 2/15/2022 ...	16 KB	
	Dear Selectboard members: I understand that consideration may be given to the institution of a 3% Community Impact Fee, to be				
	Ryan Curley	Ex Session Feb 22 @ 5pm	Tue 2/15/2022 ...	16 KB	
	Hi, can you post an executive session for Feb 22nd at 5 pm with the following agenda? I. Call to Order				
	Heidi Ganss ...	Wellfleet 3% Community Impact Fee proposal	Tue 2/15/2022 ...	19 KB	
	Dear Wellfleet Selectboard, I love Wellfleet, it is where I grew up. My stepfather served as a selectboard member for a number of				
	annemlee@a...	Re: Wellfleet 3% Community Impact Fee proposal	Tue 2/15/2022 ...	21 KB	
	To the Board: We respectfully request that you do not impose an additional tax on rentals of 2 cottages owned by the same person.				
	Massachuset...	Women Leading Government, March 3, Register Today!	Tue 2/15/2022 ...	45 KB	
	< https://www.informz.net/admin31/images/spacer.gif >				
	Ryan Curley	Fwd: USE THIS 2/15/22 DRAFT Wildlife Protection Bylaw	Tue 2/15/2022 ...	17 KB	
	----- Forwarded message -----				
	Helen Miran...	Re: USE THIS 2/15/22 DRAFT Wildlife Protection Bylaw	Tue 2/15/2022 ...	17 KB	
	Hey, one section has been removed, otherwise it's the same. I only connected with Off. Keough today.				
	Helen Miran...	USE THIS 2/15/22 DRAFT Wildlife Protection Bylaw	Tue 2/15/2022 ...	179 KB	
	Sb, no reply and no "reply all" please. Hi Everyone. Officer Keough and I went over this again just now and he caught one thing - a				
	U.S. DOT Fed... FHWA Innovation Exchange Webinar - Ultra High Performance Concre...		Tue 2/15/2022 ...	25 KB	
	< https://content.govdelivery.com/attachments/fancy_images/USDOTFHWA/2021/10/5023315/innovative-exchange_original.png >				
	Todd Mindre...	Arc grant #792 hearing	Tue 2/15/2022 ...	18 KB	
	This email is being sent to board of selectman in support of ARC use of grant #792 and would like this to be put in the record. It's				
Monday					
	MA Division ...	Public Scoping on 2022 Recreational Fluke & Black Sea Bass Measures	Mon 2/14/2022...	50 KB	
	Public Scoping on 2022 Recreational Fluke & Black Sea Bass Measures				
	Rebekah Eldr...	Charlie's contract	Mon 2/14/2022...	35 KB	
	Good Morning and Happy Valentine's Day~ ♥ Charlies updated contract is in your office here at town hall and needs to be signe...				
	Jennifer Con...	RE: WHA January 2022 minutes	Mon 2/14/2022...	37 KB	
	All set! Jennifer M.Congel Town Clerk Town of Wellfleet, Ma				
	MA Municipa...	Don't miss the final week of the Muni Workshop Webinar Series!	Mon 2/14/2022...	45 KB	
	View in browser				
Sunday					
	ciotti_family...	WHA January 2022 minutes	Sun 2/13/2022 ...	36 KB	
	Hi Jennifer, Attached please find the January minutes that were approved at our February meeting. Thanks Richard <end>				
Last Week					
	Rebekah Eldr...	Packet and Agenda	Fri 2/11/2022 6...	8 MB	
	Happy Friday! Please find the agenda and packet attached for your meeting next Tuesday. I have printed hard copies for those of				
	psagan88@g...	Update of Town of Wellfleet Open Space and Recreation 5-Year Plan	Fri 2/11/2022 2...	93 KB	
	Hello, The Town Open Space Committee is in the process of updating the 2014 Town of Wellfleet Open Space and Recreation Plan,				
	Owen Fletcher	Barnstable County Assembly of Delegates 02/16/22 Regular Meeting ...	Fri 2/11/2022 2...	456 KB	
	As attached in PDF and available on the web at				

!   	From	Subject	Received	Size	▼
	Govlaunch N...	The future of cities and groundbreaking govtech ✨ < https://govlaunch.us10.list-manage.com/track/click?u=88b300557f9ef581c3b0d7bf5&id=9882e8c071&e=4c2bfd548c >	Fri 2/11/2022 1...	103 KB	The
	Ryan Curley	Main St Back in the Day -- Sincerely, Ryan Curley (508)-246-4718	Fri 2/11/2022 7...	182 KB	
	Charles Sum...	FW: Town Meeting Votes FYI our Town Meeting authorizations are good for 2 years. Charlie	Thu 2/10/2022 ...	18 KB	
	MA Municipa...	MMA Muni Workshop Webinars for week of Feb. 14 – with corrected li... View in browser	Thu 2/10/2022 ...	56 KB	
	Hillary Lemos	erosion Good Afternoon: We just wanted to give you all a quick update. Cliff Road is in jeopardy from the recent storms and erosion. The	Thu 2/10/2022 ...	18 KB	
	MA Municipa...	MMA Muni Workshop Webinars: What's ahead for week of Feb. 14 View in browser	Thu 2/10/2022 ...	55 KB	
	Massachuset...	Reminder: REMINDER - Final 2021 COVID-19 impact survey Your input is important!	Thu 2/10/2022 ...	49 KB	
	Massachuset...	EFFORTS UNDERWAY TO HALT HOLTEC DUMPING Please Take Action on this important matter	Thu 2/10/2022 ...	60 KB	
	 Ryan Curley	Fwd: Senator Markey: Infrastructure Summary Documents Not sure if everyone received this	Wed 2/9/2022 ...	8 MB	
	 Ryan Curley	Fwd: ABCC ----- Forwarded message -----	Wed 2/9/2022 ...	96 KB	
	Capital Strat...	Municipal Opportunities from the 2021 Infrastructure Bill We work rigorously to help our clients achieve their project and funding goals...	Wed 2/9/2022 ...	69 KB	
	 Nancy Civetta	Shellfish Department disclosure appearance of COI Dear Selectboard and Town Clerk, Assistant Shellfish Constable John Mankevetch and I hereby file our forms G.L. c. 268A, § 23(b)(3) -	Wed 2/9/2022 ...	862 KB	
	 Rebekah Eldr...	FW: [EXT] Updated Water Main Schedule - Town of Wellfleet Please see the attached schedule for the Coles Neck Water Main Project.	Wed 2/9/2022 ...	121 KB	
	MA Municipa...	Register: MSA March 4 Webinar - Local Economic Development Grants Register for MSA Program Webinar March 4	Wed 2/9/2022 ...	45 KB	
	Ryan Curley	Next Tuesday Hi all next Tuesday I don't want to go much past 9pm so whatever item we are on at 8:40 we will finish up with and then move onto	Wed 2/9/2022 ...	14 KB	
	Cape Cod Co...	Small Businesses: Do you need help planning for a future disruption?	Wed 2/9/2022 ...	57 KB	
	 Ryan Curley	Affordable Lots Zoning Bylaw & Cottage Colonies Zoning Bylaw Hi, all these were approved for inclusion in ATM warrant last night by the Selectboard as Selectboard articles, and need to be referred	Wed 2/9/2022 ...	245 KB	
	Janet Reinhart	Request to save paper and time May I suggest that the Selectboard saves the papers from the items on agenda last night that we did not cover. Janet ...	Wed 2/9/2022 ...	17 KB	
	Wellfleet Cul...	A New Website! Building Community Through Cultural Engagement	Wed 2/9/2022 ...	58 KB	
	Massachuset...	Women Leading Government, March 3, Register Today! < https://www.informz.net/admin31/images/spacer.gif >	Tue 2/8/2022 4...	45 KB	
	 Nancy Civetta	Wellfleet Shellfish Officer Information ATTN: Julia Kaplan RE: Shellfish... Dear Julie, Attached please find the appointment letters for all of the constables currently employed by the Town of Wellfleet. Please	Tue 2/8/2022 3...	6 MB	
	Massachuset...	US and EU Resuming Shellfish Trade! Learn how you can take advanta... the more you know, the more you grow!	Tue 2/8/2022 3...	46 KB	
	Ryan Curley	multi-family Hi all the page in the packet on multifamily should not be there and its not on the agenda please ignore it. thx.	Tue 2/8/2022 2...	15 KB	
	Wellfleet Cha...	Selectboard meeting tonight, February 8 at 6:00pm	Tue 2/8/2022 2...	84 KB	
	 Rebekah Eldr...	FW: Buy Recycled Policy Please see the attached from Jay Norton, Director of DPW	Tue 2/8/2022 1...	102 KB	
	Massachuset...	REMINDER - Final 2021 COVID-19 impact survey Your input is important!	Tue 2/8/2022 1...	49 KB	
	 Ryan Curley	Fwd: AGENDA: Wellfleet: ARPA Planning Discussion with County at 2/... Get Outlook for Android < https://aka.ms/AAb9ysg >	Tue 2/8/2022 1...	5 MB	
	 Melanson, Ka...	Wellfleet letter - EPA Response Good Morning – Please see the attached letter. Thank you!	Tue 2/8/2022 9...	221 KB	
	Ryan Curley	Mac's Shack Hello all, I am pulling Mac's Shack from the agenda. As of now we can only grant the request through April 22nd so it is moot at this	Mon 2/7/2022 ...	14 KB	

!   	From	Subject	Received	Size	
	Melissa Yow	Re: ARC information	Mon 2/7/2022 ...	5 MB	
One more					
	Nancy Civetta	FW: Wellfleet: Review of proposed Town of Wellfleet Shellfishing regu...	Mon 2/7/2022 ...	50 KB	
Dear SAB and BOS members: NO DISCUSSION. NO REPLY. Please find here attached Town Counsel's revisions to the SAB's					
	Kaplan, Julia ...	Shellfish Constable Reappointments	Mon 2/7/2022 ...	361 KB	
Good afternoon, Attached above is a letter from the Division of Marine Fisheries requesting information on your town's shellfish					
	Melissa Yow	ARC information	Mon 2/7/2022 ...	2 MB	
Hello, please find attached documents from 1982-1993 that describe ARC's history in Wellfleet. Thank you					
	Owen Fletcher	Barnstable County Assembly of Delegates Standing Committee on Fin...	Mon 2/7/2022 ...	434 KB	
As attached in PDF and available on the web at					
	Nancy Civetta	Recreational Shellfish Crier: Seasonal Permits, Catch Reporting, helpful...	Mon 2/7/2022 ...	35 KB	
Town Recreational Shellfish Crier February 7, 2022					
	Nancy Civetta	Shellfish Crier: Important reminders, SAB meeting and OysterFest announce...	Mon 2/7/2022 12...	55 KB	
Town Shellfish Crier February 7, 2022					
	Rebekah Eldr...	Re: Nauset Region Only Budget Documents	Mon 2/7/2022 ...	26 KB	
I will make hard copies and get them to them					
	Charles Sum...	FW: Nauset Region Only Budget Documents	Mon 2/7/2022 ...	10 MB	
Good morning Rebekah, The SB and FinCom will need copies for their budget books. Charlie					
	MA Municipa...	Muni Workshop Webinar Series continues this week – register now	Mon 2/7/2022 ...	51 KB	
View in browser					
	Google	Help strengthen the security of your Google Account	Sun 2/6/2022 3:...	13 KB	
<https://www.gstatic.com/images/branding/googlelogo/2x/googlelogo_color_74x24dp.png>					
Two Weeks Ago					
	Charles Sum...	FW: Initiative Petition ATM 2022	Fri 2/4/2022 4:...	365 KB	
FYI only					
	MA Division ...	New State Waters Groundfish Management Measures for 2022	Fri 2/4/2022 4:...	52 KB	
New State Waters Groundfish Management Measures for 2022					
	MA Division ...	New Buoy Line Marking Rules for Commercial Trap Gear Fishermen	Fri 2/4/2022 3:...	47 KB	
New Buoy Line Marking Rules for Commercial Trap Gear Fishermen					
	Jennifer Con...	Initiative Petition ATM 2022	Fri 2/4/2022 3:...	364 KB	
Please see the attached initiative petition with certified signatures. Jennifer M.Congel Town Clerk Town of Wellfleet, Ma					
	Rebekah Eldr...	Agenda and Packet	Fri 2/4/2022 1:...	30 MB	
Happy Friday! I hope you are all dry. I have attached your agenda and packet for next Tuesday's meeting. I am in the process printing					
	Wellfleet Cha...	February in 'Fleet  Wellfleet Chamber Newsletter	Fri 2/4/2022 12...	164 KB	



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
Region 1
5 Post Office Square, Suite 100
BOSTON, MA 02109-3912

February 17, 2022

Mr. Kelly Trice
Holtec Decommissioning International
Krishna P. Singh Technology Campus
1 Holtec Blvd
Camden, NJ 08104
k.trice@holtec.com

Dear Mr. Trice:

This letter is in response to Holtec's January 27, 2022, letter and "Information Sheet" to "Stakeholders, Elected Officials, Advocacy Groups and Community Members" regarding the decommissioning of Pilgrim Nuclear Power Station (PNPS). We want to make very clear that, contrary to the implication in the letter that discharges of spent fuel pool water are allowed by EPA, any such discharge is explicitly prohibited by the company's Clean Water Act (CWA) discharge permit, unless there are no CWA-regulated pollutants present. While radioactive materials regulated by the Nuclear Regulatory Commission are not considered CWA pollutants, EPA regulates a wide range of other contaminants and the presence of any of those would require further analysis and permitting before any discharge could be allowed by EPA. The permit clearly states that it was not designed to cover such undisclosed discharges associated with decommissioning and that EPA expects that a more detailed characterization of the pollutants in the spent fuel pool water would be required before any discharge would be authorized under the CWA.

Both your letter and information sheet discuss the EPA's role in the regulation of water discharges from PNPS to Cape Cod Bay and make general reference to the National Pollutant Discharge Elimination System (NPDES) Permit for PNPS (NPDES Permit No. MA0003557), which EPA Region 1 re-issued in January 2020. Your letter states that, at the November 2021 meeting of the Pilgrim Nuclear Decommissioning Citizens Advisory Panel, "a discussion was held regarding the discharge of **processed and filtered water** from the Pilgrim station as part of the ongoing decommissioning." (*emphasis added*). Your letter continues: "... it is well known that **these discharges** are normal for nuclear plants and are very well regulated by the United States Nuclear Regulatory Commission (NRC). **These discharges** are also allowed by the EPA ..." (*emphases added*). While the letter does not define the term "processed and filtered water," it

appears to be a reference to spent fuel pool water and other water associated with decommissioning the reactor.

As noted above, the Clean Water Act prohibits the discharge of any “pollutant” except in compliance with the limits and conditions contained in an NPDES permit, 33 USC § 1311(a), but the term “pollutant” excludes “radioactive materials” regulated by the Nuclear Regulatory Commission under the Atomic Energy Act of 1954 (i.e., source, byproduct, and special nuclear materials). 40 CFR § 122.2 (defining “pollutant”). Thus, an NPDES permit can neither prohibit nor authorize the discharge of such radioactive materials. If, on the other hand, a discharge contains “pollutants” within the meaning of the Clean Water Act, then the discharge must be authorized under an NPDES permit in order to be lawful. The NPDES Permit for PNPS explicitly prohibits the “discharge of pollutants in spent fuel pool water” and other water associated with decommissioning. *See* NPDES Permit No. MA0003557 at Part I.B.2-4. The suggestion by Holtec in its January 27, 2022, letter and information sheet that discharges of spent fuel pool water or other water associated with decommissioning are authorized by EPA in the company’s NPDES permit has engendered considerable public confusion. As EPA has previously explained to the company, and as reflected in the plain, unambiguous text of the permit, discharges of spent fuel pool water that contain CWA-regulated pollutants are expressly prohibited by the company’s permit. (EPA observes that the company did not dispute this straightforward reading of the permit in its Petition for Review of the Permit filed before the Environmental Appeals Board.) In other words, a discharge of spent fuel pool water would be prohibited by the permit unless it contained no CWA-regulated pollutants. As recently as November 3, 2021, representatives from EPA Region 1 met with representatives from Holtec and PNPS and pointed out these provisions of the NPDES Permit. At that time, the company did not provide any alternative reading of these clear and relevant prohibitions. So that there is no misunderstanding regarding the authorization provided by the NPDES Permit, I write to remind you of the plain language of the Permit and reiterate what it does and does not allow.

The NPDES Permit authorizes PNPS to discharge pollutants to Cape Cod Bay, a Class SA water, “in accordance with effluent limitations, monitoring requirements and other conditions set forth” in the Permit. These discharges are in Part I.A.1 (circulating water and commingled waste streams), Part I.A.2 (non-thermal backwash water), Part I.A.3 (low volume waste), Part I.A.4 (intake screen washwater), Part I.A.5 (stormwater), Part I.A.6 (municipal water), Part I.A.7 (station heating system water, cooling water from heat exchangers of the Turbine Building Closed Cooling Water (TBCCW) system and Reactor Building Closed Cooling Water (RBCCW) system, drainage from the floor drains in the boiler room (station heating water), SSW system chlorinated salt water from various sumps in the Turbine and Reactor buildings, and reject water from the demineralizer system), Part I.A.8 (cooling water from heat exchangers of the Turbine Building Closed Cooling Water (TBCCW) system and Reactor Building Closed Cooling Water (RBCCW) system, SSW system chlorinated salt water from various sumps in the Turbine and Reactor buildings, and reject water from the emergency standby liquid control system), and Part I.A.9 (cooling water from heat exchangers of the Turbine Building Closed Cooling Water (TBCCW) system and Reactor Building Closed Cooling Water (RBCCW) system, SSW system

chlorinated salt water from various sumps in the Turbine and Reactor buildings, and reject water from the emergency standby liquid control system) of the NPDES Permit.

As noted above, the NPDES permit also lists specific discharges that are not authorized. *See* Part I.B.1-4. Specifically, unauthorized discharges include: pollutants in spent fuel pool water, Part I.B.2, pollutants in stormwater associated with construction activity, including activities, physical alterations, or additions associated with the dismantlement and demolition of plant systems, structures, and buildings, Part I.B.3, and pollutants associated with contaminated site dewatering, pipeline and tank dewatering, collection structure dewatering, or dredge-related dewatering, and including but not limited to physical alterations or additions resulting in the discharge of pollutants associated with the dismantlement and decontamination of plant systems and structures and/or the demolition of buildings, Part I.B.4. Further, EPA noted in the Response to Comments accompanying the NPDES Permit that

the Final Permit ***does not authorize*** the discharge of pollutants associated with the spent fuel pool water. Similarly, the Final Permit ***does not authorize*** the discharge of pollutants associated with other activities related to the decommissioning at PNPS, including, but not limited to, contaminated site dewatering, pipeline and tank dewatering, collection structure dewatering, dredge-related dewatering, or dismantlement and decontamination of plant systems and structures. If pollutants in these or similar wastestreams, or other wastestreams not expressly authorized by the Final Permit are expected to be discharged, the Permittee must either seek coverage for such discharges under another NPDES permit (i.e., an applicable General Permit)^[footnote omitted] or obtain a modification to the Final Permit. . . . ***[T]he Agencies are clarifying that the NPDES Permit only authorizes the discharge of pollutants associated with the wastestreams named in Part I.A of the Final Permit and that the discharge of pollutants in other wastestreams are not authorized.***

NPDES Permit No. MA0003557, Response to Comments at 275-77 (emphases added). Notably, although Holtec appealed some provisions of the NPDES Permit in 2020 to EPA's Environmental Appeals Board, it did **not** appeal the provisions at Part I.B.2-4.

Holtec has never provided EPA with a pollutant characterization of spent fuel pool water or other water associated with decommissioning the reactor. Holtec's January 27, 2022, letter and information sheet lay out three possible options for "water disposition," the first of which is to discharge such water to Cape Cod Bay. This is not an available option at this time, however, unless, as explained above, there are no CWA pollutants present. As EPA explained on the permit record, and as reflected in the permit itself, should Holtec wish to discharge any such water, it should first provide EPA with a full characterization of pollutants present in such water to determine whether Clean Water Act requirements apply and if they do, either apply for, and obtain, a modification of its existing individual NPDES Permit pursuant to 40 CFR part 122 or apply for, and obtain, authorization under an applicable NPDES general permit. In addition, since such discharges are likely to be considered new and/or increased discharges from the facility, they would be subject to an antidegradation review by the Massachusetts Department of Environmental Protection. *See* 40 CFR § 131.12; 314 CMR 4.04. The other two options for

water disposition named in your letter and information sheet (evaporation or off-site transportation and disposal) are unlikely to require any change to your current NPDES Permit or alternative NPDES coverage in EPA Region 1, since they do not appear from your description to involve a discharge of pollutants to waters in EPA Region 1.¹

I hope this letter clarifies what your NPDES Permit does (and does not) allow and your options for ensuring compliance with the Clean Water Act. If you have any questions, feel free to contact Damien Houlihan at (617) 918-1586.

Sincerely,

Digitally signed
by KENNETH
MORAFF
Date: 2022.02.17
10:47:38 -05'00'
KENNETH
MORAFF

Ken Moraff, Director
Water Division

cc: NDCAP
Lealdon Langley, MassDEP

¹ NPDES coverage in another state might be required for option 3, if “disposition” in such case involves discharging pollutants to waters of the US. In addition, all three options require compliance with state and federal laws beyond the Clean Water Act.



TOWN OF WELLFLEET
Suzanne Grout Thomas
Director of Community Services
715 Old Kings Highway
Wellfleet, MA 02667
suzanne.thomas@wellfleet-ma.gov
508-349-0324

February 17, 2022

Chief Michael Hurley
Wellfleet Police Department
36 Gross Hill Road
Wellfleet, MA 02667

Dear Mike:

I want to thank you for allowing Sergeant Michael Turner and Telecommunicator Emilie Miller to be the liaisons to the Council on Aging. They both stepped up after the departure of Officer George Spirito who was our first liaison. The Pandemic put an additional weight on their presence. They willingly and cheerfully helped package meals for over fifty people per week during the pandemic and now that we have switched to grab and go meals, they are a strong presence each Thursday. The meals were delivered by teams of volunteers and Mike and Emilie took one of the routes each week. Their interactions with our people extends beyond the four hours a week on Thursdays. During the time that they have been liaisons, the Reassurance list has grown from 10 to over 40. Both of them make themselves available to assist us whenever we reach out. Emilie has taken seed catalogs to an isolated individual and talked about spring planting with him. When the COA staff was calling all 500 people over 75 in Wellfleet to advise them of a COVID vaccine clinic in March of 2021, one gentleman thanked me for the call and said he felt as if he had been forgotten by everyone and how lonely he was. I spoke to Sgt. Turner and he paid a personal visit to the gentleman and convinced him to sign up for the Reassurance list so that he would have a daily telephone conversation with the Dispatcher at WPD. Their kindness and support are appreciated by our people and by staff. This is a stellar example of Community Policing at its very best.

Yours truly,

Suzanne Grout Thomas

cc: Selectboard
Town Administrator

Rebekah Eldridge

From: Ryan Curley <ryan.d.curley@gmail.com>
Sent: Friday, February 18, 2022 9:13 AM
To: Elizabeth Currier; Board of Selectmen
Subject: Re: Tax on 2+ property owners

Hi Elizabeth it's for two or more units located within Wellfleet where both are rented on a short term basis by the same operator. If your family owns a single home in Wellfleet it will not effect you unless it has multiple units.

On Fri, Feb 18, 2022, 8:58 AM Elizabeth Currier <elizabeth.currier@gmail.com> wrote:

Dear BOS members,

Most second homeowners who rent their properties are not wealthy, or wealthy investors. My brothers, sister and I are stewards and caretakers for our family home, which includes property that has been in our family since 1952. The property was purchased as a safe haven for the family after my uncle died in a sailing accident on Cape Cod bay. We grew up there, with our 18 cousins and we work hard to maintain it, contribute to the community and keep it in the family. We are forced to rent as the taxes are already higher then any where else in Wellfleet. All the rental income goes to pay these taxes upwards of \$50k per year while maintaining, improving the property and continuing to work in the community and contribute. Two of my children were born in Wellfleet and we owned a restaurant for many years but struggled to make a living. We had to leave but are committed to trying to keep a foot in Wellfleet and rent to pay taxes of over \$50k.

Our family continues to live and work in the community- my daughter has worked for the town for a decade, and for Mac, and the bookstore, and graduated from Nauset in 2020, my son worked for the town last year, my nephew for the Harbormaster, my brother in law working for the DPW, my brother for the lumber yard and the Pickards. Our family grew up working at the Harborfreeze, Yum Yum Tree, harvesting oysters, Mobile, box lunch, Beachcomber, and numerous other places and we love it dearly. Yet as the expenses continue to grow, just like many others in town, we will have to sell, leaving a community we love and contribute to, and those we will sell to are those wealthy investors that don't care about the community and don't contribute to the fabric of what has made Wellfleet wonderful. Aka Nantucket. This is the opposite of what needs to occur. Please allow us to stay and continue to contribute and raise our children in a nurturing community.



SELECTBOARD

AGENDA ACTION REQUEST
Meeting Date: February 22, 2022

XIII

MINUTES

REQUESTED BY:	Executive Assistant
DESIRED ACTION:	Approval of Minutes <ul style="list-style-type: none">• February 8, 2022
PROPOSED MOTION:	I move to approve the Minutes for February 8, 2022, and February 15, 2022, as printed in Draft form
ACTION TAKEN:	Moved By: _____ Seconded By: _____ Condition(s):
VOTED:	Yea _____ Nay _____ Abstain _____

***Wellfleet Selectboard
Virtual Meeting ~ Zoom
Tuesday February 8, 2022; 6PM
Meeting Minutes***

Members Present: Ryan Curley, Chair; Michael DeVasto, Vice Chair; Janet Reinhart, Helen Miranda Wilson, John Wolf

Others Present: Charles Sumner, Town Administrator; Rebekah Eldridge, Executive Assistant; Michael Hurley, Police Chief; Rich Pauley, Fire Chief; Jay Norton, DPW Director; Suzanne Grout-Thomas; Director of Community Services; Jim Hood, Chair of the Water Commissioners; Karen Kaminski, Wellfleet Gardner's; Sheila Lyons, State Representative; Lili Anne Green, Vaira Harik, Mary McIsaac, Acting Town Treasurer; Lisa Souve, Acting Town Accountant; John O'Toole; purchasing Duck Creek; Gordan Kahn, Wellfleet Historical Commission; Merrill Mead-Fox, Wellfleet Historical Commission; Brian Carlstrom, National Seashore superintendent; Carole Ridley, Herring River Restoration Coordinator; Kathleen Bacon, Wellfleet Resident

Chair Curley Called the meeting to order at 6:02pm

I. *Announcements, Open Session and Public Comments*

Note: Public comments must be brief. The Board will not deliberate or vote on any matter raised solely during Announcements & Public Comments.

Chair Curley asked the public and board if there were any comments or announcements.

He stated he had two announcements, Trudy from the Fox and Crow who was on the agenda for Commercial Street and Bank Street will be unable to attend so that item is not longer on the agenda.

He stated that Mac's Shack is also on the agenda for outdoor seating which is being taken off the agenda because the state will revisit all outdoor seating allowances in April and the board will consider the matter at that time.

Wilson stated that on February 11, 2022, the Cape Cod Commission is having a meeting on the shared use path on route 6 in Wellfleet to Truro and there will be information given to public on how this meeting will be conducted.

Chair Curley stated there is a Cape and Islands Selectmen meeting February 11, 2022 in the morning.

II. *Consent Agenda*

A. Designating Charles Sumner to negotiate the easement rights with the Town of Truro and a private party relative to the placement and maintenance of a culvert for the Herring River Restoration Project ~ Interim TA Charles Sumner

B. Seasonal Wages Public Safety ~ Chief Hurley, Lt. LaRocco ~ **Chief Curley asked this to be taken out of order and make a motion that this be effective immediately.**

C. Renew Charlie Sumner's Contract until May 15, 2022

- D. Amending and Waiving the Fee for The Wellfleet Gardeners for the use of the Town Lawn on May 28, 2022. ~ **Reinhart asked for this to be taken out of consent agenda.**
- E. Disclosure of Appearance of a Conflict of Interest ~ Tom Siggia
- F. Use of Baker's Field for a Soccer Camp to Scott Francis for a fee of \$650.
- G. Appointment of Denya LeVine to the Wellfleet Council on Aging Advisory Board
- H. Appointment of Stephen Pickard to the Shellfish Advisory Board ~ **Wilson took this out of the consent agenda.**

Chair Curley moved; Board Member Wilson Seconded; and it was voted that all the items in the consent agenda with the acceptance of items B, D, & H be approved.

Roll Call Vote: 5-0

The board moved on to Seasonal Wages for Public Safety Chair Curley asked if there were any issues there were none.

Chair Curley Moved, Board Member Reinhart Seconded; and it was moved that the town adopts the seasonal wages for the Wellfleet Police Department as printed in the packet effective immediately.

Roll Cal Vote: 5-0

The board moved on to the Wellfleet Gardner's Club and waiving the fee per there request. Reinhart stated that when the board decided on the fees, they all agreed unanimously that they wouldn't readjust the fees for groups. Kaminski spoke to the board stating they are not using services from the town; police, fire, DPW etc. She stated they paid an application fee of \$50 in 2020 but never were able to use the property. She stated they paid another \$50 application fee in 2022. She stated there has never been a usage fee for the Wellfleet Gardner's for them sitting in the town hall driveway. The board discussed this request at great length. Deciding they would waive the fee because they paid in 2020 and were unable to use the property.

Chair Curley Moved; Board Member Wilson Seconded, and it was voted to amend and waive the fee for The Wellfleet Gardner's for the use of the town hall lawn on May 28, 2022.

Roll Call Vote: 5-0

The board moved on to the appointment of Stephen Pickard. Wilson had a specific motion she wanted to read.

Board Member Wilson Moved; Board Member Reinhart Seconded; and it was voted to approve Stephen Pickard as a regular member to the Shellfish Advisory Committee, with a term ending June 30, 2024. Mr. Pickard shall be sworn in by the town clerk before acting as a member of the committee and shall comply with all state and local requirements.

Roll Call Vote: 4-0-1 (DeVasto Abstained)

III. *Wellfleet's Priorities for the use Barnstable County ARPA Funds ~ Vaira Harik Assistant Barnstable County Administrator*

Harik spoke to the board giving an update on the returned surveys from Wellfleet. Giving statistics where the residents of Wellfleet would like to see where these

funds should be applied. She explained how the board of commissioners will decide on which town will get funding. She discussed affordable housing, and wastewater needs for the town. She explained to the board that the survey is still open and doesn't close until the end of the month.

The board discussed the funds and the greatest needs for the town as to where they be applied. They discussed with Lyons and Harik how much money each town would get. Lyons stated she would like the money to go out evenly to the towns and not by a towns size. Green expressed her concern that the town get a fair share of the money. Chair Curley stated he would like a majority of money to go to affordable housing, which he stated is of the utmost importance right now to house the Wellfleet workforce. They continued to discuss these funds and their distribution at great length.

No action was taken

IV. *Financial Management Workplan*

A. Review of Efforts to Date and Timeline ~ Acting Town Accountant Lisa Souve, Acting Town Treasure Mary McIsaac & Interim TA Charles Sumner
Sumner provided a update to the board with McIsaac and Souve. Sumner explained that Souve and McIsaac are doing the work of two people so all items that they have been working on are taking longer than anticipated because of that. He updated the board that they had met with the Department of Revenue, he explained there was a lack of confidence in the audit that was done in 2020. McIsaac gave an update first, she explained that she and Souve have been working endlessly and it's going slower than they expected, but she explained they are moving forward and getting things done as far as the town's finances. She explained that she believes they have a good relationship with the DOR and feels they are willing to work with Wellfleet moving forward and is very supportive of the work she, Souve and Sumner are doing. She explained what they have been doing as far as inspecting documents and determining the funds that the town has. She stated they are working to close the books for 2021. Souve explained the two big projects are the Community Preservation Committee which she stated she will need to rebuild that account and the Affordable Housing trust is another area that she will rebuild. She explained that she plans to get the books to the auditors by the middle of March, so they are able to get the audit moving forward and close the books for the fiscal year. There were many journal entry corrections, but Sumner explained there has been nothing found by way of criminal activity, he stated he feels it's lack of training. It was asked of Souve is the warrant articles for the CPC will be impacted at town meeting. Sumner explained that the articles might have some impact, but Souve would continue to investigate and see what the committee has. Souve explained how these funds work and how the money is acquired to the account.

No action was taken with this item agenda

B. FY2023 Financial Forecast ~ Interim TA Charles Sumner
Sumner spoke to the financial forecast explaining his work on it. He stated he attached a memo to his second draft of the financial forecast. He stated he made

some changes from the original document he gave them a few weeks back. Sumner explained the amended document at great length answering questions that were asked. The impact on the town's bond rating was also discussed.

No action was taken

V. ***Covid 19 Updates & Recommendations***

Chair Curley read an update provided by Hillary Greenberg-Lemos. The cases in Wellfleet are decreasing. Chair Curley said the board should discuss the mask mandate in the near future, he stated he was going to send a questionnaire to the Chamber of Commerce to poll businesses around town to see where they stand on lifting the mandate.

VI. ***Public Hearings***

A. Application received January 21, 2022, to transfer Annual Liquor license #00008-HY-1348 from Chap & Wags, INC. dba The Wagner at Duck Creek to The Jaunty Cygnet, dba The Swan

Chair Curley moved on to the hearing, he read the hearing as posted in the paper. He asked for comments on the transfer. There were no issues with this transfer.

Chair Curley Moved, Board Member Reinhart Seconded; and it was voted to transfer the annual liquor license #00008-HY-1348 from Chap & Wags, INC dba. The Wagner at Duck Creek to The Jaunty Cygnet, dba The Swan.

Roll Call Vote: 5-0

VII. ***Board/Committee Appointments, Updates and Members Of the Public***

A. Coles Neck Engineer Contract ~ Rebecca Roughley/ Jim Hood Water Commissioner

Hood gave a brief summary of this contract explaining it is with Environmental Partners and the final work to be done with the Water Main. He gave the details of cost and stated the contract was reviewed and approved by town counsel KP Law. He stated he will be able to use the Mass Works grant and no town contribution will be needed.

Chair Curley Moved; Board Member Wolf Seconded, and it was voted to approve the Coles Neck water main contract with environmental Partners as printed in the Selectboard packet.

Roll Call Vote: 5-0

B. Commercial St & Bank St Intersection Issues ~ Trudy Vehndier ~ **This item has been removed from the agenda until a further date.**

- C. Historical Commission ~ Merrill Mead-Fox & Gordon Kahn
Chair Curley moved on to the Historical Commission to discuss their draft for advisory guidelines for the historical commission. Kahn gave an explanation of their guidelines and stated that these are references for homeowners. These are helping the homeowners better understand the regulations of the commission. Chair Curley brought up solar panels, and how important he feels they are.
Chair Curley Moved; Board Member Wilson Seconded, and it was voted to support the Historical Commissions proposed Guidelines.
Roll Call Vote: 5-0

VIII. *Business*

- A. Outdoor Seating & Tent ~ Mac's Shack, Mac Hay ~ **This item has been removed from the agenda until a further date**
- B. Letters Regarding Town Meeting Articles to be Signed by the Selectboard ~ Town Council
Chair Curley spoke to the board that these are letters that were approved at town meeting.
Chair Curley Moved; Board Member Wolf Seconded, and it was voted to approve the letters written by town counsel and be signed by the board and sent to the state representatives.
Roll Call Vote: 5-0
- C. Media Services Update Including Media Room Upgrades ~ JP Ludwig
Ludwig gave a summary of his services and how he will work for the town moving forward. He stated there are funds available to him that are only allowed to be used for television productions. He stated he will mainly use the Adult Community Center instead of the library. He went into great detail on how this new equipment will work for the town as far as hybrid meetings. He stated the hope is that the media will be up and running by the end of April.
Chair Curley Moved, Board Member Wolf Seconded, and it was voted to approve the proposed scope of work provided by J.P. Ludwig in relation to the town media options and media room upgrades.
Roll Call Vote: 5-0
- D. Town Lawn ~ Jay Norton
Norton spoke to the board showing pictures of the lawn to them asking for their feedback on irrigation for the town hall front lawn. He stated an irrigation line item was added to their operating budget and stated it led to a different conversation about reding different aspects of the town hall front lawn. He stated the benches out front were discussed. The board discussed town finances and the ability to upgrade the lawn this year. The Board discussed the brick walkway not being up to APA standards right now and it will need to be if they replace it. They continued the discussion about the irrigation system, the benches, and the total look of the town hall front lawn.
Board Member Wilson Moved; Board Member Reinhart Seconded, and it was voted to install an irrigation system on the front lawn located at town hall.

Roll Call Vote: 3-2 (Curley, DeVasto voted no)

- E. Herring River Restoration Project W27 Request for amendment to 401WQC ~ Interim TA Charles Sumner
Sumner spoke to the board about the amendment to this document. He stated there was one issue in the document that needed to be amended before they were able to move forward. He stated he would like to send in the amendment request with the authorization of the selectboard. Ridley spoke to the board explaining that when this permit was issued it was reviewed and the federal government cannot indemnify the state, and the only way to rectify this it needed to be amended by the National Seashore and the town of Wellfleet. It will be submitted to Mass DEP. With a 21-day appeal period. At that point the only thing that will be able to be appealed is that amendment.
**Chair Curley Moved, Board Member Reinhart Seconded; and it was voted to approve the amended Herring River Restoration Project W27 401WQC
Roll Call Vote: 5-0**

IX. ***2022 Annual Town Meeting Warrant Articles.***

- A. Affordable Lots Zoning Bylaw ~ Chair Curley
Chair Curley spoke to this bylaw and stated this was the second revision of this document and only a few changes had been made. The board discussed this bylaw and sending it to town counsel which could only be done after the board votes to insert this into the warrant, there was some discussion on the ability to have town counsel to look at it. The board discussed this bylaw, working on the language and setbacks of abutting parcels. It was discussed to have this as an agenda item at a future meeting and invite the public to give feedback and input on this bylaw. Bringing this bylaw to the planning board was discussed and what would happen if they chose to discuss it or not.
**Chair Curley Moved, Board Member Wilson Seconded, and it was voted to insert an article into the Annual Town Meeting Warrant for the affordable lots of bylaw and to refer the bylaw to the Planning Board to hold a public hearing.
Roll Call Vote: 4-1 (Reinhart voted no)**
- B. Amending Wellfleet Zoning Bylaws, Cottage Colonies ~ Chair Curley
Chair Curley moved on to Cottage Colonies and explained to the board and public what he wanted to change with this bylaw. HE stated that right now only a single unit of a cottage colony can be used on a year-round basis. The change would allow more than one bedroom unit to be a year-round unit except for on the National Seashore. He gave a definition of a cottage colony as it is now and what it would change to if this bylaw was passed. The board discussed the bylaw and how it would work for the town, including the building code, clarification on what the national seashore rules are for these. No more colonies can be created within the seashore. It was questioned if this will increase the value of these colonies for year-round. Chair Curley stated that at least 50% of Wellfleet's housing is seasonal. Bacon spoke to the board stating that seasonal

residents that work for the park are asked to move out of their seasonal housing when the winter comes. She gave an example of residents that live in a cottage, and they have to move out every late fall and find housing for 5 months which causes a hardship for those families that work in Wellfleet. She stated to the board if they were to ask those residents that have to move, they would favor these changes. They discussed building code requirements and details of how the change of use would be permitted.

Chair Curley gave some background as to how these regulations became to be so strict. Originally the town didn't want condominiums.

Board Member Wolf Moved; Chair Curley Seconded; and it was voted to approve the Wellfleet Lots Zoning Bylaws as drafted in the packet to allow Wellfleet Cottage Colonies to become year-round and to refer this to the Planning Board.

Roll Call Vote: 5-0

Chair Curley stated that at this point it was 10pm, he polled the board asking if they wanted to table the rest of the agenda except for closing items until the next meeting on February 15, 2022.

C. Wild Animals Bylaw ~ Wilson

D. Short Term Rentals First Local Option Community Impact Fee (G.L. c. 64G, § 3D(a)) ~ Chair Curley

E. Short Term Rentals Second Local Option Community Impact Fee (G.L. c. 64G, § 3D(b)) ~ Chair Curley

F. Town Meeting Article for the Use Short Term Rental First Local Option Community Impact Fee (G.L. c. 64G, § 3D(a)), and Short-Term Rental Second Local Option Community Impact Fee (G.L. c. 64G, § 3D(b)) Receipts.

G. Housing Stabilization Fund ~ Chair Curley

H. Radioactive Water Release Legal Contingency Fund ~ Chair Curley

I. Annual Town Meeting Warrant Review

X. ***Selectboard Annual Town Reports***

A. Annual Town Report

B. Report on Investigation for the Annual Town Report

XI. ***Selectboard Reports***

Wilson reported that she announced a meeting with Cape Cod Commission and confirmed it was Steven Tupper, she explained to him that the town hadn't heard of this meeting in a manner she had hoped to.

Reinhart stated the dredging, herring river group, and the seashore met with Carole ridley and the meeting was very productive as to where to put the spoils from the harbor.

Chair Curley informed the board that he attended the Duxbury selectboard meeting via zoom to listen in on the radioactive spoils being poured into the waters of the cape. He gave an update on how that meeting went and explained they are very opposed of this process

XII. *Town Administrator's Report*

Sumner gave an update to the board stating he would discuss a critical issue and then the board could read his full written report. He stated he finished the town treasurer's interviews and they have chosen a candidate who they feel will be a good fit for the town. He asked the board for a special meeting and asked the board to not wait the two-weeks they usually do. He also stated that he wanted the Assistant DPW Director to be acknowledged as well at the same meeting. The board agreed to have an extra meeting on February 15, 2022, at 6pm. They will cover the items on tonight's agenda they weren't able to get to.

XIII. *Topics for Future Discussion*

Someone needs to be appointed by the governor for the housing authority

XIV. *Correspondence and Vacancy Reports*

XV. *Minutes*

A. January 18, 2022

B. January 25, 2022

Board Member Reinhart moved; Chair Curley Seconded; and it was voted to approve the minutes of January 18, 2022, and January 25, 2022

Roll call Vote: 4-1 (Wilson Abstained)

XVI. *Adjournment*

Board Member Wilson Moved; Board Member Reinhart Seconded; and it was voted to adjourn the meeting

Meeting adjourned at 10:20pm

*****Public records*****

Seasonal Wages for police department

Charles Sumner updated Contract (90 days)

Application for COA Advisory Board

FY 2023 Financial Forecast

Public Hearing documents to transfer a liquor license

Coles Neck Engineering Contract

Annual Town Meeting Letters to Senator Cyr and Representative Peake

Amended Herring River Restoration paperwork

Amended Affordable Lots Zoning Bylaws

Amended Cottage Colonies Bylaw

Correspondence to the selectboard

Town Administrator and Assistant Town Administrator report

Meeting Minutes of January 18th & 25th, 2022.



SELECTBOARD

AGENDA ACTION REQUEST
Meeting Date: February 22, 2022

XIV

ADJOURNMENT

REQUESTED BY:	Selectboard Chair Ryan Curley
DESIRED ACTION:	To Adjourn
PROPOSED MOTION:	I move to Adjourn
ACTION TAKEN:	Moved By: _____ Seconded By: _____ Condition(s):
VOTED:	Yea _____ Nay _____ Abstain _____