

**SPECIAL TOWN MEETING WARRANT**  
**Monday, April 24, 2006**

In accordance with the Warrant the Moderator opened the meeting at 8:07pm. A quorum of 6% of the 2,463 (148) had been met. The Moderator recognized the new COA Director – Suzanne Thomas who replaced Jacqueline Wildes Beebe; the new Assistant Harbormaster – Glen Shields replacing Keith Scott; the new Assistant Health/Conservation Agent–Andrew Petty, the new Beach Administrator – Steven Larsen; the new DPW gatekeeper – Rebecca Savin. A moment of silence was given in memoriam to Helen Aaron, Jacob Bruinooge, Arthur Croce, Paul Brewster Fox, Esther Levin, Harriet Miller, Elizabeth Morgan, Helen Risch all long time Wellfleet residents that served on many boards and commissions.

Unanimous voice consent to limit time on an article is 5 minutes for speakers and 10 minutes for presenters.

Motion to recess the Annual Town Meeting until the completion of the Special Town Meeting passes by a voice vote.

At this time the Moderator, Daniel Silverman steps down and the Town Clerk holds an election for a Temporary Moderator. Harry S. Terkanian is duly elected.

**ARTICLE 1.** 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 2005-2006.

Requests to Date:

<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
Free Cash	1) 123 Town Administrator – Op. Exp.	\$ 1,000
	2) 220 Fire Department – Salaries & Wages	15,000
	3) 220 Fire Department - Overtime	48,000
	4) 220 Fire Department – Rescue	6,000
	5) 220 Fire Department – Paramedic on Call	500
	6) 293 Traffic/Parking Control	1,000
	7) 417 DPW Operating	25,000
	8) 420 DPW Facilities	25,000
	9) 753 Short Term Interest	20,000
	10) 940 Borrowing Costs	12,000
	11) 945 Liab/Prop/Comp Insurance	5,000
	12) 541 Council on Aging Salaries & Wages	<u>6,000</u>
		\$164,500
135 Town Accountant Encumbered	135 Town Accountant Salaries & Wages	\$ 3,000
155 Computerization Capital	153 Computerization Operating Expenses	\$ 18,000
210 Police Salaries & Wages In-House Training	210 Police Quinn Educ Incentive	\$ 1,000 <u>1,050</u> \$ 2,050
Operating Expenses Capital Equipment	Salaries & Wages Specials	\$ 6,740 <u>3,260</u> \$ 10,000
Operating Expenses In-House Training Salaries and wages	Overtime	\$ 5,500 1,750 <u>4,500</u> \$11,750
Night Differential Officer in Charge	Holiday	\$ 1,000 <u>500</u> \$ 1,500
Operating Expenses	Uniform Allowance	\$ 1,600

215 Communications Overtime In-House Training	215 Communications Salary & Wages	\$ 3,500 <u>1,550</u> \$ 5,000
215 Communications Longevity	215 Communications EMT/EMD	\$ 300
Operating Expenses	Police Overtime	\$ 5,000
220 Fire Department Holiday	220 Fire Department Overtime	\$ 3,500
Incentive Stipend Ambulance Day/Weekend Man	Rescue	\$ 1,000 20,000 2,000 <u>10,000</u> \$ 33,000
630 Recreation Salaries & Wages Seasonal	630 Recreation Operating Expenses	\$ 9,240
Marina Enterprise Fund Free Cash	Marina Enterprise Fund 1) Salaries & Wages Full-time 2) Gasoline/Diesel For Sale	\$ 6,374 <u>70,000</u> \$ 76,374

FINANCE COMMITTEE RECOMMENDS 6-0  
BOARD OF SELECTMEN RECOMMENDS 5-0

*Voice vote as amended*

Motion to accept and adopt as printed in the Warrant with the addition of a transfer of \$6,000 from free cash to Council on Aging Salaries and Wages Budget Line (541), and the following adjustments to transfers within the Communications Department Budget Line (215): From Communications Overtime to Communications Salaries and Wages - \$3,500  
From Communications In-House Training to Communications Holidays - \$1,550  
From Communications Overtime, Communications Operating Expenses and Communications Incentive to Communications Police Overtime - \$5,000 Passes

At this time Daniel Silverman resumes the chair.

**ARTICLE 2.** To see if the Town will spend and reserve a total of \$594,432 from funds the Town collected and State matching funds pursuant to the Community Preservation Act of 2000. From the total of \$594,432, up to \$2,500 will be available for the administrative expenses of the Community Preservation Committee leaving a total of \$591,932. The Community Preservation Committee recommends the following allocations:

- \$59,193 to be reserved for open space use
- \$59,193 to be reserved for historical preservation
- \$59,193 to be transferred to the Wellfleet Housing Trust Fund

FINANCE COMMITTEE RECOMMENDS 7-0  
COMMUNITY PRESERVATION COMMITTEE RECOMMENDS 6-0  
OPEN SPACE COMMITTEE RECOMMENDS 6-0  
HOUSING AUTHORITY RECOMMENDS 5-0  
HISTORICAL COMMISSION RECOMMENDS 4-0  
BOARD OF SELECTMEN RECOMMENDS 5-0

*Unanimous voice vote as printed in the warrant*

**ARTICLE 3.** To see if the Town will vote, pursuant to G.L. c.44B, to appropriate from the Community Preservation Fund estimated annual revenues, fund balance or affordable housing reserve the sum of \$144,112, to contribute to the costs of, and thereby support, the Gull Pond affordable homes project.

FINANCE COMMITTEE RECOMMENDS 7-0  
COMMUNITY PRESERVATION COMMITTEE RECOMMENDS 6-0  
HOUSING AUTHORITY RECOMMENDS 5-0  
BOARD OF SELECTMEN RECOMMENDS 5-0

*Unanimous voice vote pursuant to MGL Ch. 44B, to appropriate from the Community Preservation Fund fund balance the sum of \$144,112, to contribute to the cost of, and hereby support, the Gull Pond affordable housing project.*

**ARTICLE 4.** To see if the Town will vote to rescind the following borrowing authorizations:

\$412,100 of borrowing authorized for the purchase of the Ernst property and other incidental expenses by Article 7 of the October 22, 2001 Special Town Meeting. (This is the balance of the article not borrowed);

\$380,000 of borrowing authorized for the purchase of the Ziering property and closing costs and other incidental expenses by Article 20 of the April 22, 2002 Annual Town Meeting. (This is the balance of the article not borrowed);

\$100,500 of borrowing authorized for the purchase of the Koessel property and other incidental expenses by Article 22 of the April 28, 2003 Annual Town Meeting. (This purchase was paid in full from the Land Bank Fund);

\$370,000 of borrowing authorized for the purchase of the Rinzler property and other incidental expenses by Article 5 of the October 18, 2004 Special Town Meeting. (This purchase was paid in full from the Land Bank Fund);

\$500,000 of borrowing authorized for the purchase of the Geiger property and other incidental expenses by Article 14 of the April 25, 2005 Annual Town Meeting. (This purchase was paid in full from the Land Bank Fund)

FINANCE COMMITTEE RECOMMENDS 7-0  
BOARD OF SELECTMEN RECOMMENDS 5-0

*Voice vote that Article 4 be accepted and adopted as printed in the warrant*

A motion to dissolve the Special Town Meeting passes at 7:40pm by a voice vote.

## **ANNUAL TOWN MEETING WARRANT** **Monday, April 24, 2006**

In accordance with the Warrant the Annual Town Meeting resumes at 7:40pm

**ARTICLE 1.** 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 2007 Town Operating Budget, and fix the salaries and compensation of all elected officers of the Town for Fiscal Year 2007.

FINANCE COMMITTEE RECOMMENDS 7-0.  
BOARD OF SELECTMEN RECOMMENDS 5-0

	<b>SELECTMEN BUDGET</b>
114 MODERATOR	
Salaries/ Wages/Fringe Benefits	200
Operating Expenses	353
DEPARTMENT TOTAL	<b>553</b>

115 CONSTABLES	
Salaries/ Wages/Fringe Benefits	100
Operating Expenses	10
DEPARTMENT TOTAL	<b>110</b>
121 AUDIT	<b>20,000</b>
122 SELECTMEN	
Salaries/ Wages/Fringe Benefits	4,000
Operating Expenses	4,500
DEPARTMENT TOTAL	<b>8,500</b>
123 TOWN ADMINISTRATOR	
Salaries/ Wages/Fringe Benefits	161,541
Operating Expenses	3,900
DEPARTMENT TOTAL	<b>165,441</b>
124 GENERAL ADMINISTRATION	
Salaries/ Wages/Fringe Benefits	159,069
Operating Expenses	17,130
DEPARTMENT TOTAL	<b>176,199</b>
131 FINANCE COMMITTEE	<b>250</b>
132 RESERVE FUND	<b>50,000</b>
135 TOWN ACCOUNTANT	
Salaries/ Wages/Fringe Benefits	105,118
Operating Expenses	9,182
DEPARTMENT TOTAL	<b>114,300</b>
141 ASSESSOR	
Salaries/ Wages/Fringe Benefits	85,773
Operating Expenses	36,525
DEPARTMENT TOTAL	<b>122,298</b>
145 TOWN CLERK/TREASURER	
Salaries/ Wages/Fringe Benefits	94,172
Operating Expenses	37,685
DEPARTMENT TOTAL	<b>131,857</b>
146 TOWN COLLECTOR	
Salaries/ Wages/Fringe Benefits	64,265
Operating Expenses	12,690
DEPARTMENT TOTAL	<b>76,955</b>
151 LEGAL EXPENSES	<b>115,000</b>
153 COMPUTERIZATION	<b>50,000</b>
158 TAX TITLE	<b>5,000</b>
162 ELECTIONS/REGISTRATION	
Salaries/ Wages/Fringe Benefits	4,150
Operating Expenses	2,800
DEPARTMENT TOTAL	<b>6,950</b>
171 CONSERVATION COMM.	<b>2,250</b>
174 PLANNING DEPARTMENT	<b>1,735</b>
176 BOARD OF APPEALS	<b>2,000</b>
177 OPEN SPACE COMMITTEE	<b>1,500</b>
178 HERRING WARDEN	
Salaries/ Wages/Fringe Benefits	300
DEPARTMENT TOTAL	<b>300</b>

179 SHELLFISH	
Salaries/ Wages/Fringe Benefits	
Operating Expenses	
DEPARTMENT TOTAL	<b>156,267</b>
180 SHELLFISH CONS/PROP	<b>31,735</b>
181 SHELLFISH ADV COMM	<b>100</b>
183 NAT. RESOURCES ADV BD	<b>50</b>
189 HOUSING AUTHORITY	<b>5,000</b>
190 BEACH FAC. UPGRADE	<b>21,000</b>
191 TOWN PROPERTY	<b>0</b>
195 TOWN REPORTS & WARR	<b>12,500</b>
196 CONSULTANCY	<b>10,000</b>
<b>TOTAL GENERAL GOVERNMENT</b>	<b>1,287,850</b>
210 POLICE	
Salaries/ Wages/Fringe Benefits	917,767
Overtime	82,740
Operating Expenses	87,435
Capital Equipment	34,000
DEPARTMENT TOTAL	<b>1,121,942</b>
215 COMMUNICATIONS/DISPATCH	
Salaries/ Wages/Fringe Benefits	247,855
Overtime	26,000
Overtime (Police)	8,500
Operating Expenses	9,250
DEPARTMENT TOTAL	<b>291,605</b>
220 FIRE	
Salaries/ Wages/Fringe Benefits	680,490
Overtime	145,000
Operating Expenses	137,918
DEPARTMENT TOTAL	<b>963,408</b>
241 BUILDING DEPARTMENT	
Salaries/ Wages/Fringe Benefits	145,436
Operating Expenses	7,800
DEPARTMENT TOTAL	<b>153,236</b>
292 DOG OFFICER	
Salaries/ Wages/Fringe Benefits	27,216
Operating Expenses	6,000
DEPARTMENT TOTAL	<b>33,216</b>
293 TRAFFIC/PARK CONTROL	
Salaries/ Wages/Fringe Benefits	1,750
Operating Expenses	2,215
DEPARTMENT TOTAL	<b>3,965</b>
294 DPW FORESTRY	<b>4,000</b>
298 GREENHEAD FLY CONTROL	<b>1,200</b>
299 DPW TRAF CNTRL/ST SIGNS	<b>2,900</b>
<b>TOTAL PUBLIC SAFETY</b>	<b>2,575,472</b>

300 ELEMENTARY SCHOOL	1,958,739
301 NAUSET REG SCHOOL DIST	1,565,171
302 CAPE COD REG TCH HS DIST	279,542
<b>TOTAL EDUCATION</b>	<b>3,803,452</b>
417 DPW FACILITIES	
Operating Expenses	281,500
Capital Equipment	1,200
DEPARTMENT TOTAL	282,700
420 DEPT PUBLIC WORKS	
Salaries/ Wages/Fringe Benefits	735,507
Overtime	23,000
Operating Expenses	105,550
Capital Outlay	0
DEPARTMENT TOTAL	864,057
422 DPW GENERAL HIGHWAYS	42,000
423 DPW SNOW REMOVAL	
Overtime	23,000
Operating Expenses	12,000
DEPARTMENT TOTAL	35,000
424 DPW STREET LIGHTS	37,500
425 DPW DIKES BRIDGES PRK LT	4,900
426 DPW SURVEY & ENG	5,000
433 DPW TRANSFER STATION	246,750
442 WELL MUN WATER SYSTEM	110,040
443 WESLEY SWAMP PUMP	1,600
<b>TOTAL DPT. OF PUBLIC WORKS</b>	<b>1,629,547</b>
510 BOARD OF HEALTH	
Salaries/ Wages/Fringe Benefits	122,453
Operating Expenses	13,530
DEPARTMENT TOTAL	135,983
520 HUMAN SERVICES	47,550
541 COUNCIL ON AGING	
Salaries/ Wages/Fringe Benefits	131,219
Operating Expenses	26,000
DEPARTMENT TOTAL	157,219
542 COUNCIL ON AGING BRD	210
543 VETERANS SERVICES	
Other Assessments	11,170
Veterans Benefits	4,650
DEPARTMENT TOTAL	15,820
<b>TOTAL HUMAN SERVICES</b>	<b>356,782</b>
610 LIBRARY	
Salaries/ Wages/Fringe Benefits	238,021
Operating Expenses	72,650
DEPARTMENT TOTAL	310,671

630 RECREATION	
Salaries/ Wages/Fringe Benefits	139,775
Overtime	1,900
Operating Expenses	57,320
Capital Equipment	4,655
DEPARTMENT TOTAL	<b>203,650</b>
690 HISTORICAL COMMISSION	<b>50</b>
691 HISTORICAL REVIEW BRD.	<b>200</b>
692 DPW HOL CELEBRATIONS	<b>1,500</b>
699 BEACH PROGRAM	
Salaries/ Wages/Fringe Benefits	174,791
Overtime	3,500
Operating Expenses	43,875
Capital Equipment	250
DEPARTMENT TOTAL	<b>222,416</b>
<b>TOTAL CULTURE &amp; REC.</b>	<b>738,487</b>
753 SHORT TERM INTEREST	<b>30,000</b>
756 INT ON R/E TAX REFUNDS	<b>250</b>
<b>TOTAL SHORT TRM DEBT SERV</b>	<b>30,250</b>
911 COUNTY RETIREMENT	<b>586,221</b>
913 UNEMPLOYMENT COMP	<b>15,000</b>
914 GROUP INS. HEALTH	<b>823,400</b>
915 GROUP INSURANCE LIFE	<b>5,400</b>
916 MEDICARE TOWN SHARE	<b>73,350</b>
940 DEBT SERVICE COSTS	<b>7,000</b>
944 INSURANCE RESERVE	<b>3,000</b>
945 LIAB/PROP/COMP INS	<b>229,782</b>
946 SURETY BONDS	<b>1,150</b>
<b>TOTAL MISCELLANEOUS</b>	<b>1,744,303</b>
<b>TOTAL OPERATING BUDGET</b>	<b>12,166,143</b>

*Unanimous voice vote the Selectmen's fiscal year 2007 Town Operating Budget, including fixing the salaries and compensation of all elected officers of the Town for fiscal year 2007 as printed in the warrant, the total operating budget, thus to be \$12,166,143 with funding for the operating budget, provided in the following manner:*

<b>Raise and appropriate</b>	<b>\$11,225,664</b>
<b>Ambulance Fund</b>	<b>149,000</b>
<b>Beach Fund</b>	<b>526,302</b>
<b>Dog fund</b>	<b>67</b>
<b>SEMASS Fund</b>	<b>143,900</b>
<b>Recreation Fund</b>	<b>43,900</b>
<b>Shellfish Fund</b>	<b>63,500</b>
<b>State Aid to Libraries</b>	<b>4,000</b>
<b>Perpetual Care Interest</b>	<b>4,300</b>
<b>Sale of Cemetery Lots</b>	<b>3,700</b>

**Debt Exclusion Reduction Reserve            1,810**  
**for a total appropriation of \$12,166,143 for this purpose.**

**ARTICLE 2.** 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 2007 Town Capital Budget.

FINANCE COMMITTEE RECOMMENDS 7-0.  
BOARD OF SELECTMEN RECOMMENDS 5-0

	<b>SELECTMEN BUDGET</b>
<b>ADMINISTRATION</b>	
Replace Copier	10,000
<b>ACCOUNTING</b>	
Replace Copier	0
<b>ASSESSOR</b>	
Copier	0
<b>COMPUTERIZATION</b>	
Equip./Hardware Replacement	15,000
<b>SHELLFISH DEPARTMENT</b>	
Replace Pickup (1)	0
Replace A.T.V.	0
<b>BEACH DEPARTMENT</b>	
Replace Vehicle	29,500
Replace ATV	7,000
<b>TOTAL GEN. GOVERNMENT</b>	<b>61,500</b>
<b>ELEMENTARY SCHOOL</b>	
Technology	5,000
Replace Intercom System	0
ADA-Classroom Door Closures	0
Exterior Doors (Old Section)	0
Replace Floor Coverings	0
Paint Interior Trim (Phase I of II)	0
Parking Lot Surface Maint.	0
New Playground Fencing	5,000
<b>NAUSET REGIONAL SCHOOLS</b>	
Capital Facilities Improvements	45,000
<b>TOTAL EDUCATION</b>	<b>55,000</b>
<b>POLICE</b>	
Bullet Proof Vests	0
Replace Defibrillators	0
<b>FIRE</b>	
Fire Suppression	6,000
Replace Pagers	0
Replace Duty Truck	0
Re-chassis Brush Truck 90	45,000
<b>TOTAL PUBLIC SAFETY</b>	<b>51,000</b>
<b>DPW EQUIPMENT</b>	
Custodial Vehicle	0
Sander	
Wood Chipper	
¾ Ton 4-Wheel Drive Pickup	
Replace Refuse Trailers	45,000

**DPW PROJECTS**

Town Hall Septic System	0
Replace Library Carpet	0
Pave Town Hall Parking Lot	0
Resurface Tennis Courts	0
Replace Library HVAC	0
Replace Town Hall Windows	0
Library Exterior Lighting	0
Rec. Fields Repair/Replace	0
Transfer Station Canopy	8,000
Paint Town Hall	25,000
Mayo Beach Basketball Ct	45,000
Generator - Coles Neck	20,000
Pave Newcomb Hollow Lot	45,000
<b>TOTAL DEPT PUB. WORKS</b>	<b>188,000</b>

**DEBT SERV. PRIN. LONG-TRM**

Marina - Dredging	0
DPW Trucks	0
Whitman Property	0
Fire Engine	0
DPW Sweeper	30,000
Church Planning	25,000
Municipal Water System	35,000
Elem School Renov/Addtn	245,000
DPW Garage	5,000
DPW Garage Facility	135,000
Land Bank - Geiger	10,000
Library Roof	15,000
Catholic Church	45,000
Land Bank - Chavchavadze	35,000
Municipal Water System	20,000
Senior Center	65,000
Municipal Water System	36,070
Septic Loan	10,000
Six Wheel Dump Truck	15,000
Backhoe	20,000
Front End Loader	30,000
Coles Neck Well	10,000
Landfill Capping/Closure	105,000
	<b>891,070</b>

**DEBT SERV. INT. LONG-TRM.**

Marina - Dredging	0
DPW Trucks	0
Whitman Property	0
Fire Engine	0
DPW Sweeper	1,050
Church Planning	875
Municipal Water System	3,885
Elem School Renov/Addtn	43,168
DPW Garage	1,167
DPW Garage	59,062
Land Bank - Geiger	10,253
Library Roof	9,426
Catholic Church	27,708
Land Bank - Chavchavadze	22,093
Municipal Water System	10,895
Senior Center	37,668
Municipal Water System	18,976
Six Wheel Dump Truck	2,700
Backhoe	3,525
Front End Loader	5,775
Coles Neck Well	2,050
Landfill Capping/Closure	83,038
SUB-TOTAL	<b>343,314</b>
<b>TOTAL DEBT SERVICE</b>	<b>1,234,384</b>
<b>TOTAL CAPITAL BUDGET</b>	<b>1,589,884</b>

Unanimous voice vote the Selectmen's fiscal year 2007 Capital Budget as printed in the Warrant. The total Capital Budget, thus to be \$1,589,884, with funding for the total Capital budget provided in the following manner:

<b>Raise and appropriate</b>	<b>\$1,212,038</b>
<b>Ambulance Fund</b>	<b>51,000</b>
<b>Beach Fund</b>	<b>61,500</b>
<b>SEMASS Fund</b>	<b>188,000</b>
<b>CPA/Land Bank</b>	<b>77,346</b>

**for a total appropriation of \$1,589,884 for this purpose.**

**ARTICLE 3.** 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 2007 Marina Services Enterprise Fund Budget.

FINANCE COMMITTEE RECOMMENDS 7-0.  
BOARD OF SELECTMEN RECOMMENDS 5-0

	<b>SELECTMEN BUDGET</b>
<b>MARINA ENTERPRISE FUND</b>	
Salaries & Wages Full Time	56,650
	38,985
Salaries & Wages Seasonal	45,000
Overtime	4,000
Double Time	500
Weekend Differential	1,000
Holiday	1,600
<b>SALARY SUBTOTAL</b>	<b>147,735</b>
Electricity	15,000
Fuel Oil	0
Repair & Maintenance Services	3,500
Contract Services	6,000
Medical Services	100
Seminars & Training	200
Telephone	2,000
Postage	600
Printing	800
Advertising	200
Office Supplies	2,000
Repair & Maintenance Supplies	4,000
Vehicular Supplies	1,000
Gasoline & Diesel	2,500
Gasoline/Diesel For Sale	140,000
Medical Supplies	200
Other Supplies	1,500
Uniforms	1,000
Travel	500
Dues & Memberships	500
Credit Card Fees	4,000
Equipment	1,000
Equipment (line item)	2,000
Costs (General Fund)	33,000
<b>EXPENSE SUBTOTAL</b>	<b>221,600</b>
<b>TOTAL</b>	<b>369,335</b>
<b>MARINA RESERVE FUND</b>	<b>50,000</b>
<b>MARINA ADV. COMM</b>	<b>100</b>
<b>MARINA CAP. OUTLAY</b>	<b>126,950</b>
<b>TOTALS FOR FUND</b>	<b>546,385</b>

Unanimous voice vote the Selectmen's fiscal year 2007 Marina Enterprise fund Budget as printed in the warrant, and that \$546,385 be raised as follows:

**\$510,885 from the Marina services revenues, \$2,500 from the Beach Fund, and \$33,000 to be appropriated in the General Fund and funded from the Marina Services Revenue.**

**ARTICLE 4.** 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 partially funding informational programs of the Wellfleet Chamber of Commerce, or do or act anything thereon.

FINANCE COMMITTEE RECOMMENDS 7-0

BOARD OF SELECTMEN RECOMMENDS 5-0

*Voice vote that the sum of \$10,000 be raised and appropriated for the purpose of partially funding tourist informational programs of the Wellfleet Chamber of Commerce.*

**ARTICLE 5.** To see if the Town will vote to raise and appropriate and/or transfer from available funds the sum of \$9,500, or any other sum, for fireworks, and to authorize the Board of Selectmen to accept gifts to be added to the funds appropriated for this purpose.

FINANCE COMMITTEE RECOMMENDS 6-1.

BOARD OF SELECTMEN RECOMMENDS 5-0

*Voice vote that the sum of \$9,500 be raised and appropriated for the purpose of partially funding the annual fireworks display.*

**ARTICLE 6.** To see if the Town will vote to raise and appropriate and/or transfer from available funds \$25,000, or any other sum, for the purpose of funding Wellfleet's share of the Flex Route bus system.

FINANCE COMMITTEE RECOMMENDS 7-0. The Finance Committee unanimously prefers that the funding for the Flex Route system for the coming year be provided through a transfer from certified free cash.

1. Given the enthusiastic show of support from the voters during the time in 2005 when the Selectmen debated the Town's joining the system, it appears there will be support in Town for the concept.

2. We believe that \$25,000 is not a great deal of money for a system that would provide public transportation for our seniors and for people who cannot or prefer not to drive.

3. An override should be avoided for the first year of the program in order to test the system and see whether local people use the system.

4. A ballot question often defaults to a "no" vote, and we believe this system is important enough, inexpensive enough, and heavily subsidized enough to warrant a real test of ridership in the first year.

BOARD OF SELECTMEN RECOMMENDS 5-0

*Unanimous voice vote to transfer from Free Cash the amount of \$25,000 for the purpose of funding Wellfleet's share of the new Flex Route bus system.*

Motion to transfer the amount of \$25,000 from Free Cash passes by a voice vote.

**ARTICLE 7.** To see if the Town will vote to raise and appropriate, transfer from available funds or borrow the sum of \$140,000, or any other sum, to purchase and outfit a new road grader.

FINANCE COMMITTEE RECOMMENDS 7-0

BOARD OF SELECTMEN RECOMMENDS 5-0

*2/3 voice vote attained that the sum of \$140,000 be appropriated to purchase and outfit a new road grader; that to meet this appropriation, Town Treasurer, with the approval of the Board of Selectmen, is authorized to borrow \$140,000 under and pursuant to MGL Ch. 44 S7(9), or any other enabling authority therefore.*

**ARTICLE 8.** To see if the Town will vote to authorize the Board of Selectmen in accordance with bidding requirements of the General Bylaws of the Town, to dispose of or trade in the following property to date:

<u>Items</u>	<u>Estimated Value</u>
1998 Steco Refuse Trailer	\$ 7,500

FINANCE COMMITTEE RECOMMENDS 7-0  
BOARD OF SELECTMEN RECOMMENDS 5-0

*Unanimous voice vote as printed in the warrant.*

**ARTICLE 9.** To see if the Town will vote to raise and appropriate and/or transfer from available funds the sum of \$50,000, or any other sum, for the purpose of contributing to the Stabilization Fund.

FINANCE COMMITTEE RECOMMENDS 7-0  
BOARD OF SELECTMEN RECOMMENDS 5-0

*Unanimous voice vote to raise and appropriate the sum of \$50,000 for the purpose of contributing to the Stabilization Fund.*

**ARTICLE 10.** To see if the Town will vote to accept G.L. c.32B, §18, which requires that all retirees, their spouses and dependents who are enrolled in Medicare Part A at no cost to a retiree, or who are eligible for coverage thereunder at no cost to a retiree, their spouse or dependents, enroll in a Medicare health benefits supplement plan offered by the Town.

FINANCE COMMITTEE RECOMMENDS 7-0  
BOARD OF SELECTMEN RECOMMENDS 5-0

*Indefinitely postponed by a voice vote.*

**ARTICLE 11.** To see if the Town will vote to transfer the sum of \$152,131, or any other sum, in anticipation of reimbursement to be received pursuant to G.L. 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.

FINANCE COMMITTEE RECOMMENDS 7-0  
BOARD OF SELECTMEN RECOMMENDS 5-0

*Unanimous voice vote to transfer \$152,180 from available funds in anticipation of reimbursement to be received pursuant to GL Ch. 90 as amended.*

**ARTICLE 12.** To see if the Town will reserve \$640,130 or any other amount as authorized pursuant to the Community Preservation Act of 2000. Of the total amount, up to \$32,006 may be used for administrative purposes as needed by the Community Preservation Committee. Of the remaining \$608,124 the Community Preservation Committee recommends the following allocations:

- \$60,806 to be transferred to the Wellfleet Affordable Housing Trust Fund
- \$60,806 to be reserved for purposes of historical preservation

FINANCE COMMITTEE RECOMMENDS 7-0  
COMMUNITY PRESERVATION COMMITTEE RECOMMENDS 6-0  
OPEN SPACE COMMITTEE RECOMMENDS 6-0  
HOUSING AUTHORITY RECOMMENDS 5-0  
HISTORICAL COMMISSION RECOMMENDS 4-0  
BOARD OF SELECTMEN RECOMMENDS 5-0

*Unanimous voice vote as printed.*

At this time the Moderator, Daniel Silverman steps down and the Town Clerk holds an election for a Temporary Moderator. Benjamin Zehnder was duly elected.

**ARTICLE 13.** To see if the Town will vote to raise and appropriate, transfer from available funds or borrow the sum of \$300,000, or any other sum, for the purpose of designing a new Fire Station.

FINANCE COMMITTEE RECOMMENDS 7-0  
BUILDING AND NEEDS ASSESSMENT COMMITTEE RECOMMENDS 3-0  
BOARD OF SELECTMEN RECOMMENDS 5-0

*2/3 voice vote attained to appropriate the sum of \$300,000 to pay costs of designing a new Fire Station, and for payment of all other costs incidental and related thereto, and that to meet this appropriation, the Town Treasurer, with the approval of the Board of Selectmen, is hereby authorized to borrow said amount under and pursuant to Ch. 44, AS 7(21) of the General Laws, or pursuant to any other enabling authority and to issue bonds or notes of the Town therefore.*

At this time Daniel Silverman resumes the chair.

**ARTICLE 14.** To see if the Town will vote to raise and appropriate and/or transfer from available funds the sum of Five Hundred and 00/100 (\$500.00) Dollars or any other sum, to support the Lower/Outer Cape Community Coalition.

FINANCE COMMITTEE DOES NOT RECOMMEND. The Finance Committee believes that any request for Town government appropriation of funds for social services should first be presented to the Human Services Committee for a thorough review, where the benefit to the residents of the Town is considered in detail. The Human Services Committee has a budget of \$47,550 for the next fiscal year for appropriating funds for human services. Also, funding decisions for the Town's procurement of any human services should be done by open bids. For these reasons, the Finance Committee recommends a "no" vote on these articles.  
BOARD OF SELECTMEN RECOMMENDS 4-0

*Loses by voice vote.*

**ARTICLE 15.** To see if the town will vote to raise and appropriate and/or transfer from available funds the sum of two thousand five hundred and 00/100 (\$2500.00) dollars to finance operational costs relative to the operation of the Juice Bar for Wellfleet students from the Nauset Regional School District and to authorize the Board of Selectmen to enter into a contract and expend such funds for this purpose, or to take any other action relative thereto. The Juice Bar, a substance free alternative for teens of the Nauset region located in Orleans, is operated and managed by the Nauset Together We Can Prevention Council, Inc., a non-profit organization. (by petition)

FINANCE COMMITTEE DOES NOT RECOMMEND 7-0  
BOARD OF SELECTMEN DOES NOT RECOMMEND 4-1

*Voice vote to transfer from Free Cash the sum of \$2,500 for the purpose of the article.*

At this time the Moderator steps down again and Benjamin Zehnder takes the chair.

**ARTICLE 16.** To see if the Town will vote to authorize the Board of Selectmen to acquire by purchase, gift, eminent domain, or otherwise and to accept the deed to the Town of fee simple interest in the parcel of land and the buildings thereon located at 2238 State Highway, Wellfleet MA containing 50,094 square feet of land, more or less being the same land described in Deed recorded with Barnstable County Registry of Deeds in Book 9695, Page 94, Assessors' Map No. 23, Parcel No. 15, known as the Consider the Lilies garden supply store, said property to be held under the care, custody, control, and management of the Board of Selectmen, and to enter into all

agreements and execute any and all instruments as may be necessary on behalf of the Town to effect said purchase and further to appropriate \$540,000 for said acquisition, to determine whether said sum shall be raised by borrowing or otherwise and by whom expended, contingent upon the passing of a Proposition 2 ½ override on May 1<sup>st</sup>, 2006, for the purpose of siting a new Fire Station or Fire/Police Station.

FINANCE COMMITTEE RESERVES RECOMMENDATION TO TOWN MEETING  
BOARD OF SELECTMEN DOES NOT RECOMMEND 4-1

*Unanimous voice vote to Indefinitely Postpone.*

At this time Daniel Silverman resumes the chair.

**ARTICLE 17.** To see if the Town will vote to authorize the Board of Selectmen to let or lease or enter into a contract for a term not more than five years, on such additional terms as the Selectmen determine, space at Town-owned and operated beaches and other Town-owned locations for the service of soft drinks, food, sun protective items, excluding clothing, and the renting of small boats and related accessories, during the time such beaches are supervised and open to the public. Space shall be granted on the basis of competitive bid.

FINANCE COMMITTEE RECOMMENDS 7-0  
BOARD OF SELECTMEN RECOMMENDS 5-0

*Unanimous voice vote to accept and adopt as printed in the warrant.*

**ARTICLE 18.** To see if the Town will vote, in accordance with G.L. c. 40, Section 4A, to authorize the Board of Selectmen to enter into an inter-municipal agreement for a term not to exceed 25 years with one or more other governmental units to provide public health services which the Board of Health is authorized to perform.

BOARD OF HEALTH RECOMMENDS 3-0  
BOARD OF SELECTMEN RECOMMENDS 5-0

*Unanimous voice vote to accept and adopt as printed in the warrant.*

**ARTICLE 19.** To see if the Town Meeting will adopt with or without amendment the recommended changes to the Wellfleet Home Rule Charter attached to the 2006 Charter Committee report to the Town Meeting. (by petition)

CHARTER REVIEW COMMITTEE HAS NO RECOMMENDATION  
BOARD OF SELECTMEN HAS NO RECOMMENDATION

*Unanimous consent to allow consideration of article in the absence of a recommendation.*

*Unanimous voice vote that the report of the Charter Review Committee dated April 10, 2006 be referred back to the Committee and that the Charter Review Committee be continued through the 2007 Annual Town Meeting.*

Motion to amend and that a new committee be appointed by the Board of Selectmen to review and amend the proposed Charter changes. This committee will bring a final report to the Board of Selectmen within six months as of this date in order to allow time for one or more televised public hearings and further amendment as may be deemed necessary in order to present articles dealing with each proposed change individually at the next Annual Town Meeting. - Loses  
At this time a motion to recess until 7:00pm on Tuesday, April 25, 2006 passed at 10:20pm.

The Moderator opened the meeting on Tuesday, April 25, 2006 at 7:05pm with a quorum of over 148 voters (230).

**ARTICLE 20.** To see if the Town will vote to amend the Town of Wellfleet Zoning By-laws, SECTION IX, OVERLAY DISTRICTS, by adding Sections 9.2-9.6, Main Street Overlay District, as follows:

## 9.2 Main Street Overlay District

### 9.2.1 Purpose and Intent

This by-law enables the development and redevelopment of Wellfleet's village center (a portion of Main Street) in keeping with its historic development patterns, including the size and spacing of structures and open spaces.

### 9.2.2 Overlay District Defined

The Main Street Overlay District shall extend along the south side of Main Street, one lot in depth, from Bank Street to Holbrook Avenue. The Main Street Overlay District established by this section is shown on a map entitled "Main Street Overlay District in the Town of Wellfleet", dated April 2006, which is on file in the office of the Town Clerk. Within the Main Street Overlay District, special permits are required under this by-law for all uses and structures required to obtain a special permit by the underlying Central District zoning district.

### 9.2.3 Special Permit Granting Authority

The special permit granting authority for this by-law shall be the Zoning Board of Appeals.

### 9.2.4 Special Permit Criteria

In addition to the Special Permit criteria listed in Section 8.4.2 of this Zoning By-law, applicants for Special Permits in the Main Street Overlay District must meet the following requirements:

#### 9.2.4.1 Pedestrian Access.

Provision for safe and convenient pedestrian access shall be incorporated into plans for new construction of buildings and parking areas and must be designed in concert with landscaping plans noted below. New construction should be considerate of pedestrian access to buildings, sidewalks and parking areas and should be completed with considerations of pedestrian safety, handicapped access and visual quality.

#### 9.2.4.2 Landscaping and Appearance.

Landscape design plans should ordinarily be prepared by a landscape architect, although the Zoning Board of Appeals may accept a plan prepared by one other than a landscape architect if it believes the plan meets the design guidelines noted below and is in concert with the intent of this regulation.

(a) A landscaped buffer strip or some other type of screening may be required adjacent to adjoining properties. This buffer strip shall be planted with a combination of grass, appropriate height shrubs, shade trees or other type of screening.

(b) Exposed storage areas, machinery, garbage "dumpsters," service areas, truck loading areas, utility buildings and structures shall be screened from the view of abutting properties and streets using plantings, fences and other methods compatible with the goals of this regulation.

(c) To ensure that landscaped areas are maintained, the Zoning Board of Appeals shall include as a provision of any special permit granted that a condition of said special permit is the maintenance of the landscaping as approved by the Zoning Board of Appeals.

## 9.3 Height, Setback and Building Coverage within the Main Street Overlay District:

### 9.3.1 Height

The maximum height of any new or expanded existing structure shall be 28 feet.

### 9.3.2 Minimum Yard Requirements

The front yard setback of any new or expanded existing structure may be reduced to a zero line setback to continue the existing development pattern. The side yard setback shall be 6 feet, and the rear line setback shall be 15 feet.

### 9.3.3 Building Coverage

Maximum building coverage within the Main Street Overlay District shall be 33%. Building Coverage shall be calculated using the entire area of the lot (upland and lowland) exclusive of any areas on a street or way open to the public.

#### 9.4 Parking Requirements

Recognizing that parking requirements in the underlying zoning district may hamper development of village-style land use and development, the Zoning Board of Appeals is authorized to reduce or waive the parking requirements specified for the use or structure proposed. In determining the appropriate reduction, if any, the Zoning Board of Appeals may give consideration to the hours of usage of the proposed use or structure, hours of usage of other uses or structures within the Main Street Overlay District, amount of "shared" parking with other uses, the opinions of merchants, residents and municipal officials as to the adequacy or inadequacy of parking spaces within the specific area of the proposed use or structure, as well as other relevant information to assist the Zoning Board of Appeals in determining the need for additional parking for motor vehicles.

#### 9.5 Allowable Uses

Recognizing that village-style development entails a mixture of uses, the Zoning Board of Appeals is authorized to allow a mix of residential and non-residential land uses within the Main Street Overlay District. Allowable uses shall be those listed in the underlying Central District within Section 5.3 of this Zoning By-law and the following:

Conversion of Dwelling Unit	Guesthouse, Private
Arcade	Guesthouse, Public
Inn	Nursing Home
Restaurant, Indoor	

#### 9.6 Severability

The invalidity of any section or sections or parts of any section or sections of this by-law shall not affect the validity of the remainder of Wellfleet's zoning bylaw.

PLANNING BOARD RECOMMENDS 4-0  
BOARD OF SELECTMEN RECOMMENDS 5-0

*Planning Board report given. 2/3 voice vote attained as printed.*

**ARTICLE 21.** To see if the Town will vote to amend the Town of Wellfleet Zoning By-laws, SECTION VI, GENERAL REGULATIONS, Section 6.3.13, "Development of Significant Impact", as follows:

6.3.13 "Development of Significant Impact" - Applicants for Special Permits for uses so controlled and which involve required parking for ten or more cars, or involve more than 4,000 square feet floor area of new construction or for any adult entertainment use regulated herein under section 6.20 **or uses in the Main Street Overlay District herein under sections 9.2-9.5** and regardless of floor area or the number of parking spaces, shall submit to the Board of Appeals three copies of the following:

- a) an application;
- b) a site plan prepared by an architect, landscape architect, or Registered Professional Engineer, showing proposed structures, drives, parking, landscaping, screening and drainage;
- c) a ground floor plan and elevation of all proposed building and elevations of proposed signs; photographs of the premises and all adjoining structures.

Forthwith upon receipt of the above materials, the Board of Appeals shall transmit one set of them to the Planning Board for their review and recommendation.

6.3.14 Developer-Funded Impact Studies for "Development of Significant Impact" - The following developer-funded impact studies shall be required for "Developments of Significant Impact" unless deemed unnecessary by the involved Town board(s):

- a) a traffic impact study to determine the development's effect on road traffic-carrying capacity, road physical environment, and traffic and pedestrian safety.
- b) a financial impact study to determine the development's effect on public service expenditures for administrative, police, fire, school and road maintenance services.

PLANNING BOARD RECOMMENDS 4-0  
BOARD OF SELECTMEN RECOMMENDS 5-0

*Planning Board report given 2/3 voice vote attained as printed.*

**ARTICLE 22.** To see if the Town will vote to delete in its entirety from the Town of Wellfleet Zoning By-laws, SECTION VI, GENERAL REGULATIONS, Section 6.11, Condominiums and Cooperatives, as follows, or do or act anything thereon.

Existing section to be deleted in its entirety:

~~6.11 CONDOMINIUM— Any parcel of real property with the buildings thereon may be converted to the condominium form of ownership only after the granting by the Board of Appeals of a special permit allowing such change in the form of ownership.~~

~~In granting such a special permit the Board of Appeals must make a written finding that:~~

~~1) the proposed use of the premises does not substantially change the then existing use of the premises;~~

~~2) the proposed condominium documents (e.g. Master Deed, Declaration of Trust, By-law, Rules & Regulations, etc.) explicitly define the proposed use (e.g. seasonal use, time sharing use, number of units, existence or absence of kitchen facilities, etc.);~~

~~3) The condominium documents are written with proper management authority to insure maintenance and repair of public health and safety aspects (e.g. water lines, sewage facilities, etc.) of real property being converted. Each such special permit shall provide that the condominium documents may not be changed so as to alter the three (3) findings required by the preceding sentence without first obtaining a special permit from the Board of Appeals permitting such alteration.~~

~~Prior to hearing any such special permit application, the Board of Appeals shall obtain the advice of the Board of Health and the Planning Board as to the findings to be made by the Board of Appeals including, but not limited to, advice pertaining to the review of the condominium documents." Amended 4/25/88.~~

PLANNING BOARD RECOMMENDS 4-0  
BOARD OF SELECTMEN RECOMMENDS 5-0

*Planning Board report given 2/3 voice vote attained as printed.*

**ARTICLE 23.** To see if the Town will vote to amend the Town of Wellfleet Zoning By-laws, SECTION V, USES, Section 5.4.2, Minimum Yard Requirements, as follows:

<b>5.4.2 Minimum Yard Requirements</b>	<b>CD</b>	<b>R1</b>	<b>R2</b>	<b>NSP</b>	<b>C</b>	<b>C2</b>	<b>MSO</b>
Front (feet)	25	30	30 <sup>1</sup>	50	100 <sup>2</sup>	50 <sup>3</sup>	25 <sup>4</sup>
Side (feet)	20	25	25	35	35	35 <sup>3</sup>	6
Rear (feet)	25	30	30	35	35	35 <sup>3</sup>	15

<sup>1</sup> On Route 6 increase to 100 feet **except front yard setback may be reduced to not less than 30 feet with a Special Permit from the Zoning Board of Appeals.**

<sup>2</sup> Of which not less than 25% of the required front yard must be maintained with vegetative cover (20% of which must border Route 6 and meet requirements, as specified in 6.12.1, "Perimeter Buffering"). Front setbacks may be decreased to 50 feet **for non-residential uses**, provided building is wood-sided. **Front setbacks may be decreased to 30 feet for residential uses with a Special Permit from the Zoning Board of Appeals.**

<sup>3</sup> **Minimum yard requirements may be reduced to R1 requirements for residential uses with a Special Permit from the Zoning Board of Appeals.**

<sup>4</sup> **Front yard setbacks may be reduced to zero with a Special Permit from the Zoning Board of Appeals.**

PLANNING BOARD RECOMMENDS 4-0  
BOARD OF SELECTMEN RECOMMENDS 5-0

*Planning Board report given 2/3 voice vote attained as printed.*

**ARTICLE 24.** To see if the Town will vote to amend the Town of Wellfleet Zoning By-laws, SECTION VI, GENERAL REGULATIONS, Section 6.3, Parking Requirements, by renumbering “Section 6.3.13a” as “Section 6.3.13”, adding the following Section 6.3.14 and renumbering the subsequent Sections accordingly.

6.3.14 Central District Parking - Lots that are partly within the Central District and partly within the R1 Residential District may use the R1 portion of their lot for parking with a special permit from the Zoning Board of Appeals provided that adequate measures are taken to mitigate any adverse impact on abutting properties. Such mitigation may include, but not be limited to, fencing or screening to control the visibility of the parking, access to the parking area that protects public safety and is consistent with existing traffic patterns and flow.

PLANNING BOARD RECOMMENDS 4-0  
BOARD OF SELECTMEN RECOMMENDS 5-0

*Planning Board report given 2/3 voice vote attained as printed.*

**ARTICLE 25.** To see if the Town will vote to amend the Town of Wellfleet General By-law by adding to Article VII, General, a new section, Section 44, Scenic Roads, as follows:

**Section 44 SCENIC ROADS**

Except under emergency conditions, defined as unforeseen events that prevent safe travel or effective emergency access, no forestry, repair, maintenance, reconstruction or paving work done with respect thereto shall involve or include the cutting or removal of trees, or the tearing down or destruction of stone walls, or portions thereof, within the layout of a Scenic Road except with prior written consent of the Planning Board after a public hearing held in accordance with MGL c. 40, § 15C. In addition to the notice requirements of the statute, notice of the public hearing shall be sent no less than fourteen (14) days prior to the hearing by first class mail to abutters within 300 feet of the site of the work, as determined by current Assessors’ records.

PLANNING BOARD RECOMMENDS 4-0  
BYLAW COMMITTEE RECOMMENDS 3-0  
BOARD OF SELECTMEN RECOMMENDS 5-0

*Voice vote to accept and adopt as printed in the Warrant.*

Scenic Roads in Wellfleet include:

Black Pond Road – from its junction with Route 6 northward to the Truro-Wellfleet line.

Duck Harbor Road – from its junction with Chequessett Neck Road on Griffin Island northward to the junction with High Toss Road, then northward and westward to its junction with Griffin Island Road.

Old King’s Highway – from its junction with Route 6 northward to the Truro-Wellfleet line.

**ARTICLE 26.** To see if the Town will vote to amend the Town of Wellfleet General By-law, Article VII, General, Section 37, PENALTIES AND ENFORCEMENT, by adding the following penalties for violations of Article VII, General, Section 44, Scenic Roads.

Section	First Offense	Each Subsequent
44	\$100	\$200

PLANNING BOARD RECOMMENDS 4-0  
BYLAW COMMITTEE RECOMMENDS 3-0  
BOARD OF SELECTMEN RECOMMENDS 5-0

*Voice vote to accept and adopt as printed in the Warrant.*

**ARTICLE 27.** To see if the Town will vote to accept the provisions of G.L. Chapter 71, § 16B, which would allocate the sum of the member towns' contributions to the Nauset Regional School District in accordance with the Regional Agreement rather than the Education Reform Formula, so-called.

FINANCE COMMITTEE RECOMMENDS 7-0  
BOARD OF SELECTMEN RECOMMENDS 5-0

*Unanimous voice vote to approve the provisions of MG: Ch. 71, S16B, which would allocate the sum of the member towns' contributions to Nauset Regional School District for fiscal year 2008 in accordance with the Regional Agreement rather than the Education Reform Act Formula, so-called.*

**ARTICLE 28.** To see if the Town will vote to accept gifts offered to the Town since the 2005 Annual Town Meeting and appearing on a list dated March 1, 2006 and posted in the Office of the Town Clerk.

FINANCE COMMITTEE RECOMMENDS 7-0  
BOARD OF SELECTMEN RECOMMENDS 5-0

Gifts during the past year include: Council on Aging – Baldwin spinet piano, various medical supplies and equipment; Animal Control Department – raccoon size hav-a-heart trap.

*Unanimous voice vote to accept and adopt as printed in the Warrant.*

**ARTICLE 29.** To see if the Town will vote in accordance with G.L. Chapter 41, § 38 to authorize the Town Collector to use all means for collecting taxes, which the Treasurer may use when appointed Collector.

FINANCE COMMITTEE RECOMMENDS 7-0  
BOARD OF SELECTMEN RECOMMENDS 5-0

*Voice vote to accept and adopt as printed in the Warrant.*

**ARTICLE 30.** To see if the Town will vote to assume liability in the manner provided by Sections 29 and 29A of Chapter 91 of the General Laws, 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 Section 11 of Chapter 91 of the General Laws, and to authorize the Selectmen to execute and deliver a bond of indemnity therefore to the Commonwealth.

FINANCE COMMITTEE RECOMMENDS 7-0  
BOARD OF SELECTMEN RECOMMENDS 5-0

*Voice vote to accept and adopt as printed in the Warrant.*

**ARTICLE 31.** To hear reports of the Selectmen, Town Officers, and all other Committees and to act thereon.

BOARD OF SELECTMEN RECOMMENDS 5-0

*Unanimous voice vote to accept and adopt as printed in the Warrant.*

**ARTICLE 32.** To see if the Town will vote to raise and appropriate, transfer from available funds or borrow the sum of \$180,000, or any other sum, for the purpose of purchasing and outfitting a new street sweeper.

FINANCE COMMITTEE DOES NOT RECOMMEND 5-2  
BOARD OF SELECTMEN RECOMMENDS 5-0

*142 in favor 71 against 2/3 voice vote attained to appropriate the sum of \$180,000 to purchase and outfit a new street sweeper; that to meet this appropriation, the Town Treasurer, with the approval of the Board of Selectmen, is authorized to borrow \$180,000 under and pursuant to MGL Ch. 44 S. 7(9), or any other enabling authority therefore.*

Tellers sworn were Robert Morrill and John Connors.

**ARTICLE 33.** To see if the Town will vote to raise and appropriate and/or transfer from available funds the sum of \$52,000, including all benefits and overtime, or any other sum, to fund one (1) new position in the Department of Public Works.

FINANCE COMMITTEE DOES NOT RECOMMEND 5-2  
PERSONNEL BOARD HAS NO RECOMMENDATION  
BOARD OF SELECTMEN RECOMMENDS 3-1-1

*In absence of a Personnel Board recommendation a unanimous consent was given to hear the article.*

*Loses - 105 in favor 110 against Fails to attain a 2/3 vote.*

**ARTICLE 34.** To see if the Town will vote to raise and appropriate and/or transfer from available funds or borrow the sum of \$34,000, or any other sum, for the purpose of funding contract services and materials for snow removal on private roads.

FINANCE COMMITTEE RECOMMENDATIONS 7-0  
BOARD OF SELECTMEN RECOMMENDS 4-0-1

*Voice vote to raise and appropriate the sum of \$34,000 for the purpose of funding contract services and materials for snow removal on private roads.*

**ARTICLE 35. “Cape Care” Universal Health Care Proposal**

**Whereas,** Health care coverage has become less affordable and less available to growing numbers of people in our community, despite all efforts to date at both the state and federal level; and

Each person who lacks adequate health care coverage faces increased risks of illness, disability, and premature death. Our region has well above state-average rates of uninsured – and underinsured – people; and

The families of such individuals are faced with growing out-of-pocket costs. These families must now confront the soaring expenses of health coverage, and the worry about bankruptcy or impoverishment in the event of serious illness. Their caregiver stress increases with the need to provide more and more uncovered care; and

Small businesses face the soaring expenses of covering their employees’ health premiums, passing some of these costs along to employees in the form of rising premiums and out-of-pocket payments. Our regional predominance of small businesses and self-employed individuals is, understandably, a key factor in the low rates of health care coverage; and

Our Town governments struggle with the costs of health care for town employees. We the people are regularly forced to choose among other important and accustomed community services for budget cuts; and

Our community health care providers and institutions are caught in the inescapable financial squeeze of rising administrative costs and declining reimbursements. They are forced to reduce staffing, cut services, or close. Access to care for all they serve is diminished.

**And whereas,**

These consequences represent losses in quality of life for many (if not all) members of the Cape and Islands community, and a threat to our collective welfare.

**Now Therefore:**

We petition our County Government to support the development of a proposed regional universal health care program, known as Cape Care, which would, at a minimum, meet these criteria:

- provide broad health care coverage for ALL residents of the Cape and Islands, to improve individual and community health; and
- control health care cost inflation by reducing excessive administrative expenses, as well as through bulk discount purchasing of necessary medications and medical supplies; and
- shape health care delivery to meet community needs for appropriate care, through a representative policy-making board of community members and health care providers; and
- strengthen the ability of our existing network of health care providers and institutions to provide high-quality care, by assuring adequate funding for necessary services.

We call for a public hearing process in Barnstable County, to include analysis of the proposed plan's organization and governance, its expected effects on community health, and its financial modeling, to be initiated by the end of the year 2006.

**The Clerk of the Town is instructed to give Notice of Passage of this Resolution to the town's representative to the County Assembly of Delegates, the County Commissioners, and the state and federal Representatives and Senators, within 30 days. (by petition)**

BOARD OF SELECTMEN RECOMMENDS 5-0

*Voice vote as printed in the Warrant.*

**ARTICLE 36. RESOLUTION URGING THE CESSATION OF COMBAT OPERATIONS IN IRAQ AND THE RETURN OF U.S. TROOPS** for the April 24, 2006 Wellfleet Town Meeting Warrant.

WHEREAS, the Town and its Citizens recognize the sacrifices that the men and women serving in the United States Armed Forces in Iraq are making; and

WHEREAS, in October 2002, the United States Congress adopted a joint Resolution to Authorize the use of US armed forces against Iraq, relying on statements that were untrue, when in fact:

- the US was not threatened with attack by Iraq
- Saddam Hussein had no weapons of mass destruction
- Saddam Hussein had no role in the 9/11 attacks; and

WHEREAS, more than 2,200+ members of the United States Armed Forces have been killed and more than 15,000 members wounded along with over 100,000 Iraqi citizens killed and wounded; and

WHEREAS, more than \$200 billion has been appropriated by Congress to fund military operations and reconstruction in Iraq and Barnstable County residents' share now exceeds \$41,144,105; and

WHEREAS, the funds spent by Barnstable County taxpayers on the war and occupation in Iraq could have provided medical insurance for one year for 127,222 children or 1,913 additional housing units, according to the National Priorities Project; and

WHEREAS, the war and continued occupation have resulted in the devastation of Iraq's physical and social infrastructure and led to widespread and continuous resistance to U.S. occupation that threatens the lives of Iraqi civilians and the men and women who comprise the ranks of U.S. and other occupying forces; and

WHEREAS, Representative William Delahunt joined more than 100 Congresspersons in voting for a House resolution on an Iraq exit strategy; therefore

BE IT RESOLVE that the Town of Wellfleet urges the United States government to immediately commence an orderly and rapid withdrawal of United States military personnel from Iraq; and

BE IT FURTHER RESOLVED that the Town of Wellfleet urges the United States government to provide the people of Iraq with all the necessary non-military material aid as shall be necessary for the security of Iraq's citizens and for the rebuilding of Iraq; and

BE IT FURTHER RESOLVED that the financial resources used to prosecute the war be redirected to address the urgent needs of America's great urban centers and the most vulnerable portions of our population, and to include health care, education, and homeland security; and

BE IT FURTHER RESOLVED that a copy of this resolution shall be sent to George W. Bush, President of the United States, and members of the Massachusetts Congressional delegation. (by petition)

BOARD OF SELECTMEN RECOMMENDS 4-0-1

*Voice vote as printed in the Warrant.*

**ARTICLE 37.** To see if the Town will vote to support the Mashpee Wampanoag tribe's petition for federal recognition. The Mashpee Wampanoag people have lived on Cape Cod practicing and preserving the traditions of their culture for many years prior to the arrival of the Europeans and continue to do so today. Research documents that they have been present in the Cape Cod area for over 10,000 years. Federal recognition will provide the tribe with health, education, and housing benefits. (by petition)

BOARD OF SELECTMEN RECOMMENDS 3-0-2

*Voice vote as printed in the Warrant.*

**ARTICLE 38.** A Resolution of Appreciation to Wellfleet's Open Space Committee, Wellfleet Conservation Trust, Cape Cod Compact of Conservation Trusts.

Whereas, the Town of Wellfleet designated the Open Space Committee to acquire land for the Town with funding from local Land Bank funds; and

Whereas, during the life of the Land Bank program, the Town has acquired 40.4 acres of property; and

Whereas, Wellfleet's acquisition of Open Space has been recognized as the most successful of all the town's on Cape Cod with an average cost to the Town's Land Bank funds of \$32,800 per acre; and

Whereas, the Wellfleet Conservation Trust has been a vital partner to the Open Space Committee in this acquisition by providing funding assistance, experience and expertise, and long term property care and management; and

Whereas, the Cape Cod Compact of Conservation Trusts provided invaluable assistance to the Open Space Committee in evaluating property, and in seeking and securing a broad array of state, federal and private funding; therefore

Be it resolved that the Town of Wellfleet extends grateful appreciation to the individuals of the Open Space Committee, the Wellfleet Conservation Trust, and the Cape Cod Compact of Conservation Trusts for their outstanding accomplishments in acquiring and protecting significant and beautiful land that shall be of benefit to the Town of Wellfleet for all time.

BOARD OF SELECTMEN RECOMMENDS 4-0

*Unanimous voice to accept and adopt as printed in the Warrant.*

**ARTICLE 39.** To act on any other business which may legally come before the meeting.

**BOARD OF SELECTMEN RECOMMENDS 5-0**

*Voice vote as printed in the Warrant.*

**At this time the Moderator made the follow appointments with thanks:**

<b>Barbara Benes</b>	<b>Social Human Services</b>	<b>ATM 2009</b>
<b>Nancy Winslow</b>	<b>Social Human Services</b>	<b>ATM 2009</b>
<b>Suzanne G. Thomas</b>	<b>Social Human Services ex officio</b>	<b>ATM 2009</b>

**Thanks to Jacqueline W. Beebe on Social Human Services**

<b>Robert Hankey</b>	<b>Bylaw Committee</b>	<b>ATM 2009</b>
<b>Reuben Cook</b>	<b>Charter Review</b>	
<b>Lizanne Stansell</b>	<b>Charter Review</b>	

**The following appointments were made with Town Meeting approval:**

<b>William Carlson</b>	<b>Finance Committee</b>	<b>ATM 2009</b>
<b>Arlene Kirsch</b>	<b>Finance Committee</b>	<b>ATM 2009</b>
<b>John Makely</b>	<b>Finance Committee</b>	<b>ATM 2009</b>

The Moderator at this time indicated that he is resigning as Moderator because of his new position as Fire Chief and contract. He said that he would not be sworn in after the election. The audience gave him a standing ovation. Mr. Houk and Ms. Wilson both indicated that they would like to have him reconsider resigning.

The Moderator raffled several free beach stickers out for the new season for in appreciation for maintaining a quorum for the meeting.

There being no further business a motion to dissolve the Town Meeting passes at 10:20pm.

Attest:

Dawn E. Rickman, Town Clerk/Treasurer

**ANNUAL TOWN ELECTION  
MAY 1, 2006**

In accordance with the Warrant the Warden opened the polls at 12noon at the Wellfleet Council on Aging Long Pond Room. The ballot box read 0000. Workers included: Alfred Hill – Warden; Barbara Atwood – Clerk; Ann Fox, Ruth Anne Dykeman, Phyllis Hill and Barbara Stevens – Inspectors; Michael Parlante and Frauke Rosenthal – Constables; Barbara Souther and Robert Costa – Talliers; Kelly Chapman, Katherine Stillman, Sheila Paine, Marilee Frazier, Terri Frazier, Eleanor Hazen, Ruth Marriott and Judith Rhodes – Counters. The ballot box was opened at 1:45 pm to prevent jamming and the box read 304. At 3pm Michael Parlante left and Mrs. Rosenthal came on duty. At 3:05pm the box was opened again and read 525. The Box was emptied at 4:00pm reading 657. At 5:00pm the box was emptied reading 838. At 6:30pm the box was emptied reading 998. At 7:00 pm the polls were closed and the box read 1,044. There were 1,045 ballots indicating that the box failed to ring once. There were 77 absentee ballots and 42% of the 2,463 voters came to the polls.

**MODERATOR – One position, one year**

Daniel R. Silverman (Incumbent)	875	* ( Did not get sworn) Vacant
Various write ins	26	
Blanks	144	

**SELECTMEN – Two positions, three years**

Helen Miranda Wilson (Incumbent)	470	
D. Ira Wood (Incumbent)	789	*
Jacqueline W. Beebe	673	*
Various write ins	2	

**WELLFLEET SCHOOL COMMITTEE – Two positions, three years**

Janis R. Plaue (Incumbent)	843	*
Jill Putnam (Incumbent)	863	*

Various write ins 3

WELLFLEET LIBRARY TRUSTEES – Two positions, three years

Jane P. Baron (Incumbent) 878 \*  
Janet M. Thomas 744 \*

CEMETERY COMMISSIONER – One position, three years

Dawn E. Rickman (Incumbent) 917 \*  
Blanks 128

QUESTION 1. Shall the Town of Wellfleet be allowed to exempt from the provisions of Proposition 2 ½ so-called, the amounts required to pay for bonds or notes issued by the Town in order to pay for a new road grader?

Yes 555 \*  
No 443  
Blanks 47

QUESTION 2. Shall the Town of Wellfleet be allowed to exempt from the provisions of Proposition 2 ½ so-called, the amounts required to pay for bonds or notes issued by the Town in order to pay for a new street sweeper?

Yes 492  
No 506 \*  
Blanks 47

QUESTION 3. Shall the Town of Wellfleet be allowed to assess an additional \$52,000 in real estate and personal property taxes for the purpose of funding one (1) additional position for the Department of Public Works for the fiscal year 2007 beginning July 1, 2006?

Yes 357  
No 636 \*  
Blanks 52

QUESTION 4. Shall the Town of Wellfleet be allowed to assess an additional \$34,000 in real estate and personal property taxes for the purpose of funding contract services and materials for snow removal on private roads for fiscal year 2007 beginning July 1, 2006?

Yes 618 \*  
No 409  
Blanks 18

QUESTION 5. Shall the Town of Wellfleet be allowed to assess an additional \$25,000 in real estate and personal property taxes for the purpose of funding Wellfleet's share of the Flex Route bus system?

Yes 775 \*  
No 239  
Blanks 31

Attest:

Dawn E. Rickman  
Town Clerk/Treasurer