



## Wellfleet Selectboard

**Note start time of 7pm**

The Wellfleet Selectboard will hold a public meeting on **Tuesday, March 12, 2019, at 7:00 p.m. at the Wellfleet Senior Center, 715 Old Kings Highway, Wellfleet, MA 02667**. *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. Public Hearing(s)**
  - A. Request to close The Well from April 22<sup>nd</sup> to May 5<sup>th</sup>**
  - B. Shellfish Grant Renewal** - Application received January 22, 2019 from Bradley Kaplan to renew shellfish grant licenses # 2002-01 and 2002-01 ext. for a ten-year period.
  - C. One Day Beer and Wine License – MA Audubon**
- III. Legal Discussion – Opioid Lawsuit, KP-Law Carolyn Murray**
- IV. Licenses**
- V. Appointments/Reappointments**
  - A. Planning Board, Personnel Board, or Conservation Commission – William Warren**
  - B. Dredging Task Force – Alfred Pickard**
  - C. Planning Board – Bonnie Shepard**
  - D. Energy Committee – John Cumbler**
  - E. Appointment of Wellfleet Representative to Cape Cod and Islands Water Protection Fund Board**
- VI. Use of Town Property**
  - A. Uncle Tim’s Bridge on April 28, 2019 – Wellfleet Historical Society**
- VII. Business**
  - A. Opening and Closing of Herring River to Shellfishing [Shellfish Constable]**
  - B. Cape Cod Commission Extension Agreement [Town Administrator]**
  - C. Celebration of May as Herring River Month [Friends of Herring River]**
  - D. Discussion of meeting start time [Chair]**
  - E. 2019 April Annual Town Meeting Warrant articles [Town Administrator]**
  - F. Discussion of disposition of room occupancy tax receipts [Town Administrator]**
  - G. Habitat for Humanity Fee Waiver – 2082 State Highway**
- VIII. Town Administrator’s Report**
- IX. Topics for Future Discussion**
- X. Correspondence and Vacancy Report**
- XI. Minutes**
  - A. February 12, 2019**
  - B. February 26, 2019**
- XII. Adjournment**





# BOARD OF SELECTMEN

AGENDA ACTION REQUEST  
Meeting Date: March 12, 2019

**II**

## PUBLIC HEARING(S) - A

|                         |  |
|-------------------------|--|
| <b>REQUESTED BY:</b>    | Principal Clerk  |
| <b>DESIRED ACTION:</b>  | Approve requests to close the Well from April 22 <sup>nd</sup> to May 5 <sup>th</sup>                |
| <b>PROPOSED MOTION:</b> | I move to approve the request to close the Well from April 22 <sup>nd</sup> to May 5 <sup>th</sup> . |
| <b>ACTION TAKEN:</b>    | Moved By: _____ Seconded By: _____<br>Condition(s):  |
| <b>VOTED:</b>           | Yea _____ Nay _____ Abstain _____  |



TOWN OF WELLFLEET  
PUBLIC HEARING

In accordance with M.G.L. Chapter 138, notice is hereby given that the Wellfleet Board of Selectmen will hold a public hearing on Tuesday, February 26, 2019 at 6:00 p.m. in the Wellfleet Council on Aging to consider the following:

- Request received February 5, 2019 from Erica Chapman to close The Wagner at Duck Creek from April 22, 2019 until May 5, 2019.

WELLFLEET BOARD OF SELECTMEN

**Jeanne Maclauchlan**

---

**From:** Dan Hoort  
**Sent:** Tuesday, February 05, 2019 1:43 PM  
**To:** Jeanne Maclauchlan  
**Cc:** Courtney Butler  
**Subject:** FW: Closing

I believe we have to advertise a public hearing? If yes, please do so and let Courtney know on which BOS agenda should be listed.

They are closing for only two weeks.

Thanks,  
Dan

-----Original Message-----

**From:** Erica Chapman <erica.j.chapman@gmail.com>  
**Sent:** Saturday, February 2, 2019 5:14 PM  
**To:** Dan Hoort <Dan.Hoort@wellfleet-ma.gov>  
**Subject:** Closing

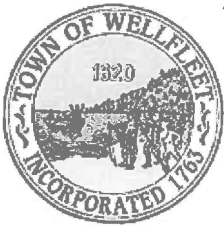
Hello Dan,

We would like to come in front of the Board for our planned closing and approval of the same. We plan on closing the restaurant on the Monday after Easter (April 22nd) and re-opening latest on Cinco de Mayo (May 5th). We may aim to open on May 3rd if possible. Nonetheless, we are proposing to close during this time to renovate the kitchen and to create gender-neutral bathrooms. This is less than 2 weeks. Given the graciousness the board has extended other owners, we are hopeful that this will not be controversial. All of our other businesses (Inn and Event Space) will be open and operating. Please confirm if/when we can meet with the board. Thanks in advance for your response!

Kind Regards,

Érica J Chapman, ESQ, MCR  
617.435.8411

FEB - 5 2019



## BOARD OF SELECTMEN

AGENDA ACTION REQUEST  
Meeting Date: March 12, 2019

# II

### PUBLIC HEARING(S) – B

|                         |  |
|-------------------------|--|
| <b>REQUESTED BY:</b>    | Principal Clerk  |
| <b>DESIRED ACTION:</b>  | Renewal of Shellfish grants #2002-01 and 2002-01 ext. for ten-year period. Grantee is Bradley Kaplan.                        |
| <b>PROPOSED MOTION:</b> | I move to approve to renew shellfish grant license #2002-01 and #2002-01 extension for a ten-year period for Bradley Kaplan. |
| <b>ACTION TAKEN:</b>    | Moved By: _____ Seconded By: _____<br>Condition(s):  |
| <b>VOTED:</b>           | 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 Board of Selectmen will hold a public hearing on Tuesday, February 26, 2019 at 6:00 p.m. in the Wellfleet Council on Aging to consider the following:

- Application received January 17, 2019 from Paul Lalumiere to renew shellfish grant licenses #741 for a ten year period.
- Application received January 22, 2019 from Bradley Kaplan to renew shellfish grant licenses # 2002-01 and 2002-01ext for a ten year period.
- Application received February 5, 2019 from Justin Lynch to renew shellfish grant license # 01-05 for a five year period.

Recommendation of the Shellfish Constable will be available in the 02/26/19 Selectman packet.

WELLFLEET BOARD OF SELECTMEN



# Wellfleet Shellfish Department



300 Main Street, Wellfleet, Massachusetts 02667

## MEMORANDUM

DATE: February 21, 2019  
TO: Town of Wellfleet Board of Selectmen  
RE: **2019 Grant Lease Renewal Recommendations**

Dear Selectboard Members:

I wanted to communicate my recommendations on the following grant renewals.

I have done the following to reach my decision:

- 1) I reviewed each annual grant report and compared it with the grant inspections we conducted last fall to ensure grants were meeting minimum production requirements.
  - 2) I reviewed their state permits to make sure all was in good standing.
- Application received February 17, 2019, from Paul Lalumiere to renew shellfish grant license #741 for a ten-year period.  
*Our regulations state that new lease holders will renew for five years for the first renewal. I spoke with Paul about this, and he understands. I recommend the board renew this license for a five-year period.*
  - Application received January 22, 2019 from Bradley Kaplan to renew shellfish grants #2002-01 and #2002-01 ext for a ten-year period.  
*I recommend the board renew this license for a ten-year period.*
  - Application received February 5, 2019 from Justin Lynch to renew shellfish grant licenses #01-05 for a five-year period.  
*I recommend the board renew this license for a five-year period.*

I will be at Constable School at Mass Maritime until 5 p.m. on Tuesday, Jan. 26, so will not be able to make it to the hearing by 6:00 p.m. Please feel free to call me in advance of Tuesday's meeting with any questions or concerns. Otherwise, I hope you will take my recommendations into consideration.

Thank you,

Nancy Civetta, Shellfish Constable

[wellfleet-ma.gov/shellfish-department](http://wellfleet-ma.gov/shellfish-department)

Phone (508) 349-0325



Fax (508) 349-0305

APPLICATION FOR RENEWAL OF SHELLFISH GRANT LICENSE

Date: 1/12/19

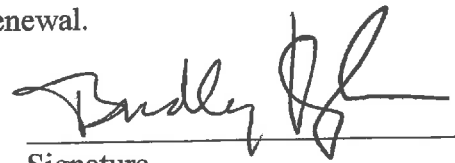
TO: Board of Selectmen  
300 Main Street  
Wellfleet, MA 02667

I/We hereby request renewal of Shellfish Grant License # 2002-01, 2002-01a located at

CCB 11 / egg island., in Wellfleet MA and consisting of 2 acres,

and dated 6/26/12, 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

Bradley Kaplan  
\_\_\_\_\_  
Name

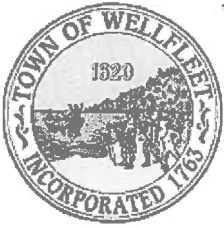
P.O Box 471  
\_\_\_\_\_  
Mailing Address

WELLFLEET MA 02667  
\_\_\_\_\_

JAN 22 2019

508 349-8201  
\_\_\_\_\_  
Telephone Number





# BOARD OF SELECTMEN

AGENDA ACTION REQUEST  
Meeting Date: March 12, 2019

# II

## PUBLIC HEARING(S) – C

|                         |   |
|-------------------------|---|
| <b>REQUESTED BY:</b>    | Principal Clerk   |
| <b>DESIRED ACTION:</b>  | Approval of one day beer and wine license   |
| <b>PROPOSED MOTION:</b> | I move to approve a one-day beer and wine license for Mass Audubon on July 18, 2019 for a fee of \$100. |
| <b>ACTION TAKEN:</b>    | Moved By: _____ Seconded By: _____<br>Condition(s):   |
| <b>VOTED:</b>           | Yea _____ Nay _____ Abstain _____   |



TOWN OF WELLFLEET  
PUBLIC HEARING

In accordance with M.G.L. Chapter 138, notice is hereby given that a public hearing will be held on Tuesday, March 12, 2019 at 7:00 p.m. at the Wellfleet Council on Aging to consider the following:

- Application received January 22, 2019 from Mass Audubon for a one day beer and wine license at the Wellfleet Bay Wildlife Sanctuary on July 18, 2019 from 6:00-10:00 pm.

WELLFLEET BOARD OF SELECTMEN





TOWN OF WELLFLEET  
APPLICATION FOR SPECIAL EVENT LIQUOR LICENSE

1. Applicant: **Robert Prescott** Affiliation: **Mass Audubon, Wellfleet Bay Wildlife Sanctuary**  
Address: **291 State Highway, Route 6, Wellfleet MA**  
Telephone: **508-349-2615**
2. Type of License All Alcohol (\$150.00/day) Beer and Wine (\$100.00/day) **X**
3. Type of Activity Being Conducted **Wild, Wild Wellfleet! Annual auction and fundraiser**
4. Date: **July 18, 2019** Hours of Service: **6:00 PM to 10:00 PM**
5. Description of Premises: **Wildlife sanctuary of 937 acres. Event will take place outside under a tent.**
6. Name, Address, Telephone of Designated Manager (person responsible for activity)  
**Robert Prescott, 291 State Highway, Route 6, Wellfleet MA 508-240-3819**
7. If activity involves food service, please describe fully (i.e. raw shellfish, heated casseroles, bakery goods, etc.)  
**Food will be donated by various local restaurants and will include raw shellfish, salads, ice cream, cookies, meat, chocolates, and various appetizers.**

Robert Prescott  
Applicant's signature

Fee: \$100.00  
Processing Fee \$50.00 *paid*

JAN 22 2019

Police Department

[Signature] 1/28/19

Comments/Conditions

OK

Building Department

[Signature]

Comments/Conditions

OK  
Don't forget to get a tent permit

Fire Department Richard J. Paerdy, Jr (#)  
Comments/Conditions OK

1/30/19  
Health Department [Signature]  
Comments/Conditions OK

DPW Department [Signature]  
Comments/Conditions OK 2/20/19

Town Administrator Samuel B. Hood  
Comments/Conditions \_\_\_\_\_

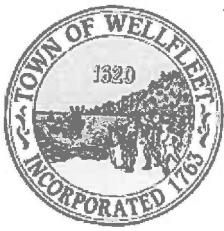
Other \_\_\_\_\_  
Comments/Conditions \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Other \_\_\_\_\_  
Comments/Conditions \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

1/22/19  
Date Received

Paid  
Fee

\_\_\_\_\_  
Date Issued



# BOARD OF SELECTMEN

AGENDA ACTION REQUEST  
Meeting Date: March 12, 2019

**III**

## LEGAL DISCUSSION – OPIOID LAWSUIT

|                         |   |
|-------------------------|---|
| <b>REQUESTED BY:</b>    | <b>Town Administrator</b>   |
| <b>DESIRED ACTION:</b>  | <b>Discussion with Town Counsel Carolyn Murray as to whether the Town wishes to join the Opioid Lawsuit.</b>  |
| <b>PROPOSED MOTION:</b> | <b>I move that the Town of Wellfleet retain the law firm LEVIN, PAPANTONIO, THOMAS, MITCHEL, RAFFERTY &amp; PROCTOR, PA on a contingent fee basis, to pursue all civil remedies against those in the chain of distribution of prescription opiates responsible for the opioid epidemic which is plaguing the Town including, but not limited to, filing a claim for public nuisance to abate, enjoin, recover and prevent the damages caused thereby.</b> |
| <b>ACTION TAKEN:</b>    | Moved By: _____ Seconded By: _____<br>Condition(s):   |
| <b>VOTED:</b>           | Yea _____ Nay _____ Abstain _____   |



## ENGAGEMENT TO REPRESENT

RE: Town of Wellfleet, Massachusetts civil suit against those legally responsible for the wrongful distribution of prescription opiates and damages caused thereby.

**TOWN of Wellfleet, Massachusetts** (hereinafter "CLIENT"), by and through its Board of Selectmen, hereby retains the law firm LEVIN, PAPANTONIO, THOMAS, MITCHELL, RAFFERTY & PROCTOR, PA ("Firm") on a contingent fee basis, to pursue all civil remedies against those in the chain of distribution of prescription opiates responsible for the opioid epidemic which is plaguing the TOWN including, but not limited to, filing a claim for public nuisance to abate, enjoin, recover and prevent the damages caused thereby.

**Peter J. Mougey** of the Firm shall serve as LEAD COUNSEL. CLIENT authorizes lead counsel to employ and/or associate additional counsel, with consent of CLIENT, to assist LEAD COUNSEL in the just prosecution of the case. CLIENT consents to the participation of the following firms (collectively referred to, herein, as "Attorneys"), if no conflicts exist, including but not limited to conflicts pursuant to the Massachusetts Ethics laws and the Massachusetts Rules of Professional Conduct:

LEVIN, PAPANTONIO, THOMAS, MITCHELL, RAFFERTY & PROCTOR, PA  
316 South Baylen Street  
Pensacola, Florida

SWEENEY MERRIGAN LAW, LLP  
268 Summer Street, LL  
Boston, Massachusetts

RODMAN, RODMAN & SANDMAN, P.C.  
442 Main Street, Suite 300  
Malden, Massachusetts

GREENE, KETCHUM, FARRELL, BAILEY & TWEEL, LLP  
419 11th Street  
Huntington, West Virginia

BARON & BUDD, PC  
3102 Oak Lawn Avenue #1100  
Dallas, Texas

HILL PETERSON CARPER BEE & DEITZLER PLLC  
500 Tracy Way  
Charleston, West Virginia

POWELL & MAJESTRO, PLLC  
405 Capitol Street, P-1200  
Charleston, West Virginia

MCHUGH FULLER LAW GROUP  
97 Elias Whiddon Road  
Hattiesburg, Mississippi

KP LAW, P.C.  
101 Arch Street,  
12<sup>th</sup> Floor  
Boston, Massachusetts

CLIENT is retaining the Firm and Attorneys collectively and not as individuals, and attorney services to be provided to CLIENT hereunder will not necessarily be performed by any particular attorney.

In consideration, CLIENT agrees to pay twenty-five percent (25%) of the total recovery (gross) in favor of CLIENT as an attorney fee whether the claim is resolved by compromise, settlement, or trial and verdict (and appeal). The gross recovery shall be calculated on the amount obtained before the deduction of costs and expenses. CLIENT grants the Firm an interest in a fee based on the gross recovery. If a court awards attorneys' fees, the Firm shall receive the "greater of" the gross recovery-based contingent fee or the attorneys' fees awarded. **CLIENT shall not pay to the Firm and Attorneys a fee of any kind or nature if there is no recovery.**

The Firm and the Attorneys shall advance all necessary litigation expenses necessary to prosecute these claims. All such litigation expenses, including the reasonable internal costs of electronically stored information (ESI) and electronic discovery generally or the direct costs incurred from any outside contractor for those services, will be deducted from any recovery after the contingent fee is calculated and shall be paid to the Firm and Attorneys. **CLIENT shall not be required to reimburse the Firm and Attorneys for litigation expenses of any kind or nature if there is no recovery.**

CLIENT acknowledges this fee is reasonable given the time and labor required, the novelty and difficulty of the questions involved, and the skill requisite to perform the legal service properly, the likelihood this retention will preclude other retention by the Firm, the fee customarily charged in the locality for similar legal services, the anticipated (contingent) litigation expenses and the anticipated results obtained, the experience, reputation, and ability of the lawyer or lawyers performing the services and the fact that the fee is contingent upon a successful recovery.

Attorneys shall have the right to represent other municipalities, governmental agencies or governmental subdivisions in other opioid related actions or similar litigation, subject to the requirements of the Massachusetts Rules of Professional Conduct relating to conflicts of interest, and CLIENT consents to such multiple representation. CLIENT has determined that it is in its own best interests to waive any and all potential or actual conflicts of interest which may occur as the result of Attorneys' current and continuing representation of other entities in similar litigation.

This litigation is intended to address a significant problem in the TOWN. The litigation focuses on the wholesale distributors and manufacturers of opioids and their role in the diversion of millions of prescription opiates into the illicit market which has resulted in opioid addiction, abuse, morbidity and mortality. There is no easy solution and no precedent for such an action against this sector of the industry. Many of the facts of the case are locked behind closed doors. The billion-dollar industry denies liability. The litigation will be very expensive and the litigation expenses will be advanced by the Firm with reimbursement contingent upon a successful recovery. The outcome is uncertain, as is all civil litigation, with compensation contingent upon a successful recovery.

The Firm intends to present a damage model designed to abate the public health and safety crisis. This damage model may take the form of money damages and/or equitable remedies (e.g., an abatement fund). The purpose of the lawsuit is to seek reimbursement of the costs incurred in the past fighting the opioid epidemic and/or recover the funds necessary to abate the health and safety crisis caused by the unlawful conduct of the wholesale distributors and manufacturers of opioids. CLIENT agrees to compensate the Firm, wholly contingent upon prevailing, by paying 25% of any settlement/resolution/judgment, in favor of CLIENT, whether it takes the form of monetary damages or equitable relief. For instance, if the remedy is in the form of monetary damages, CLIENT agrees to pay 25% of the gross amount to Firm as compensation and then reimburse the reasonable litigation expenses. If the remedy is in the form of equitable relief (e.g., abatement fund), CLIENT agrees to pay 25% of the gross value of the equitable relief to the Firm as compensation and then reimburse the reasonable litigation expenses, subject to appropriation of funds therefore and the applicable provisions of Massachusetts law. To the extent that the remedy includes both monetary damages and equitable relief, 25% of the monetary value of the equitable relief together with 25% of the monetary damages will be deducted from the total monetary damages as compensation for the Firm. If such compensation exceeds the total amount of the monetary damages awarded, payment of the additional compensation amount shall be subject to appropriation of funds therefor. To be clear, however, the Firm shall not be paid nor receive reimbursement from public funds unless required by law. However, any judgment arising from successful prosecution of the case, or any consideration arising from a settlement of the matter, whether monetary or equitable, shall not be considered public funds for purposes of calculating the contingent fee unless required by law. Under no circumstances shall CLIENT be obligated to pay any attorneys' fee or any litigation expenses except from moneys expended by defendant(s) pursuant to the resolution of CLIENT's claims. If the defendant(s) expend their own resources to abate the public health and safety crisis in exchange for a release of liability, then the Firm will be paid the designated contingent fee from the resources expended by the defendant(s). CLIENT acknowledges this is a necessary condition required by the Firm to dedicate their time and invest their resources on a contingent basis to this enormous project. If the defendant(s) negotiate a release of liability, then the Firm should be compensated based upon the consideration offered to induce the dismissal of the lawsuit.

The division of fees, expenses and labor between the Attorneys will be decided by private agreement between the law firms and subject to approval by CLIENT. Any division of fees will be governed by the Massachusetts Rules of Professional Conduct including: (1) the division of fees is in proportion to the services performed by each lawyer or each lawyer assumes joint responsibility for the representation and agrees to be available for consultation with CLIENT; (2) CLIENT has given *written* consent after full disclosure of the identity of each lawyer, that the fees will be divided, and that the division of fees will be in proportion to the services to be performed

by each lawyer or that each lawyer will assume joint responsibility for the representation; (3) except where court approval of the fee division is obtained, the *written* closing statement in a case involving a contingent fee shall be signed by CLIENT and each lawyer and shall comply with the terms of the Massachusetts Rules of Professional Conduct; and (4) the total fee is not clearly excessive.

The Firm and Attorneys will perform the legal services called for under this Agreement, keep CLIENT informed of progress and developments, and respond promptly to CLIENT's inquiries and communications. CLIENT will be truthful and cooperative with the Firm and Attorneys, disclose to the Firm and Attorneys all facts relevant to the claim, keep the Firm and Attorneys reasonably informed of developments, and be reasonably available to attend any necessary meetings, depositions, preparation sessions, hearings, and trial as reasonably necessary.

LEAD COUNSEL shall appoint a contact person to keep CLIENT reasonably informed about the status of the matter in a manner deemed appropriate by CLIENT. CLIENT at all times shall retain the authority to decide the disposition of the case and personally oversee and maintain absolute control of the litigation, including but not limited to whether to settle the litigation and on what terms.

CLIENT may discharge the Firm and Attorneys at any time by written notice effective when received by LEAD COUNSEL. Unless specifically agreed by the Firm and CLIENT, the Firm and Attorneys will provide no further services and advance no further costs on CLIENT's behalf with respect to the litigation after receipt of the notice. If the Firm is CLIENT's attorney of record in any proceeding, CLIENT will execute and return a substitution-of-attorney form immediately on its receipt from the Firm.

Upon conclusion of this matter, LEAD COUNSEL shall provide CLIENT with a written statement stating the outcome of the matter and, if there is a recovery, showing the remittance to the client and the method of its determination. The closing statement shall specify the manner in which the compensation was determined under the agreement, any costs and expenses deducted by the lawyer from the judgment or settlement involved, and, if applicable, the actual division of the lawyers' fees with a lawyer not in the same firm. The closing statement shall be signed by the CLIENT and each attorney among whom the fee is being divided.

At the conclusion or termination of services under this Agreement, the Firm and Attorneys will release promptly to CLIENT all of CLIENT's papers and property. "CLIENT's paper and property" includes correspondence, deposition transcripts, exhibits, experts' reports, legal documents, physical evidence, and other items reasonably necessary to CLIENT's representation, whether CLIENT has paid for them or not.

Nothing in this Agreement and nothing in the Firm and Attorneys' statement to CLIENT may be construed as a promise or guarantee about the outcome of this matter. The Firm and Attorneys make no such promises or guarantees. The Firm and Attorneys' comments about the outcome of this matter are expressions of opinion only and the Firm and Attorneys make no guarantee as to the outcome of any litigation, settlement or trial proceedings.



The relationship to CLIENT of the Firm and Attorneys, and any associate counsel or paralegal provided through them, in the performance of services hereunder is that of independent contractor and not that of employee of CLIENT, and no other wording of this Agreement shall stand in derogation of this paragraph. The fees and costs paid to the Firm and Attorneys hereunder shall be deemed revenues of their law office practice and not as a remuneration for individual employment apart from the business of that law office.

This Agreement contains the entire agreement of the parties. No other agreement, statement, or promise made on or before the effective date of this Agreement will be binding on the parties. This Agreement may be modified by subsequent agreement of the parties only by an instrument in writing signed by both of them or an oral agreement to the extent that the parties carry it out.

If any provision of this Agreement is held in whole or in part to be unenforceable, void, or voidable for any reason, the remainder of that provision and of the entire Agreement will be severable and remain in effect.

This Agreement shall be governed by, construed and enforced in accordance with the laws of the Commonwealth of Massachusetts and the parties hereto submit to the jurisdiction of any of its appropriate courts for the adjudication of disputes arising out of this Agreement.

[signature pages to follow]

SIGNED, this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

**Town of Wellfleet, Massachusetts**  
**By its Board of Selectmen**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Accepted:

LEVIN, PAPANTONIO, THOMAS, MITCHELL, RAFFERTY & PROCTOR, PA  
316 South Baylen Street  
Pensacola, Florida

By \_\_\_\_\_ Date \_\_\_\_\_  
Peter J. Mougey  
*Lead Counsel*

Accepted:

SWEENEY MERRIGAN LAW, LLP  
268 Summer Street, LL  
Boston, Massachusetts

By \_\_\_\_\_ Date \_\_\_\_\_  
Peter M. Merrigan  
*Massachusetts Counsel*

Accepted:

RODMAN, RODMAN & SANDMAN, P.C.  
442 Main Street, Suite 300  
Malden, Massachusetts

By \_\_\_\_\_ Date \_\_\_\_\_  
Richard M. Sandman  
*Massachusetts Counsel*

Accepted:

KP LAW, P.C.  
101 Arch Street  
Boston, Massachusetts

By \_\_\_\_\_  
Mark R. Reich  
*Massachusetts Coordinating Counsel*

\_\_\_\_\_ Date

602304/WELL/0001





# BOARD OF SELECTMEN

AGENDA ACTION REQUEST  
Meeting Date: March 12, 2019

# IV

## LICENSES - A

|                         |   |
|-------------------------|---|
| <b>REQUESTED BY:</b>    |   |
| <b>DESIRED ACTION:</b>  |   |
| <b>PROPOSED MOTION:</b> |   |
| <b>ACTION TAKEN:</b>    | Moved By: _____ Seconded By: _____<br>Condition(s): |
| <b>VOTED:</b>           | Yea _____ Nay _____ Abstain _____                   |





## BOARD OF SELECTMEN

AGENDA ACTION REQUEST  
Meeting Date: March 12, 2019

V

### APPOINTMENTS/REAPPOINTMENTS – A

|                         |   |
|-------------------------|---|
| <b>REQUESTED BY:</b>    | Principal Clerk   |
| <b>DESIRED ACTION:</b>  | Appointment of William Warren to either the Planning Board, Personnel Board, or Conservation Commission   |
| <b>PROPOSED MOTION:</b> | 1) I move to appoint William Warren to the _____ for a term to expire on June 30, 2022<br><br>*If Planning Board – term expires on June 30, 2024* |
| <b>ACTION TAKEN:</b>    | Moved By: _____ Seconded By: _____<br>Condition(s):   |
| <b>VOTED:</b>           | Yea _____ Nay _____ Abstain _____   |







**TOWN OF WELLFLEET**  
**APPLICATION FOR TOWN BOARDS & COMMITTEES MEMBERSHIP**

Wellfleet depends on its citizens to carry out many of our government's activities. Your community needs your help. *Please volunteer.*

FILL OUT THE FORM BELOW and mail it to:

Wellfleet Selectmen's Office, Town Hall, 300 Main Street, Wellfleet, MA 02667

Name WILLIAM WARREN Date 2/19/19

Mailing Address 125 CANNON HOLLOW RD

WELLFLEET, MA 02667

Phone (Home) 508-214-0681 (cell) 716-628-6956

E-mail W.WARREN577@GMAIL.COM

Please describe briefly any work experience, including volunteer service, that you feel would be useful to the Town: OWN MY OWN BUSINESS FOR 30 YEARS -

RETAIL STORE - BUSINESS EXPERIENCE -

ALSO TONS OF REMODELING WORK -

RECREATION COMM. IN EAST AURORA, NY -

Please add any other information that you think may be useful, including education or other formal training, specialized courses, professional licenses or certifications, etc.:

B.S. DEGREE IN BUSINESS MGT -

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

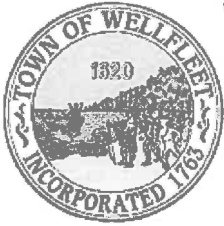
FEB 21 2019

Committees/Boards of Interest: 1) PLANNING BOARD

2) PERSONAL BOARD

3) CONSERVATION COMMISSION





## BOARD OF SELECTMEN

AGENDA ACTION REQUEST  
Meeting Date: March 12, 2019

V

### APPOINTMENTS/REAPPOINTMENTS – B

|                         |  |
|-------------------------|--|
| <b>REQUESTED BY:</b>    | Principal Clerk  |
| <b>DESIRED ACTION:</b>  | Appointment of Alfred Pickard to the Dredging Task Force   |
| <b>PROPOSED MOTION:</b> | I move to appoint Alfred Pickard to the Dredging Task Force for a term to expire on June 30, 2021. |
| <b>ACTION TAKEN:</b>    | Moved By: _____ Seconded By: _____<br>Condition(s):  |
| <b>VOTED:</b>           | Yea _____ Nay _____ Abstain _____  |





**TOWN OF WELLFLEET  
APPLICATION FOR TOWN BOARDS & COMMITTEES MEMBERSHIP**

Wellfleet depends on its citizens to carry out many of our government's activities. Your community needs your help. *Please volunteer.*

FILL OUT THE FORM BELOW and mail it to:  
Wellfleet Selectmen's Office, Town Hall, 300 Main Street, Wellfleet, MA 02667

Name Alfred Piccard Date \_\_\_\_\_

Mailing Address Box 1407

Phone (Home) 508 344 0826 (cell) \_\_\_\_\_

E-mail wmc mom 0901

Please describe briefly any work experience, including volunteer service, that you feel would be useful to the Town: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

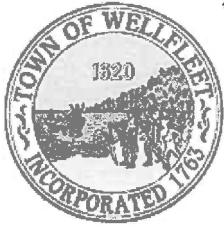
Please add any other information that you think may be useful, including education or other formal training, specialized courses, professional licenses or certifications, etc.:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

FEB 27 2019

Committees/Boards of Interest: 1) Dredging Task Force  
2) \_\_\_\_\_  
3) \_\_\_\_\_





## BOARD OF SELECTMEN

AGENDA ACTION REQUEST  
Meeting Date: March 12, 2019

V

### APPOINTMENTS/REAPPOINTMENTS – C

|                         |  |
|-------------------------|--|
| <b>REQUESTED BY:</b>    | <b>Principal Clerk</b>   |
| <b>DESIRED ACTION:</b>  | <b>Appointment of Bonnie Shepard to the Planning Board</b>   |
| <b>PROPOSED MOTION:</b> | <b>I move to appoint Bonnie Shepard to the Planning Board for a term to expire on June 30, 2022.</b> |
| <b>ACTION TAKEN:</b>    | Moved By: _____ Seconded By: _____<br>Condition(s):  |
| <b>VOTED:</b>           | Yea _____ Nay _____ Abstain _____  |







TOWN OF WELLFLEET  
APPLICATION FOR TOWN BOARDS & COMMITTEES MEMBERSHIP

Wellfleet depends on its citizens to carry out many of our government's activities. Your community needs your help. *Please volunteer.*

FILL OUT THE FORM BELOW and mail or bring it to:  
Wellfleet Selectmen's Office, Town Hall, 300 Main Street, Wellfleet, MA 02667

Name Bonnie Shepard Date 2/22/2019

Mailing Address 70 Wigwam St., Wellfleet, MA 02667

Phone (Home) 508-214-0232 (cell) 617-435-0445

E-mail bonnie.shepard@gmail.com

Please describe briefly any work experience, including volunteer service, that you feel would be useful to the Town: I have more than 30 years of experience in program evaluation + strategic planning. I am an accomplished grant writer. I am active in Down Cape Downwinders and served on Research Committee of OCHS for several years. I have done alot of public speaking.

Please add any other information that you think may be useful, including education or other formal training, specialized courses, professional licenses or certifications, etc.:

I have expertise in youth programs, women's health and rights, + human rights. I have served on non profit boards. I am deeply committed to environmental issues, affordable housing, and health aging.

Committees/Boards of Interest: 1) Planning Board  
FEB 27 2019 2) \_\_\_\_\_  
3) \_\_\_\_\_

I am open to other suggestions where my skills are most needed.





## BOARD OF SELECTMEN

AGENDA ACTION REQUEST  
Meeting Date: March 12, 2019

V

### APPOINTMENTS/REAPPOINTMENTS – D

|                         |  |
|-------------------------|--|
| <b>REQUESTED BY:</b>    | Principal Clerk  |
| <b>DESIRED ACTION:</b>  | Appointment of John Cumbler to the Energy Committee  |
| <b>PROPOSED MOTION:</b> | I move to appoint John Cumbler to the Energy Committee for a term to expire on June 30, 2022 |
| <b>ACTION TAKEN:</b>    | Moved By: _____ Seconded By: _____<br>Condition(s):  |
| <b>VOTED:</b>           | Yea _____ Nay _____ Abstain _____  |





TOWN OF WELLFLEET  
APPLICATION FOR TOWN BOARDS & COMMITTEES MEMBERSHIP

Wellfleet depends on its citizens to carry out many of our government's activities. Your community needs your help. *Please volunteer.*

FILL OUT THE FORM BELOW and mail it to:

Wellfleet Selectmen's Office, Town Hall, 300 Main Street, Wellfleet, MA 02667

Name John Cumber Date 03/06/19

Mailing Address 380 Old Chaussette West Rd  
Wellfleet

Phone (Home) 508 / 349 7226 Phone (Business) \_\_\_\_\_

e-mail: Cumber@Louisville.edu

Please describe briefly any work experience, including volunteer service, that you feel would be useful to the Town: Town Committees

Please add any other information that you think may be useful, including education or other formal training, specialized courses, professional licenses or certifications, etc.:  
Mgr. of Environmental Studies

Committees/Boards of Interest: 1) Energy Committee  
2) \_\_\_\_\_  
3) \_\_\_\_\_

MAR - 6 2019





## BOARD OF SELECTMEN

AGENDA ACTION REQUEST  
Meeting Date: March 12, 2019

V

### APPOINTMENTS/REAPPOINTMENTS – E

|                         |  |
|-------------------------|--|
| <b>REQUESTED BY:</b>    | <b>Town Administrator</b>  |
| <b>DESIRED ACTION:</b>  | <b>Appointment of Wellfleet Representative to Cape Cod and Islands Water Protection Fund Board</b> |
| <b>PROPOSED MOTION:</b> | I move to appoint _____ to the Cape Cod and Islands water Protection Fund Board.                   |
| <b>ACTION TAKEN:</b>    | Moved By: _____ Seconded By: _____<br>Condition(s):  |
| <b>VOTED:</b>           | Yea _____ Nay _____ Abstain _____  |





3225 MAIN STREET • P.O. BOX 226  
BARNSTABLE, MASSACHUSETTS 02630



CAPE COD  
COMMISSION

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(508) 362-3828 • Fax (508) 362-3136 • [www.capecodcommission.org](http://www.capecodcommission.org)

February 20, 2019

Ms. Janet Reinhart  
Select Board Chair  
Town of Wellfleet  
300 Main Street  
Wellfleet, MA 02667

Dear Ms. Reinhart,

The Cape Cod and Islands Water Protection Fund (the Fund) was created when Governor Baker signed the short-term rentals bill (Chapter 337 of the Acts of 2018) on December 28, 2018. The Fund was created to help cover the cost to Cape residents of implementing Cape Cod's 208 Area Wide Water Quality Management Plan and to offer Dukes County and Nantucket County communities a financial tool to help with their wastewater abatement plans. The Cape Cod and Islands Water Protection Fund is a dedicated fund within the state's Clean Water Trust and is administered by the Clean Water Trust. To ensure there is local oversight of the Fund, the legislation established the Cape Cod and Islands Water Protection Fund Management Board.

Chapter 337 stipulates that the management board duties include 1) determining the method for subsidy allocation, including but not limited to, an equitable distribution among participating municipalities; and 2) ensuring that money from the Water Protection Fund is spent only for purposes identified in the Act.

The Board of Selectmen or Town Council in a town that is a member of the Fund (as of passage of the Act all 15 Barnstable County towns are members) shall appoint one member to the management board. In accordance with the requirements of the Act, each appointee shall be a member of the respective appointing authority, a town manager, town administrator or other municipally employed professional staff. Each member of the management board shall serve for a term of 3 years. All towns within Barnstable County, Dukes County and Nantucket County are invited to attend meetings of the Management Board, regardless of having determined if they'll join the Fund.

The Act calls for the Cape Cod Commission, in consultation with the Martha's Vineyard Commission, to provide administrative and technical support to the management board. Please appoint the Town of Wellfleet representative to the management board and forward his/her contact information directly to me by April 5, 2019. Attached please find a copy of the signed legislation and a Cape Cod and Islands Water Protection Fund Frequently Asked Questions document prepared by Senator Julian Cyr's office.

If you have any questions, please do not hesitate to contact me.

Sincerely,

A handwritten signature in cursive script that reads "Kristy Senatori".

Kristy Senatori  
Executive Director

cc: Daniel Hoort, Town Administrator, Town of Wellfleet  
Senator Julian Cyr  
Representative Sarah Peake  
Susan Perez, Executive Director, Massachusetts Clean Water Trust  
Commissioner Martin Suuberg, Massachusetts Department of Environmental Protection  
Adam Turner, Executive Director, Martha's Vineyard Commission

## **Cape Cod and Islands Water Protection Fund FAQ**

*Updated 1/28/2019*

The Cape Cod and Islands Water Protection Fund was signed into law as part of the short term rentals bill by the Governor on December 28th:

<https://malegislature.gov/Laws/SessionLaws/Acts/2018/Chapter337>

For information on the short term rental legislation implementation here is a link to the Department of Revenue's FAQs: <https://www.mass.gov/info-details/short-term-rentals-frequently-asked-questions>

The creation of the fund was a priority for the entire Cape & Islands Legislative Delegation. The delegation is hopeful the fund will bring significant state support to all participating municipalities in the region to address wastewater needs and environmental stewardship.

*This FAQ is our best attempt to provide information and answer questions relative to the intent of the law and its forthcoming implementation. Further guidance will be provided as it becomes available.*

### **Does Cape Cod have a problem with its water quality?**

Yes, there is a very serious problem.

Cape Cod's water quality is degrading and impaired due to excess nitrogen in embayments and water bodies. According to an October 2017 Cape Cod Times editorial, the peninsula's 125,000 septic systems cause 85 percent of the nitrogen pollution in the region's waters, followed by 10 percent caused by residential and commercial use of pesticides and storm runoff contributing 5 percent. The islands of Martha's Vineyard and Nantucket face similar levels of nitrogen pollution.

Available studies indicate that Cape Cod's embayments and estuaries need a 87 percent reduction of nitrogen to meet U.S. Environmental Protection Agency (EPA) clean water standards.

### **What is the effect of the current nitrogen pollution in our waters?**

Nitrogen pollution is depleting oxygen for fish, smothering eel grass and shellfish beds, and creating noxious mats of algae on beaches. Algae and bacteria proliferate by feeding on the nitrogen, choking the waterways with green and brown sludge and killing aquatic life.

Excess nitrogen causes beach closures and marine habitat destruction, which threatens the shellfishing industry and tourist economy. Severe cases of nitrogen pollution have led to major fish kills in the Waquoit and Popponesset embayments on Cape Cod.

## How did this happen?

Cape Cod is a victim of its popularity and geology. Currently there are 125,000 septic systems across Cape Cod – which is 20 percent of the septic systems in the Commonwealth. Due to Cape Cod's sandy and porous soil, nitrogen travels from septic systems and ends up in marine and fresh water ecosystems. Even when septic systems are removed, nitrogen remains in the soil and continues to impact Cape waters.

In 1978, the wastewater plan for Cape Cod concluded that Title 5 septic systems were an adequate form of wastewater disposal for the region's development. Therefore, towns chose not to install sewers when the federal government offered help to subsidize the cost.

Unfortunately, the septic systems were not able to properly handle Cape Cod's economic and development boom of the 1980s and 1990s, and, as a result, excessive loads of nitrogen in marine water have polluted the region's water ecosystems.

## **Due to the degraded water quality, there was a lawsuit filed by the Conservation Law Foundation in 2011 to enforce the Clean Water Act. What is the summary of the suit?**

The Conservation Law Foundation sued the EPA alleging that since 1978 the agency had violated its mandatory duty to require regular annual updates to the Cape Cod Regional 208 Wastewater Plan. The lawsuit alleged that the failure of the EPA to enforce the Clean Water Act resulted in severe nitrogen pollution to Cape Cod's surface water, ponds and bays.

## **What was the result of the lawsuit?**

In 2015, a settlement agreement was approved that, in part, had the Commonwealth of Massachusetts direct the Cape Cod Commission to work with the 15 Cape towns to create an updated 208 wastewater plan. The state also granted the Commission \$3.35 million to update the areawide plan.

In addition, the EPA approved the Commonwealth's designation of all 15 Cape Municipalities as Wastewater Management Agencies. This means that all ***Cape Cod towns are legally mandated to develop and build wastewater management systems to clean-up nitrogen pollution***, with the goal of ensuring the updated 208 Plan is effective on a regional basis. In effect, all towns are responsible for the Cape-wide clean-up.

## **What is the current status of the legal settlement?**

The lawsuit was stayed as long as there was a proper update and implementation of an updated 208 Plan.

To meet the legal mandate, the Cape Cod Commission developed and drafted a comprehensive 208 Plan Update. It is a watershed-based approach to restore embayment water quality on Cape Cod. This plan was approved by Massachusetts Department of Environmental Protection (MassDEP), certified by Governor Charlie Baker in June 2015, and approved by the EPA in September 2015.

Under the settlement, the EPA committed in 2015 to assess the actions taken in the first six years of the updated 208 Plan implementation to see if further action is needed.

In addition, progress is being closely monitored by the Conservation Law Foundation, the plaintiff – *insufficient action by Cape towns could lead to the plaintiff to petition the judge for court-ordered solutions.*

### **How much will the nitrogen pollution clean-up plan, also known as the “208 Plan Update” cost across Cape Cod?**

There is a very steep price tag for eliminating or reducing nitrogen pollution in Cape Cod waters – the estimate by the Cape Cod Commission is \$4 billion over 50 years. Here is the breakdown of the \$4 billion under the 208 plan:

- Property taxpayers and businesses will pay for 50 percent of the clean-up, or \$2 billion.
- The State agreed to fund 25 percent, or \$1 billion of the clean-up
- The Federal Government is estimated to also pay 25 percent or \$1 billion.

### **What is the purpose of establishing the Cape Cod and Islands Water Protection Fund?**

The Cape Cod and Islands Water Protection Fund (CCIWPF) was created to capture \$1 billion in state revenue to help Cape Cod towns pay for upgrading their wastewater plans. By assessing a 2.75% excise tax on traditional lodging and short term rentals, visitors to the region would help contribute toward the steep price of wastewater upgrades needed to accommodate the population surge during the summer season. Once realized, the fund will provide \$1 billion in property tax relief to property owners and businesses toward the \$4 billion price tag.

The CCIWPF will help cover the cost of implementing Cape Cod’s comprehensive 208 Plan as well as offer Martha’s Vineyard and Nantucket a financial tool to help with their wastewater abatement plans.

It is important to note that Martha’s Vineyard and Nantucket are not part of the EPA lawsuit settlement agreement. However, both islands have similar wastewater challenges,

so they were included in the CCIWPF to give them access to state revenue to help with their wastewater management plans.

The CCIWPF was created by a diverse set of stakeholders including local officials, environmental groups, business leaders, the Cape Cod Chamber of Commerce, the Martha's Vineyard Commission and the Cape and Islands Legislative Delegation. The CCIWPF will take significant steps to address a critical environmental problem, will help fulfill the legal agreement reached in the Conservation Law Foundation lawsuit vs. EPA, and will allow a billion dollars in property tax relief.

### **What is the CCIWPF?**

The CCIWPF is a dedicated fund within the state's Clean Water Trust set up to solely benefit communities on Cape Cod, Martha's Vineyard, and Nantucket. The fund is administered by the existing Clean Water Trust and overseen by a management board comprised of representation from every member town from the region.

### **Who are members of the CCIWPF?**

Under the law, each participating town appoints one member to the Cape Cod and Islands Water Protection Fund Management Board. Currently, all 15 Cape Cod towns are members of the CCIWPF Board due to the legal mandate to have an updated 208 Plan.

The towns on Martha's Vineyard and the town of Nantucket will become members once the towns have a wastewater management plan that is approved by MassDEP.

### **How can towns on Martha's Vineyard and the town of Nantucket join the CCIWPF?**

The provisions in the law, relevant to the town of Nantucket and the towns in Dukes County, states that any of those seven municipalities can opt-in to membership in the fund and begin assessment of the 2.75% excise tax on room occupancy in their town, if they have an active 208 Plan, or an approved "208 Plan equivalent" by the MassDEP.

MassDEP will work with the six towns on Martha's Vineyard and the town of Nantucket to establish a criteria for those towns to receive approval of an "equivalent" plan. Once MassDEP has approved their plan, a town is eligible to become a member of the CCIWPF Board. MassDEP will approve a town's plan if the town makes the request to the agency and will work collaboratively with the municipality.

When a town becomes a member of the CCIWPF, the town should then check with Jennifer Desimone at [desimonej@dor.state.ma.us](mailto:desimonej@dor.state.ma.us), who is with the Massachusetts Department of Revenue, to confirm when to commence the assessment of the excise tax.

### **How are members appointed to the CCIWPF Board?**

The law states that CCIWPF Board members are appointed by Board of Selectmen or Town Council and that an appointee can either be a town manager, town administrator or other municipally employed professional staff, or a member of that respective appointing authority,

The executive director of the Cape Cod Commission, the executive director of the Martha's Vineyard Commission and the town manager of the Nantucket shall serve as non-voting members of the board.

The members of the board each serve a three year term. The members of the management board are tasked with selecting a member to serve as chairperson and vice-chairperson for a term established by a vote of the management board.

### **How is the CCIWPF Board staffed?**

The Cape Cod Commission, in consultation with the Martha's Vineyard Commission, is tasked with providing technical and administrative support to the board. The commissions may be compensated for its associated costs by a vote of the management board.

### **What are the duties of the CCIWPF Board?**

The management board duties are limited to determining the method for subsidy allocation, including but not limited to, an equitable distribution among participating municipalities for projects and debt relief. The Board ensures that monies from the fund are spent only for the purposes listed in the law.

### **Is there a process to ensure that revenue for projects and debt relief is evenly distributed to participating towns across the Cape and Islands?**

Yes, that responsibility will rest with the CCIWPF management board.

### **What will be the sources of revenue for the fund?**

The initial source of revenue for the CCIWPF will come from a 2.75% excise tax that will be automatically imposed on rooms rented in a bed and breakfast establishment, hotel, lodging house, short term rental or motel located within a municipality that is a member of the CCIWPF.

The CCIWPF can also receive revenue from multiple sources, including the state and federal government via grants or appropriations, to improve water quality on Cape Cod, Martha's Vineyard and Nantucket.

### **How do I know when a 2.75% excise tax is assessed on my lodging establishment or short term rental?**

All 15 Barnstable County towns are already automatically enrolled in the CCIWPF and the 2.75% excise tax will be assessed on all vacation lodging rentals.

The legislative intent was for the excise tax to automatically apply to a short-term rentals starting July 1, 2019 for which a rental contract was entered into on, or after, January 1, 2019. In addition, the excise would be applied to all traditional lodging establishment rentals for room rented starting July 1<sup>st</sup>.<sup>1</sup>

For more information on tax collection, please see the DOR FAQs:

<https://www.mass.gov/info-details/short-term-rentals-frequently-asked-questions>

Currently, Martha's Vineyard and Nantucket are not members of the CCIWPF as they were not part of the 2011 Conservation Law Foundation lawsuit. Once these towns chose to opt-in to the CCIWPF, then the 2.75% excise tax will be assessed on all occupancy in the member towns.

### **Why implement the additional 2.75% excise tax?**

With the steep price tag for the wastewater management plans, the Cape and Islands legislative delegation searched for a way to fund the Commonwealth's commitment to fund \$1 billion of the estimated \$4 billion cost for clean-up on Cape Cod. The 2.75% additional excise is the same surcharge that the state has used to finance convention centers in Boston, Worcester, and Springfield.

As an international tourist destination, towns on Cape Cod, Martha's Vineyard, and Nantucket see a seasonal population influx that doubles—and in some cases triples—the cost of wastewater management solutions.

The law draws on the reciprocal relationship between tourism and the environment to enable the region to address growing concerns around water quality by allowing municipalities on Cape Cod, Martha's Vineyard, and Nantucket to use the proceeds of the 2.75% excise tax to contribute to the CCIWPF, which will provide an appropriate avenue to fund crucial wastewater infrastructure projects in the region.

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<sup>1</sup> The statute will be updated with specific language to ensure that July 1, 2019 is the date when all vacation lodging will start collecting the CCIWPF excise tax.



**How will the revenue in the fund be disbursed?**

The Clean Water Trust, after receiving project approvals and recommendations from the Management Board of the Cape and Islands Water Protection Fund, will apply or disburse the revenue to recommended wastewater abatement projects.

The revenue will provide subsidies and other assistance, which may include principal forgiveness, to local governmental units and other eligible borrowers in the payment of debt service costs on loans and other forms of financial assistance made by the trust for water pollution abatement projects in municipalities that are members of the fund.

Amounts credited to the fund will be expended or applied only with the approval of the CCIWPF Management Board and in a manner determined by the board.

**Will the CCIWPF revenue replace or duplicate the Clean Water Trust revenue that towns or watersheds are already receiving or applying for their wastewater management plans?**

No. CCIWPF is meant to supplement any revenue received from the Commonwealth's State Revolving Fund (SRF) – this distinction is critically important. The statute was written to ensure that current funding levels for the Cape Cod, Martha's Vineyard and Nantucket would not be jeopardized.

Proceeds of the fund cannot be used to offset or otherwise replace contract assistance funds or reserve funds used for pool financing.

**What is the existing SRF criteria and will that criteria change with the addition of the CCIWPF?**

The existing SRF selection criteria rate projects on the basis to which they resolve existing water quality problems and achieve regulatory compliance with water quality standards. Additional considerations are the extent to which a project is the result of an enforcement action, the degree to which the project reflects a regional or inter-municipal effort and the ability to the community to afford the rate impacts of the project.

The CCIWPF does not impact upon the project selection criteria and has no effect on projects funded by the SRF.

**What sort of projects would qualify for funding? Is this only for pipes and pumps?**

The 208 Plan projects or suitable equivalent plans eligible for CCIWPF revenue are not limited only to pipes and pumps. Water pollution abatement projects that are eligible for subsidies and other assistance may include the utilization of innovative strategies and

alternative Title V technologies that result in nutrient reduction for marine and fresh waters.

There is language in the law that specifically mentions projects can include innovative technologies and approaches such as aquaculture and dredging. With over 125,000 septic systems across the Cape and Islands, the legislation ensures that Title V upgrades and alternative septic technologies are also eligible for funding.

**What about the towns on the Cape Cod, Martha’s Vineyard and Nantucket that have addressed wastewater issues?**

A top priority for this proposal was to ensure that towns that implemented wastewater abatement projects before the Conservation Law Foundation lawsuit in 2011, or the passage of this statute, were not penalized for their advance planning.

Therefore, the law allows for debt service by the CCIWPF to provide subsidies and other assistance with respect to debt incurred prior to the establishment of the CCIWPF in Barnstable, Chatham, Edgartown, Falmouth, Nantucket, Oak Bluffs, Provincetown, and Tisbury for water pollution abatement projects.

**What if a town does not want to participate?**

According to the law, a municipality that is a member of the CCIWPF, “...shall not withdraw from the fund until 1 year after the effective date of this act.”

Once a year has passed, towns are allowed to opt-out by a two-thirds vote at a town meeting. However, if a town participates in the CCIWPF and receives financial assistance, it cannot leave until the financial arrangement is over.

**What if a town opts-out of the CCIWPF – can it participate at a later date?**

Any municipality that has withdrawn from the fund and votes, by majority vote of its legislative body, to return to the fund cannot receive money from the fund until at least two years from the date of its vote to do so.



## BOARD OF SELECTMEN

AGENDA ACTION REQUEST  
Meeting Date: March 12, 2019

# VI

### USE OF TOWN PROPERTY – A

|                         |   |
|-------------------------|---|
| <b>REQUESTED BY:</b>    | Principal Clerk   |
| <b>DESIRED ACTION:</b>  | Approval of use of Uncle Tim's Bridge by the Wellfleet Historical Society   |
| <b>PROPOSED MOTION:</b> | I move to approve the use of Uncle Tim's Bridge by the Wellfleet Historical Society on April 28, 2019 from 6 to 8 pm subject to the conditions, if any, as listed on the application form for a fee of \$_____. |
| <b>ACTION TAKEN:</b>    | Moved By: _____ Seconded By: _____<br>Condition(s):   |
| <b>VOTED:</b>           | Yea _____ Nay _____ Abstain _____   |



APPLICATION FOR PERMIT TO USE TOWN OWNED PROPERTY

TOWN OF WELFLEET  
300 MAIN STREET  
WELFLEET, MA 02667

Applicant Sheryl Jaffe

Affiliation or Group Wellfleet Historical Society

Telephone Number 413-585-9861

Mailing Address P.O. box 58

Email address sheryl@wellfleethistoricalsociety.org Wellfleet

Town Property to be used (include specific area) \_\_\_\_\_

Uncle Tim's Bridge

Date(s) and hours of use: April 28, 2019 6 PM - 8 PM

Describe activity including purpose, number of persons involved, equipment to be used, parking arrangements, food/beverage service, etc. Also please indicate if fees will be charged by applicant.

No Fees charged - Participants will meet at the Historical Society and FOLD paper lanterns each lantern will get a battery tea light placed inside and we then walk to bridge to illuminate and celebrate this beloved landmark

Describe any Town services requested (police details, DPW assistance, etc.)

NONE

Take pictures + leave ~~nothing~~ Nothing will be left behind

NOTE TO APPLICANTS: All applications must be accompanied by a non refundable \$50.00 processing fee. Applications must be received at least 30 days prior to the first event date to insure that all reviews can be completed prior to the event. This application is only for permission to use Town property. Any additional licenses, such as food service permit, etc., may be required and it is the applicant's responsibility to secure the same.

Action by the Board of Selectmen:

\_\_\_\_\_ Approved as submitted

\_\_\_\_\_ Approved with the following condition(s): \_\_\_\_\_

\_\_\_\_\_ Disapproved for following reason(s): \_\_\_\_\_

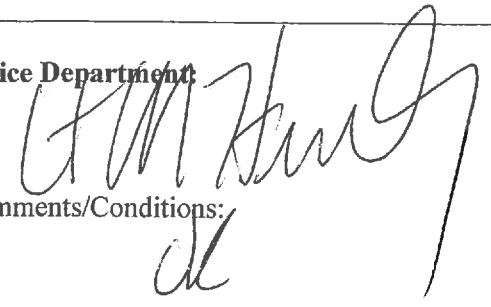

Date: FEB 19 2019



Processing Fee: \$50.00

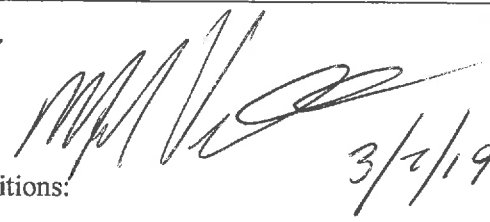

Fee: \_\_\_\_\_

(over)

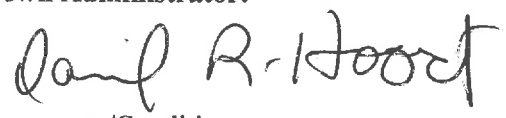
**APPLICANT IS RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND INSPECTIONS**

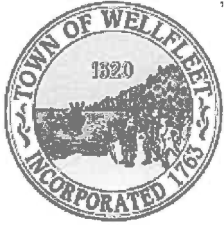
|   |   |
|---|---|
| <b>Police Department:</b><br><br><b>Comments/Conditions:</b><br>OK | <b>Fire Department:</b><br> 3/7/19<br><b>Comments/Conditions:</b><br>OK |
|---|---|

|  |   |
|--|---|
| <b>Health:</b><br><br><b>Comments/Conditions:</b> OK- | <b>Building:</b>  Justing Post<br><b>Comments/Conditions:</b> |
|--|---|

|   |  |
|---|--|
| <b>DPW:</b> OK  3/2/19<br><b>Comments/Conditions:</b> | <b>Harbormaster:</b> <br><b>Comments/Conditions:</b> |
|---|--|

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|--|---|
|  | <b>Town Administrator:</b><br><br><b>Comments/Conditions:</b> |
|--|---|



# BOARD OF SELECTMEN

AGENDA ACTION REQUEST  
Meeting Date: March 12, 2019

# VII

## BUSINESS – A

|                         |  |
|-------------------------|--|
| <b>REQUESTED BY:</b>    | Shellfish Constable                                  |
| <b>DESIRED ACTION:</b>  | Opening and Closing of Herring River to Shellfishing |
| <b>PROPOSED MOTION:</b> |  |
| <b>ACTION TAKEN:</b>    | Moved By: _____ Seconded By: _____<br>Condition(s):  |
| <b>VOTED:</b>           | Yea _____ Nay _____ Abstain _____                    |







## BOARD OF SELECTMEN

AGENDA ACTION REQUEST  
Meeting Date: March 12, 2019

# VII

### BUSINESS – B

|                         |   |
|-------------------------|---|
| <b>REQUESTED BY:</b>    | <b>Town Administrator</b>   |
| <b>DESIRED ACTION:</b>  | <b>Cape Cod Commission Extension Agreement</b>  |
| <b>PROPOSED MOTION:</b> | <b>I move to approve the 4<sup>th</sup> Extension Agreement of the DRI Public Hearing Period and authorize the Chair to sign the extension agreement.</b> |
| <b>ACTION TAKEN:</b>    | Moved By: _____ Seconded By: _____<br>Condition(s):   |
| <b>VOTED:</b>           | Yea _____ Nay _____ Abstain _____   |



3225 MAIN STREET • P.O. BOX 226  
BARNSTABLE, MASSACHUSETTS 02630



CAPE COD  
COMMISSION

---

(508) 362-3828 • Fax (508) 362-3136 • [www.capecodcommission.org](http://www.capecodcommission.org)

#### **4<sup>th</sup> Extension Agreement- DRI Public Hearing Period**

Date: March 12, 2019

Re: Development of Regional Impact  
Herring River Restoration Project  
Towns of Wellfleet  
(Commission No. 08009)

---

1. The above referenced matter ('Project') required the preparation of an environmental impact report (EIR) under the provisions of sections sixty-one to sixty-two H, inclusive, of chapter thirty of the General Laws, the Massachusetts Environmental Policy Act (MEPA) and thus is subject to mandatory Development of Regional Impact (DRI) review by the Cape Cod Commission (Commission) pursuant to Section 12(i) of the Cape Cod Commission Act;
2. The Project underwent Joint Review between the Cape Cod Commission and the Massachusetts Environmental Policy Act (MEPA) Office during its MEPA review period, during which the Commission held hearings and provided comments on the project's MEPA filings;
3. The Secretary of the Massachusetts Executive Office of Energy and Environmental Affairs issued a Certificate on the Project's Final Environmental Impact Report (FEIR) July 15, 2016, determining that the Project adequately and properly complies with MEPA.
4. The Cape Cod Commission opened the Development of Regional Impact (DRI) public hearing period on the Project August 29, 2016. The Commission and Town previously executed three extensions to the DRI public hearing period. The current extension is to April 5, 2019;
5. Pursuant to Section 7(c)(vi) of the Enabling Regulations Governing Developments of Regional Impact/ Chapter A of the Code of Cape Cod Commission Regulations of General Application (as amended Nov. 2014), the Applicant Town of Wellfleet (Town) and the Cape Cod Commission hereby mutually agree to extend the DRI public hearing period on the above-referenced matter to April 3, 2020, which extension will allow the Town sufficient time to continue preparing and submit an application to the Cape Cod Commission, among other things, responsive to the Commission's comments provided during Joint Review, as well as to local concerns.

*(signature page follows)*

**SIGNATURES**

Executed this 12<sup>th</sup> day of March 2019.

For the Commission by:

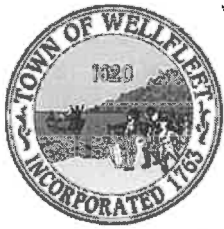
---

Roger Putnam, Town of Wellfleet Cape Cod Commission Representative  
DRI Subcommittee, Chair

For the Town of Wellfleet by:

---

Name (Print): Janet Reinhart  
Chair, Wellfleet Board of Selectmen



## BOARD OF SELECTMEN

AGENDA ACTION REQUEST  
Meeting Date: March 12, 2019

# VII

### BUSINESS – C

|                         |   |
|-------------------------|---|
| <b>REQUESTED BY:</b>    | <b>Friends of Herring River</b>                                   |
| <b>DESIRED ACTION:</b>  | <b>Celebration of May as Herring River month</b>                  |
| <b>PROPOSED MOTION:</b> | <b>I move to proclaim May as “Celebrate Herring River” month.</b> |
| <b>ACTION TAKEN:</b>    | Moved By: _____ Seconded By: _____<br>Condition(s):               |
| <b>VOTED:</b>           | Yea _____ Nay _____ Abstain _____                                 |



## Courtney Butler

---

**From:** Beth Chapman <bchapman@herringriver.org>  
**Sent:** Wednesday, March 6, 2019 10:03 AM  
**To:** Courtney Butler  
**Subject:** For the March 12 Select Board Packet

Please confirm that you have received this.

I appear tonight as the Chair of the Board of Friends of Herring River to ask that the Wellfleet Select Board proclaim May as "Celebrate Herring River" month. The River is an environmental treasure with great historic importance to the town. As part of our outreach and education mission, and to celebrate the Herring River, we have planned two lectures at the Wellfleet Public Library at 6:30 PM, plus a kayaking trip.

These events include:

- "From River to Table in the 1800s: Food and Recipes from the Herring River" co-sponsored with the Wellfleet Historical Society on May 8.
- "From the Upper Reaches of Herring Pond to Rt. 6: An armchair video and photographic tour of the Herring River" presented by Dr. Ethan Estey, Wellfleet Herring Warden on May 22.
- "Mouth of the Herring River Kayak Trip" co-sponsored with Audubon's Wellfleet Bay Wildlife Sanctuary. On Saturday, June 1, Kayakers will look at the existing dike from the harbor side, learn about turtle habitat in the dunes there, and venture out toward Egg Island for further discussion of the river's mouth.

--

Lisbeth Wiley Chapman  
Chair, Board of Directors, Friends of Herring River  
PO Box 565  
South Wellfleet, MA 02663  
Cell: 508-479-1033





## **Ideas for Celebration of May as Herring River Month**

### **Sponsored by Friends of Herring River**

- March 21 – Herring Count Kick-Off – 10<sup>th</sup> annual count – Association to Preserve Cape Cod calls Wellfleet count the “longest and one of the best,” on Cape Cod. At library 10 to noon. This is a recruitment event to encourage more people to join this citizen science program

#### **Speakers:**

- Dr. Ethan Estey, Wellfleet Herring Warden and shellfisherman. An overview of our Wellfleet Herring run.
- Abby Franklin Archer, Marine Resource Specialist at Cape Cod Cooperative Extension Marine Program will speak on the restoration of Herring runs across Cape Cod.
- In March, AmeriCorps will clear the river and count site.

#### **May programs:**

- Joint program with Wellfleet Historical Society and Friends of Herring River on the importance of Herring and Eel to the economy of Wellfleet prior to the building of the dike in 1909. This will include an exhibit of the collection of eel forks at the Society.
- Video Tours program at Library, “Walking the River” actually showing people what it really looks like.
  1. From Herring Pond to Route Six
  2. From West of Route Six to Dike
- Concert of local musicians focusing on music from the sea
- End the Month on Memorial Day Sunday afternoon
- Special Kids Event, featuring fun, interactive activities, music, crafts – making herring hats.

Contact: Lisbeth Wiley Chapman, Board Chair

[bchapman@herringriver.org](mailto:bchapman@herringriver.org) 508-479-1033





# BOARD OF SELECTMEN

AGENDA ACTION REQUEST  
Meeting Date: March 12, 2019

# VII

## BUSINESS -D

|                         |   |
|-------------------------|---|
| <b>REQUESTED BY:</b>    | <b>Chair Reinhart</b>                                     |
| <b>DESIRED ACTION:</b>  | <b>Discussion of Meeting Start Time</b>                   |
| <b>PROPOSED MOTION:</b> |   |
| <b>ACTION TAKEN:</b>    | Moved By: _____ Seconded By: _____<br>Condition(s): _____ |
| <b>VOTED:</b>           | Yea _____ Nay _____ Abstain _____                         |





## BOARD OF SELECTMEN

AGENDA ACTION REQUEST  
Meeting Date: March 12, 2019

# VII

### BUSINESS – E

|                         |   |
|-------------------------|---|
| <b>REQUESTED BY:</b>    | <b>Town Administrator</b>                                       |
| <b>DESIRED ACTION:</b>  | <b>2019 April Annual Town Meeting Warrant articles</b>          |
| <b>PROPOSED MOTION:</b> | <b>I move to recommend and insert article X in the Warrant.</b> |
| <b>ACTION TAKEN:</b>    | Moved By: _____ Seconded By: _____<br>Condition(s): _____       |
| <b>VOTED:</b>           | Yea _____ Nay _____ Abstain _____                               |



Draft as of March 6, 2019



**ANNUAL TOWN MEETING**  
**MONDAY, APRIL 22, 2019, 7:00 pm**  
**Wellfleet Elementary School**

&

**ANNUAL ELECTION WARRANT**  
**MONDAY, APRIL 29, 2019, NOON - 7:00 pm**  
**Wellfleet Senior Center**

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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 Board of Selectmen. 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 Board of Selectmen. 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 Board of Selectmen. 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. Nonvoters 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 may only speak twice to any motion or amendment unless authorized by the Moderator. The provisions of this clause shall not apply to a) the person making the motion under an Article, and b) those persons required to be in attendance under the provisions of Charter Section 2-7-5. (Charter: Sect. 2-7-8).

All motions, including all 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)

|  |   |
|--|---|
| Zoning Bylaws                              | 2/3 majority  |
| To incur debt                              | 2/3 majority  |
| To transfer or sell Town land              | 2/3 majority  |
| To approve charter amendments              | 2/3 majority  |
| To pay unpaid bills of a prior fiscal year | 4/5 majority at an Annual Town Meeting<br>9/10 majority at a Special Town Meeting |

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

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

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. It is debatable to the same extent as the motion it seeks to reconsider, and it requires a majority vote. (Charter: Sect. 2-7-9).

**DRAFT as of March 6, 2019**

**FINANCE COMMITTEE STATEMENT**

A Statement to the Voters from the Wellfleet Finance Committee

TO BE PROVIDED

**DRAFT as of March 6, 2019**

**ANNUAL TOWN MEETING WARRANT**

Monday, April 22, 2019

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 22<sup>nd</sup> day of April, 2019, at seven o'clock in the evening, then and there to vote upon the following Articles:

**Index of Articles**

| <b>Article #</b>                  | <b>Page #</b> | <b>Description</b>           | <b>BOS Action</b> | <b>Recommend?</b>      |
|-----------------------------------|---------------|------------------------------|-------------------|------------------------|
| <b>Section I: Budget Articles</b> |               |                              |                   |                        |
| 1                                 | 9             | Operating Budget             | Insert            | Recommend 5-0          |
| 2                                 | 9             | Yr End Transfers             | Insert            | Recommend 5-0          |
| 3                                 | 9             | FY 20 Capital Budget         | Insert            | Withheld               |
| 4                                 | 10            | Marina Enterprise            | Insert            | Recommend 5-0          |
| 5                                 | 10            | Water Enterprise             | Insert            | Recommend 5-0          |
| 6                                 | 10            | Prior Year Invoices          | Insert            | Recommend 5-0          |
| 7                                 | 10            | Firefighters Union           | Insert            | Withheld               |
| 8                                 | 11            | Teamsters                    | Insert            | Withheld               |
| 9                                 | 11            | Communications Union         | Insert            | Withheld               |
| 10                                | 11            | Non-union Other Personnel    | Insert            | Withheld               |
| 11                                | 11            | Fire Dept Staff-Amb fund     | No action         | No action              |
| 12                                | 12            | Fire Dept Staff-Override     | No action         | No action              |
| 13                                | 12            | Chapter 90 Funds             | Insert            | Withheld               |
| 14                                | 12            | CIP-Fire Ladder Truck        | Insert            | Recommend 5-0          |
| 15                                | 13            | CIP-Street Sweeper           | Insert            | Recommend 5-0          |
| 16                                | 13            | CIP-Front End Loader         | Insert            | Recommend 5-0          |
| 17                                | 14            | CIP-Refuse/Recycling Trailer | Insert            | Recommend 5-0          |
| 18                                | 14            | CIP-Police Cruiser           | Insert            | Recommend 5-0          |
| 19                                | 14            | CIP-Bandstand Awning         | No action         | No action              |
| 20                                | 15            | CIP-Bldgs & Grounds          | Insert            | Recommend 3-2          |
| 21                                | 15            | CIP-Marina Fuel Tanks        | Insert            | Recommend 5-0          |
| 22                                | 15            | OPEB-Town                    | Insert            | Recommend 5-0          |
| 23                                | 16            | OPEB-School                  | Insert            | Recommend 5-0          |
| 24                                | 16            | Marina Ent Stabilization     | Insert            | Recommend 5-0          |
| 25                                | 16            | Geneal Stabilization Fund    | Insert            | Recommend 5-0          |
| 26                                | 17            | Cable Access Television      | Insert            | Recommend 5-0          |
| 27                                | 17            | CPC-Housekeeping             | Insert            | Recommend 5-0          |
| 28                                | 17            | CPC-Housing Specialist       | Insert            | Recommend 5-0          |
| 29                                | 18            | CPC-Aff Housing Trust Fund   | Insert            | Recommend 5-0          |
| 30                                | 18            | CPC-Housing Institute        | Insert            | Recommend 5-0          |
| 31                                | 19            | CPC-Baker Field Pavilion     | Insert            | Recommend 5-0          |
| 32                                | 19            | CPC-Form B Inventories       | Insert            | Recommend 5-0          |
| 33                                | 19            | Univeral Preschool 3 yr olds | Insert            | Recommend 5-0          |
| 34                                | 20            | Shellfish Revolving Fund     | No action         | No action              |
| 35                                | 20            | Water Resource Director      | Insert            | Recommend 4-1          |
| 36                                | 21            | Shellfish Shack Renovations  | Insert            | Recommend 5-0          |
| 37                                | 21            | 3 Kendrick Ave Acquisition   | No action         | No action              |
| 38                                | 22            | Paramedic Training Program   | Insert            | Recommend 5-0          |
| 39                                | 22            | Disp. of Town Land-Cons.     | No action         | No action              |
| 40                                | 23            | Disp. of Town Land-Cons.     | No action         | No action              |
| 41                                | 23            | Disp. of Town Land-Hsng      | Insert            | Reserve Recommendation |
| 42                                | 23            | Disp. of Town Land-Hsng      | Insert            | Recommend 5-0          |
| 43                                | 24            | Dispose of Personal Property | Insert            | Recommend 5-0          |
| 44                                | 25            | Town Collector               | Insert            | Recommend 5-0          |
| 45                                | 25            | DEP Liability                | Insert            | Recommend 5-0          |
| 46                                | 25            | Nauset local contributions   | Insert            | Recommend 5-0          |
| 47                                | 26            | Closing Articles             | Insert            | Recommend 5-0          |
| 48                                | 26            | Closing Articles             | Insert            | Recommend 5-0          |

**DRAFT as of March 6, 2019**

**Additional Articles:**

|                                 |  |
|---------------------------------|--|
| <b>Petitioned Article</b>       | <b>Greater local control of sharks and seals</b> |
| <b>Petitioned Article</b>       | <b>Bike Trail Extension</b>                      |
| <b>Petitioned Article</b>       | <b>Energy Committee</b>                          |
| <b>Petitioned Article</b>       | <b>Municipal Plastic Bottle Ban</b>              |
| <b>Request to BOS to insert</b> | <b>Balloon Reduction Bylaw</b>                   |

**SECTION I: BUDGET ARTICLES**

**ARTICLE 1: FY 2020 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 2020 Town Operating Budget and fix the salaries and compensation of all elected officers (appendix E) of the Town for Fiscal Year 2020 or do or act anything thereon.

(Requested by the Board of Selectmen)

**Board of Selectmen:** 5-0.

**Finance Committee:** 8-0 (as amended, see below)

**SUMMARY:** This Article requests approval of the Fiscal Year 2020 Operating Budget (See Appendix A) This Article also sets the salaries of elected officials (appendix E) as per the budget and approves the budgets of the two regional school districts.

The Finance Committee voted 7-2 to reduce the Recreation Budget by \$6,400, the added compensation costs related to the acceptance of a donated 12 passenger van. The Committee did not believe a gift should be accepted when the gift would create long-term costs unless the complete long-term costs were known.

**ARTICLE 2: FY 2019 Year Transfers.** To see if the Town will vote to transfer from available funds and/or authorize the transfer from various line items within current appropriations, such sums of money necessary to supplement the operating and/or capital budgets of the various Town departments for the current Fiscal Year 2019 or do or act anything thereon.

(Requested by the Board of Selectmen)

**REQUESTS TO DATE:**

| FROM      | TO                              | AMOUNT   | EXPLANATION                                 |
|-----------|---------------------------------|----------|---|
| Free Cash | 300 Wellfleet Elementary School | \$57,517 | Special Needs Program                       |
| Free Cash | 189 Housing Authority           | \$15,000 | Legal fees                                  |
| Free Cash | 210 Police Department           | \$40,000 | Payroll related to last year's new contract |
| Free Cash | 417 DPW Facilities              | \$44,000 | Fire Station boiler repairs                 |
| Free Cash | 630 Recreation                  | \$2,500  | Added expense from tennis court renovations |

**Total \$159,017**

**Board of Selectmen:** 5-0.

**Finance Committee:** Recommendation withheld until town meeting.

**SUMMARY:** This Article requests transfers and additional funding for the operating budget for the fiscal year ending June 30, 2019. Additional requests may be added at Town Meeting.

**ARTICLE 3: FY 2020 Capital 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 2020 Town Capital Budget or do or act anything thereon.

**DRAFT as of March 6, 2019**

(Requested by the Board of Selectmen)

**Board of Selectmen:** Recommendation withheld until town meeting.

**Finance Committee:** Recommends 7-0.

**SUMMARY:** This Article requests approval of appropriations and transfers for the Fiscal Year 2020 Capital Budget. Capital items that require borrowing are in separate articles later in the warrant. (See Appendix B, page 66)

**ARTICLE 4: FY 2020 Marina Enterprise 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 2020 Marina Enterprise Fund Budget, or do or act anything thereon.

(Requested by the Board of Selectmen)

**Board of Selectmen:** 5-0.

**Finance Committee:** Recommends 8-0

**SUMMARY:** This Article requests approval of the Fiscal Year 2020 Marina Services Enterprise Fund Budget. (See Appendix C)

**ARTICLE 5: FY 2020 Water Enterprise 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 2020 Water Enterprise Fund Budget, or do or act anything thereon.

(Requested by the Board of Selectmen)

**Board of Selectmen:** 5-0.

**Finance Committee:** Recommends 7-1

**SUMMARY:** This Article requests approval of the FY2020 Water Enterprise Fund Budget. (See Appendix D)

**ARTICLE 6: Prior Year Invoices.** To see what sum the Town will vote to raise and appropriate or transfer from available funds for the purpose of paying prior year unpaid bills; or to take any other action relative thereto.

***9/10 Vote Required***

(Requested by the Board of Selectmen)

Invoices as of printing of warrant:

|                                 |          |                                   |
|---------------------------------|----------|-----------------------------------|
| Outer Cape Health Services      | \$12,500 | Navigator Program                 |
| Air Cleaning Specialist of N.E. | \$ 2,266 | Fire station exhaust vent repairs |
| CDW, Inc                        | \$ 524   | Computer supplies                 |

**Board of Selectmen:** 5-0.

**Finance Committee:** Recommends 8-0

**SUMMARY:** This article requests authorization to pay invoices from fiscal year 2018. Once the fiscal year has been closed out only town meeting voters may authorize payment of invoices from that fiscal year. The vendor was late in submitting the invoices to the Town.



**SECTION II: ADDITIONAL FINANCIAL ARTICLES**

**ARTICLE 7: Fund Firefighters Union Contract.** To see if the Town will vote to transfer from any available source of funds an amount of money sufficient to fund the first and second years of a collective bargaining agreement between the Town of Wellfleet and the Wellfleet Permanent Firefighters beginning July 1, 2019 or do or act anything thereon.

(Requested by the Board of Selectmen)

**Board of Selectmen:** Recommendation withheld until town meeting.

**Finance Committee:** Recommendation withheld until town meeting.

**SUMMARY:** Town Meeting approval is required to fund the 1<sup>st</sup> year of a collective bargaining agreement.

**ARTICLE 8: Fund Teamsters Union Contract.** To see if the Town will vote to transfer from any available source of funds an amount of money sufficient to fund the first and second years of a collective bargaining agreement between the Town of Wellfleet and the Teamsters Union beginning July 1, 2019 or do or act anything thereon.

(Requested by the Board of Selectmen)

**Board of Selectmen:** Recommendation withheld until town meeting.

**Finance Committee:** Recommendation withheld until town meeting.

**SUMMARY:** Town Meeting approval is required to fund the 1<sup>st</sup> year of a collective bargaining agreement.

**ARTICLE 9: Fund Communications Union Contract.** To see if the Town will vote to transfer from any available source of funds an amount of money sufficient to fund the first and second years of a collective bargaining agreement between the Town of Wellfleet and the Wellfleet Communications Union beginning July 1, 2019 or do or act anything thereon.

(Requested by the Board of Selectmen)

**Board of Selectmen:** Recommendation withheld until town meeting.

**Finance Committee:** Recommendation withheld until town meeting.

**SUMMARY:** Town Meeting approval is required to fund the 1<sup>st</sup> year of a collective bargaining agreement.

**ARTICLE 10: Non-Union and Other Personnel Salaries & Compensation.** To see if the Town will vote to raise and appropriate and/or transfer from available funds such sums of money necessary to fund wage and salary adjustments for non-union and other personnel beginning July1, 2019, or do or act anything thereon.

(Requested by the Board of Selectmen)

**Board of Selectmen:** Recommendation withheld until town meeting.

**Finance Committee:** Recommendation withheld until town meeting.

**SUMMARY:** This appropriation funds wage and salary adjustments for non-union and other personnel.

**ARTICLE 11: Additional Fire Department Staff – (Funded by Ambulance Fund)** To see if the Town will vote to raise and appropriate and/or transfer from any available source of funds \$79,000, or any other

**DRAFT as of March 6, 2019**

sum for the purpose of funding one new Firefighter/EMT/Paramedic position; or do or act anything thereon.

(Requested by the Board of Selectmen  
and the Fire Chief)

Board of Selectmen: 0-0.

Finance Committee: 0-0.

**SUMMARY:** This article would fund the cost of adding one additional Firefighter/EMT/Paramedic. Funding in the first year would be through a transfer from the Ambulance Fund. Costs include starting salary of each position (\$53,213), uniforms and protective clothing (\$1,900), holiday and call back costs (\$11,900) and an estimate of benefits and training costs (\$11,987). The total payroll, estimated benefits and training costs of one position is \$79,000.

**ARTICLE 12: Additional Fire Department Staff – (Funded via override)** To see if the Town will vote to raise and appropriate and/or transfer from any available source of funds \$79,000, or any other sum for the purpose of funding one new Firefighter/EMT/Paramedic position; provided, however that no sums shall be borrowed or expended hereunder unless and until the Town shall have voted to assess an additional \$79,000 in real estate and personal property taxes pursuant to the provisions of G. L. c. 59, §21C (Proposition 2 ½), or do or act anything thereon.

(Requested by the Board of Selectmen  
and the Fire Chief)

Board of Selectmen: 0-0.

Finance Committee: 0-0.

**SUMMARY:** This article would fund the cost of adding one additional Firefighter/EMT/Paramedic. Funding, if approved, would be through a 2 ½ override. Costs include starting salary of each position (\$53,213), uniforms and protective clothing (\$1,900), holiday and call back costs (\$11,900) and an estimate of benefits and training costs (\$11,987). The total payroll, estimated benefits and training costs of one position is \$79,000.

**ARTICLE 13: Chapter 90 Road Repairs.** To see if the Town will vote to raise and appropriate and/or transfer from available funds \$243,219 in anticipation of reimbursement to be received pursuant to General Laws, chapter 90 as amended; said funds to be expended to repair and resurface Town roads and to carry out other authorized projects under the direction of the Department of Public Works, or do or act anything thereon.

(Requested by the Board of Selectmen)

**Board of Selectmen:** 0-0.

**Finance Committee:** Recommends 7-0.

**SUMMARY:** This Article will allow the Town to contract for paving services and other authorized projects in anticipation of receiving State reimbursement.

**ARTICLE 14: Capital Improvement–Fire Dept Ladder Truck** To see if the Town will vote to appropriate the sum of **\$285,000** or any other sum for the purpose of paying the cost of purchasing, outfitting and equipping a used combination aerial ladder/pumper truck for the Fire Department 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 Selectmen 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 take any other action in relation thereto. *Two-thirds vote required*

**Board of Selectmen:** Recommends 5-0  
**Finance Committee:** Recommends 8-0

**SUMMARY:** This article requests funding for the purchase of a used aerial ladder/ pumper truck to replace Ladder Truck 93, for the Wellfleet Fire Department. Ladder 93 will be thirty-four years old next year, is becoming no longer cost effective to maintain and beyond its useful life span.

**ARTICLE 15: Capital Improvement-DPW Street Sweeper** To see if the Town will vote to appropriate the sum of **\$265,000** or any other sum for the purpose of paying the cost of purchasing and initially equipping a street sweeper for the Department of Public Works and for the payment of all other costs incidental and related thereto, and that to meet this appropriation the Town Treasurer, with the approval of the Selectmen be and hereby is authorized to borrow said amount under and pursuant to 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 take any other action in relation thereto. *Two-thirds vote required*

(Requested by the Board of Selectmen)

**Board of Selectmen:** Recommends 5-0.  
**Finance Committee:** Recommends 8-0

**SUMMARY:** This article requests funding for the purchase of a street sweeper to replace the one purchased in 2009.

**ARTICLE 16: Capital Improvement-DPW Front End Loader** To see if the Town will vote to appropriate the sum of **\$220,000** or any other sum for the purpose of paying the cost of purchasing and initially equipping a front end loader for the Department of Public Works and for the payment of all other costs incidental and related thereto, and that to meet this appropriation the Town Treasurer, with the approval of the Selectmen be and hereby is authorized to borrow said amount under and pursuant to 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 take any other action in relation thereto. *Two-thirds vote required*

(Requested by the Board of Selectmen)

**Board of Selectmen:** Recommends 5-0.  
**Finance Committee:** Recommends 8-0

**SUMMARY:** This article requests funding for the purchase of a front-end loader to replace the one purchased in 2005.

**ARTICLE 17: Capital Improvement-DPW Refuse/Recycling Trailer** To see if the Town will vote to appropriate the sum of **\$75,000** or any other sum for the purpose of paying the cost of purchasing and initially equipping a 100 yard refuse/recycling trailer for the Department of Public Works and for the payment of all other costs incidental and related thereto, and that to meet this appropriation the Town Treasurer, with the approval of the Selectmen be and hereby is authorized to borrow said amount under and pursuant to 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 take any other action in relation thereto.

***Two-thirds vote required***

(Requested by the Board of Selectmen)

**Board of Selectmen:** Recommends 5-0.

**Finance Committee:** Recommends 8-0

**SUMMARY:** This article requests funding for the purchase of a 100 yard refuse/recycling trailer for the transfer station.

**ARTICLE 18: Capital Improvement-Police Cruiser** To see if the Town will vote to appropriate the sum of **\$40,000** or any other sum for the purpose of paying the cost of purchasing and initially equipping a police cruiser for the Police Department and for the payment of all other costs incidental and related thereto, and that to meet this appropriation the Town Treasurer, with the approval of the Selectmen be and hereby is authorized to borrow said amount under and pursuant to 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 take any other action in relation thereto. ***Two-thirds vote required***

(Requested by the Board of Selectmen)

**Board of Selectmen:** Recommends 5-0.

**Finance Committee:** Recommends 8-0

**SUMMARY:** This article proposes the purchase of a police cruiser as part of the ongoing vehicle replacement plan for the Police Department.

**ARTICLE 19: Capital Improvement-Bandstand Awning** To see if the Town will vote to appropriate the sum of **\$25,175** or any other sum for the purpose of paying the cost of purchasing and installing a new awning over the bandstand at the Pier and for the payment of all other costs incidental and related thereto, and that to meet this appropriation the Town Treasurer, with the approval of the Selectmen be and hereby is authorized to borrow said amount under and pursuant to 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 take any other action in relation thereto. ***Two-thirds vote required***

(Requested by the Board of Selectmen)



**Board of Selectmen:** Recommends 0-0.

**Finance Committee:** Recommendation withheld until town meeting.

**SUMMARY:** This article proposes the purchase of a new awning for the bandstand located at the end of the Pier. The current metal frame and awning are rusting badly and will soon become structurally compromised.

**ARTICLE 20: Capital Improvement-Building and Grounds Improvements** To see if the Town will vote to appropriate the sum of **\$50,000** or any other sum for the purpose of paying the cost of buildings and grounds improvements to the town hall and library building and grounds at the Wellfleet Library and for the payment of all other costs incidental and related thereto, and that to meet this appropriation the Town Treasurer, with the approval of the Selectmen be and hereby is authorized to borrow said amount under and pursuant to 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 take any other action in relation thereto.

*Two-thirds vote required*

(Requested by the Board of Selectmen)

**Board of Selectmen:** Recommends 3-2.

**Finance Committee:** Recommends 8-0

**SUMMARY:** This article requests funding for improvements to the town hall basement flooring (\$30,000), the Wellfleet Library restrooms (\$8,000) and the parking lot and sidewalks (\$12,000) surrounding the library building.

**ARTICLE 21: Capital Improvement-Fuel Storage Tanks for Marina** To see if the Town will vote to appropriate the sum of **\$425,884** or any other sum for the purpose of removing the existing fuel storage tanks at the Marina and purchasing and installing new above ground fuel storage tanks at the Wellfleet Marina and for the payment of all other costs incidental and related thereto, and that to meet this appropriation the Town Treasurer, with the approval of the Selectmen be and hereby is authorized to borrow said amount under and pursuant to 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; or take any other action in relation thereto. *Two-thirds vote required*

(Requested by the Board of Selectmen)

**Board of Selectmen:** Recommends 5-0.

**Finance Committee:** Recommendation withheld until town meeting.

**SUMMARY:** This article requests funding to remove the existing fuel storage oil tanks at the Marina and purchase and install new storage tanks. The current tanks are over thirty years old and the insurance company has informed us that they do not normally insure tanks that are over thirty years old. The existing tanks are at the end of their useful life. Debt service for the tanks will be paid out of the Marina Enterprise Fund.

**ARTICLE 22: Other Post-Employment Benefits (“OPEB”) Appropriation.** To see if the Town will vote to raise and appropriate, or transfer from available funds the sum of \$200,000, or any other sum, to

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be added to the Town's Other Post-Employment Benefits Liability Trust Fund or do or act anything thereon.

(Requested by the Board of Selectmen)

**Board of Selectmen:** Recommends 5-0.

**Finance Committee:** Recommends 8-0

**SUMMARY:** This amount will help to fund the Town's share of future health insurance costs for current employees and retirees. As of June 30, 2016, the actuarial valuation of Wellfleet's unfunded liability for these costs was \$7,987,654. The audited fund balance in the OPEB Trust Fund as of June 30, 2018 (\$1,475,735) plus the amount approved at the 2018 ATM for deposit in FY 2019 (\$250,000) sums up to an approximate balance of \$1,725,735.

**ARTICLE 23: Other Post-Employment Benefits ("OPEB") Appropriation - School.** To see if the Town will vote to raise and appropriate, or transfer from available funds the sum of \$53,492, or any other sum, to be added to the Nauset Regional School District's Other Post-Employment Benefits Liability Trust Fund or do or act anything thereon.

(Requested by the Board of Selectmen)

**Board of Selectmen:** Recommends 5-0.

**Finance Committee:** Recommends 8-0

**SUMMARY:** This amount will be the original deposit to fund the Nauset Regional School District OPEB trust fund. The four member towns are funding a total of \$400,000 with \$53,492 being Wellfleet's share.

**ARTICLE 24: Marina Enterprise Stabilization Fund** To see if the Town will vote to raise and appropriate and/or transfer from the Marina Parking fund the sum of \$10,000, or any other sum, for the purpose of contributing to the Marina Enterprise Stabilization Fund, or do or act anything thereon.

(Requested by the Board of Selectmen)

**Board of Selectmen:** Recommends 5-0.

**Finance Committee:** Recommends 8-0

**SUMMARY:** By a majority vote the Town may appropriate into this fund in any year an amount not to exceed ten percent of the prior year's tax levy. These funds are a reserve for future capital improvements to the Marina. The audited fund balance as of June 30, 2018 was \$40,368. Adding the FY 2019 contribution (\$10,000) and the contribution requested by this article would bring the account to approximately \$60,368.

**ARTICLE 25: Transfer to Stabilization Fund** To see if the Town will vote to raise and appropriate and/or transfer from available funds the sum of \$40,000, or any other sum, for the purposes of contributing to the Stabilization Fund, or do or act anything thereon.

(Requested by the Board of Selectmen)

**Board of Selectmen:** Recommends 5-0.

**Finance Committee:** Recommends 8-0

**SUMMARY:** By a majority vote the Town may appropriate into this fund in any year an amount not to exceed ten percent of the prior year's tax levy. These funds are a reserve to stabilize tax rates from year to year due to unexpected financial requirements. The audited fund balance in

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the Stabilization Fund as of June 30, 2018 (761,000) plus the amount approved at the 2018 ATM for deposit in FY 2019 (\$155,000) sums up to an approximate balance of \$916,000. This contribution of \$40,000 will bring the Town to approximately \$956,000 which meets the Selectmen's fiscal policy goal of 5% of the operating budget.

**ARTICLE 26: Transfer to LCCATV Fund** To see if the Town will vote to transfer from the Cable Receipts Fund \$114,000 to fund local television access programming for the operation of the two local access television channels, 99 and 22, or do or act anything thereon.

(Requested by the Board of Selectmen)

**Board of Selectmen:** Recommends 5-0.

**Finance Committee:** Recommends 6-0

**Cable Advisory Committee:**

**SUMMARY:** This article provides funding for the local government programming (channel 22) and Lower Cape Community Access Television (channel 99). COMCAST, through your cable TV bills, provides the funding to the cable receipts fund.

**ARTICLE 27: Community Preservation** To see if the Town will vote to hear and act on the report of the Community Preservation Committee on the Fiscal Year 2020 Community Preservation budget and to appropriate from the Community Preservation Fund estimated annual revenues a sum of **\$26,837.25** to meet the administrative expenses and all other necessary and proper expenses of the Community Preservation Committee for Fiscal Year 2019; and further to appropriate from Community Preservation Fund estimated revenues a sum of **\$52,900** for open space debt service; a sum of **\$775.51** to reserve for open space; a sum of **\$53,674.51** to reserve to for community housing; and further to reserve for future appropriation a sum of **\$53,674.51** for historic resources as recommended by the Community Preservation Committee, as well as a sum of **\$346,884.28** to be placed in the 2020 Budgeted Reserve for general Community Preservation Act purposes, or do or act anything thereon.

(Requested by  
The Community Preservation Committee)

**Board of Selectmen:** Recommends 5-0.

**Finance Committee:** Recommends 6-0.

**Community Preservation Committee:** Recommends 7-0

**SUMMARY:** This is an annual CPC housekeeping article. Out of a total projected revenue figure of \$536,745.05 for Fiscal Year 2020, \$26,837.25 is the 5% of estimated for administrative expenses, as provided by the Community Preservation Act. Open Space's 10% is allocated as the funding source for Land Bank debt service in the capital budget. There is a remainder of \$774.51 to be placed in an Open Space Reserve after debt service has been met. Community Housing's 10%, and Historic Resources' 10% are reserved respectively for housing and historic preservation purposes. The balance of \$348,884.28 is reserved for approved CPA projects in any category including Recreation.

**ARTICLE 28: Community Preservation** To see if the Town will vote, pursuant to MGL c.44B, to appropriate \$59,023 from the Community Preservation Fund housing budgeted reserve revenues and \$15,977 from estimated annual revenues, for a total sum of \$75,000.00 for the purpose of hiring a consultant to provide technical assistance to the Wellfleet Housing Authority and the Wellfleet Local Housing Partnership, or do or act anything thereon.

(Requested by

The Community Preservation Committee)

**Board of Selectmen:** Recommends 5-0.  
**Finance Committee:** Recommends 6-0.  
**Community Preservation Committee:** Recommends 7-0  
**Housing Authority:**  
**Local Housing Partnership:**

**Summary:** The Housing Authority and the Local Housing Partnership are requesting a housing specialist to help the Town of Wellfleet to produce more timely affordable housing units, both for ownership and year-round rental. They seek professional expertise in dealing with very detailed and complicated State and Federal regulations.

**ARTICLE 29: Community Preservation** To see if the Town will vote, pursuant to MGL c.44B, to appropriate \$59,023 from the Community Preservation Fund budgeted housing reserve and \$40,977 from projected Fiscal Year 2020 revenues for a total of \$100,000 to contribute to the cost of, and thereby support, for building the financial capacity of Affordable Housing Trust Fund or do or act anything thereon.

(Requested by  
The Community Preservation Committee)

**Board of Selectmen:** Recommends 5-0.  
**Finance Committee:** Recommends 6-0.  
**Community Preservation Committee:** Recommends 7-0  
**Housing Authority:**  
**Local Housing Partnership:**

**SUMMARY:** The Community Preservation Act allows communities to allocate funds to the Affordable Housing Trust. This offers the 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 30: Community Preservation** To see if the Town will vote, pursuant to MGL c.44B, to appropriate from the Community Preservation Fund estimated annual revenues, the sum of \$7,500 to contribute to the cost of, and thereby support, for the continuance of the Community Development Partnership sponsored Cape Housing Institute in Fiscal Year 2020, or do or act anything thereon.

(Requested by  
The Community Preservation Committee)

**Board of Selectmen:** Recommends 5-0.  
**Finance Committee:** Recommends 6-0.  
**Community Preservation Committee:** Recommends 7-0  
**Housing Authority:**  
**Local Housing Partnership:**

**SUMMARY:** Community Development Partnership (CDP) is offering the Cape Housing Institute for a third year. CDP is seeking contributions from the participating towns towards the costs of another seminar series to develop better understanding of Community Housing needs and to create more effective advocates for Affordable Housing.



**ARTICLE 31: Community Preservation** To see if the Town will vote, pursuant to MGL c.44B, to appropriate from the Community Preservation Fund estimated annual revenues the sum of \$60,000 to contribute to the cost of a permanent shade pavilion for the purpose of recreational uses at Baker's Field, or do or act anything thereon.

(Requested by  
The Community Preservation Committee)

**Board of Selectmen:** Recommends 5-0.

**Finance Committee:** Recommends 6-0.

**Community Preservation Committee:** Recommends 7-0

**SUMMARY:** A permanent shade pavilion at Baker's Field will provide shelter from the intense sun and a place where demonstrations, interpretive talks, programs and other recreational activities are presented. The pavilion would replace yearly seasonal rental of a tent for Baker's Field.

**ARTICLE 32: Community Preservation** To see if the Town will vote, pursuant to MGL c.44B, to raise and appropriate from the Community Preservation Fund historical budgeted reserve revenues the sum of \$30,000 to continue completion of the Form B inventories of historic properties in Wellfleet and to offer a second workshop on historic preservation, or do or act anything thereon.

(Requested by  
The Community Preservation Committee)

**Board of Selectmen:** Recommends 5-0.

**Finance Committee:** Recommends 6-0.

**Community Preservation Committee:** Recommends 7-0

**Historical Commission:** Recommends 0-0.

**SUMMARY:** The Historical Commission's goal is to create a comprehensive historical plan which will include an inventory and street-view assessment 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](http://www.mhc-macris.org) (Massachusetts Cultural Resource Information System).

**ARTICLE 33: Universal Preschool** To see if the Town will vote to raise and appropriate and/or transfer from available funds the sum of \$100,000, or any other sum, for the purpose of funding a voucher system for partially paying the cost of preschool for three year old children of Wellfleet residents, provided, however that no sums shall be borrowed or expended hereunder unless and until the Town shall have voted to assess an additional \$100,000 in real estate and personal property taxes pursuant to the provisions of G. L. c. 59, §21C (Proposition 2½), or do or act anything thereon.

*Two-thirds vote required*

**Board of Selectmen:** Recommends 5-0.

**Finance Committee:** Recommends 7-0.

**SUMMARY:** This article would create a fund to be administered by the Human Services Committee to provide vouchers to Wellfleet residents in an amount not to exceed \$7,000 per child to partially fund the cost of preschool for three year-olds.

**ARTICLE 34: Shellfish Revolving Fund** To see if the Town will vote to establish in the Treasury, a Revolving Fund for Shellfish Propagation in accordance with Massachusetts General Laws Chapter 44, Section 53E½, which will be kept separate and apart from all other monies by the Treasurer, and in which shall be deposited seventy-five percent (75%) of the receipts that are collected into the existing Shellfish Fund by said Town from the issuance of Commercial and Recreational Shellfish and Eel Permits, Aquaculture License Fees, and any other fees relating to the management, oversight and propagation of shellfish under the shellfish department's purview that may be established in the future. The principal of this fund shall be spent under the direction of the Shellfish Constable with the advice of the Shellfish Advisory Board subject to final approval of the Board of Selectmen, for the propagation, cultivation, protection and study of shellfish, including all or part of municipal salaries and fringe benefits of propagation employees. Interest earned on any revolving fund balance shall be treated as general fund revenue of the Town. The provisions of this article shall take effect upon its passage.

Or take any action in relation thereto.

**Board of Selectmen:** 0-0.

**Finance Committee:** Recommends 5-0-1.

**Shellfish Advisory Board:** 0-0.

**SUMMARY:** The purpose of this article is to create revolving fund for shellfish propagation in order to provide a sustainable shellfish resource, through propagation, for the benefit of commercial and recreational harvesters. 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. The creation of 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 35: Water Resources Director:** To see if the Town will vote to raise and appropriate and/or transfer from any available source of funds \$95,000 for compensation and \$50,000 for benefits and office space, or any other sum for the purpose of funding a new position to implement the Town's required Wastewater Management Plan and oversee the management of the Town's Water System within the Enterprise Fund; provided, however that no sums shall be expended hereunder unless and until the Town shall have voted to assess an additional \$145,000 in real estate and personal property taxes pursuant to the provisions of G. L. c. 59, §21C (Proposition 2 ½), or do or act anything thereon.

***Two-thirds vote required***

**Board of Selectmen:** Recommends 4-1.

**Finance Committee:** Reserve Recommendation.

**Board of Water Commissioners:** 0-0

**Comprehensive Wastewater Management Planning Committee:** 0-0

**Board of Health:** 0-0

**Personnel Board: 0-0**

**SUMMARY:** The Town does not currently have any capacity to implement a State and Federally required wastewater plan and is required to do so under the State and EPA approved “208 Plan”. The Wastewater Committee and the Board of Water Commissioners have worked together to find a cost efficient and economical solution which involves staffing the needs of Wastewater, which are currently un-staffed, while at the same time assuming management of the Water System to create efficiencies. The position funding includes compensation (\$80,000-\$95,00) and benefits/office space (\$50,000).

**Effect on Property Taxes:** The cost of \$145,000 in the first year would add 6.4 cents to the tax rate and would cost the owner of a median priced single-family home (\$510,000) \$32.49.

**ARTICLE 36: Old Shellfish Shack Renovations** To see if the Town will vote to raise and appropriate and/or transfer from available funds the sum of **\$42,000**, or any other sum, for the purpose of funding the renovations to the Old Shellfish Shack located next to the Mayo Beach parking lot, provided, however that no sums shall be borrowed or expended hereunder unless and until the Town shall have voted to assess an additional **\$42,000** in real estate and personal property taxes pursuant to the provisions of G. L. c. 59, §21C (Proposition 2½), or do or act anything thereon. *Two-thirds vote required*

**Board of Selectmen: 5-0.**

**Finance Committee:** Does NOT recommend 5-1

**SUMMARY:** This article would fund the renovation costs of the old shellfish shack next to the Mayo Beach parking lot.

**ARTICLE 37: Acquisition of Property at 3 Kendrick Avenue**

To see if the Town will vote to authorize the Selectboard to acquire, by purchase, gift, and/or eminent domain, on such terms and conditions as the Selectboard deems appropriate, the parcel of land with the improvements thereon located at 3 Kendrick Avenue, which parcel is shown as Map 21, Parcel 112, for general municipal purposes, and for the purpose of conveyance or lease; to raise and appropriate, transfer from available funds, and/or borrow up to \$898,000 for the foregoing acquisition and costs related thereto, provided, however, that such vote shall be contingent upon approval by the voters of the Town at an election of a Proposition 2 ½ debt exclusion question in accordance with General Laws Ch. 59, Section 21C(k); and that 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 or 8 of the General Laws, or pursuant to any other enabling authority, to issue bonds and notes therefor, provided that 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, may be applied to the payment of costs approved hereunder in accordance with General Laws Ch. 44, Section 20, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount, or do or act anything thereon.

*Two-thirds vote required.*

(Requested by the Board of Selectmen)

**Board of Selectmen: 0-0**

**Finance Committee:** Does NOT recommend 5-1

**Conservation Commission: 0-0**

**SUMMARY:** This article would authorize the purchase of the property at 3 Kendrick Avenue for an amount not to exceed \$898,000.

**ARTICLE 38: Funding for Paramedic Training Program.** To see if the Town will vote to raise and appropriate and/or transfer from available funds the sum of **\$10,000**, or any other sum, for the purpose of creating and funding a paramedic training fund to pay for medic training for future Wellfleet Fire and Rescue staff, provided, however that no sums shall be expended hereunder unless and until the Town shall have voted to assess an additional **\$10,000** in real estate and personal property taxes pursuant to the provisions of General Laws, chapter 59, §21C (Proposition 2½), or do or act anything thereon.

*Two-thirds vote required*

**Board of Selectmen:** Recommends 5-0.

**Finance Committee:** Reserves Recommendation.

**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.

**SECTION III: CHARTER AMENDMENTS, GENERAL BYLAWS and ACCEPTANCE of STATUTES ARTICLES**

None at this time

**SECTION IV: ZONING BY LAW AMENDMENT ARTICLES**

None at this time

**SECTION V: DISPOSITION OF TOWN PROPERTY ARTICLES**

**ARTICLE 39: Disposition of Town Land to Conservation Commission.** To see if the Town will vote to transfer care, custody, management and control of Assessors Map 46, Parcel 19 Town owned property on Hatches Creek from the board or commission currently having custody thereof and from the purpose for which said property is currently held, to the Wellfleet Conservation Commission for open space purposes, or to do or act anything thereon.

*Two-thirds vote required.*

**Board of Selectmen:** 0-0

**Open Space Committee:** 5-0

**Planning Board:** 0-0

**Conservation Commission :** 0-0

**Natural Resources Advisory Board:** 4-0

**SUMMARY:** This 5.58 acre mostly wetland property is fully within ACEC, and abuts Audubon and other conservation properties

**ARTICLE 40: Disposition of Town Land to Conservation Commission.** To see if the Town will vote to transfer care, custody, management and control of Assessors Map 40, Parcels 81, 170, 171,176, and

184, Town owed tidal and dune properties from the board or commission currently having custody thereof and from the purpose for which said property is currently held, to the Wellfleet Conservation Commission for open space purposes, or to do or act anything thereon.

*Two-thirds vote required.*

**Board of Selectmen: 0-0**

**Open Space Committee: 5-0**

**Planning Board: 0-0**

**Conservation Commission: 0-0**

**Natural Resources Advisory Board: 4-0**

**SUMMARY:** These properties are within the Areas of Critical Environmental Concern (ACEC) on Lieutenant Island abutting other conservation properties. The combined properties consist of 2.17 acres of upland and 4.37 acres of lowland.

**ARTICLE 41: Disposition of Town Land to Housing Authority.** To see if the Town will vote to transfer care, custody, management and control of Assessors Map 14, Parcel 112 and 119, Town owed property from the board or commission currently having custody thereof and from the purpose for which said property is currently held, to the Wellfleet Housing Authority for housing purposes, or to do or act anything thereon.

*Two-thirds vote required.*

**Board of Selectmen: 5-0**

**Housing Authority: 0-0**

**Planning Board: 0-0**

**Conservation Commission: 0-0**

**SUMMARY:** This property has access to Town water and is well suited for a small project. The Housing Authority believes this lot could be sensitively developed to provide much needed housing for Wellfleet.

**ARTICLE 42: Disposition of Town Owned Property – Long Term Lease.**

To see if the Town will vote to:

1. Transfer the care, custody, and control of the parcel of land located at 95 Lawrence Road, Wellfleet, MA, as shown on Assessors Map 13, Parcel 2-1, from the board or official having care, custody and control jointly to such board or official to maintain the current uses, including but not limited to the recreational ball field and the Town water tower and associated uses, for the purposes for which such parcel is currently held, and to the Board of Selectmen. Said transfer for the purpose of leasing and granting easements on, over or under such parcel for the sole purpose to create community rental housing on a portion of such parcel which community housing shall include low and moderate income housing as defined under Massachusetts General Laws, Chapter 40B, community housing as defined under Massachusetts General Laws, Chapter 44B and market rate units, which mix of unit types may be determined by the Selectboard, the Wellfleet Housing Committees and other appropriate Town groups; and



2. Authorize the Board of Selectmen to (i) lease, through a written lease agreement, a portion of such parcel of land of not more than six acres, nor less than four acres for the sole purpose of community rental housing for a period of up to 99 years; (ii) grant such easements on, over or under such parcel of land as necessary or convenient; and (iii) take any actions and execute any other documents or ancillary agreements necessary, convenient, or appropriate to accomplish the foregoing and to implement and administer the lease agreement and easements, all of which agreements, easements and documents shall be on such terms and conditions and for such consideration as the Board of Selectmen deems in the best interests of the Town; or to act in any manner in relation thereto.

***Two Thirds Vote Required***

(Requested by  
The Board of Selectmen,  
The Local Housing Partnership, and the  
Wellfleet Housing Authority)

**Board of Selectmen: 5-0**

**Finance Committee: 0-0**

**Local Housing Partnership: 0-0**

**Housing Authority: 0-0**

**SUMMARY:** It is the intention of the Board of Selectmen working closely with the Wellfleet Housing Authority and the Local Housing Partnership and other appropriate Town groups to develop community housing on the designated portion of the Town-owned 9.26 acres that are located at 95 Lawrence Road across from the Elementary School. Community rental housing can include a mix of one, two and three bedroom units aimed to address the needs of year-round rental housing for Families with Children, Working People and Seniors at a range of income levels from affordable and moderate income to market rate. The motion will allow the Board of Selectmen to lease this land to a potential developer of community housing.

## **SECTION VI: UNCLASSIFIED ARTICLES**

**None**

## **SECTION VII: STANDARD ANNUAL ARTICLES**

**ARTICLE 43:** To see if the Town will vote to authorize the Town Administrator or his designee to dispose of the following articles of personal property by trade in or sale, or do or act anything thereon.

None at time of printing.

**Board of Selectmen: Recommends 5-0.**

**SUMMARY:** This Article authorizes the Town Administrator or his designee to dispose of surplus/outdated supplies and equipment over \$1,500 in value during the fiscal year. All money

**DRAFT as of March 6, 2019**

received for the disposal of such goods is to be placed in the General Fund, as appropriate. Any credit for trade in value will be applied against the purchase of the replacement vehicle.

**ARTICLE 44:** To see if the Town will vote in accordance with G. L. c. 41, §38 to authorize the Town Collector to use all means for collecting taxes, which the Treasurer may use when appointed Collector, or do or act anything thereon.

**Board of Selectmen:** Recommends 5-0.

**SUMMARY:** This Article authorizes the Town Collector when appointed to use all pertinent sections of the Massachusetts General Laws to collect taxes due.

**ARTICLE 45:** To see if the Town will vote to assume liability in the manner provided by G. L. c. 91, §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 improvement, 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, §11, and to authorize the Selectmen to execute and deliver a bond of indemnity therefore to the Commonwealth, or do or act anything thereon.

**Board of Selectmen:** Recommends 5-0.

**SUMMARY:** The Commonwealth requires that the Town annually assume all liability for damages that may occur when work is performed by the Massachusetts Department Environmental Management within tidal and non-tidal waterways within the Town.

**ARTICLE 46:** To see if the Town will vote pursuant to the provisions of G. L. c. 71, §16B, to reallocate 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 according to the formula of the Education Reform Act, so-called, for fiscal year 2020, or do or act anything thereon.

**Board of Selectmen:** Recommends 5-0.

**SUMMARY:** This annual request would apportion the operating budget of the Nauset Regional School District on a per pupil basis, rather than the Education Reform Act Formula. The Article will apportion the Nauset Regional School District Assessment for Fiscal 2020 to the four-member Towns based on their proportionate enrollment within the school district. This is the method provided within the inter-municipal agreement approved by the four Towns establishing the Nauset Regional School District and has been applied in each of the past fifteen years by Town Meeting vote.

**SECTION VIII: PETITIONED ARTICLES**

**None at this time**

**SECTION IX: STANDARD CLOSING ARTICLES**

**ARTICLE 47:** To hear reports of the Selectmen, Town Officers, and all other Committees and to act thereon, or do or act anything thereon.

**Board of Selectmen:** Recommends 5-0

**ARTICLE 48:** To act on any other business that may legally come before the meeting.

**Board of Selectmen:** Recommends 5-0

**SUMMARY:** Moderator's appointments are made under this article.



**ANNUAL TOWN ELECTION WARRANT**

**Monday, April 29, 2019**

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 29<sup>th</sup> day of April, 2019, 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 Board of Selectmen for three years; two for the Wellfleet Elementary School Committee for three years; two for the Board of Library Trustees for three years; one for the Cemetery Commission for three years; and one for the Housing Authority for five years. Also, to vote on the following questions:

**Question 1:**

Shall the Town of Wellfleet be allowed to assess an additional \$100,000 in real estate and personal property taxes for the purpose of funding a voucher system for partial payment of the cost of universal preschool for three-year old children of Wellfleet residents for the fiscal year beginning July first, 2019?

**Question 2:**

Shall the Town of Wellfleet be allowed to assess an additional \$42,000 in real estate and personal property taxes for the purpose of funding the renovations of the old Shellfish Shack next to the Mayo Beach parking lot?

**Question 3:**

Shall the Town of Wellfleet be allowed to assess an additional sum in real estate and personal property taxes for the purpose of funding a Water Resource Director position for the fiscal year beginning July first, 2019?

**Question 4**

Shall the Town of Wellfleet be allowed to exempt from the provisions of Proposition 2½, so-called, the amounts required to pay for the bonds or notes issued by the Town in order to pay costs of purchasing and initially equipping a street sweeper for the Department of Public Works, and for the payment of all other costs incidental and related thereto?

**2019 ANNUAL TOWN MEETING WARRANT &**  
**2019 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 20<sup>th</sup> day of March, 2016.

Wellfleet Board of Selectmen

\_\_\_\_\_  
Janet Reinhart, Chair

\_\_\_\_\_  
Helen Miranda Wilson, Vice Chair

\_\_\_\_\_  
Justina Carlson, Clerk

\_\_\_\_\_  
Kathleen Bacon, Member

\_\_\_\_\_  
Jerry Houk, Member

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 fourteen (14) days before the date of said meeting, as within directed.

Date: \_\_\_\_\_

Constable: \_\_\_\_\_

**APPENDIX A & B**  
**ARTICLES 1 & 3**  
**FY 2020 OPERATING & CAPITAL BUDGETS SUMMARY**

The Fiscal Year 2020 Operating Budget generally provides for the continuation of all services delivered during the previous fiscal year. A breakdown of the entire budget showing expenditures requiring Town Meeting approval and revenue estimates follows.

| APPROPRIATIONS               | FY2017              | FY2018              | FY2019              | FY2020              |
|------------------------------|---------------------|---------------------|---------------------|---------------------|
| Operating Budget             | \$16,639,217        | \$17,946,134        | \$18,359,787        | \$18,948,254        |
| Capital Debt Service         | \$1,546,368         | \$1,820,602         | \$1,828,966         | \$1,871,735         |
| Capital Expenditures         | \$624,248           | \$826,276           | \$670,267           | \$255,319           |
| Articles (estimated)         | \$824,024           | \$540,158           | \$464,720           | \$508,000           |
| Other: Overlay, Cherry Sheet | \$510,078           | \$510,740           | \$516,476           | \$555,000           |
| <b>TOTAL:</b>                | <b>\$20,169,660</b> | <b>\$21,643,910</b> | <b>\$21,841,216</b> | <b>\$22,138,308</b> |

**FUNDING SOURCES**

|   |                     |
|---|---------------------|
| Allowable Tax Levy                            | \$18,224,047        |
| Receipts Reserved                             | \$ 1,775,500        |
| <u>Other Local Receipts, Chapter 90, etc.</u> | <u>\$ 2,139,261</u> |
| <b>Total</b>                                  | <b>\$22,138,308</b> |

The Capital Budget in article 3 includes debt service (principal and interest payments due during the fiscal year on outstanding debt) and capital expenditures which do not require borrowing.

OPERATING BUDGET  
FISCAL YEAR 2020  
APPENDIX A

APPENDIX A

|                                     | FY 18<br>Actual | FY 19<br>Budget | FY 20<br>Dept Head | FY 20<br>Town Admin | FY 20<br>FinCom | FY 20<br>Selectmen |
|-------------------------------------|-----------------|-----------------|--------------------|---------------------|-----------------|--------------------|
| <b>GENERAL GOVERNMENT</b>           |                 |                 |                    |                     |                 |                    |
| <b>114 - MODERATOR</b>              |                 |                 |                    |                     |                 |                    |
| Salaries & Wages                    | 200             | 200             | 200                | 200                 | 200             | 200                |
| Operating Expenses                  | 365             | 400             | 400                | 400                 | 400             | 400                |
| Total                               | 565             | 600             | 600                | 600                 | 600             | 600                |
| <b>115 - CONSTABLES</b>             |                 |                 |                    |                     |                 |                    |
| Salaries & Wages                    | 0               | 100             | 100                | 100                 | 100             | 100                |
| Total                               | 0               | 100             | 100                | 100                 | 100             | 100                |
| <b>121 - AUDIT</b>                  |                 |                 |                    |                     |                 |                    |
| Operating Expenses                  | 21,900          | 22,500          | 23,000             | 23,000              | 23,000          | 23,000             |
| Total                               | 21,900          | 22,500          | 23,000             | 23,000              | 23,000          | 23,000             |
| <b>122 - SELECTMEN</b>              |                 |                 |                    |                     |                 |                    |
| Salaries & Wages                    | 4,167           | 12,500          | 12,500             | 12,500              | 12,500          | 12,500             |
| Operating Expenses                  | 1,280           | 4,370           | 4,370              | 4,370               | 4,370           | 4,370              |
| Total                               | 5,447           | 16,870          | 16,870             | 16,870              | 16,870          | 16,870             |
| <b>123 - TOWN ADMINISTRATOR</b>     |                 |                 |                    |                     |                 |                    |
| Salaries & Wages                    | 175,533         | 224,646         | 227,596            | 227,596             | 227,596         | 227,596            |
| Operating Expenses                  | 7,045           | 12,475          | 11,350             | 11,350              | 11,350          | 11,350             |
| Total                               | 182,578         | 237,121         | 238,946            | 238,946             | 238,946         | 238,946            |
| <b>124 - GENERAL ADMINISTRATION</b> |                 |                 |                    |                     |                 |                    |
| Salaries & Wages                    | 119,324         | 124,629         | 129,053            | 129,053             | 129,053         | 129,053            |
| Operating Expenses                  | 17,366          | 21,700          | 21,400             | 21,400              | 21,400          | 21,400             |
| Total                               | 136,690         | 146,329         | 150,453            | 150,453             | 150,453         | 150,453            |
| <b>131 - FINANCE COMMITTEE</b>      |                 |                 |                    |                     |                 |                    |
| Operating Expenses                  | 279             | 300             | 300                | 300                 | 300             | 300                |
| Total                               | 279             | 300             | 300                | 300                 | 300             | 300                |
| <b>132 - RESERVE FUND</b>           |                 |                 |                    |                     |                 |                    |
| TRANSFERS                           | 0               | 85,075          | 87,202             | 87,202              | 87,202          | 87,202             |
| Total                               | 0               | 85,075          | 87,202             | 87,202              | 87,202          | 87,202             |
| <b>135 - TOWN ACCOUNTANT</b>        |                 |                 |                    |                     |                 |                    |
| Salaries & Wages                    | 163,216         | 141,639         | 145,727            | 145,727             | 145,727         | 145,727            |
| Operating Expenses                  | 8,025           | 10,390          | 10,390             | 10,390              | 10,390          | 10,390             |
| Total                               | 171,240         | 152,029         | 156,117            | 156,117             | 156,117         | 156,117            |
| <b>141 - ASSESSOR'S OFFICE</b>      |                 |                 |                    |                     |                 |                    |
| Salaries & Wages                    | 119,900         | 124,043         | 127,572            | 127,572             | 127,572         | 127,572            |
| Operating Expenses                  | 45,305          | 47,950          | 51,070             | 51,070              | 51,070          | 51,070             |
| Total                               | 165,205         | 171,993         | 178,642            | 178,642             | 178,642         | 178,642            |
| <b>145 - TREASURER/COLLECTOR</b>    |                 |                 |                    |                     |                 |                    |
| Salaries & Wages                    | 201,528         | 175,843         | 181,078            | 181,078             | 181,078         | 181,078            |
| Operating Expenses                  | 34,236          | 43,620          | 43,615             | 43,615              | 43,615          | 43,615             |
| Total                               | 235,764         | 219,463         | 224,693            | 224,693             | 224,693         | 224,693            |

OPERATING BUDGET  
FISCAL YEAR 2020

APPENDIX A

|   | FY 18<br>Actual | FY 19<br>Budget | FY 20<br>Dept Head | FY 20<br>Town Admin | FY 20<br>FinCom | FY 20<br>Selectmen |
|---|-----------------|-----------------|--------------------|---------------------|-----------------|--------------------|
| <b>151 - LEGAL SERVICES</b>                     |                 |                 |                    |                     |                 |                    |
| Operating Expenses                              | 100,172         | 103,300         | 105,000            | 105,000             | 105,000         | 105,000            |
| <b>Total</b>                                    | <b>100,172</b>  | <b>103,300</b>  | <b>105,000</b>     | <b>105,000</b>      | <b>105,000</b>  | <b>105,000</b>     |
| <b>153 - COMPUTERIZATION</b>                    |                 |                 |                    |                     |                 |                    |
| Operating Expenses                              | 148,821         | 157,933         | 160,000            | 160,000             | 160,000         | 160,000            |
| <b>Total</b>                                    | <b>148,821</b>  | <b>157,933</b>  | <b>160,000</b>     | <b>160,000</b>      | <b>160,000</b>  | <b>160,000</b>     |
| <b>158 - TAX TITLE</b>                          |                 |                 |                    |                     |                 |                    |
| Operating Expenses                              | 5,303           | 11,000          | 11,000             | 11,000              | 11,000          | 11,000             |
| <b>Total</b>                                    | <b>5,303</b>    | <b>11,000</b>   | <b>11,000</b>      | <b>11,000</b>       | <b>11,000</b>   | <b>11,000</b>      |
| <b>161 - TOWN CLERK</b>                         |                 |                 |                    |                     |                 |                    |
| Salaries & Wages                                | 75,023          | 71,040          | 51,350             | 51,350              | 51,350          | 51,350             |
| Operating Expenses                              | 5,035           | 13,194          | 13,194             | 13,194              | 13,194          | 13,194             |
| <b>Total</b>                                    | <b>80,058</b>   | <b>84,234</b>   | <b>64,544</b>      | <b>64,544</b>       | <b>64,544</b>   | <b>64,544</b>      |
| <b>162 - ELECTIONS/REGISTRATION</b>             |                 |                 |                    |                     |                 |                    |
| Salaries & Wages                                | 1,491           | 5,320           | 5,320              | 5,320               | 5,320           | 5,320              |
| Operating Expenses                              | 1,721           | 6,184           | 6,184              | 6,184               | 6,184           | 6,184              |
| <b>Total</b>                                    | <b>3,212</b>    | <b>11,504</b>   | <b>11,504</b>      | <b>11,504</b>       | <b>11,504</b>   | <b>11,504</b>      |
| <b>171 - CONSERVATION COMMISSION</b>            |                 |                 |                    |                     |                 |                    |
| Operating Expenses                              | 2,993           | 3,630           | 3,630              | 3,630               | 3,630           | 3,630              |
| <b>Total</b>                                    | <b>2,993</b>    | <b>3,630</b>    | <b>3,630</b>       | <b>3,630</b>        | <b>3,630</b>    | <b>3,630</b>       |
| <b>174 - PLANNING BOARD</b>                     |                 |                 |                    |                     |                 |                    |
| Operating Expenses                              | 1,751           | 10,435          | 10,435             | 10,435              | 10,435          | 10,435             |
| <b>Total</b>                                    | <b>1,751</b>    | <b>10,435</b>   | <b>10,435</b>      | <b>10,435</b>       | <b>10,435</b>   | <b>10,435</b>      |
| <b>176 - ZONING BOARD OF APPEALS</b>            |                 |                 |                    |                     |                 |                    |
| Operating Expenses                              | 1,341           | 1,756           | 1,756              | 1,756               | 1,756           | 1,756              |
| <b>Total</b>                                    | <b>1,341</b>    | <b>1,756</b>    | <b>1,756</b>       | <b>1,756</b>        | <b>1,756</b>    | <b>1,756</b>       |
| <b>177 - OPEN SPACE COMMITTEE</b>               |                 |                 |                    |                     |                 |                    |
| Operating Expenses                              | 0               | 1,500           | 1,500              | 1,500               | 1,500           | 1,500              |
| <b>Total</b>                                    | <b>0</b>        | <b>1,500</b>    | <b>1,500</b>       | <b>1,500</b>        | <b>1,500</b>    | <b>1,500</b>       |
| <b>178 - HERRING WARDEN</b>                     |                 |                 |                    |                     |                 |                    |
| Salaries & Wages                                | 2,200           | 2,200           | 2,200              | 2,200               | 2,200           | 2,200              |
| Operating Expenses                              | 0               | 300             | 300                | 300                 | 300             | 300                |
| <b>Total</b>                                    | <b>2,200</b>    | <b>2,500</b>    | <b>2,500</b>       | <b>2,500</b>        | <b>2,500</b>    | <b>2,500</b>       |
| <b>179 - SHELLFISH</b>                          |                 |                 |                    |                     |                 |                    |
| Salaries & Wages                                | 189,274         | 197,448         | 220,688            | 218,953             | 220,053         | 220,053            |
| Operating Expenses                              | 18,724          | 18,425          | 20,870             | 20,870              | 21,620          | 21,620             |
| <b>Total</b>                                    | <b>207,998</b>  | <b>215,873</b>  | <b>241,558</b>     | <b>239,823</b>      | <b>241,673</b>  | <b>241,673</b>     |
| <b>180 - SHELLFISH CONSERVATION/PROPAGATION</b> |                 |                 |                    |                     |                 |                    |
| Operating Expenses                              | 21,991          | 46,000          | 46,000             | 46,000              | 46,000          | 46,000             |
| <b>Total</b>                                    | <b>21,991</b>   | <b>46,000</b>   | <b>46,000</b>      | <b>46,000</b>       | <b>46,000</b>   | <b>46,000</b>      |

OPERATING BUDGET  
FISCAL YEAR 2020

APPENDIX A

|   | FY 18<br>Actual | FY 19<br>Budget | FY 20<br>Dept Head | FY 20<br>Town Admin | FY 20<br>FinCom | FY 20<br>Selectmen |
|---|-----------------|-----------------|--------------------|---------------------|-----------------|--------------------|
| <b>181 - SHELLFISH ADVISORY COMMITTEE</b> |                 |                 |                    |                     |                 |                    |
| Operating Expenses                        | 0               | 100             | 100                | 100                 | 100             | 100                |
| Total                                     | 0               | 100             | 100                | 100                 | 100             | 100                |
| <b>182 - CHAMBER OF COMMERCE</b>          |                 |                 |                    |                     |                 |                    |
| Operating Expenses                        | 10,000          | 10,000          | 10,000             | 10,000              | 10,000          | 10,000             |
| Total                                     | 10,000          | 10,000          | 10,000             | 10,000              | 10,000          | 10,000             |
| <b>183 - NATURAL RESOURCE ADVISORY BD</b> |                 |                 |                    |                     |                 |                    |
| Operating Expenses                        | 600             | 1,150           | 1,150              | 1,150               | 1,150           | 1,150              |
| Total                                     | 600             | 1,150           | 1,150              | 1,150               | 1,150           | 1,150              |
| <b>189 - HOUSING AUTHORITY</b>            |                 |                 |                    |                     |                 |                    |
| Operating Expenses                        | 18,799          | 5,000           | 5,000              | 5,000               | 5,000           | 5,000              |
| Total                                     | 18,799          | 5,000           | 5,000              | 5,000               | 5,000           | 5,000              |
| <b>195 - TOWN REPORTS &amp; WARRANTS</b>  |                 |                 |                    |                     |                 |                    |
| Operating Expenses                        | 12,938          | 13,000          | 14,050             | 14,050              | 14,050          | 14,050             |
| Total                                     | 12,938          | 13,000          | 14,050             | 14,050              | 14,050          | 14,050             |
| <b>196 - CONSULTANCY</b>                  |                 |                 |                    |                     |                 |                    |
| Operating Expenses                        | 20,000          | 20,000          | 20,000             | 20,000              | 20,000          | 20,000             |
| Total                                     | 20,000          | 20,000          | 20,000             | 20,000              | 20,000          | 20,000             |
| Total-General Gov't                       | 1,557,845       | 1,751,295       | 1,786,650          | 1,784,915           | 1,786,765       | 1,786,765          |
| <b>DEPARTMENT OF PUBLIC SAFETY</b>        |                 |                 |                    |                     |                 |                    |
| <b>210 - POLICE</b>                       |                 |                 |                    |                     |                 |                    |
| Salaries & Wages                          | 1,329,595       | 1,346,946       | 1,461,003          | 1,461,003           | 1,461,003       | 1,461,003          |
| Operating Expenses                        | 105,861         | 118,635         | 118,635            | 118,635             | 118,635         | 118,635            |
| Total                                     | 1,435,456       | 1,465,581       | 1,579,638          | 1,579,638           | 1,579,638       | 1,579,638          |
| <b>215 - COMMUNICATIONS/DISPATCHERS</b>   |                 |                 |                    |                     |                 |                    |
| Salaries & Wages                          | 355,831         | 354,657         | 349,303            | 349,303             | 349,303         | 349,303            |
| Operating Expenses                        | 17,121          | 20,200          | 23,200             | 23,200              | 23,200          | 23,200             |
| Total                                     | 372,952         | 374,857         | 372,503            | 372,503             | 372,503         | 372,503            |
| <b>220 - FIRE</b>                         |                 |                 |                    |                     |                 |                    |
| Salaries & Wages                          | 1,145,333       | 1,308,688       | 1,379,816          | 1,379,816           | 1,379,816       | 1,379,816          |
| Operating Expenses                        | 189,074         | 212,059         | 218,297            | 218,297             | 218,297         | 218,297            |
| Total                                     | 1,334,407       | 1,520,747       | 1,598,113          | 1,598,113           | 1,598,113       | 1,598,113          |
| <b>241 - Building Department</b>          |                 |                 |                    |                     |                 |                    |
| Salaries & Wages                          | 204,580         | 210,793         | 215,243            | 215,243             | 215,243         | 215,243            |
| Operating Expenses                        | 6,725           | 11,300          | 12,300             | 12,300              | 12,300          | 12,300             |
| Total                                     | 211,305         | 222,093         | 227,543            | 227,543             | 227,543         | 227,543            |
| <b>291 - EMERGENCY MANAGEMENT</b>         |                 |                 |                    |                     |                 |                    |
| Operating Expenses                        | 0               | 5,000           | 5,000              | 5,000               | 5,000           | 5,000              |
| Total                                     | 0               | 5,000           | 5,000              | 5,000               | 5,000           | 5,000              |
| <b>293 - TRAFFIC/PARKING CONTROL</b>      |                 |                 |                    |                     |                 |                    |
| Salaries & Wages                          | 2,000           | 2,000           | 2,000              | 2,000               | 2,000           | 2,000              |
| Operating Expenses                        | 1,036           | 4,250           | 4,250              | 4,250               | 4,250           | 4,250              |
| Total                                     | 3,036           | 6,250           | 6,250              | 6,250               | 6,250           | 6,250              |
| Total-Public Safety                       | 3,357,155       | 3,594,528       | 3,789,047          | 3,789,047           | 3,789,047       | 3,789,047          |

| FISCAL YEAR 2020                             |                           | FY 18            | FY 19            | FY 20            | FY 20            | FY 20            | FY 20            |
|--|---------------------------|------------------|------------------|------------------|------------------|------------------|------------------|
|  |                           | Actual           | Budget           | Dept Head        | Town Admin       | FinCom           | Selectmen        |
| <b>EDUCATION</b>                             |                           |                  |                  |                  |                  |                  |                  |
| <b>300 - ELEMENTARY SCHOOL</b>               |                           |                  |                  |                  |                  |                  |                  |
|  | Budget Estimate           | 2,477,984        | 2,631,903        | 2,697,701        | 2,697,701        | 2,697,701        | 2,697,701        |
|  | Total                     | 2,477,984        | 2,631,903        | 2,697,701        | 2,697,701        | 2,697,701        | 2,697,701        |
| <b>301 - NAUSET REGIONAL SCHOOL DISTRICT</b> |                           |                  |                  |                  |                  |                  |                  |
|  | NRS D ASSESSMENT          | 2,969,904        | 2,850,944        | 2,989,573        | 2,989,573        | 2,989,573        | 2,989,573        |
|  | Total                     | 2,969,904        | 2,850,944        | 2,989,573        | 2,989,573        | 2,989,573        | 2,989,573        |
| <b>302 - CAPE COD REG TECH HS DISTRICT</b>   |                           |                  |                  |                  |                  |                  |                  |
|  | OTHER ASSESSMENTS         | 173,827          | 268,755          | 275,474          | 275,474          | 255,136          | 255,136          |
|  | Total                     | 173,827          | 268,755          | 275,474          | 275,474          | 255,136          | 255,136          |
|  | <b>TOTAL EDUCATION</b>    | <b>5,621,715</b> | <b>5,751,602</b> | <b>5,962,748</b> | <b>5,962,748</b> | <b>5,942,291</b> | <b>5,942,291</b> |
| <b>DEPARTMENT OF PUBLIC WORKS</b>            |                           |                  |                  |                  |                  |                  |                  |
| <b>417 - DPW FACILITIES</b>                  |                           |                  |                  |                  |                  |                  |                  |
|  | Operating Expenses        | 309,197          | 334,600          | 340,950          | 340,950          | 340,950          | 340,950          |
|  | Total                     | 309,197          | 334,600          | 340,950          | 340,950          | 340,950          | 340,950          |
| <b>420 - DPW OPERATIONS</b>                  |                           |                  |                  |                  |                  |                  |                  |
|  | Salaries & Wages          | 899,350          | 994,923          | 1,019,501        | 1,019,501        | 1,019,501        | 1,019,501        |
|  | Operating Expenses        | 143,095          | 149,550          | 149,550          | 149,550          | 149,550          | 149,550          |
|  | Total                     | 1,042,445        | 1,144,473        | 1,169,051        | 1,169,051        | 1,169,051        | 1,169,051        |
| <b>422 - DPW HIGHWAYS</b>                    |                           |                  |                  |                  |                  |                  |                  |
|  | Operating Expenses        | 92,900           | 92,900           | 92,900           | 92,900           | 92,900           | 92,900           |
|  | Total                     | 92,900           | 92,900           | 92,900           | 92,900           | 92,900           | 92,900           |
| <b>423 - DPW SNOW REMOVAL</b>                |                           |                  |                  |                  |                  |                  |                  |
|  | Salaries & Wages          | 31,539           | 45,000           | 45,000           | 45,000           | 45,000           | 45,000           |
|  | Operating Expenses        | 78,626           | 83,180           | 83,180           | 83,180           | 83,180           | 83,180           |
|  | Total                     | 110,165          | 128,180          | 128,180          | 128,180          | 128,180          | 128,180          |
| <b>424 - DPW STREET LIGHTS</b>               |                           |                  |                  |                  |                  |                  |                  |
|  | Operating Expenses        | 6,758            | 10,600           | 10,600           | 10,600           | 10,600           | 10,600           |
|  | Total                     | 6,758            | 10,600           | 10,600           | 10,600           | 10,600           | 10,600           |
| <b>433 - DPW TRANSFER STATION</b>            |                           |                  |                  |                  |                  |                  |                  |
|  | Operating Expenses        | 296,024          | 323,350          | 323,350          | 323,350          | 323,350          | 323,350          |
|  | Total                     | 296,024          | 323,350          | 323,350          | 323,350          | 323,350          | 323,350          |
| <b>434 - RECYCLING COMMITTEE</b>             |                           |                  |                  |                  |                  |                  |                  |
|  | Operating Expenses        | 47               | 100              | 775              | 775              | 775              | 775              |
|  | Total                     | 47               | 100              | 775              | 775              | 775              | 775              |
|  | <b>Total Public Works</b> | <b>1,857,535</b> | <b>2,034,203</b> | <b>2,065,806</b> | <b>2,065,806</b> | <b>2,065,806</b> | <b>2,065,806</b> |

OPERATING BUDGET

APPENDIX A

FISCAL YEAR 2020

|  | FY 18     | FY 19     | FY 20     | FY 20      | FY 20     | FY 20     |
|--|-----------|-----------|-----------|------------|-----------|-----------|
|  | Actual    | Budget    | Dept Head | Town Admin | FinCom    | Selectmen |
| <b>HUMAN SERVICES</b>                    |           |           |           |            |           |           |
| <b>510 - HEALTH/CONS</b>                 |           |           |           |            |           |           |
| Salaries & Wages                         | 154,655   | 159,585   | 164,050   | 164,050    | 164,050   | 164,050   |
| Operating Expenses                       | 16,540    | 28,629    | 26,629    | 26,629     | 26,629    | 26,629    |
| Total                                    | 171,195   | 188,214   | 190,679   | 190,679    | 190,679   | 190,679   |
| <b>520 - HUMAN SERVICES</b>              |           |           |           |            |           |           |
| Grants                                   | 178,861   | 205,000   | 305,000   | 205,000    | 205,000   | 205,000   |
| Total                                    | 178,861   | 205,000   | 305,000   | 205,000    | 205,000   | 205,000   |
| <b>541 - COUNCIL ON AGING</b>            |           |           |           |            |           |           |
| Salaries & Wages                         | 182,273   | 203,688   | 209,629   | 209,629    | 209,629   | 209,629   |
| Operating Expenses                       | 46,387    | 45,025    | 47,125    | 47,125     | 47,125    | 47,125    |
| Total                                    | 228,660   | 248,713   | 256,754   | 256,754    | 256,754   | 256,754   |
| <b>542 - COUNCIL ON AGING BOARD</b>      |           |           |           |            |           |           |
| Operating Expenses                       | 0         | 0         | 0         | 0          | 0         | 0         |
| Total                                    | 0         | 0         | 0         | 0          | 0         | 0         |
| <b>543 - VETERAN's SERVICES</b>          |           |           |           |            |           |           |
| OTHER ASSESSMENTS                        | 16,594    | 16,830    | 17,335    | 17,335     | 17,335    | 17,335    |
| VETERANS BENEFITS                        | 5,133     | 12,000    | 12,000    | 12,000     | 12,000    | 12,000    |
| Total                                    | 21,726    | 28,830    | 29,335    | 29,335     | 29,335    | 29,335    |
| Total Human Services                     | 600,442   | 670,757   | 781,768   | 681,768    | 681,768   | 681,768   |
| <b>CULTURE AND RECREATION</b>            |           |           |           |            |           |           |
| <b>610 - LIBRARY</b>                     |           |           |           |            |           |           |
| Salaries & Wages                         | 325,402   | 340,290   | 357,944   | 357,944    | 357,944   | 357,944   |
| Operating Expenses                       | 109,893   | 122,050   | 124,300   | 124,300    | 124,300   | 124,300   |
| Total                                    | 435,295   | 462,340   | 482,244   | 482,244    | 482,244   | 482,244   |
| <b>630 - RECREATION</b>                  |           |           |           |            |           |           |
| Salaries & Wages                         | 221,649   | 238,071   | 250,564   | 250,564    | 244,164   | 250,564   |
| Operating Expenses                       | 87,423    | 75,149    | 76,342    | 76,342     | 76,342    | 76,342    |
| Total                                    | 309,071   | 313,220   | 326,906   | 326,906    | 320,506   | 326,906   |
| <b>660 - COMMUNITY SERVICES DIRECTOR</b> |           |           |           |            |           |           |
| Salaries & Wages                         | 89,528    | 88,491    | 94,917    | 94,917     | 94,917    | 94,917    |
| Operating Expenses                       | 712       | 650       | 75,750    | 75,750     | 75,750    | 75,750    |
| Total                                    | 90,240    | 89,141    | 170,667   | 170,667    | 170,667   | 170,667   |
| <b>690 - HISTORICAL COMMISSION</b>       |           |           |           |            |           |           |
| Operating Expenses                       | 0         | 2,600     | 2,600     | 2,600      | 2,600     | 2,600     |
| Total                                    | 0         | 2,600     | 2,600     | 2,600      | 2,600     | 2,600     |
| <b>692 - HOLIDAY CELEBRATIONS</b>        |           |           |           |            |           |           |
| Operating Expenses                       | 1,030     | 1,200     | 1,200     | 1,200      | 1,200     | 1,200     |
| Total                                    | 1,030     | 1,200     | 1,200     | 1,200      | 1,200     | 1,200     |
| <b>696 - Cultural Council</b>            |           |           |           |            |           |           |
| Operating Expenses                       | 7,000     | 2,000     | 2,000     | 2,000      | 2,000     | 2,000     |
| Total                                    | 7,000     | 2,000     | 2,000     | 2,000      | 2,000     | 2,000     |
| <b>699 - Beach Program</b>               |           |           |           |            |           |           |
| Salaries & Wages                         | 253,756   | 254,818   | 269,189   | 269,189    | 269,189   | 269,189   |
| Operating Expenses                       | 180,103   | 117,900   | 66,400    | 66,400     | 66,400    | 66,400    |
| Total                                    | 433,859   | 372,718   | 327,589   | 327,589    | 327,589   | 327,589   |
| Total Culture & Rec.                     | 1,276,496 | 1,243,219 | 1,313,206 | 1,313,206  | 1,306,806 | 1,313,206 |



OPERATING BUDGET  
FISCAL YEAR 2019

APPENDIX A

|   | FY 18<br>Actual | FY 19<br>Budget | FY 20<br>Dept Head | FY 20<br>Town Admin | FY 20<br>FinCom | FY 20<br>Selectmen |
|---|-----------------|-----------------|--------------------|---------------------|-----------------|--------------------|
| <b>INTEREST ACCOUNTS</b>                  |                 |                 |                    |                     |                 |                    |
| Short Term Loan Prin/Int                  | 0               | 25,000          | 25,000             | 25,000              | 25,000          | 25,000             |
| R/E TAX REFUND INTEREST                   | 42              | 150             | 150                | 150                 | 150             | 150                |
| Total Interest Accounts                   | 42              | 25,150          | 25,150             | 25,150              | 25,150          | 25,150             |
| <b>UNCLASSIFIED ACCOUNTS</b>              |                 |                 |                    |                     |                 |                    |
| <b>911 - RETIREMENT ASSESSMENT</b>        |                 |                 |                    |                     |                 |                    |
| Barnstable County Retirement              | 1,150,399       | 1,256,352       | 1,385,000          | 1,385,000           | 1,247,696       | 1,247,696          |
| <b>912 - Workers Compensation</b>         |                 |                 |                    |                     |                 |                    |
| Injury Claims                             | 109,075         | 115,000         | 115,000            | 115,000             | 115,000         | 115,000            |
| <b>913 - Unemployment Compensation</b>    |                 |                 |                    |                     |                 |                    |
| Claims                                    | 17,543          | 25,000          | 25,000             | 25,000              | 25,000          | 25,000             |
| <b>914 - Group Health Insurance</b>       |                 |                 |                    |                     |                 |                    |
| Premiums                                  | 1,391,278       | 1,379,027       | 1,447,975          | 1,447,975           | 1,447,975       | 1,447,975          |
| <b>915 - Group Life Insurance</b>         |                 |                 |                    |                     |                 |                    |
| Premiums                                  | 5,864           | 6,500           | 6,500              | 6,500               | 6,500           | 6,500              |
| <b>916 - Town Share Medicare</b>          |                 |                 |                    |                     |                 |                    |
| Tax Payments                              | 110,459         | 112,500         | 126,000            | 126,000             | 126,000         | 126,000            |
| <b>917 - Health Insurance Stipend</b>     |                 |                 |                    |                     |                 |                    |
| Employee Stipends                         | 56,176          | 45,000          | 45,000             | 45,000              | 45,000          | 45,000             |
| <b>940 - Miscellaneous</b>                |                 |                 |                    |                     |                 |                    |
| Tax Work off Program                      | 18,000          | 0               | 19,000             | 19,000              | 19,000          | 19,000             |
| <b>945 - Property/Liability Insurance</b> |                 |                 |                    |                     |                 |                    |
| Premiums                                  | 301,201         | 305,000         | 312,000            | 312,000             | 312,000         | 312,000            |
| <b>990 - Inter fund Transfers</b>         |                 |                 |                    |                     |                 |                    |
| Transfers                                 | 0               | 0               | 0                  | 0                   | 0               | 0                  |
| <b>Payroll Contract Adjustments</b>       |                 |                 |                    |                     |                 |                    |
| Salaries & Wages                          | 0               | 44,654          | 0                  | 0                   | 0               | 0                  |
| Total Unclassified Accts                  | 3,159,994       | 3,289,033       | 3,481,475          | 3,481,475           | 3,344,171       | 3,344,171          |
| <b>OPERATING BUDGET TOTAL</b>             |                 |                 |                    |                     |                 |                    |
|   | 17,431,224      | 18,359,787      | 19,205,850         | 19,104,665          | 18,941,854      | 18,948,254         |

FY 2020 CAPITAL BUDGET

APPENDIX B

| <u>Department</u>   | <u>Request</u>               | <u>FY 2020</u>     | <u>Raise &amp; Appropriate</u> | <u>Other</u>            |
|---|------------------------------|--------------------|--------------------------------|-------------------------|
| 153 Info Technology   | Technology upgrades          | \$50,000           | \$50,000                       |                         |
| 161 Town Clerk  | Vault Shelving               | \$5,750            | \$5,750                        |                         |
| 161 Town Clerk  | Microfilming Records         | \$11,000           | \$11,000                       |                         |
| 179 Shellfish Dept.   | Pick-up Truck                | \$26,015           |                                | \$26,015 Shellfish Fund |
| 179 Shellfish Dept.   | Two engines for barge        | \$30,000           | \$30,000                       |                         |
| 210 Police  | Police cruiser               | \$40,000           |                                | \$40,000 Borrow         |
| 210 Police  | Taser replacement            | \$20,000           | \$20,000                       |                         |
| 220 Fire & Rescue   | Replace turnout gear         | \$17,500           | \$17,500                       |                         |
| 220 Fire & Rescue   | Replace portable radios      | \$65,000           |                                | \$65,000 Ambulance Fnd  |
| 220 Fire & Rescue   | Replace Ladder Truck 93      | \$285,000          |                                | \$285,000 Borrow        |
| 300 Elementary School                                       | Paint/Repair Ext. Trim       | \$15,000           | \$15,000                       |                         |
| 300 Elementary School                                       | Replace chain link fence     | \$10,000           | \$10,000                       |                         |
| 300 Elementary School                                       | Equipment replacement        | \$10,000           | \$10,000                       |                         |
| 300 Elementary School                                       | Sprinkler System Study       | \$10,000           | \$10,000                       |                         |
| <u>301 Nauset Regional School District</u>                  |                              |                    |                                |                         |
| Wellfleet share of Nauset Regional School District Requests |                              | \$523,356          | \$71,192                       |                         |
| 417 Facilities-Town Bldg.                                   | Town Hall-Basement Floor     | \$30,000           |                                | \$30,000 borrow         |
| 417 Facilities-Town Bldg.                                   | Library-Bathroom upgrades    | \$8,000            |                                | \$8,000 borrow          |
| 417 Facilities-Town Bldg.                                   | Library-Parking lot/sidewalk | \$12,000           |                                | \$12,000 borrow         |
| 417 Facilities-Town Bldg.                                   | Fire Station HVAC            | \$80,000           |                                | \$80,000 other          |
| 417 Facilities-Town Bldg.                                   | Secure old COA Building      | \$10,000           | \$10,000                       |                         |
| 420 DPW Operations  | 2000 Truck with sander       | \$170,000          | \$170,000                      |                         |
| 420 DPW Operations  | 2008 Street Sweeper          | \$265,000          |                                | \$265,000 borrow        |
| 420 DPW Operations  | 2005 Front end loader        | \$220,000          |                                | \$220,000 borrow        |
| 420 DPW Operations  | Skid Steer Loader            | \$14,900           | \$14,900                       |                         |
| 420 DPW Operations  | 100 yard refuse trailer      | \$75,000           |                                | \$75,000 borrow         |
| 510 Health & Conservation                                   | Inspection vehicle           | \$32,000           |                                |                         |
| 630 Recreation  | Pier Bandstand awning        | \$25,175           |                                | \$25,175 borrow         |
| 699 Beach Program   | Pick-up Truck                | \$35,000           |                                | \$35,000 Beach Fund     |
| 699 Beach Program   | Parking Kiosks               | \$19,500           |                                | \$19,500 Beach Fund     |
| 699 Beach Program   | Beach Access Vehicle         | \$30,000           |                                | \$30,000 Beach Fund     |
| <b>Total</b>  |                              | <b>\$2,145,196</b> | <b>\$445,342</b>               | <b>\$1,215,690</b>      |

**Marina Enterprise Fund**

|                   |           |
|-------------------|-----------|
| Ice Machine       | \$        |
| Fuel Storage Tank | \$425,884 |

**DEBT SERVICE**

**710 Debt Service**

|                               | <u>FY 2019</u>     |                  | <u>FY 2020</u>     |                  |
|-------------------------------|--------------------|------------------|--------------------|------------------|
|                               | <u>Principal</u>   | <u>Interest</u>  | <u>Principal</u>   | <u>Interest</u>  |
| Library Roof                  | \$10,000           | \$550            | <b>\$15,000</b>    | <b>\$300</b>     |
| Muni Building Church          | \$40,000           | \$2,300          | <b>\$35,000</b>    | <b>\$1,550</b>   |
| Senior Center                 | \$50,000           | \$6,250          | <b>\$50,000</b>    | <b>\$4,250</b>   |
| Muni Water GOB 1              | \$15,000           | \$1,800          | <b>\$15,000</b>    | <b>\$1,500</b>   |
| Muni Water SRF                | \$50,000           | \$4,315          | <b>\$50,000</b>    | <b>\$2,755</b>   |
| Landfill Closure              | \$105,000          | \$21,000         | <b>\$105,000</b>   | <b>\$18,900</b>  |
| Septic County Non             | \$10,000           |                  | <b>\$10,000</b>    |                  |
| Fire Station property         | \$40,000           | \$6,450          | <b>\$40,000</b>    | <b>\$5,650</b>   |
| Fire Station Design #1        | \$10,000           | \$800            | <b>\$5,000</b>     | <b>\$650</b>     |
| Landfill Closure #2           | \$5,000            | \$1,050          | <b>\$5,000</b>     | <b>\$950</b>     |
| Uncle Tim's Bridge            | \$15,000           | \$2,600          | <b>\$10,000</b>    | <b>\$2,350</b>   |
| Fire Station Design #2        | \$20,000           | \$3,200          | <b>\$15,000</b>    | <b>\$2,850</b>   |
| Fire Station Construction     | \$390,000          | \$95,850         | <b>\$390,000</b>   | <b>\$88,050</b>  |
| Wastewater MWPAT              | \$8,629            | \$3,504          | <b>\$8,817</b>     | <b>\$3,331</b>   |
| Various Projects (01/16 Bond) | \$240,000          | \$40,395         | <b>\$230,000</b>   | <b>\$35,595</b>  |
| Police Station                | \$305,000          | \$225,273        | <b>\$305,000</b>   | <b>\$213,073</b> |
| CC Tech High School           |                    |                  | <b>\$160,364</b>   |                  |
| BAN payoff (sidewalks)        | \$100,000          |                  | <b>\$40,000</b>    | <b>\$800</b>     |
| <b>Total</b>                  | <b>\$1,413,629</b> | <b>\$415,337</b> | <b>\$1,489,181</b> | <b>\$382,554</b> |

|                |                          |
|----------------|--------------------------|
| <b>FY 2020</b> | <b>Total \$1,871,735</b> |
|----------------|--------------------------|

Land Bank Purchases Paid from CPC Funds

|                   | <u>FY 2019</u> |          | <u>FY 2020</u> |          |
|-------------------|----------------|----------|----------------|----------|
|                   | Geiger Land    | \$20,000 | \$1,100        | \$15,000 |
| Chavchavadze Land | \$35,000       | \$2,850  | \$35,000       | \$2,150  |

APPENDIX C ARTICLE 4  
FY 2020 MARINA SERVICES ENTERPRISE FUND BUDGET

The Marina operates from May 15<sup>th</sup> to October 15<sup>th</sup>. The enterprise fund is self-supporting. The Marina Enterprise Fund will reimburse the General Fund \$55,300 for Marina expenses carried in the general operating budget such as employee salaries and benefits and the cost of shared employees.

FY 2020 Estimated Revenues

|  |                |
|--|----------------|
| Mooring and Slip Fees                    | 315,000        |
| Fuel Sales                               | 150,000        |
| Dockage                                  | 55,000         |
| Other Income                             | 9,000          |
| Parking-seasonal                         | 30,000         |
| Waterways Fund                           | 2,000          |
| Beach Fund                               | 10,000         |
| Shellfish Fund                           | 5,000          |
| Marina Enterprise Fund Retained Earnings | 49,669         |
| <u>Total Revenues</u>                    | <u>625,669</u> |

FY 2020 Estimated Expenditures

|                                     |                |
|-------------------------------------|----------------|
| Salaries and Wages                  | 184,144        |
| Operating Expenditures              | 219,475        |
| Capital Outlay (Debt Service)       | 126,750        |
| Reserve                             | 40,000         |
| <u>Reimburse General Fund costs</u> | <u>55,300</u>  |
| <u>Total Expenses</u>               | <u>625,669</u> |

## MARINA ENTERPRISE FUND

## APPENDIX C

|                                 | FY 2018        | FY 2019        | FY 2020        | FY 2020        | FY 2020        |
|---------------------------------|----------------|----------------|----------------|----------------|----------------|
|                                 | Actual         | Budget         | Dept Head      | Town Admin     | Selectmen      |
| <b>PERSONNEL</b>                |                |                |                |                |                |
| Salaries & Wages                | 166,252        | 176,148        | 179,269        | 179,269        | 179,269        |
| Overtime                        | 4,060          | 2,000          | 2,000          | 2,000          | 2,000          |
| Holiday/Longevity               | 1,839          | 2,825          | 2,875          | 2,875          | 2,875          |
| <b>TOTAL PERSONNEL</b>          | <b>172,152</b> | <b>180,973</b> | <b>184,144</b> | <b>184,144</b> | <b>184,144</b> |
| <b>OPERATING EXPENSES</b>       |                |                |                |                |                |
| Services                        | 30,569         | 34,450         | 34,450         | 34,450         | 34,450         |
| Supplies                        | 149,758        | 176,223        | 156,700        | 156,700        | 156,700        |
| Other Charges                   | 5,466          | 7,125          | 7,125          | 7,125          | 7,125          |
| Small Equipment                 | 1,976          | 1,200          | 1,200          | 1,200          | 1,200          |
| <b>TOTAL OPERATING EXPENSES</b> | <b>187,769</b> | <b>218,998</b> | <b>199,475</b> | <b>199,475</b> | <b>199,475</b> |
| <b>CAPITAL OUTLAY</b>           |                |                |                |                |                |
| Engineering, Marina Rehab       | 23,365         | 20,000         | 20,000         | 20,000         | 20,000         |
| Rehab Debt Service, Principal   | 110,000        | 110,000        | 105,000        | 105,000        | 105,000        |
| Rehab Debt Service, Interest    | 29,798         | 23,900         | 21,750         | 21,750         | 21,750         |
| <b>TOTAL CAPITAL OUTLAY</b>     | <b>163,163</b> | <b>153,900</b> | <b>146,750</b> | <b>146,750</b> | <b>146,750</b> |
| <b>RESERVE</b>                  | <b>36,407</b>  | <b>42,000</b>  | <b>40,000</b>  | <b>40,000</b>  | <b>40,000</b>  |
| <b>GENERAL FUND COSTS</b>       |                |                |                |                |                |
| Health/Life Insurance           | 33,000         | 33,000         | 33,000         | 33,000         | 33,000         |
| Pension                         | 9,000          | 9,000          | 9,000          | 9,000          | 9,000          |
| Shared Employees                | 9,200          | 9,200          | 9,200          | 9,200          | 9,200          |
| Building/Liability Insurance    | 4,100          | 4,100          | 4,100          | 4,100          | 4,100          |
| <b>TOTAL GEN. FUND COSTS</b>    | <b>55,300</b>  | <b>55,300</b>  | <b>55,300</b>  | <b>55,300</b>  | <b>55,300</b>  |
| <b>MARINA ENTERPRISE TOTAL</b>  | <b>614,791</b> | <b>651,171</b> | <b>625,669</b> | <b>625,669</b> | <b>625,669</b> |

APPENDIX D ARTICLE 5  
FY 2020 WATER SERVICES ENTERPRISE FUND BUDGET

The Water Services Enterprise Fund is intended to be self-supporting when approximately 500 users are connected to the system and using Town water. An appropriation of \$147,861 is necessary to adequately fund the Water Enterprise Fund operations. The Water Enterprise Fund will reimburse the General Fund \$5,000 for Water Enterprise expenses carried in the general operating budget such as employee salaries and benefits and the cost of shared employees.

|                            |                |
|----------------------------|----------------|
| FY 2019 Estimated Revenues |                |
| Water use charges          | 110,000        |
| Other Revenues             | 23,000         |
| General Fund transfer      | <u>147,861</u> |

|                      |                |
|----------------------|----------------|
| <u>Total Revenue</u> | <u>280,861</u> |
|----------------------|----------------|

|                                  |         |
|----------------------------------|---------|
| FY 2020 Expenses                 |         |
| Salaries and Wages               | 21,533  |
| Operations                       | 144,592 |
| Debt Service                     | 109,736 |
| Expenses in the operating budget | 5,000   |

|                       |                |
|-----------------------|----------------|
| <u>Total Expenses</u> | <u>280,861</u> |
|-----------------------|----------------|

WATER ENTERPRISE FUND  
FISCAL YEAR 2020

APPENDIX D

|                                     | FY 2018        | FY 2019        | FY 2020        | FY 2020        | FY 2020        |
|-------------------------------------|----------------|----------------|----------------|----------------|----------------|
|                                     | Actual         | Budget         | Dept Head      | Town Admin     | Selectboard    |
| <b>PERSONNEL</b>                    |                |                |                |                |                |
| Secretary and Clerk                 | 19,698         | 20,419         | 21,533         | 21,533         | 21,533         |
| <b>TOTAL PERSONNEL</b>              | <b>19,698</b>  | <b>25,000</b>  | <b>21,533</b>  | <b>21,533</b>  | <b>21,533</b>  |
| <b>OPERATING EXPENSES</b>           |                |                |                |                |                |
| Utilities-Electricity               | 10,271         | 12,000         | 12,000         | 12,000         | 12,000         |
| Services-Whitewater, Inc            | 76,557         | 78,675         | 80,642         | 80,642         | 80,642         |
| Services-Whitewater<br>Contingency  | 823            | 25,000         | 25,000         | 25,000         | 25,000         |
| Services-Environmental Partners     | 0              | 4,500          | 4,500          | 4,500          | 4,500          |
| Services-Other                      | 6,321          | 5,500          | 5,500          | 5,500          | 5,500          |
| Supplies                            | 1,409          | 10,600         | 10,600         | 10,600         | 10,600         |
| Other Charges                       | 3,052          | 6,350          | 6,350          | 6,350          | 6,350          |
| <b>TOTAL OPERATING<br/>EXPENSES</b> | <b>98,433</b>  | <b>142,625</b> | <b>144,592</b> | <b>144,592</b> | <b>144,592</b> |
| <b>DEBT SERVICE</b>                 |                |                |                |                |                |
| Principal & Interest                | 111,147        | 110,442        | 109,736        | 109,736        | 109,736        |
| <b>TOTAL DEBT SERVICE</b>           | <b>111,147</b> | <b>110,442</b> | <b>109,736</b> | <b>109,736</b> | <b>109,736</b> |
| <b>SHARED EMPLOYEES</b>             | <b>5,000</b>   | <b>5,000</b>   | <b>5,000</b>   | <b>5,000</b>   | <b>5,000</b>   |
| <b>WATER ENTERPRISE TOTAL</b>       | <b>234,278</b> | <b>278,486</b> | <b>280,861</b> | <b>280,861</b> | <b>280,861</b> |

*SALARY/WAGE LIST*

APPENDIX E

| <b>POSITION</b>                               | <b>UNION</b> | <b>FY2019<br/>SALARY/WAGES</b> | <b>FY2020<br/>SALARY/WAGES</b> |
|---|--------------|--------------------------------|--------------------------------|
| Animal Control Officer                        | P            |                                |                                |
| Assessor (35 hrs)                             | W            | \$74,100                       | \$75,952                       |
| Assessor's Data Collector (35 hrs)            | W            | \$25.80                        | \$26.45                        |
| Assistant DPW Director                        | W            | \$39.63                        | \$40.62                        |
| Assistant Health/Conservation Agent           | W            | \$25.46                        | \$26.10                        |
| Assistant Librarian - Children's (35 hrs)     | W            | \$30.02                        | \$30.77                        |
| Assistant Librarian – Tech. Services (35 hrs) | W            | \$27.97                        | \$28.68                        |
| Assistant Recreation Director                 | W            | \$27.54                        | \$27.99                        |
| Assistant Shellfish Constable                 | W            | \$30.16                        | \$30.91                        |
| Assistant Town Accountant (35 hrs)            | W            | \$33.25                        | \$34.08                        |
| Assistant Town Clerk (35 hrs)                 | W            | \$25.39                        | \$26.02                        |
| Beach Canoe/Small Boat Manager                | W            | \$5,000                        |                                |
| Call - Lieutenant/Paramedic                   | W            | \$34.71                        | \$35.75                        |
| Call - EMT                                    | W            | \$21.72 – \$34.03              | \$17.78 – 26.73                |
| COA Office Assistant (35 hrs)                 | W            | \$23.43                        | \$23.80                        |
| COA Office Manager (35 hrs)                   | W            | \$30.93                        | \$31.70                        |
| COA Outreach Coordinator (35 hrs)             | W            | \$30.07                        | \$30.82                        |
| Committee Secretary (18 hrs)                  | W            | \$25.27                        | \$25.90                        |
| Committee Secretary/Water Clerk (40 hrs)      | W            | \$19.25                        | \$19.43                        |
| Committee Secretary BOH (10 hrs/month)        | W            | \$19.25                        | \$19.73                        |
| Community Service Director (35 hrs)           | W            | \$86,691                       | \$88,858                       |
| DPW Administrative Assistant (40 hrs)         | W            | \$25.82                        | \$26.47                        |
| Deputy Shellfish Constable                    | W            | \$24.54                        | \$25.15                        |
| Health/Conservation Agent                     | W            | \$81,069                       | \$82,259                       |
| Health/Building Clerk (20 hrs)                | W            | \$23.83                        | \$24.43                        |
| Fire Department Admin Assistant (40 hrs)      | W            | \$28.14                        | \$28.84                        |
| Health/Building Admin Assistant (35hrs)       | W            | \$26.77                        | \$27.44                        |
| Inspector of Buildings (40hrs)                | W            | \$82,013                       | \$83,325                       |
| Library Assistants (19 hrs)                   | W            | \$18.50-\$21.94                | \$18.96 – 22.49                |
| Asst Library Director                         | W            | \$30.87                        | \$31.64                        |
| Library Director (35 hrs)                     | W            | \$77,662                       | \$78,898                       |
| Principal Clerk (35 hrs)                      | W            | \$26.04                        | \$26.69                        |
| Recreation Director                           | W            | \$68,369.                      | \$69,464                       |
| Shellfish Constable                           | W            | \$73,570                       | N                              |
| Town Accountant (35 hrs)                      | W            | \$79,495                       | N                              |
| Assistant Treasurer                           | W            | \$26.13                        | \$26.78                        |
| Library Outreach Coordinator (35 hrs)         | W            | \$22.90                        | \$23.47                        |
| Clerk/Dispatcher                              | CU           | \$66,895.35                    | N                              |
| Dispatchers                                   | CU           | \$45,345.18– 55,554.57         | N                              |
| DPW Building/Grounds Custodian                | T            | \$23.34                        | N                              |
| DPW Driver/Laborer I/Operator                 | T            | \$22.26 -24.42                 | N                              |
| DPW Driver/Laborer II                         | T            | \$28.36                        | N                              |
| DPW Facilities Maintenance                    | T            | \$27.34                        | N                              |
| DPW Heavy Truck Driver/Mechanic Asst.         | T            | \$27.34                        | N                              |
| DPW Transfer Station Working Forman           | T            | \$28.91                        | N                              |



|   |         |                         |                   |
|---|---------|-------------------------|-------------------|
| DPW Mechanic  | T       | \$28.68                 | N                 |
| DPW Working Foreman                                       | T       | \$29.83                 | N                 |
| DPW Gate Attendant  | T       | \$21.36                 | N                 |
| Harbormaster  | T       | \$35.97                 | N                 |
| Assistant Harbormaster                                    | T       | \$24.75                 | N                 |
| Fire Captain/Paramedic                                    | F       | \$78,090.09             | N                 |
| Fire Lt./Paramedic  | F       | \$71,798 – 73,848       | N                 |
| Firefighter/Paramedic                                     | F       | \$56,212 – 54212        | N                 |
| Elementary School Teachers P/T & F/T                      | S       | \$30,904 – 94,826       | \$32,945 – 97,134 |
| Elementary School - Secretary to Principal                | S       | \$60068                 | \$61,633          |
| Elementary School - Librarian 40%                         | S       | \$28,064                | \$31,112          |
| Elementary School Custodians                              | S       | \$39,871 – 58,84001     | \$37,366 – 60,212 |
| Elementary School Nurse                                   | S       | \$87837                 | \$90,033          |
| Elementary School Education Assistant                     | S       | \$6657 – 40,621         | \$7623 – 42,476   |
| Elementary School Secretary                               | S       | \$35716                 | \$37,572          |
| Elementary School Cafeteria                               | S       | \$12,,78.44 – 30,534.16 | \$13,367 – 32,888 |
| Town Administrator  | C       | \$119,647               | N                 |
| Assistant Town Administrator/Town Clerk                   | C       | \$95,000                | N                 |
| Executive Assistant to the Town Administrator             | C       | \$55,000                | N                 |
| DPW Director  | C       | \$106,003               | N                 |
| Elementary School Principal <i>includes long./mileage</i> | C       | \$121,821               | N                 |
| Fire Chief  | C       | \$109,242               | N                 |
| Police Chief  | C       | \$133,530               | N                 |
| Police Lieutenant   | C       | \$118,805               | N                 |
| Wellfleet After School Child Care                         | S       |                         | \$7896 – 16740    |
| Town Treasurer /Collector                                 | C       | \$77,338                | N                 |
| Police Officer  | P       | \$57,542 – 80,209       | \$60,455 – 84,269 |
| Police Sergeant   | P       | \$77,084 – 91,098       | \$80,987 – 94,778 |
| COA Van Drivers   | PB      | \$16.00/HR              |                   |
| COA Exercise Instructor                                   | PB      | \$24.80/HR              |                   |
| COA Cook  | PB      | \$23.00/HR              |                   |
| CPC Coordinator (9hrs/wk)                                 | PB      | \$29.00/HR              |                   |
| Police Matron   | PB      | \$16.53 – 22.73/HR      | N                 |
| Relief Dispatcher   | PB      | \$15.70 – 16.01N        | N                 |
| Special Police Officer                                    | PB      | \$15.15 – 20.00/HR      | N                 |
| School Crossing Guard                                     | PB      | \$32.31                 | \$32.31           |
| Alternate Inspectors                                      | N       | \$38 /Inspection        | \$38/inspection   |
| Electrical Inspector                                      | \$25/HR | \$38 /Inspection        | \$38/inspection   |
| Plumbing/Gas Inspector                                    | \$25/HR | \$38 /Inspection        | \$38 inspection   |

C = Contract

CU = Communicators Union

E = Elected

T = Teamsters Union

W = Wellfleet Employees Association

N = Ongoing contract negotiations

P = Police Federation

PB = Personnel Board

S = School Union

F = Firefighters Union

PRSRT STD  
U.S. POSTAGE  
**PAID**  
CCP & DF, MA  
PERMIT NO. 15

## PETITIONED ARTICLES

### **Petitioned Article A for possible insertion into the 2019 Annual Town Election:**

A citizen petition was submitted and has been certified with the signatures of ten (10) registered Wellfleet voters, so that the following article is placed on the Warrant as:

“To see if the Town will vote to direct the Board of Selectmen to place the following question on the next election ballot:

“Shall the Town of Wellfleet, Massachusetts petition the General Court of the Commonwealth of Massachusetts, and the Congress of the United States, for greater local control to mitigate the growing Cape Cod seal overpopulation problem, as well as the expanding and menacing Great White Shark problem?”

Thank you,  
Joe

**Joseph F. Powers, MMC/CMMC**  
**Assistant Town Administrator/Town Clerk**

### **Petitioned Article B to be inserted into the 2019 Annual Town Meeting warrant:**

A citizen petition was submitted and has been certified with the signatures of ten (10) registered Wellfleet voters, so that the following article is placed on the Warrant as:

“To see if the Town will vote to request that the Board of Selectmen, the Conservation Commission, and the Planning Board consider alternate routes for the Bike Trail Extension and to ask the appropriate agencies of the Commonwealth to halt any planning or construction beyond Old County Road until those deliberations have occurred.”

Thank you,  
Joe

**Joseph F. Powers, MMC/CMMC**  
**Assistant Town Administrator/Town Clerk**

### **Petitioned Article C to be inserted into the 2019 Annual Town Meeting warrant:**

Petitioned by Energy Committee who submitted a PDF file.



To see if the Wellfleet Select Board will change the name of the Wellfleet Energy Committee to the Wellfleet Energy and Climate Change Committee, increase the committee membership to seven (7) members and two (2) alternates, and modify its charge as shown below (deleted language appears as strikethrough, added language appears as boldface).

~~The charge of the Wellfleet Energy Committee is to investigate, study and recommend viable methods for achieving energy conservation and for utilizing renewable sources of energy within the Town. This will include:~~

**The charge of the Wellfleet Energy and Climate Change Committee is to reduce the community's contribution to climate change, with a focus on ensuring our energy infrastructure is cleaner, leaner, and more resilient, and to prepare, coordinate and execute mitigation actions and adaptation strategies that anticipate and respond to the effects of climate change. This will include:**

- Establishment of energy and emissions inventories for the Town and the setting of goals for energy and emissions reductions.
- Assessment of the scope for energy conservation and for renewable energy use in Town buildings and by Town transport.
- Recommendation of feasible projects for energy conservation and for renewable energy use.
- Review of Town by-laws to promote energy conservation and renewable energy use
- Educational outreach for Wellfleet citizens
- **Formulate and advance mitigation and adaptation strategies as outlined in the 2018 Wellfleet Comprehensive Plan Section 10 on Climate Change Mitigation and Adaptation Strategies.**
- **Educate and engage residents and businesses on expected climate change hazards and impacts and mitigation opportunities.**

The Energy Committee will work in cooperation with other Town Board and Committees, as well as with Town employees, in carrying out its charge. This will include but not be limited to cooperation and liaison with the:

- a) Building and Needs Assessment Committee in assessing the efficiency of energy use in existing and new Town buildings,
- b) **Conservation Commission in carrying out planned actions,**
- c) **Natural Resources Advisory Board,**
- d) Friends of the Herring River,
- e) Shellfish Advisory Board,
- f) Open Space Committee,
- g) Planning Board in assessing the efficacy of Town by-laws.

**The Committee will also seek the cooperation and assistance of relevant governmental agencies, non-profit organizations, businesses and the public.**

TOWN  
2019 F



## Municipal

### **Petitioned Article D to be inserted into the 2019 Annual Town Meeting warrant:**

A citizen petition was submitted and has been certified with the signatures of ten (10) registered Wellfleet voters, so that the following article is placed on the Warrant as represented in the attached file.

I did not want to risk creating an error in my transcription so I am forwarding the full content of what was submitted. I would advise having Courtney reach out to Christine Shreves or Lydia Vivante to see if they would be willing and able to provide Courtney with the Word version of the original document.

Thank you,  
Joe

**Joseph F. Powers, MMC/CMMC**  
**Assistant Town Administrator/Town Clerk**

We the undersigned support the proposed article for the 2019 Annual Town Meeting.

To see if the Town will vote to recommend the adoption of a Municipal Plastic Bottle Reduction policy as follows:

Plastic is a known human health hazard based on the fact that it cannot biodegrade and enters the human food chain. Further, plastic production relies on non-renewable fossil fuel resources and creates toxic emissions at the point of production, recycling, and incineration-based waste disposal. Also, there is evidence that hormone-like chemicals within plastic leach into 'bottled beverages, thereby presenting yet another entry point for adverse health consequences. Avoidance of plastic circumvents the hazards associated with its manufacture, use, and disposal.

In order to protect human health, wildlife, and the environment from plastic pollution, and serve as a model for organizations, businesses, and residents, this policy prohibits the Town of Wellfleet from procuring or distributing single-use plastic bottles or cups containing water or any other beverage.

A single-use plastic bottle or cup is a beverage container of any size made from any type of plastic resin, may contain recycled material, and may be sold as recyclable, biodegradable, or compostable. This policy does not apply during a declaration of an emergency adversely affecting the availability and/or quality of drinking water by the Town, Commonwealth, or United States.

This policy may be temporarily waived by the Select Board for a specific circumstance where there is no viable alternative to single-use plastic containers.

or take any other action relative thereto.





## Wellfleet Balloon Reduction Bylaw

Plastic Ban Bylaw Amendment. To see if the Town will vote to amend the General Bylaws by adding a Section to Article VII of the General Bylaws as follows:

### Prohibition on Sale, Distribution, and Disposal of Balloons

#### 1. Purpose and Intent

The purpose of this Bylaw is to address public concerns regarding the environmental hazards to wildlife and marine life in the Town of Wellfleet posed by the release and improper disposal of balloons.

#### 2. Definitions<sup>[SEP]</sup>

Plastic, latex, rubber, or Mylar balloon Inflatable with liquid, air, or any other substance.

#### 3. Applicability

Effective June 1, 2020, no person shall sell, or distribute to the public, any type of balloon (including, but not limited to inflatable plastic, latex, rubber or Mylar balloons)<sup>[SEP]</sup> With respect to disposal, no person shall throw, deposit, discard, or otherwise discharge inflated or uninflated balloons into any street, alley, waterway, park, beach, or other public place in the Town of Wellfleet.

#### 4. Exemptions

Launching or operation of lighter-than-air aircraft, or the launching of balloons inflated with lighter-than-air gas by government agencies or scientific organizations is allowed.

#### 5. Enforcement

This bylaw may be enforced by any Town of Wellfleet police officer or other designee/agent authorized by the Select board.

#### 6. Fines and Penalties

Any person or Establishment violating this chapter shall be punished by a non-criminal fine of not more than fifty dollars (\$50) for each offense.

.....

ORLEANS VERSION for informational purposes

Here is the ORLEANS original version -- to be voted on at MAY 13, 2019 Town Meeting

ARTICLE \_\_. ADOPT GENERAL BYLAW, CH. 97 – **Prohibition on Sale and Use of Balloons** To see if the Town will vote to adopt Chapter 97, Prohibition on Sale and Use of Balloons as follows or take any other action relative thereto:

Chapter 97

**Prohibition on Sale and Use of Balloons**

**1. Purpose and Intent**

The purpose of this Bylaw is to address public concerns regarding the environmental hazards to wildlife and marine life in the Town of Orleans posed by the release and improper disposal of balloons.

**2. Definitions**

Lighter-than-air gas: a gas that is buoyant in air because it has an average density lower than that of air (including, but not limited to helium gas).

**3. Applicability**

Effective September 15, 2019, no person shall sell, or distribute to the public, any type of balloon (including, but not limited to plastic, latex, rubber or Mylar balloons) inflated with any type of lighter-than-air gas. No person shall throw, deposit, discard, or otherwise discharge inflated or uninflated balloons into any street, alley, waterway, park, beach, or other public place in the Town of Orleans.

Further, no person shall knowingly release or cause to be released into the air any balloon(s) inflated with any lighter-than-air gas.

**4. Exemptions**

Launching or operation of lighter-than-air aircraft, or the launching of balloons inflated with lighter-than-air gas by government agencies or scientific organizations is allowed.

**5. Enforcement**

This bylaw may be enforced by any Town of Orleans police officer or other designee/agent authorized by the Board of Selectman.

**6. Fines and Penalties**

Any person or Establishment violating this chapter shall be punished by a non-criminal fine of not more than fifty dollars (\$50) for each offense.

.....

**ORLEANS VERSION for informational purposes**

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ARTICLE \_\_. ADOPT GENERAL BYLAW, CH. 97 – **Prohibition on Sale and Use of Balloons** To see if the Town will vote to adopt Chapter 97, Prohibition on Sale and Use of Balloons as follows or take any other action relative thereto:

Chapter 97

**Prohibition on Sale and Use of Balloons**

**1. Purpose and Intent**

The purpose of this Bylaw is to address public concerns regarding the environmental hazards to wildlife and marine life in the Town of Orleans posed by the release and improper disposal of balloons.

**2. Definitions**

Lighter-than-air gas: a gas that is buoyant in air because it has an average density lower than that of air (including, but not limited to helium gas).

**3. Applicability**

Effective September 15, 2019, no person shall sell, or distribute to the public, any type of balloon (including, but not limited to plastic, latex, rubber or Mylar balloons) inflated with any type of lighter-than-air gas. No person shall throw, deposit, discard, or otherwise discharge inflated or uninflated balloons into any street, alley, waterway, park, beach, or other public place in the Town of Orleans.

Further, no person shall knowingly release or cause to be released into the air any balloon(s) inflated with any lighter-than-air gas.

**4. Exemptions**

Launching or operation of lighter-than-air aircraft, or the launching of balloons inflated with lighter-than-air gas by government agencies or scientific organizations is allowed.

**5. Enforcement**

This bylaw may be enforced by any Town of Orleans police officer or other designee/agent authorized by the Board of Selectman.

**6. Fines and Penalties**

Any person or Establishment violating this chapter shall be punished by a non-criminal fine of not more than fifty dollars (\$50) for each offense.

## Wellfleet Balloon Reduction Bylaw

Plastic Ban Bylaw Amendment. To see if the Town will vote to amend the General Bylaws by adding a Section to Article VII of the General Bylaws as follows:

### Prohibition on Sale, Distribution, and Disposal of Balloons

#### **1. Purpose and Intent**

The purpose of this Bylaw is to address public concerns regarding the environmental hazards to wildlife and marine life in the Town of Wellfleet posed by the release and improper disposal of balloons.

#### **2. Definitions**<sup>[SEP]</sup>

Plastic, latex, rubber, or Mylar balloon Inflatable with liquid, air, or any other substance.

#### **3. Applicability**

Effective June 1, 2020, no person shall sell, or distribute to the public, any type of balloon (including, but not limited to inflatable plastic, latex, rubber or Mylar balloons).<sup>[SEP]</sup> With respect to disposal, no person shall throw, deposit, discard, or otherwise discharge inflated or uninflated balloons into any street, alley, waterway, park, beach, or other public place in the Town of Wellfleet.

#### **4. Exemptions**

Launching or operation of lighter-than-air aircraft, or the launching of balloons inflated with lighter-than-air gas by government agencies or scientific organizations is allowed.

#### **5. Enforcement**

This bylaw may be enforced by any Town of Wellfleet police officer or other designee/agent authorized by the Select board.

#### **6. Fines and Penalties**

Any person or Establishment violating this chapter shall be punished by a non-criminal fine of not more than fifty dollars (\$50) for each offense.

# MEMORANDUM

TO: DAN HOORT, Town Administrator  
~~XXXXXXXXXX~~, ADMIN AGST  
COURTNEY BUTLER

FROM: THE BYLAW COMMITTEE

RE: ANNUAL TOWN MEETING WARRANT  
RECOMMENDATIONS

DATE: MARCH 4, 2019

THE BYLAW COMMITTEE met AT 9:53 AM today  
AND AFTER DISCUSSION OF THE  
WELLFLEET BALLOON REDUCTION BYLAW  
VOTED UNANIMOUSLY ~~TO~~ ~~XXXXXXXXXX~~ (3-0)  
TO ~~RECOMMEND~~ RECOMMEND THE ARTICLE  
AS AMENDED BY THE BY-LAW COMMITTEE  
AS DETAILED IN THE ATTACHED CORRECTED,  
REVISED COPY OF THE PROPOSED BYLAW

Respectfully submitted,  
Roger Putnam, Chair  
Dawn Rickman  
Liz Stansell, Secretary



## Wellfleet Balloon Reduction Bylaw

Plastic Ban Bylaw Amendment. To see if the Town will vote to amend the General Bylaws by adding a <sup>NEW</sup> Section to Article VII of the General Bylaws as follows:

Prohibition on Sale, Distribution, and Disposal of Balloons

## 1. Purpose and Intent

The purpose of this Bylaw is to address public concerns regarding the environmental hazards to wildlife and marine life in the Town of Wellfleet posed by the release and improper disposal of balloons.

2. Definitions <sup>SEP</sup>

Plastic, latex, rubber, or Mylar balloon <sup>i</sup> inflatable with liquid, air, or any other substance.

## 3. Applicability

Effective June 1, 2020, no person shall sell, or distribute to the public, any type of balloon (including, but not limited to inflatable plastic, latex, rubber or Mylar balloons). <sup>SEP</sup> With respect to disposal, no person shall throw, deposit, discard, or otherwise discharge ~~inflated or uninflated~~ balloons <sup>IN ANY CONDITION</sup> into any street, alley, waterway, park, beach, or other public place in the Town of Wellfleet, <sup>OR PRIVATE VENUE</sup> except that deflated balloons may be disposed of in any appropriate trash receptacle.

## 4. Exemptions

Launching or operation of lighter-than-air aircraft, or the launching of balloons inflated with lighter-than-air gas by government agencies or scientific organizations is allowed.

## 5. Enforcement





This bylaw may be enforced by any Town of Wellfleet police officer or other designee/agent authorized by the Selectboard.

## 6. Fines and Penalties

Any person or Establishment violating this chapter shall be punished by a non-criminal fine of not more than fifty dollars (\$50) for each offense.

2/5/2019 WELLFLEET RC MEETING

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### ORLEANS VERSION for informational purposes

Here is the ORLEANS original version -- to be voted on at MAY 13, 2019 Town Meeting

ARTICLE \_\_. ADOPT GENERAL BYLAW, CH. 97 – **Prohibition on Sale and Use of Balloons** To see if the Town will vote to adopt Chapter 97, Prohibition on Sale and Use of Balloons

as follows or take any other action relative thereto:

#### Chapter 97

#### Prohibition on Sale and Use of Balloons

##### 1. Purpose and Intent

The purpose of this Bylaw is to address public concerns regarding the environmental hazards to wildlife and marine life in the Town of Orleans posed by the release and improper disposal of balloons.

2. Definitions <sup>(1)</sup>Lighter-than-air gas: a gas that is buoyant in air because it has an average density lower than that of air (including, but not limited to helium gas).

##### 3. Applicability

Effective September 15, 2019, no person shall sell, or distribute to the public, any type of balloon (including, but not limited to plastic, latex, rubber or Mylar balloons) inflated with any type of lighter-



than-air gas. <sup>[1]</sup>~~SEP~~ No person shall throw, deposit, discard, or otherwise discharge inflated or uninflated balloons into any street, alley, waterway, park, beach, or other public place in the Town of Orleans.

Further, no person shall knowingly release or cause to be released into the air any balloon(s) inflated with any lighter-than-air gas.

#### 4. Exemptions

Launching or operation of lighter-than-air aircraft, or the launching of balloons inflated with lighter-than-air gas by government agencies or scientific organizations is allowed.

#### 5. Enforcement

This bylaw may be enforced by any Town of Orleans police officer or other designee/agent authorized by the Board of Selectman.

#### 6. Fines and Penalties

Any person or Establishment violating this ~~chapter~~ <sup>section</sup> shall be punished by a non-criminal fine of ~~not more~~ than fifty dollars (\$50) for each offense.

12/11/18 DRAFT 1





# BOARD OF SELECTMEN

AGENDA ACTION REQUEST  
Meeting Date: March 12, 2019

VII

## BUSINESS – F

|                         |   |
|-------------------------|---|
| <b>REQUESTED BY:</b>    | <b>Town Administrator</b>                                       |
| <b>DESIRED ACTION:</b>  | <b>Discussion of disposition of room occupancy tax receipts</b> |
| <b>PROPOSED MOTION:</b> |   |
| <b>ACTION TAKEN:</b>    | Moved By: _____ Seconded By: _____<br>Condition(s): _____       |
| <b>VOTED:</b>           | Yea _____ Nay _____ Abstain _____                               |



## FUTURE CAPE COD COALITION

February 22, 2019

Select Board, Town of Wellfleet

RE: Meeting municipal infrastructure and community investment needs with rental tax revenue

Dear Chairwoman Reinhart and Members of the Board,

Wellfleet is poised to receive a once-in-a-generation revenue infusion due to the inclusion of short-term rentals in the new occupancy tax law. We have one opportunity to ensure new revenue is used for long-agreed-upon, yet chronically underfunded infrastructure and community investment that Cape Codders need to thrive, now and into the future.

Our organizations, the Association to Preserve Cape Cod (APCC), Cape Cod Chamber of Commerce, Cape Cod & Islands Association of REALTORS® (CCIAOR), and Housing Assistance Corporation (HAC), have come together because we share a belief that the future of Cape Cod depends heavily on infrastructure improvements and community investment for future economic stability and environmental improvement. Now is the perfect time for local government to establish infrastructure banks and direct resources to long-term community investment. **We ask Wellfleet to adopt a local bylaw this spring directing at least 50% of the local option rooms excise tax to a discrete stabilization fund, earmarking that revenue for housing, wastewater, broadband, transportation, and competitive marketing of Cape Cod.** Making long-term investments will dictate the economic viability and sustainability of Cape Cod and defer the use of property tax revenues for these needed projects, saving Cape Codders money.

To do this, we have crafted a model bylaw, enclosed, to segregate and protect new revenue exclusively for such long-term investments. Setting aside the new revenue before it gets absorbed into general operating budgets and before the ability to invest strategically in long-term municipal needs is lost is critical. We therefore ask you to exercise your authority to put this model bylaw on the Spring 2019 Town Meeting warrant.

Adoption of this bylaw will achieve three goals:

1. Create a sustainable source of investment in long-term needs that are traditionally underfunded and vital to the sustainability of the community;
2. Ensure that critical investments are addressed without burdening taxpayers with increased property taxes. This will simultaneously increase property values, improve

- the environment and quality of life, and produce economic opportunity for all; and
3. Support your commercial and industrial property tax base with the potential to grow that base with activities that increase employment and businesses in your town.

Unless the new rental tax revenues are protected, residents will not see any property tax relief. Dedicating this new money to long-term spending provides the town with more budget predictability and the ability to avoid relying on a fluctuating revenue source to fund fixed operating costs.

We must act now to ensure that year-round Cape Codders have access to housing, wastewater infrastructure is built swiftly, businesses and residents have access to high speed broadband, people can move around efficiently and reliably, and we invest in the region's tourism market share, in order to maintain this revenue stream.

We understand the timing of your warrant is tight. With your discretion to add this topic for consideration, you can make an impact of long-standing investment and return for the town of Wellfleet. We would welcome the opportunity for one of us to meet with your Board and can also set up a meeting with Chairwoman Reinhart and Mr. Hoort, which can be coordinated through Stefanie Coxe at 508-360-9074 or [stefanie@nexuswerx.com](mailto:stefanie@nexuswerx.com) and of course, please don't hesitate to call any of us directly.

Thank you for your consideration and leadership in this matter.

Sincerely,



Andrew Gottlieb, Executive Director  
Association to Preserve Cape Cod



Wendy Northcross, CEO  
Cape Cod Chamber of Commerce



Ryan Castle, CEO  
Cape Cod & Islands Association of REALTORS®



Alisa Galazzi, CEO  
Housing Assistance Corporation





# BOARD OF SELECTMEN

AGENDA ACTION REQUEST  
Meeting Date: March 12, 2019

# VII

## BUSINESS – G

|                         |  |
|-------------------------|--|
| <b>REQUESTED BY:</b>    | <b>Assistant Town Administrator</b>  |
| <b>DESIRED ACTION:</b>  | <b>Waive Fees for Habitat for Humanity</b>   |
| <b>PROPOSED MOTION:</b> | <b>I move to waive fees related to Health and Fire Departments for Habitat for Humanity on their 2082 State Highway project.</b> |
| <b>ACTION TAKEN:</b>    | Moved By: _____ Seconded By: _____<br>Condition(s):<br><br>  |
| <b>VOTED:</b>           | Yea _____ Nay _____ Abstain _____  |





## BOARD OF SELECTMEN

AGENDA ACTION REQUEST

Meeting Date: March 12, 2019

# VIII

## TOWN ADMINISTRATOR'S REPORT

To: Board of Selectmen  
From: Dan Hoort, Town Administrator  
Subject: Town Administrator's Report  
Date: March 8, 2019

This report is for the period February 23, 2019 through March 8, 2019.

1. General
  - Draft ATM warrant has been posted on Town's web site.
2. Fiscal Matters
  - Nauset School Budget will be presented during March 26<sup>th</sup> meeting
3. Meetings
  - February 26 – Meeting with resident regarding AADU program
  - February 26 – Read at WES program
  - February 26 – Select board meeting
  - February 27 – Meeting in Boston with Outer Cape Town Managers/Administrators and legislative delegation to discuss shark issues.
  - February 28 – Housing Chair Gary Sorkin
  - March 4 – Select board meeting
  - March 6 - Finance Committee meeting
  - March 7 – Herring River presentation to Cape Cod Commission regarding DRI Scope in Hyannis
4. Complaints.
  - none.
5. Miscellaneous.
  - none
6. Personnel Matters:
  - Open position: DPW Facilities Manager
  - Soon to be open position: Town Accountant









## BOARD OF SELECTMEN

AGENDA ACTION REQUEST  
Meeting Date: March 12, 2019

X

# CORRESPONDENCE AND VACANCY REPORT

Date: March 7, 2019  
To: Board of Selectmen  
From: Jeanne Maclauchlan  
Re: Vacancies on Town Boards

### **Bike and Walkways Committee (5 Members)**

|                  |                      |                |
|------------------|----------------------|----------------|
| Vacant Positions | Appointing Authority | Length of Term |
| 1 Position       | Board of Selectmen   | 3 years        |

Requesting Appointment: No applications on file

### **Building and Needs Assessment Committee (5 Members)**

|                  |                      |                |
|------------------|----------------------|----------------|
| Vacant Positions | Appointing Authority | Length of Term |
| 2 Positions      | Board of Selectmen   | 3 years        |

Requesting Appointment: No applications on file

### **Cable Advisory Committee (5 members)**

|                  |                      |                |
|------------------|----------------------|----------------|
| Vacant Positions | Appointing Authority | Length of Term |
| 1 Position       | Board of Selectmen   | 1 year         |

Requesting Appointment: No applications on file

### **Commission on Disabilities (up to 7 Members)**

|                  |                      |                |
|------------------|----------------------|----------------|
| Vacant Positions | Appointing Authority | Length of Term |
| 6 Positions      | Board of Selectmen   | 3 years        |

Requesting Appointment: No applications on file

### **Comprehensive Wastewater Management Planning Committee (7 Members)**

|                 |                      |                |
|-----------------|----------------------|----------------|
| Vacant Position | Appointing Authority | Length of Term |
| 1 Position      | Board of Selectmen   | 3 years        |

Requesting Appointment: No applications on file

### **Conservation Commission (7 Members)**

|                  |                      |                |
|------------------|----------------------|----------------|
| Vacant Positions | Appointing Authority | Length of Term |
| 1 Position       | Board of Selectmen   | 3 years        |

Requesting Appointment: **One application on file**

### **Dredging Task Force: (5 members, 2 alternates)**

|                  |                      |                |
|------------------|----------------------|----------------|
| Vacant Positions | Appointing Authority | Length of Term |
| 2 Positions      | Board of Selectmen   | 3 years        |

Requesting Appointment: **One Application on file**

### **Energy Committee (11 members total)**

|                      |                      |                |
|----------------------|----------------------|----------------|
| Vacant Positions     | Appointing Authority | Length of Term |
| 1 Alternate Position | Board of Selectmen   | 3 years        |

Requesting Appointment: **One application on file**

**1 BOS Rep** BOS Term







# BOARD OF SELECTMEN

AGENDA ACTION REQUEST  
Meeting Date: March 12, 2019

|   |  |   |
|---|--|---|
| <b>Finance Committee</b> (9 members, 2 alternate)<br>Vacant Positions<br>1 Position<br>2 Alternate Positions<br>Requesting Appointment: No applications on file | Appointing Authority<br>Town Moderator     | Length of Term<br>3 years<br>3 years                        |
| <b>Herring Warden</b> (1 Warden, 1 Assistant Warden)<br>Vacant Positions<br>1 Assistant Position<br>Requesting Appointment: No applications on file             | Appointing Authority<br>Board of Selectmen | Length of Term<br>3 years                                   |
| <b>Historical Commission</b> (7 members)<br>Vacant Positions<br>1 Position<br>Requesting Appointment: No applications on file                                   | Appointing Authority<br>Board of Selectmen | Length of Term<br>1 year to complete term                   |
| <b>Human Rights Commission</b> (1 Representative)<br>Vacant Positions<br>1 Position<br>Requesting Appointment: No applications on file                          | Appointing Authority<br>Board of Selectmen | Length of Term<br>3 years                                   |
| <b>Marina Advisory Committee</b> (7 Members, 2 Alternates)<br>Vacant Positions<br>1 Alternate Position<br>Requesting Appointment: No applications on file       | Appointing Authority<br>Board of Selectmen | Length of Term<br>2 years                                   |
| <b>Natural Resources Advisory Board</b> (At least 3 Members)<br>Vacant Positions<br>1 Position<br>Requesting Appointment: No applications on file               | Appointing Authority<br>Board of Selectmen | Length of Term<br>3 years                                   |
| <b>Open Space Committee</b> (7 Members)<br>Vacant Positions<br>1 Position<br>Requesting Appointment: No applications on file                                    | Appointing Authority<br>Board of Selectmen | Length of Term<br>1 year                                    |
| <b>Personnel Board</b> (4 members + TA + FinCom Rep)<br>Vacant Positions<br>2 Positions<br>Requesting Appointment: <b>One application on file</b>               | Appointing Authority<br>Board of Selectmen | Length of Term<br>3 years                                   |
| <b>Planning Board</b> (7 members)<br>Vacant Positions<br>2 Positions<br>Requesting Appointment: <b>Two applications on file</b>                                 | Appointing Authority<br>Board of Selectmen | Length of Term<br>1 @ 5 years, 1 @ 4 years to complete term |
| <b>Recycling Committee</b> (7 members)<br>Vacant Positions<br>1 Position<br>Requesting Appointment: No applications on file                                     | Appointing Authority<br>Board of Selectmen | Length of Term<br>1 year to complete term                   |





# BOARD OF SELECTMEN

AGENDA ACTION REQUEST  
Meeting Date: March 12, 2019

XI

## MINUTES – A

|                         |  |
|-------------------------|--|
| <b>REQUESTED BY:</b>    | <b>Executive Assistant</b>   |
| <b>DESIRED ACTION:</b>  | <b>Approval of meeting minutes</b>   |
| <b>PROPOSED MOTION:</b> | <b>I move to approve the minutes of February 12, 2019 as printed/as amended.</b> |
| <b>ACTION TAKEN:</b>    | Moved By: _____ Seconded By: _____<br>Condition(s):                              |
| <b>VOTED:</b>           | Yea _____ Nay _____ Abstain _____  |



## DRAFT

### Wellfleet Selectboard Meeting Tuesday, February 12, 2019 at 6pm Wellfleet Senior Center

**Selectboard Members Present:** Chair Janet Reinhart; Kathleen Bacon, Justina Carlson, Jerry Houk, Helen Miranda Wilson

**Regrets:**

**Also Present:** Town Administrator Dan Hoort; Assistant Town Administrator/Town Clerk Joseph Powers

Chair Reinhart called the meeting to order at 6:00 p.m.

#### **ANNOUNCEMENTS, OPEN SESSION AND PUBLIC COMMENT**

There were no public comments.

#### **PUBLIC HEARINGS**

##### *Liquor License*

Fox and Crow Café

A representative from the Fox and Crow Café was unable to attend the meeting.

Bacon moved to continue the application for a liquor license hearing for the Fox and Crow Café. Carlson seconded, and the motion carried 4-0. Wilson was absent for vote.

#### **LEGAL DISCUSSION**

##### *Opioid Lawsuit*

Town Counsel was not present for the discussion due to the weather. Reinhart gave some background on the lawsuit, saying there are other towns who have been part of this lawsuit for a while and it is a nationwide effort. Wilson said she needed to know more about what exactly the case will include. She said she is in support of spending money on things like Navigator but was not sure if this particular lawsuit is something the Board should support without more particular examples. Bacon asked if Michelle Olum could speak. Reinhart asked for further comments from the Board first. Houk said he felt the Board should wait for Carolyn Murray to come before they have any real discussions. Carlson said she would not have any problem waiting for Murray either.

Audience member Michele Olem, from Recovery 349, said it's important to join the lawsuit because a lot of other towns on Cape have done so and it is time to stand up to the pharmaceutical companies. Reinhart said she agreed but also saw Wilson's point about not wanting to vote on the item without all the information. Wilson said she would like to know a lot more about the specifics of the case. Reinhart said this has been in the news for two years. She asked for a motion from the Board. Bacon said she was up to speed on the case and it is asking the Board to commit to a solidarity with the other towns on the Cape that are dealing with the fallout and debris from the situation the pharmaceutical company have created. She said KP Law does not state any pro or con, just what the firm is doing and what the suit is about. Wilson said that by joining this the Board is committing to

paying for something if they lose and the Board should be prepared for that. Reinhart asked for a motion from the Board.

Bacon moved to postpone the legal discussion on the opioid lawsuit until our Town Attorney, Carolyn Murray from KP Law can be here to discuss it with us.

Wilson seconded, and the motion carried 5-0.

## **BUDGET REVIEWS**

### ***Recreation***

Becky Rosenberg shared a PowerPoint presentation that included pictures and feedback from the renovations at Baker Field. Rosenberg said that over the past year the program has successfully increased programming to meet the needs of the community by adding a toddler open gym, pickleball round robins and instructional clinics for children and adults, half day field trips, futsal instruction, expanded K, 1, 2 after school activities and a skateboarding club. The Department has also been working with parents, students, Nauset Schools Superintendent Tom Conrad, WES principal Mary Beth Rodman and 349 Prevention Committee to expand programming even further by using the WES as a community center. They are requesting additional hours in the 2020 budget to staff these programs. The priority is to offer activities during at risk times such as nights, weekends, and vacations. The Department is partnering with the Nauset Schools in utilizing a 12-passenger van, pending Board approval, which will enable transportation to existing Outer Cape programming and facilities. Adding this increase in staff and programming will allow for the essence of a community center without the capital cost of a facility.

Reinhart asked what some of the programs that teens could take part in. Rosenberg said she attended a focus group at the high school and heard from the students. Bacon said she has no qualms about hiring more staff and asked if the individual would be a Wellfleet resident. Rosenberg said there is no formal plan yet, because it could be filled by one or more people, or increasing hours of current staff. She said right now that all 4 part-time people are Wellfleet residents. Wilson said she would like more specific information. Wilson asked about road race supplies, and what the revenue from the road race is. Rosenberg said the road race made \$18,042 in 2017. Wilson also mentioned the CPC's request for a permanent structure at Baker Field and noted that would cut a lot of costs to the Department instead of having to put up and take down each year.

Reinhart asked Hoort if there would be extra money available. Hoort said Rosenberg has always looked for ways to expand her programs and to reach more age groups and was supportive of her efforts. Houk asked if the payment of the driver for the van was included in the \$1,100. Rosenberg said the van is driven by Recreation staff, so the cost is for rental. He said the tent take down and rental is \$5,675 and asked if the Department had looked into getting its own to store. Rosenberg said she had in the past and it did not store well. Houk said he planned to find out if the Town would be getting its own fuel pumps, because Town employees fill their Town vehicles in Eastham. Houk asked if the DPW could fix the entrance way to the skateboard park, listed as "wood to fix entrance to skateboard park." Rosenberg said she had not asked DPW but it needs to be addressed and can be fixed during the spring cleanup of the park.

Carlson commended Rosenberg's use of the elementary school as a community center, programming, and the use of a gifted van. Wilson asked about the Terminix line item for \$400. Rosenberg said they come and do pest control by setting down traps

Carlson moved to approve the Recreation for FY20 as presented. Bacon seconded, and the motion carried 5-0.

Mike Flanagan, Harbormaster, said that all vehicles go to Eastham for gas and diesel, but that DPW has its own diesel tank.

### ***Beach Budget***

Suzanne Grout Thomas presented the beach budget. She said the major change is a transfer of funding for portable toilets from both Beach and Recreation budgets into one line in the Director of Community Services budget, so there is a better handle on total annual expenditures. Reinhart asked about sharks and where money would come from for any sort of expenses related to shark safety. Grout Thomas said there was a decision made to go forward and have emergency landline installed by each ocean beach by the summer. She said there is funding for additional stand up paddle boards and additional radios. She said the old lifeguard stands will be placed on top of the dunes and a new radio will go with each chair. This will allow for more oversight of beaches.

Houk asked if Grout Thomas anticipated an increase in the use of ponds this summer given recent shark events. She said it seemed logical but could not predict it. Bacon asked about the purchase of a vehicle with an extended bed to transport injured beachgoers over the dunes, and what the estimated cost would be. Grout Thomas said \$30,000 split with the FD, as they could use the vehicle the rest of the year. Bacon asked if the national seashore had anything that could be utilized. Grout Thomas said no, but that they have provided guidance on vehicles that did not work. Bacon asked about the expansion of White Crest parking lot, and if it was her hope to revive the plan previously shelved. Grout Thomas said she has given the Parking Task Force conceptual plans and that they are crafting surveys for people to see their needs.

Reinhart asked Hoort if he had any comments on the budget. Hoort said he had pride for both Rosenberg and Grout Thomas with how much they know and do for their departments.

Wilson said the needs for addressing the lack of parking will only get worse and she is disturbed that the Parking Task Force isn't understanding what the situation is. She said the real people, who cannot be surveyed, are the hoards of visitors that come during the summer. Reinhart said that the Task Force will hand out a survey with the purchase of beach stickers.

Bacon moved to approve the Beach Budget for FY20 as presented. Wilson seconded, and the motion carried 5-0.

### ***Marina Enterprises***

Mike Flanagan presented the Marina Enterprises budget. Bacon asked about the net income loss. Flanagan said he believed it was due to the lack of dredging, and that people are not coming to Wellfleet to stay over. Bacon said there is no line item for replacing the underground fuel storage tanks and asked what the plan was for that. Flanagan said he did not know where the money for that would come from, but he suggested going with above ground tanks.

Hoort said he expected to see it on this Town Meeting Warrant and if the Marina could absorb the cost. He said that due to the age of the current tanks this matter cannot wait any longer. Bacon asked if they needed to be located in the same place. Flanagan said he did not want to. As for paying for the tanks, he said he is still paying off the Marina renovation, which was \$1.5 million. He said once this was paid he felt the Marina Enterprises budget could pay for the tanks. Bacon asked if there were other places these tanks could go, if the Town did not buy additional property this year. Flanagan said he is consulting with the engineering firm.

Houk asked if the \$100,000 removal and disposal of the tanks was solid. Flanagan said yes, he was given that number by the engineer. Wilson reminded Flanagan, and all departments, to look to grants for funding. She wondered if this project would fall into a grant category. Reinhart said the state is appropriating money for projects along the coast and would discuss it at the Coastal Resiliency forum being hosted on Wednesday, February 13. Houk commended the Marina Department for their work.

**Bacon moved to approve the Marina Enterprises budget for FY20 as presented. Wilson seconded, and the motion carried 5-0.**

## **LICENSES**

None.

## **APPOINTMENTS/REAPPOINTMENTS**

None.

## **USE OF TOWN PROPERTY**

### **Eastham FD/Technical Rescue Team, March 14, 2019**

No one from Eastham FD was present. Wilson explained the request, saying that Eastham does not have high dunes to practice rescues on.

Audience Member David Agger asked about the sand being pushed onto the beach at White Crest during practice. Wilson said they wouldn't cause any more damage than what is usually done by visitors and residents who go up and down the dune

Wilson moved to approve the use of Town owned property by the Eastham Fire Department and Technical Rescue Team on Thursday, March 14, 2019 from 9 am to 3 pm at White Crest Beach. Carlson seconded, and the motion carried 5-0.

## **BUSINESS**

### ***Discussion 117 East Commercial Street***

Bacon said she had nothing to discuss and there was no one from the Masonic Lodge to discuss. Hoort said he spoke with the Lodge, and they said the fence was put up by the Town and any issues about the fence can take place. Audience member John Riehl, Natural Resource Advisory Board, said he spoke with Austin Knight of the Lodge. Riehl said he suggests looking at the erosion issue at the bank first and that sea level rise should be considered. Bacon said the revetment on the Lodge side of



the parking area is macadam, which was trucked in and dumped in the middle of the night and that is not a sea wall. She said the Town did a storm drain in the parking area and put in trap rock. She said her thought with the property was to clean it up for the merchants who need parking in the summer months. She agreed with Riehl that the Town would need to look into a revetment at some point, as the area flooded twice last year.

Wilson said the fence should be moved sooner rather than later. She asked Hoort to ask DPW to remove the fence. Audience member Lydia Vivante said it would be nice to have access to the water from the lot and not just use it for parking. She asked if there could possibly be a kayak or bike rack and a water filling station too. Wilson recommended bringing this up to the Conservation Commission. Bacon said she had DPW replace the Town Landing sign and that there had been stairs, but erosion has damaged them. She said that there is a short window in the tides for kayaking in that area, but she sees the point to retaining the Town Landing.

No action was taken.

***Presentation of an adult use of marijuana establishment – retail [David Pike]***

John Kenny, Attorney, and David Pike, President of CCC Wellfleet RE, LLC discussed the lease at 1446 State Highway. Kenny introduced Jack Delaney from JJ Delaney, Inc. Kenny said Delaney will oversee design and construction, if approved, and would hire local craftsman to do the work. Kenny said his client has entered this lease with the idea of opening a retail marijuana sales shop. Kenny said there was a prior applicant who was in this lease, but that agreement fell through. Kenny has spoken with Ben Zehnder, the prior applicant's attorney and they make no claim of any rights to the property.

Pike said his company is intending to create a complete vertical cannabis solution on the Cape. They have purchased 3 acres of property in Mashpee, have a license application in for a retail facility, and are awaiting design for the application process for a cultivation facility. The company will take responsibility for the cannabis from seed to being available to the public. They have signed the lease for the property at 1446 State Highway.

Pike provided Selectboard members a packet that included the lease, a description of the company, products, security measures, traffic flow, and more. Pike said the company aims to hire staff who are competent and knowledgeable to meet state regulations and to answer customer questions. He said the company is open to hire locals.

Reinhart said that parking is a big issue at the location and recommended to consider that there may not be a lot of parking in front. Kenny said they have established a draft protocol for mitigating parking issues. Reinhart said the other concern is that the facility is large and asked Pike his plans for use of the property. Pike said they would appreciate the Board's feedback. Reinhart said that once the craze dies down, there will not be lines out the door 2 to 5 years down the road.

Wilson noted that the lease agreement states that the property owner must approve any additional stores on the property. She asked why they have chosen to open a retail recreational facility, rather than medical. Pike said that he was under the impression that medical had been covered and so he was trying to fill a new need. Reinhart said that since recreational marijuana was legalized, that most establishments have medical marijuana was available.

Derek D'Ambrosio, manager of facility, said the marijuana that would be sold would be medical grade and anyone over the age of 21 could purchase it. Wilson noted that people with medical marijuana cards could purchase it at a discount. She said that ideally all three establishments in Wellfleet would open at the same time and is supportive of this kind of business opening in town. Bacon said that she was deeply offended by the logo chosen by Pike and asked him to reconsider. She said that their estimated number of 337 people a day, year-round, and their hope to open in May were optimistic. Pike said he hopes to minimize the time it takes to open in any way possible.

Carlson asked Pike if this would be his only marijuana store. Pike said they have license applications to open stores in Mashpee and Brighton too. Carlson asked if his heart was in those communities too. He said no, because there were no schools for his autistic son in those communities. Carlson asked what being a good community actor meant to Pike. He said he is going to make sure they don't have negative impacts on the community, add to security, mitigate traffic issues where they can, and offer a significant contribution to the needs of the community. He said they are looking to the Board for recommendations.

Wilson said she is concerned with being a good actor within the terms of the contract. Houk agreed with Wilson about having a medical facility as well as recreational. He said that Provincetown, Truro, and Eastham will also have stores, and asked Pike if he took this into consideration. Pike said that the business will operate year-round and will be run profitably. Bacon asked where the grow facility will be. Pike said Mashpee.

Reinhart asked Pike and Kenny to prepare the Host Community Agreement application. Wilson suggested adding medical marijuana and local preference. Carlson said she hopes Pike would unfold the business in a positive way that helps the community. Pike said what they are trying to create is something that the adults in the town want and the state has deemed legal and they are happy to entertain any dialogue about how the Board would like it to look.

Wilson asked if Pike would consider products from local growers. Pike said yes. She asked Hoort and Powers for the letter from Ben Zehnder confirming that the other applicant is completely out of the lease. Kenny said that Zehnder's clients did not send a letter, but he and Powers have spoken with them and they claim no rights to the property.

Hoort asked for a vote of non-disapproval, meaning that the Board does not disapprove Pike submitting an HCA.

***Presentation of adult use of marijuana establishment – craft marijuana cooperative [Ennie McDonald]***

Michal Fee, Attorney, and Erin "Ennie" McDonald, Co-Owner of Gillyweed Garden, LLC presented their business plan for cultivation. McDonald, working with other local farmers, is part of High Dune Craft Cooperative (HDCC). The cultivator license is designed to give opportunities to established farmers to enter into this market and supplement their income with a crop that will be slightly more profitable. Fee said that McDonald will be starting at 500 square feet of canopy and build a greenhouse in the center of the property. They plan to establish year-round growing products with as many as 50 mature plants at a time.

Reinhart asked if they would sell the marijuana. With the license, there can be no sales onsite and Gillyweed plans to sell to local dispensaries. They hope for \$25,000 in revenue on an annual basis with the two employees. Reinhart noted the Cannabis Control Commission's regulation that one member of the cooperative must have filed a Schedule F tax form in the past 5 years.

Bacon said she supported this and hoped it would give residents an opportunity to provide a living for themselves. She did ask about security for the property. Fee said that in order to be licensed, they plan to adhere to all regulations and to speak with public safety officials to determine what can be done in addition to state regulations.

Houk said he supported the group and asked if, as farmers, they had to send their crops off to labs that approve it. McDonald said all product must be tested. Wilson asked how it was determined that Gillyweed does not need to be classified as a commercial farm. Powers said that the Cannabis statute expressly prohibits the connection between agricultural use and marijuana. Commercial farms need at least 5 acres of land.

Carlson commended McDonald on her efforts and business plan.

Reinhart said the Board is in approval of Gillyweed proceeding. Powers suggested the Cooperation must obtain the license and the host agreement and asked if this would be an application of High Dune doing business as Gillyweed. Fee said there is no model yet for the craft cooperative license and he spoke with KP Law and they are open to having an agreement with each member of the Coop. Fee said his preference would be to have the Coop be the signatory to the HCA but are open to doing it in whatever fashion the community thinks is best. Fee said the signatory for the HCA could be both the coop and the farm. Powers agreed. Reinhart said there should be some agreement that Gillyweed is responsible for its own farm.

### ***Disposition of Town Owned Property – Wellfleet Housing Authority***

Sharon Rule-Agger and Gary Sorkin presented on behalf of the Housing Authority. Reinhart said that she received a call from Alfred Pickard who had done peck testing. Houk thanked the Authority for explaining the map and parcels to him. Wilson asked if the Authority was proposing a structure on each lot. Sorkin answered yes. Wilson asked if he was aware this was in the floodplain. Sorkin said that a portion of 119 is in the floodplain, like many other houses in Wellfleet. There was discussion of the lots and septic.

Reinhart said that if this is sent to all committees and departments, they will receive valid feedback. Bacon asked Sorkin if it was his hope to pass these two lots onto Habitat for Humanity. Sorkin said he does not know who the developers would be.

**Bacon moved to refer the possible disposition of Town owned property as shown on the Assessor's map 14, parcel 119 to all committees, boards, departments and other potentially interested parties.**

**Houk seconded, and the motion carried 3-2 with Carlson and Wilson opposed.**

### ***Policy Regarding Remote Participation***

Wilson said this not a policy, it just needs to be voted on by the Selectboard, and each committee needs to understand that if they do it, the degree of audibility must be perfect. She also noted that it is important for committees to have quorum and the value of being able to read one's body language and not just listen in. She is opposed to implementing this.

Houk said that most boards were opposed to this when it was brought up a few years ago. He suggested asking the boards again if they have changed their minds. He is also opposed.

Reinhart said she would not expect any regulatory board to have remote participation. She said this would allow for other committees to have it, but said it was not an easy process. She said she did not see the harm in allowing for this and said they should hear from other boards whether they want it or not.

Bacon said she has had one experience with this, and that was in the fall when the Wellfleet Community Forum did a presentation with the Energy Committee and the Global Covenant of Mayors. A participant was Skyped in, and the audio was terrible. She said that offering this, or for the Board to make a vote on this, brings up a whole other set of complications. She agreed with Houk that putting out a request from boards for their feelings would be best.

Carlson said that this policy could be disruptive because it allows for members to participate while away on vacation, the sound quality is not good, and the group dynamics can change. She asked to keep the policy the way it is until quality audiovisual equipment is purchased.

Reinhart suggested sending a memo to committees to see if they would like to have the option to participate remotely. She said that so far, the Energy Committee is the only committee to come forward with this request. Wilson said she would like to stick to the Open Meeting Law and not implement this and to not send a memo.

No action taken.

***Schedule March Meeting to Review and Make Recommendations on ATM Warrant***

Hoort suggested Monday, March 4. Bacon suggested 6 pm. The Board agreed unanimously.

***Acknowledge, Discuss and Take Appropriate Action on Open Meeting Law Complaint filed by Ronald Beaty dated February 1, 2019***

Hoort provided a motion from Town Counsel. Bacon asked what the specific complaint was. Hoort said there are 10 reasons for having an Executive Session. The reason should have been number 2, and the agenda said number 3. Wilson said she looked at the language for the Open Meeting Law and did not catch the incorrect number.

**Bacon moved to authorize the Board's response to the Open Meeting Law Complaint filed by Ronald Beaty dated February 1, 2019 consistent with the Board's discussion tonight and authorize Town Counsel to finalize same consistent with the Board's deliberations and further that Joseph Powers be designated as liaison to coordinate a response with Town Counsel. Wilson seconded, and the motion carried 5-0.**

Powers noted in Beaty's complaint that he is making allegations of violations. He said that not all of these are violations by this body, specifically that the Executive Session meeting minutes should be immediately released to the public. He said that Counsel were aware of a number of Cape Cod communities where Beaty filed complaints rather than requesting minutes under a Public Records Request.

Wilson said that the reason for not releasing the minutes from the Executive Sessions in a timely fashion, is because the Board is not finished with the issue yet. They can vote to approve them, but do not have to vote to release them yet. Powers said that when this goes to the Division of Open Government, he suspected they would not say the Board is in violation. He said that at no point was this Board trying to confuse or deny anybody proper notice of what was going on.

### **TOWN ADMINISTRATOR'S REPORT**

This report is for the period January 26, 2018 through February 8, 2019.

1. General
  - Eversource will be installing the wiring to connect to the transformer.
2. Fiscal Matters
  - FY 2020 budget review continues
3. Meetings
  - January 29 – MIIA Insurance Rep meeting
  - January 29 – Selectboard meeting
  - January 30 – Nauset School Building Forum
  - January 30 – Finance Committee meeting
  - January 31 – WEA Negotiations
  - January 31 – Beach communications meeting
  - February 1 – Selectboard Executive Session meeting
  - February 1 – Cable Advisory Committee Chair
  - February 1 – Finance Committee member re strategic vision
  - February 5 – Channel 18 Operations Manager meeting
  - February 5 – Asst. Library Director regarding painting
  - February 5 – Meeting to discuss Truro withdrawal from Herring River Executive Committee
  - February 6 – Cable Advisory Committee meeting
  - February 7 – Truro Housing Authority Presentation
  - February 8 – Meeting to discuss COMCAST license renewal
  - February 8 – Conference call on Rte 6 and Main Street design in preparation for it being on February 26<sup>th</sup> BOS agenda
4. Complaints.
  - none.
5. Miscellaneous.
  - none
6. Personnel Matters:
  - Open Position: Treasurer/Collector
  - Open Position: Assistant DPW Director
  - Soon to be open position: DPW Facilities Manager
  - Soon to be open position: Town Accountant

Hoort commented on his January 31 beach communications meeting, where there was a discussion about call boxes at the beaches. He said he spoke with someone from Lt. Governor Polito's office about the lack of cell phone communication on the beaches. They are going to connect Hoort with an office in MA that will give guidance to improve cell phone service on the beaches. Bacon asked about money for the landlines. Hoort said that a Town Meeting Article will transfer money from the beach fund. Bacon asked if the State could help pay for them. Hoort said yes, but that he is hoping the State helps with a bigger project.

Carlson asked Hoort about the number of vacant staff positions. Hoort said it concerns him, because he wants to make the Town a place where people want to work and not leave. He said that each person leaves for their own reasons, and when they do, he asks if there was anything different that we could have done to keep them, and how do we make ourselves better by filling this open position. Reinhart noted that she has heard from departments that Wellfleet is a "stepping stone". She said there is also a whole new generation coming and we are in an area of transition and hopefully people will stay. Hoort said that it is difficult to fill positions because there are few applicants and employees keep moving between the Cape towns. He suggested an intern program to get training and experience. Wilson noted that we have AmeriCorps which provides extraordinary value. Hoort said he is looking at something for every department in town, because there is not an AmeriCorps in Town Hall for example.

Houk asked Hoort if he was still working with the Chief on an Article for Paramedics. Hoort said they will have a draft. Houk asked about the Assistant DPW position. Hoort said they are still working with the Union on the selected applicant's salary. Bacon asked if they were a Wellfleet resident. Hoort said no.

#### **TOPICS FOR FUTURE DISCUSSION**

- Request for executive session on 3 Kendrick Avenue [HMW]
- Request for DCR to have a second meeting in Wellfleet on the Cape Cod Rail Trail extension [HMW]
- Request for update on completing the Local Comprehensive Plan [Bacon]
- Request for proposed town meeting charter change warrant article on 02/26/19 agenda [JH]
- Request for letter to ConsCom be on 02/19/19 work session agenda [HMW]
- Request to vote on Town Administrator's Contract [JR]
- Request that Building Needs and Assessment Committee and Community Services Director be invited to future meeting to discuss possible disposition of land [JC]
- Request that goal setting for the Board and TA be on 02/19 work session agenda [JC]

There was discussion of how to have a public meeting with DCR and/or DOT about the Route 6 Extension. Reinhart suggested Hoort contact both agencies. Hoort said that Stantec will be in front of the Board at the next meeting and that he would contact DCR.

Bacon asked about rebooting the Comprehensive Plan. Carlson said that she learned about a consultant they can hire to help finish the plan, while attending the MMA conference in January. She has given their contact information to Hoort and Powers. Bacon said she hopes to see the work completed thus far by Brian Carlson.



Reinhart asked about an update on sharks. Hoort said he was attending a meeting with the Woods Hole group this week.

### **CORRESPONDENCE AND VACANCY REPORT**

Carlson said they received a letter from Richard Blakeley that asked the Shellfish Constable to clarify her relationship with Cape Cod Hook and Cape Cod Fisherman's Alliance. Carlson said she brought this to Hoort's attention. Wilson said she spoke with Blakeley and informed him that when Shellfish Constable Civetta was hired that she and Hoort spoke and Civetta said that she would no longer work with those businesses.

### **MINUTES**

Postponed the approval of minutes from the January 29, 2019 meeting.

### **ADJOURNMENT**

**Wilson moved to adjourn the public meeting and to reconvene in Executive Session pursuant to Massachusetts General Law, Chapter 30A, section 21a #7 to comply with, or act under the authority of, any general or special law or federal grant-in-aid requirements, to comply with the Open Meeting Law, G.L. c. 30A. §§ 22(a), (f), (g) – to review, discuss and vote to approve and/or release of executive session minutes dated January 22, 2019, January 29, 2019 and February 1, 2019.**

**And #2 to conduct strategy sessions in preparation for negotiations with non-union personnel [The Town Administrator] and to review, ratify, validate and/or confirm the Board's discussions and deliberations from the January 22, 2019, January 29, 2019 and February 1, 2019 executive sessions regarding the same or to conduct contract negotiations with nonunion personnel: votes may be taken. The Selectboard will not reconvene in Open Session.  
Bacon seconded.**

### **Roll Call Vote:**

**Carlson yea  
Bacon yea  
Wilson yea  
Houk yea  
Reinhart yea**

**The motion carries 5-0.**

The meeting was adjourned at **8:18 p.m.**

Respectfully submitted,

Courtney Butler,  
Secretary

**Public Records Material of 1/29/19**

1. Engagement to Represent – Town of Wellfleet, MA Civil Suit Against Those Legally Responsible for the Wrongful Distribution of Prescription Opiates and Damages Caused Thereby
2. Liquor License Application – Fox and Crow Café
3. Recreation budget
4. Beach budget
5. Marina Enterprises (Harbormaster) budget
6. Use of Town Owned Property Application – Eastham FD
7. 117 East Commercial Street Lan Survey
8. Davis's Corner LLC Business Plan
9. Gillyweed Gardens LLC Business Plan
10. Remote Participation Overview
11. Open Meeting Law Complaint filed February 1, 2019
12. Memo – Disposition of Town Owned Property for map 14, parcel 119
13. Town Administrator's Report
14. Correspondence and Vacancy Report





## BOARD OF SELECTMEN

AGENDA ACTION REQUEST  
Meeting Date: March 12, 2019

XI

### MINUTES – B

|                         |   |
|-------------------------|---|
| <b>REQUESTED BY:</b>    | <b>Executive Assistant</b>  |
| <b>DESIRED ACTION:</b>  | <b>Approval of meeting minutes</b>  |
| <b>PROPOSED MOTION:</b> | <b>I move to approve the minutes of February 26<sup>th</sup>, 2019 as printed/as amended.</b> |
| <b>ACTION TAKEN:</b>    | Moved By: _____ Seconded By: _____<br>Condition(s):   |
| <b>VOTED:</b>           | Yea _____ Nay _____ Abstain _____   |



**DRAFT**

**Wellfleet Selectboard Meeting  
Tuesday, February 26, 2019 at 6pm  
Wellfleet Senior Center**

**Selectboard Members Present:** Chair Janet Reinhart; Kathleen Bacon, Justina Carlson, Jerry Houk, Helen Miranda Wilson

**Regrets:**

**Also Present:** Town Administrator Dan Hoort; Assistant Town Administrator/Town Clerk Joseph Powers, Executive Assistant Courtney Butler, Shellfish Constable Nancy Civetta, Police Chief Ronald Fisette, Fire Chief Richard Pauley, DPW Director Mark Vincent, and COA Director Suzanne Grout Thomas

Chair Reinhart called the meeting to order at 6:00 p.m.

**ANNOUNCEMENTS, OPEN SESSION AND PUBLIC COMMENT**

- Bacon noted the size of the crowd and thanked everyone for attending
- Chief Fisette shared information about White Ribbon Day, which is proclaimed as March 19, and is a day for employees to wear a white ribbon, particularly men, to show solidarity for the end of violence against women.
- Powers reminded attendees of the deadlines related to the Annual Town Meeting on April 22, 2019.

**PUBLIC HEARINGS**

***Request to Close the well from April 22<sup>nd</sup> to May 5<sup>th</sup>***

Bacon moved to continue the request to close the Well from April 22<sup>nd</sup> to May 5<sup>th</sup> to the March 12<sup>th</sup> meeting.

Wilson seconded, and the motion carried 5-0.

***Liquor License***

Fox and Crow Café

Tonya Felix and Trudy Vermehren presented their request for a liquor license. Vermehren said she and Felix, who will be the General Manager for the café, plan to serve mostly beer and wine. She said they plan to use the full liquor license to serve Bloody Marys or mimosas on the weekends. Bacon asked about the hours of the restaurant and the structure for being open. Vermehren said they will be open in the spring in the evenings a few nights a week, and seven nights a week in the summer. They will also serve breakfast. Bacon asked if they plan to have entertainment, Vermehren said no.

Houk asked if they had arranged for parking. Vermehren said no. Houk asked if she had spoken to the Masons. Vermehren said she didn't see their parking situation any different from that of other restaurants in town, but she would approach the Masons.

Bacon moved to approve the liquor license for the Fox and Crow Café.

Wilson seconded, and the motion carried 5-0.

DRAFT

***Shellfish Grant Renewal – Paul Lalumiere***

*Application received January 17, 2019 from Paul Lalumiere to renew shellfish grant license #741 for a ten-year period.*

Civetta and Lalumiere presented the request for renewal. Civetta said that Lalumiere and Jimmy Clark just completed this transfer in the fall and this grant is being treated as a new grant. As a new grant, the renewal period is five years, so Civetta recommended a five-year renewal period and said that Lalumiere agrees with this term.

Bacon moved to approve to renew shellfish grant license #741 for a five-year period for Paul Lalumiere.

Wilson seconded, and the motion carried 5-0.

***Shellfish Grant Renewal – Bradley Kaplan***

*Application received January 22, 2019 from Bradley Kaplan to renew shellfish grant licenses #2002-01 and #2002-01 ext. for a ten-year period.*

Kaplan was not present. Civetta asked to continue this renewal until a further meeting because she and Kaplan need to meet first.

Wilson moved to continue the application renewal for Bradley Kaplan to the March 12<sup>th</sup> meeting. Bacon seconded, and the motion carried 5-0.

***Shellfish Grant Renewal – Justin Lynch***

*Application received February 5, 2019 from Justin Lynch to renew shellfish grant license #01-05 for a five-year period.*

Lynch was not present. Civetta and Eben Kenney, the second name on grant #01-05, presented the request for renewal. Lynch and Kenney received this grant in the spring, so it will also be treated as a new grant and be renewed for a five-year period.

Bacon moved to approve to renew shellfish grant license #01-05 for a five-year period for Justin Lynch.

Carlson seconded, Wilson abstained, and the motion carried 4-0-1.

**PUBLIC DISCUSSION**

***Wellfleet Route 6 and Main Street Intersection - Stantec***

Jill McLaughlin and Alan Cloutier from Stantec presented an update of the Route 6 and Main Street Intersection project. There are two design alternatives and McLaughlin said she hoped to get a decision on the options at the end of the presentation.

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McLaughlin said the ultimate goal is to improve safety for bicyclists, pedestrians, and motor vehicles at the intersection. The study area goes from Way 68, across from the proposed Cape Cod Rail Trail extension terminus is to be, and up to the Seamen's Bank area of Route 6. McLaughlin showed a map with all of the environmental constraints highlighted. She noted the cemeteries, wetlands, flood zone areas, and historic sites.

McLaughlin said the project aims to continue the bike lane/shoulder on Route 6. She noted the two lanes, in both direction, which then merge into one lane after the intersection, and the left-hand turning lane onto Main Street. McLaughlin said when she came in June 2018, she presented two alternatives – a rotary and a signaled intersection. She said the town suggested a single-lane in Route 6 westbound, because the two lanes act as a raceway.

McLaughlin showed a drawing of the concepts. Both alternatives provide a sidewalk and a crosswalk across Main Street, and a crosswalk to the eastbound side. Both provide a ten-foot, two-way, shared-use path, which is positioned five-feet from roadway with a grass buffer. The one-lane concept will provide a left-turn pocket for traffic turning onto Cahoon Hollow Road, as well as a left-turn pocket for Main Street access. Main Street will have a left-turn lane, a right-turn lane and a thru-lane for pharmacy access. The two-lane concept will have the same approach as the one-lane concept, except there will be two lanes of traffic through the intersection up to Pine Point Way and then it would drop down to one-lane.

McLaughlin said the biggest difference Stantec has seen with the concepts is traffic impact. The two-lane alternative provides for more traffic flow. Cloutier presented the data. He said that during the weekday morning summer hours, there is almost no difference between the one and two-lane concepts. Cloutier said that during the weekday afternoon summer hours, the average delay with the two-lane concept is 25 seconds and 51 seconds with the one-lane concept. Cloutier said they also looked at non-summer months, and there is a 25-29 second average delay at the intersection.

Cloutier noted the safety of a single-lane option. He said there would be no racing and there is no need to merge. He noted that coming out of Cahoon Hollow Road would be easier to judge if there was a one-lane road. In conclusion, he said that there is not much of a difference between the two options, but it was obviously safer with the one-lane option, on the southern, eastbound side of Route 6.

Wilson thanked McLaughlin and Cloutier for coming. She said the first time this was presented, 8 or 9 years ago, there were problems addressed that were not presented tonight. She said people will use both sides of Route 6 on bicycles, whether or not they have a lane or not. She also said that, while she was interested in the traffic delay data, people already slow down in the intersection, and the Town would like a left turning lane on the westbound side.

Bacon asked if there would be a button at the light signal for pedestrians to press to use the crosswalk. Cloutier said there would be a button. Bacon asked if they would consider taking the bike and pedestrian crosswalk out of the intersection and having them cross by Old Kings Highway. Cloutier said they want a safe place for pedestrians to cross, and a traffic light is the safest place for them to cross. Bacon said that at no time during the summer months you cannot make a left turn out of Cahoon Hollow road.

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Reinhart asked for public comments and asked abutters and businesses to speak first. Audience member Steve Oliver asked Cloutier and McLaughlin for clarification about the placement of the sidewalk. Oliver then said the proposed bike path and intersection in Wellfleet is a hazard to everyone, and an alternative route must be found.

Audience member David Mead-Fox said that the issue between one and two lanes is the question of throughput versus safety. Throughput is the number of cars that can get through the intersection at a given time. He said the one lane option is the safer of the two. He said that right now people ride their bikes on Route 6 and suggested a wider shoulder for them to do so.

Audience member Tom Flynn commented on the noise from the two lanes on the eastbound side. He agreed with Wilson that there are a lot of near misses at the intersection. He also noted that the left turn light is easy to miss on that side.

Audience member Barbara Boone asked about the logistics of the bike lane with a grass buffer. Cloutier responded said that it would be a ten-foot-wide asphalt path, with a five-foot grass buffer between it and the road. He also said curb cuts area concern, but they would implement practices such as signage and paint, to warn cyclists when they are approaching them. There was discussion on the feasibility of getting past the bike lane and onto Route 6, without hindering cyclists.

Audience member Dale Donovan noted the Bike Path extension plan and suggested not doing anything at the intersection. There was discussion of the number and types of motor vehicle accidents in the area recently.

McLaughlin said that there was no option of not doing anything to the intersection and that they must implement a project regardless of the Bike Path Extension project and the terminus for Cape Cod Rail Trail.

Audience member Andy Freeman said he was opposed to the project but understood that something must be done. He said this project encouraged riders who are not competent and careful to be at great risk.

Audience member Roger Putnam said he felt this project was an excuse for more accidents.

Audience member Mimi Bucks, whose husband owns Bay Sales Marine, noted the different businesses located on this stretch of Route 6 and the types of traffic going in and out of them. She said the curb cut would need to be quite big to accommodate trucks and trailers.

Audience member Steven Polowczyk asked if this project and the bike path project were separate projects not contingent on the other. Cloutier said they are separate and not contingent on each other. He said that bicycle accommodations could be made to fit in either concept option.

Reinhart said that everyone would agree that it is difficult to make a left-hand turn out of Cahoon Hollow in the summertime. She said there is an issue with bikers and walkers at any time of day, and

**DRAFT**

there have been accidents on Route 6, and a lot of near-misses at the intersection. She asked the audience for suggestions for safety.

Donovan suggested reducing the speed limits to 30-35 mph. Bacon noted that this was the State's decision. Chief Fisette said he was concerned about the curb cuts. He noted the bike trail in Eastham where it goes under Route 6 and the issues surrounding it. Reinhart said if there was a designated bike lane on both sides, people would be expecting bikes.

Wilson asked for clarification on the number of crosswalks going across Route 6. Cloutier said there will be two. Wilson suggested having only one. There was further discussion about crosswalks and bike lanes. Freeman said there was danger in having a two-way path on one side of the highway. Audience member Harriet Korim said there should be a bigger investment in public transportation and get single-drivers off the road as much as possible. She suggested this with carpooling and park and rides. She also noted making the town more pedestrian friendly.

Audience member Merrill Mead-Fox asked if there was a way to get out of Cahoon Hollow Road safely, in either concept. McLaughlin said they would be restriping the area and they are not changing the movements of people coming out of Cahoon Hollow Road. Mead-Fox expressed concern and suggested a light.

Audience member Miles Bucks, Bay Sales Marine, expressed his concerns with the plans and noted the amount of curb cuts and traffic in the area. Audience Peter Noble, Idle Times Bike Shop, agreed with Bucks and said that the two-way bike lane is inviting to families and riders onto the highway.

Audience member Barbara Taylor asked if it was acceptable to have on-road bike lanes on each side, instead of a two-way bike path. Cloutier said MassDOT would be the deciders on that. He said that when the bike path extension comes, and people try to access it, the intersection will allow them to cross safely.

There was discussion about the bike path extension and the Route 6 and Main Street intersection projects, even though the two are not related. Bacon said that there should be a regional approach to traffic on the Outer Cape from Orleans to Provincetown. She asked Stantec to provide them with the traffic lights and crosswalks they have asked for.

Cloutier asked for direction from the Board. Reinhart said that the one-lane idea was preferable during the June 2018 meeting. Chief Fisette agreed, that going with one-lane of traffic would be good and asked for Stantec to come back with bike path/lane designs. Carlson asked how pedestrians would affect traffic flow. Cloutier said when pedestrians push the button, traffic will stop to let them pass. There was discussion about crosswalks.

Wilson moved that the Board direct Stantec to design the intersection with one lane going in each direction including the adjustments necessary. Bacon seconded, and the motion carried 5-0.

DRAFT

## LICENSES

### *Common Victualler*

Wellfleet Harbor Actor's Theater  
Blue Willow Fine Food

Carlson moved to approve the renewal of Common Victualler licenses for Wellfleet Harbor Actor's Theater and Blue Willow Fine Foods.

Wilson seconded, Bacon was absent for the vote, and the motion carried 4-0.

### *Weekly Entertainment*

Wellfleet Harbor Actor's Theater

Wilson asked Hoort if the applicants were provided a copy of the Bylaw. Hoort confirmed that they are provided a copy of the Bylaw.

Wilson moved to approve the renewal of Weekly Entertainment license for Wellfleet Harbor Actor's Theater.

Carlson seconded, and the motion carried 5-0.

## APPOINTMENTS/REAPPOINTMENTS

### *Bike & Walkway Committee*

Christie O'Campbell

Christie O'Campbell presented her reasons for wanting to join the Committee. She said she enjoys being involved in the Town and this needs to be an active committee. She said she is not an abutter and likes researching and listening to people. Wilson thanked O'Campbell for getting the Committee to reach quorum.

There was discussion of the Committee's Charge.

Bacon moved to appoint Christie O'Campbell to the Bike and Walkway Committee for a term to expire on June 30, 2022.

Carlson seconded, and the motion carried 5-0.

### *Bike & Walkway Committee*

Lisa Palladino

Lisa Palladino presented her reasons for wanting to join the Committee. She said she is new to the community and would like to give back to the town.

Bacon moved to appoint Lisa Palladino to the Bike and Walkway Committee for a term to expire on June 30, 2022.

Carlson seconded, and the motion carried 5-0.

### *Dredging Task Force*



**DRAFT**

Dennis Murphy

Dennis Murphy was not present. Wilson moved to appoint Dennis Murphy to the Dredging Task Force for a term to expire of 3 years.

Carlson seconded, and the motion carried 5-0.

***Dredging Task Force***

Charles “Skip” Annett presented his reasons for wanting to join the Task Force. He said he has been in Wellfleet since 1975. Reinhart, noting that the Task Force plans to be kept to a few members and the amount of public interest in serving, asked Annett if he had any dredging experience. He responded that he did not, but he has large project experience. Wilson asked Annett of his previous ZBA work in Connecticut. Annett said that he served for 42 consecutive years.

Houk asked if he had gone to meet Michael Flannagan. Annett said yes.

Wilson moved to appoint Charles Annett to the Dredging Task Force.

Bacon seconded, Houk abstained, and the motion carried 4-0-1.

***Planning Board, Personnel Board, or Conservation Commission***

William Warren

William Warren was unable to attend this evening and this action was postponed.

**USE OF TOWN PROPERTY**

***WOMR – Long Pond – June 1<sup>st</sup>***

Bacon moved to approve the use of Long Pond by WOMR on June 1<sup>st</sup>, 2019, subject to the conditions, if any, as listed on the application form, for a fee of \$500.

Wilson seconded, and the motion carried 5-0.

***American Lung Association – White Crest – September 29<sup>th</sup>***

Carlson moved to approve the use of White Crest parking lot and bathrooms by the American Lung Association on September 29<sup>th</sup>, subject to the conditions, if any, as listed on the application form.

Bacon seconded, and the motion carried 5-0.

***Wellfleet Gardeners – Town Hall Driveway – May 25<sup>th</sup>***

Wilson moved to approve the Wellfleet Gardener’s use of the driveway adjacent to Town Hall on May 25<sup>th</sup>, 2019, subject to the conditions, if any, as listed on the application form.

Carlson seconded, and the motion carried 5-0.

**BUSINESS**

**DRAFT**

***Spring Tax Bill Insert***

Beach Administrator

Grout Thomas presented the on-line beach sticker renewal insert. Grout Thomas said on-line renewal should streamline the process of getting a beach sticker. Residents can order the sticker online and receive it in the mail. Reinhart asked Grout Thomas saw this as a suitable process for visitors as well. Grout Thomas said that perhaps, but she would like to serve residents first. Bacon asked if this would increase postage costs. Hoort said no.

Carlson moved to approve the spring tax bill insert for on-line beach sticker renewals. Wilson seconded, and the motion carried 5-0.

***Spring Tax Bill Insert***

Parking Task Force

Denny O'Connell presented the survey. Reinhart asked what the deadline for mailing the Inserts was. Hoort said they are mailed mid-March. Wilson suggested asking what hours people go to the beach, O'Connell said they will consider it. Wilson also asked if they considered a question about beachgoer willingness to carry in and carry out their trash. O'Connell said he would address that at their next meeting.

Carlson moved to approve the spring tax bill insert for the Parking Task Force survey. Bacon seconded, and the motion carried 5-0.

***Approval of Town Administrator's Contract***

There was no discussion.

Carlson moved to approve the Town Administrator's contract as written for a term of 3 years. Bacon seconded, and the motion carried 5-0.

***Approval to Apply for SAFER Grant***

Chief Pauley presented the SAFER Grant. He said the need to apply for this grant comes from the need to hire additional personnel. The 3-year grant covers the costs of two new positions – Firefighter/Paramedic or Firefighter/EMT. The salaries are shared with the federal government, who pays 75% the 1<sup>st</sup> and 2<sup>nd</sup> years, and 35% the 3<sup>rd</sup> year. Chief Pauley requested a letter from the Board in support of his application.

Wilson moved to approve Chief Pauley's applying for the SAFER Grant. Houk seconded, and the motion carried 5-0.

***Approval of Eversource Energy Petition for Conduit***

Reinhart said this was for a new house being built on Old Chequessett Neck Rod. There was no discussion.

**DRAFT**

Carlson moved to allow Eversource Energy to install conduit on Old Chequessett Neck Road. Bacon seconded, and the motion carried 5-0.

**TOWN ADMINISTRATOR'S REPORT**

This report is for the period February 9, 2018 through February 22, 2019.

1. General
  - Town Administrator's draft ATM warrant has been posted on Town's web site.
2. Fiscal Matters
  - Budget approval will be during March 4<sup>th</sup> meeting
3. Meetings
  - February 12 – Finance Dept meeting to discuss Treasurer/Collector vacancy
  - February 12 – FinCom member to discuss strategic planning of Town finances
  - February 29 – Selectboard meeting
  - February 13 – Communications Union negotiations
  - February 13 – Meeting Shark Work Group re Woods Hole Group project
  - February 13 – Finance Committee meeting
  - February 14 – WEA Negotiations
  - February 18 – Holiday
  - February 20 – Finance Committee meeting
  - February 21 – 95 Lawrence meeting
  - February 21 – State of the Town address to Wellfleet Community Forum
  - February 22 – Meeting with six Outer Cape Town Administrators/Managers & Seashore Superintendent to discuss meeting with State
4. Complaints.
  - none.
5. Miscellaneous.
  - none
6. Personnel Matters:
  - Open position: DPW Facilities Manager
  - Soon to be open position: Town Accountant

Wilson asked about the February 22<sup>st</sup> meeting with the State. Hoort said he has a meeting on Wednesday, February 27 to meet with Senator Cyr and Representative Peake and Lt. Governor Polito to discuss shark safety.

Reinhart said the February 21<sup>st</sup> State of the Town was very good.

**TOPICS FOR FUTURE CONCERN**

- Wilson asked for a warrant item for a Bylaw for receiving 208 money to be discussed at the March 12<sup>th</sup> meeting. Reinhart asked Hoort to look at the money and needs and prepare recommendations.
- Wilson asked for a baseline reading of the electric vehicle chargers being installed at Town Hall.

**DRAFT**

- Reinhart said the Local Comprehensive Plan was a priority and suggested hiring the Cape Cod Commission as a consultant.

**CORRESPONDENCE AND VACANCY REPORT**

Wilson asked for the Dredging Task Force to be added to the report and that the report be up-to-date.

**MINUTES**

***January 29, 2019***

Wilson moved to approve the minutes of January 29<sup>th</sup>, 2019 as amended.  
Bacon seconded, Houk was absent, and the motion carried 4-0.

***February 12, 2019***

*Postponed.*

**ADJOURNMENT**

**Reinhart moved to adjourn the public meeting at 8:53 and enter in executive session for the following reasons:**

- (2) To conduct strategy sessions in preparation for negotiations with non-union personnel or to conduct collective bargaining sessions or contract negotiations with non-union personnel.
  - a. Police Chief
  - b. Fire Chief
  - c. DPW Director
- (3) To discuss strategy with respect to collective bargaining or litigation if an open meeting may have a detrimental effect on the bargaining or litigating position of the public body and the chair so declares.
  - a. Wellfleet Firefighters Union
  - b. Wellfleet Communications Union
  - c. Wellfleet Teamsters Union
- (6) To consider the purchase, exchange, lease or value of real estate, the chair declares than an open meeting may have a detrimental effect on the negotiating position of the public body.
  - a. 3 Kendrick Avenue, Wellfleet
  - b. 301 Main Street
- To approve and release minutes from prior executive session meetings.

**Bacon seconded.**

**Roll Call Vote:**

**Carlson yea**

**Bacon yea**

DRAFT

**Wilson yea**  
**Houk yea**  
**Reinhart yea**

**The meeting adjourned at 8:53 pm**

Respectfully submitted,

Courtney Butler,  
Secretary

**Public Records Material of 2/26/19**

1. Request to close the Well from April 22<sup>nd</sup> to May 5th
2. Liquor License Application – Fox and Crow Café
3. Shellfish Grant Renewal Application for grant #741
4. Shellfish Grant Renewal Application for grants #2002-01 and #2002-01 ext.
5. Shellfish Grant Renewal Application for grant #01-05.
6. Stantec Plans for Wellfleet Route 6 and Main Street Intersection
7. Appointment Papers for Christie O’Campbell, Lisa Palladino, Dennis Murphy, Charles Annett, and William Warren
8. Use of Town Owned Property Application – WOMR
9. Use of Town Owned Property Application – American Lung Association
10. Use of Town Owned Property Application – Wellfleet Gardeners
11. Spring Tax Bill Insert – Online Beach Sticker Renewals
12. Spring Tax Bill Insert – Taxpayer Parking Survey
13. Town Administrator’s Contract
14. SAFER Grant information
15. Eversource Petition for Conduit Papers
16. Town Administrator’s Report
17. Correspondence and Vacancy Report

