

RECEIVED
TOWN CLERK
HARWICH, MA

MINUTES
SELECTMEN'S MEETING
TOWN HALL

APPROVED

2022 MAY 17 A 9:51

MONDAY, MARCH 28, 2022
5:00 P.M. - EXECUTIVE SESSION
5:30 P.M. - REGULAR MEETING
REMOTE PARTICIPATION OPTIONAL

RELEASED

SELECTMEN PARTICIPATING: Michael MacAskill, Julie Kavanagh, Mary Anderson, Donald Howell & Larry Ballantine

ALSO PARTICIPATING: Town Administrator Joseph Powers

CALL TO ORDER

Mr. MacAskill called the meeting to order at 5:00 p.m. beginning with Executive Session.

EXECUTIVE SESSION

- A. Pursuant to MGL c.30A section 21 (a)(3) to discuss with respect to collective bargaining for all town unions and the Chair has determined that open session would have a detrimental effect on the town's bargaining position

Mr. MacAskill called the meeting back to order following Executive Session. He reported that no decisions were made.

PUBLIC COMMENTS/ANNOUNCEMENTS

Mr. Powers announced that Eversource is filing a rate review application which is being done state wide. As part of the process, they will be engaging in community listening sessions which have been scheduled for March 29, March 31 & May 4. This will be an opportunity for anyone in the public to provide comment to Eversource about the proposed rate increase. Any new rates would go into effect for January 2023.

PUBLIC HEARING

- A. Discussion and possible vote to approve the following amendments to the Annual, All Alcohol, On Premise Liquor License for WFS Restaurant Group Inc. d/b/a Lalouette, Christian Schultz, Manager of Record:
1. Change of d/b/a from Lalouette to Red River BBQ
 2. Change of Stock
 3. Change of Ownership Interest
 4. Change of Officers

Mr. MacAskill opened the public hearing. Ms. Anderson read the public hearing notice. Christian Schultz was present. No public comment was heard.

Mr. Ballantine moved to close the public hearing, 2nd by Ms. Anderson. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Ms. Anderson & Mr. Howell all voting aye by roll call.

Mr. Schultz stated that his father passed away and that all of the business stock was left to him. He was previously listed as the sole person on the license.

Ms. Anderson moved to approve the change of d/b/a from L'Alouette to Red River BBQ, 2nd by Ms. Kavanagh. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Ms. Anderson & Mr. Howell all voting aye by roll call.

Ms. Anderson moved to approve the change of stock, 2nd by Ms. Kavanagh. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Ms. Anderson & Mr. Howell all voting aye by roll call.

Ms. Anderson moved to approve the change of ownership interest, 2nd by Ms. Kavanagh. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Ms. Anderson & Mr. Howell all voting aye by roll call.

Ms. Anderson moved to approve the change of officers, 2nd by Ms. Kavanagh. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Ms. Anderson & Mr. Howell all voting aye by roll call.

CONSENT AGENDA

- A. Vote to approve the following Board of Selectmen Meeting Minutes:
 - 1. December 7, 2020
 - 2. September 13, 2021
- B. Vote to approve the advertisement for Finance Director/Town Accountant position
- C. Vote to approve the Town Administrator's recommendation to grant permission of NSTAR Electric Company D/B/A Eversource Energy for the purpose to install 22' +/- of 1-3" conduit from proposed handhole 121/H2A to a customer installed handhole 121/H2B
- D. Vote to accept a gift of one bullet proof vest for K-9 Fritz of the Harwich Police Department

Mr. Powers asked when the Board would like the review of applications to begin for the Finance Director/Town Accountant position. Mr. MacAskill would like for them to be done before Ms. Coppola's departure so there could be a hand off process. Mr. Howell agreed about having overlap.

Ms. Kavanagh suggested mid-April. Mr. Ballantine agreed. Mr. MacAskill suggested a date of April 22.

Ms. Anderson moved to accept the consent agenda as listed, with the exception of item A-2, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Ms. Anderson & Mr. Howell all voting aye by roll call.

NEW BUSINESS

- A. Discussion and possible vote to approve a 2022 Annual Common Victuallers license renewal – Scribano's Inc. d/b/a Scribano's Italian Market and Deli – 302 Route 28

Ms. Anderson moved to approve a 2022 Annual Common Victuallers license renewal for Scribano's, Inc. d/b/a Scribano's Italian Market and Deli, located at 302 Route 28, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Ms. Anderson & Mr. Howell all voting aye by roll call.

B. Discussion and possible vote to approve a 2022 Seasonal Innholders license renewal – Wequassett Inn LLP d/b/a Wequassett Resort and Golf Club – 2173 Route 28

Ms. Anderson moved to approve a 2022 Seasonal Innholders license renewal for Wequassett Inn LLP d/b/a Wequassett Resort and Golf Club, located at 2173 Route 28, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Ms. Anderson & Mr. Howell all voting aye by roll call.

C. Discussion and possible vote to approve 2022 Seasonal Miniature Golf license renewal – Weekday and Sunday 11:00 a.m. to 9:00 p.m. – Harbor Glen Mini Golf – 168 Route 28

Ms. Anderson moved to approve the 2022 Seasonal miniature golf license renewal for Weekday and Sunday 11:00 a.m. to 9:00 p.m. for Harbor Glen Mini Golf, located at 168 Route 28, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Ms. Anderson & Mr. Howell all voting aye by roll call.

D. Discussion and possible vote to approve a 2022 Seasonal Go Carts license renewal – Weekday and Sunday 9:00 a.m. to 10:00 p.m. – Hall Karts Inc. – 9 Sisson Road

Ms. Anderson moved to approve the 2022 Seasonal go carts license renewal for Weekday and Sunday 9:00 a.m. to 10:00 p.m. for Halls Karts Inc., located at 9 Sisson Road, 2^d by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Ms. Anderson & Mr. Howell all voting aye by roll call.

E. Discussion and possible vote to approve 2022 Seasonal Entertainment, Batter's Box and Video Game License renewal – Weekday and Sunday 10:00 a.m. to 9:00 p.m. – Grand Slam Entertainment – 322 Main Street – *Pending Building Department Approval*

Mr. Ballantine asked what is pending for Building Department approval. Mr. Powers responded that the regulatory compliance form was signed by the Building Commissioner with a note that he has no knowledge of any applicable violations. The application has received Building Department approval since the packet information was released.

Ms. Anderson moved to approve the 2022 Seasonal entertainment, batter's box and video game license renewal for Weekday and Sunday 10:00 a.m. to 9:00 p.m. for Grand Slam Entertainment, located at 322 Main Street, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Ms. Anderson & Mr. Howell all voting aye by roll call.

- F. Discussion and possible vote to approve 2022 Seasonal Common Victuallers license renewals for the following;
1. Belmont Condominium Trust d/b/a The Beach Club – 1 Belmont Road
 2. Seagulls LLC d/b/a Seagulls Ice Cream & Soda Fountain – 537 Route 28
 3. Schoolhouse Ice Cream & Yogurt LLC – 749 Route 28
 4. Port Restaurant and Bar Inc. d/b/a The Port – 541 Route 28
 5. PRM Foods Inc. d/b/a Harwich Port Dairy Queen – 441 Route 28
 6. Wequasset Inn LLP d/b/a Wequasset Resort and Golf Club – 2173 Route 28

Ms. Anderson moved to approve the 2022 Seasonal common victuallers license renewals as listed above, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Ms. Anderson & Mr. Howell all voting aye by roll call.

- G. Discussion and possible vote to approve the following Seasonal, On-Premise, All Alcohol Liquor License Renewals. *All renewals contingent upon the Selectmen's Office receiving licensees 2022 Fire Inspection Report within 30 days of opening.
1. Wychmere Harbor Functions LP d/b/a Wychmere Harbor Beach and Tennis – 23 Snow Inn Road – *Pending Certificate of Insurance showing Liquor Liability*

Ms. Anderson moved to approve the Seasonal, on premise, all alcohol liquor license renewals for Wychmere Harbor Functions LP d/b/a Wychmere Harbor Beach and Tennis, located at 23 Snow Inn Road, pending certificate of insurance showing liquor liability, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Ms. Anderson & Mr. Howell all voting aye by roll call.

H. Discussion and possible vote to approve 2022 Seasonal Entertainment license renewals for the following;

1. Port Restaurant and Bar Inc. d/b/a The Port – 541 Route 28
Requesting: *Weekday 11:00 a.m. to 10:00 p.m. outside and 11:00 a.m. to 12:00 a.m. inside Sunday 1:00 p.m. to 10:00 p.m. outside and 1:00 p.m. to 12:00 a.m. inside*
Entertainment Type: Jukebox, Radio, Television, Live/Recorded Music, Amplification and dancing by live performers
2021 License: *Weekday 10:00 a.m. to 12:00 a.m. inside and 6:00 p.m. to 10:00 p.m. outside Sunday 10:00 a.m. to 12:00 a.m. inside and 6:00 p.m. to 10:00 p.m. outside*
Entertainment Type: *Inside – Live or recorded music with amplification. Outside - Unamplified, acoustic music only or ambient music w/ amplification*

Mr. Howell stated that he would not be in favor of increasing beyond what was approved for last year as we have not even been through an entire season. Mr. Ballantine agreed.

Ms. Anderson questioned on how entertainment could be ambient and amplified. Mr. MacAskill responded that the tv and ambient background has amplification and that live entertainment was conditioned to be ambient outside.

Mr. Howell noted that the times listed on the application are clearly different.

Mr. Ballantine would like the Board to stick with what was agreed upon from last year. Ms. Kavanagh agreed. Ms. Anderson also agreed and wants it to be clear in our communication to them that the outside amplification is for tv or background music and no other kind of amplification.

The Board agreed to end the entertainment license at 10:00 p.m.

Attorney Ray Tomlinson was present remotely. He commented that the amendment to the application is to reflect the operating hours of the establishment.

Mr. Howell would like to make sure that the Board can clearly delineate on the license the different hours. Ms. Kavanagh agreed.

Attorney Tomlinson again wanted to clarify that the entertainment license coincides with the hours of the establishment and have them separately noted on the license.

Ms. Kavanagh moved to approve the 2022 seasonal entertainment license renewal for Port Restaurant and Bar, Inc. d/b/a The Port, located at 541 Route 28 for weekday entertainment from 11:00 a.m.-10:00 p.m. for tv or background music and restricted for 6:00 p.m. – 10:00 p.m. for live outdoor unamplified music; 11:00 a.m.-12:00 a.m. inside. Sunday 1:00 p.m. – 10:00 p.m. outside for tv or background music and restricted 6:00 p.m. – 1:00 p.m. live music outside unamplified and 1:00 p.m. – 12:00 a.m. inside, 2nd by Ms. Anderson. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Mr. Howell & Ms. Anderson voting aye by roll call.

2. Belmont Condominium Trust d/b/a The Beach Club – 1 Belmont Road
Requesting: Weekday (Friday & Saturday Only) 5:00 p.m. to 10:30 p.m. *outside*
Entertainment Type: Live/recorded music, Amplification, Dancing by Live Performers and Patrons
2021 License: Weekday (Friday and Saturday Only) 5:00 p.m. to 10:00 p.m. *inside and outside*
Entertainment Type: Live or recorded music with amplification and dancing

The Board discussed the location and noted that there have been no noise complaints in this area. They commented that the ending time should be 10:00 to be consistent.

Police Chief David Guillemette was present and stated that he has no problem with the request as long as the end time remains at 10:00 p.m.

Ms. Anderson moved to approve the 2022 seasonal entertainment license renewal for Belmont Condominium Trust d/b/a The Beach Club, located at 1 Belmont Road for weekday entertainment, Friday and Saturday only from 5:00 p.m. – 10:00 p.m., 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Mr. Howell & Ms. Anderson voting aye by roll call.

3. Wequassett Inn LLP d/b/a Wequassett Resort and Golf Club – 2173 Route 28
Requesting: Weekday 12:00 p.m. to 12:00 a.m. *inside* and 12:00 p.m. to 10:00 p.m. *outside*- Sunday 1:00 p.m. to 12:00 a.m. *inside* and 1:00 p.m. to 10:00 p.m. *outside*

Entertainment Type: Live/Recorded Music, Amplification, Dancing by Live Performers and Patrons

2021 License: Weekday 12:00 p.m. to 12:00 a.m. *inside* and 12:00 p.m. to 10:00 p.m. *outside*- Sunday 12:00 p.m. to 12:00 a.m. *inside* and 12:00 p.m. to 10:00 p.m. *outside*

Entertainment Type: Live or recorded music with amplification and dancing

Ms. Anderson moved to approve the 2022 seasonal entertainment license renewal for Wequassett Inn LLP d/b/a Wequassett Resort and Golf Club, located at 2173 Route 28 for weekday entertainment from 12:00 p.m. to 12:00 a.m. *inside* and 12:00 p.m. to 10:00 p.m. *outside*- Sunday 1:00 p.m. to 12:00 a.m. *inside* and 1:00 p.m. to 10:00 p.m. *outside*. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Mr. Howell & Ms. Anderson voting

OLD BUSINESS

A. Discussion and possible vote on reopening the Treasure Chest

Elly Gerson was present and thanked the Board for welcoming them back. Last month the Board recommended that the committee return with some changes in the documents. The goal is to open the Treasure Chest by the end of April. They have amended their documents and language in # 11 under the operational guidelines. Ms. Gerson reviewed the changes. She added that the Treasure Chest Committee also will support whatever the Board decides to do for a sticker fee.

Mr. Ballantine noted that the committee has taken steps to show how the facility is running. When it comes to stickers, the committee had suggested at \$5.00 fee. At the time, he voted against it. After further consideration he feels that there are very few that could not afford the small fee and he hopes to have a positive motion to move ahead. The building has been inspected and is in good shape. They will have to spend time moving around furniture which will require volunteer efforts.

Ms. Kavanagh think that everyone is looking forward to the treasure chest being back open. She asked where stickers would be available. Mr. Ballantine responded that in the past, they have been sold at Town Hall. We have also sold beach stickers at the Chamber office. Harwich Chamber of Commerce Executive Director Cyndi Williams was present and stated that they will sell whatever stickers are needed.

Ms. Anderson feels that the \$5.00 sticker will also help with traffic and encourage people to carpool.

Mr. Howell commented that he is in favor of this.

Mr. MacAskill asked if there would need to be a public hearing for the sticker fee. Mr. Howell responded that \$5.00 is a sustainable fee and that he feels we can move forward without a public hearing.

Ms. Gerson stated that stickers would not be available by the end of April and that she would be looking for guidance on how to operate without stickers for what will hopefully be a short period of time.

Ms. Anderson suggested having a grace period for stickers. Mr. Ballantine suggested to wait and see when the stickers arrive.

Mr. Powers stated that there was a policy enacted in 1994 and reaffirmed in 2009 that changes in the rules/regulations for fees by any party should be heard by the Selectmen. Mr. MacAskill suggested that a public hearing be scheduled for the sticker fee.

Mr. Ballantine moved that the Treasure Chest will reopen on April 30, 2022, 2nd by Ms. Anderson. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Mr. Howell & Ms. Anderson voting aye by roll call.

Mr. Ballantine moved that Treasure Chest stickers be issued for residents only at the cost of \$5.00, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Mr. Howell & Ms. Anderson voting aye by roll call.

B. Discussion and possible vote on second date for Local Planning Committee additional member interviews

Mr. MacAskill stated that all of the members could not be scheduled for interviews on April 2 and that they are looking to set up a follow up date.

Ms. Anderson asked how many interviews still need to be scheduled. Mr. MacAskill responded no more than 6.

The Board agreed to schedule interviews for a regular Monday night Board meeting and that they will start an hour prior to the regular meeting.

C. Discussion and possible vote to approve the Committee Appointments recommended by the Interview Committee:

1. Sandy McLardy – Planning Board – Full Member – Term expires on June 30, 2022

Mr. Howell stated that the purpose of a volunteer regulatory board is to apply bylaws by applying reasonable judgement to the request before them. The decisions that are made are not rubber stamped. Personally, Mr. Howell is not trying to find loopholes to find projects to get approvals and is not in favor of revoking people's property rights. Mr. Howell stated that he was deeply involved in the 6 ponds DCPC and LCP, which the current Town Planner stated is a cut and past job. The simple fact is that the most easily to develop properties have already been built on and we need to be able to explore the possibilities of other options. Mr. Howell commented that we are not going to resolve the divide tonight, but Harwich deserves diverse membership on its boards. Mr. Howell reviewed his observations from the Planning Board meeting that was referenced at a previous Selectmen's meeting. He went on to say that he has never been so ashamed sitting on a Board of Selectmen. He believes that the Chair treated this person like a school yard bully. Mr. Howell added that we can't easily recruit new volunteers if this is the route that we take. The town is made up of people and the rules are there to serve the people. We have a committee opening and the opening is only there for 90 days to run to term.

Ms. Anderson noted her disappointment that Mr. Howell did not have this conversation with the Chair and she was surprised to see this appointment on the agenda. While she doesn't know the applicant well she respects their right to express their opinion. The applicant has stated that they are dead set against any development. Ms. Anderson did suggest to the interview committee that they reach out to Mr. McLardy to see if he would be willing to serve on any other committee where there wouldn't be a conflict. It has nothing to do with her opinion, but rather is trying to be fair to the applicants coming before the Planning Board.

Ms. Kavanagh stated that she is capable of making her own decisions on what is presented before the Board and is also disappointed that this was on the agenda. She added that the Board members

are not to be contacting department head's especially in the sense of looking for information or badgering them. Ms. Kavanagh feels that Mr. Howell is implying that each Board members has their own agenda. She applauds the McLardy's for their efforts, but added that they have made it quite clear where their mind stands and that they anticipate that they have all of the information, and that is a problem for her. If you are going to be on such a board feeling that you already know the answer that is a problem. You need to be there to listen and apply the rules and regulations.

Mr. Ballantine has gone back and reviewed the video that was referenced and feels that Mr. MacAskill's comments were over the top. He also went back and listened to some of the other Pleasant Bay Watershed meetings that Mr. McLardy was involved with. Mr. Ballantine's difficulty is that we want a diversity of opinion and pay attention to the regulations. He is not sure that Mr. McLardy could do that. The Planning Board has deadlines and if they don't take action, the motion will carry if nothing happens. Mr. Ballantine would like to have respectful and open discussions going forward.

Mr. MacAskill stated that he does everything at this table and does not hold backdoor politics. He can point to people as recent as 3 months ago that Mr. Howell has held back for his own personal reasons. Mr. MacAskill feels that Mr. Howell has had a personal attach on every single Selectmen for the entire time that he has been here.

Mr. Howell moved to appoint Sandy McLardy to the Planning Board for a term to expire on June 30, 2022, 2nd by Ms. Anderson. The vote was 1-4-0 with Mr. Howell voting aye and Mr. MacAskill, Ms. Kavanagh, Ms. Anderson & Mr. Ballantine voting nay by roll call.

D. Discussion and possible vote on School Committee Fiscal Year 2023 Budget
for Monomoy Regional School District

Scott Carpenter, Meredith Henderson, Tina Games, Michael MacMillan were present.

Mr. MacAskill stated that after the last meeting, the school committee was requested to look at their budget and see where any cuts could be made. Ms. Henderson stated that the school committee could not come to a consensus to make any changes and that they feel this is a well vetted budget.

Mr. Ballantine stated that 42 million dollars is a large budget and that the Town already needs to compete with our own employees and our own budget to fund that. He is disappointed that they could not come back with any changes. He would like to make sure that we have all of the resources and power in front of us to change the agreement, noting that he is optimistic to get that done.

Ms. Kavanagh thanked the committee for coming back and appreciates that they went back to see what could be changed. It was made clear to them and the public to try and find wiggle room to fund the schools. Ms. Kavanagh understand that they are in a difficult position and that she is ready to move forward and get it done.

Ms. Anderson is disappointed that they could not make any movement with their budget, but that she would extremely reluctantly vote to support, noting that we cannot continue on this path.

Mr. Howell feels that essentially this is an allocation problem and that the public needs to understand that this is an ongoing process.

Mr. MacAskill stated that we cannot keep going in this direction. We have not cut our budgets but every year we ask department head's to come in with level budgets. He will support the budget and town meeting will decide if they want to support the school budget or not.

Ms. Anderson moved to accept and adopt the Monomoy Regional School District budget in the amount of \$28,041,205, 2nd by Ms. Kavanagh. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Mr. Howell & Ms. Anderson voting aye by roll call.

Mr. Powers read the proposed article to amend the agreement between the Towns of Chatham and Harwich with respect to the formation of a regional school district. This has been confirmed through the district. All of the towns and agents are aware that this agreement is satisfactory to DESE and will be in effect for 2023.

One of the things that counsel has recommended and that the district and Chatham has agreed is that the warrant book will include a booklet that will highlight the net effect of the changes.

Mr. Ballantine asked for explanation of next steps. Dr. Carpenter responded that this has been fully vetted by DESE's legal team. Presuming it passes in Harwich and Chatham, DESE would be notified and they then would issue a letter or statement with their sign off, and it then would go into fiscal effect.

Ms. Games stated that they have been working on this for 2 years and the intention has always been to hit FY23. She added that Chatham has committed to moving this forward.

Ms. Anderson moved to place the article for the amended agreement between the Towns of Chatham and Harwich with respect to the formation of a Regional School District in the Town Meeting Warrant, 2nd by Ms. Kavanagh. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Mr. Howell & Ms. Anderson voting aye by roll call.

Ms. Anderson moved to accept and adopt the article for the amended agreement between the Towns of Chatham and Harwich with respect to the formation of a Regional School District, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Mr. Howell & Ms. Anderson voting aye by roll call.

Mr. Powers stated that there was a request that the Board at a future meeting, along with the Finance Committee, note that there is support for the changes to the agreement. The same request is also being made in Chatham. Ms. Games noted that this request came from a community member. Mr. MacAskill commented that he could put this on a future agenda.

If we make such a statement, Mr. Howell would be in favor of saying that this is part of the process of the overall agreement.

Ms. Kavanagh feels that communication is key and that the Boards from both towns and the school committee should communicate more, as there are other hurdles that we may face.

Ms. Games stated that there is a new initiative in Chatham called Chatham 365, that she would personally like to see happen in Harwich as well. She believes that everyone has the same concerns and the same intentions.

Finance Committee Chair Jon Chorey was present and asked if the Finance Committee should be endorsing this as well. Mr. MacAskill responded that it would not need to be a joint meeting if they chose to endorse.

Mark Kelleher was present and stated that this budget is the biggest expense for the town. He suggested that the school committee try to make more of an appearance to keep pace on next steps.

E. Discussion and possible vote – on all Articles in the draft Warrant as well as prospective Articles for 2022 Annual Town Meeting:

1. Vote to place Articles on Warrant

With respect to the Town Clerk salary, Mr. Howell commented that none of the people who have pulled papers seem like mastered clerks. He wondered if the pay scale should read “up to a certain amount”. Mr. Powers stated that in the past, the town has referred to the Town Clerk as an elected position who is allowed to draw a salary. The retired Town Clerk had worked through the equivalency of the 10 steps and had been placed at the top step for the last 3 years. His understanding is and effort in setting the salary is for it to have the equivalent of M5 in the bylaw.

Mr. MacAskill added that the amount can be amended at Town Meeting.

Ms. Kavanagh wondered if it would be easier to do a salary range.

Mr. Powers went on to say that the Town Clerk coming in could be started at the equivalent of the first step. Mr. Ballantine asked if we would be bound to this number. Mr. Powers stated that technically we would not be bound. Town Meeting would vote to establish a salary for elected officials.

Ms. Anderson moved to accept and adopt the warrant article for elected official salaries, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Mr. Howell & Ms. Anderson voting aye by roll call.

Ms. Anderson moved to accept and adopt the warrant article for Water Department budget in the amount of \$4,255,954, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Mr. Howell & Ms. Anderson voting aye by roll call.

Finance Committee Chair Jon Chorey was present and commented that the Finance Committee has to vote tomorrow night and Thursday night on the articles. He noted that we are on the 4th revision of the warrant and that the 3 prior revisions had at least 2 of the fulltime positions in them, one for the Cultural Center and one for the Housing Advocate. These 2 positions have been removed from the 4th version. Speaking as a resident, he would like the positions back in so the residents can see what is being proposed. Mr. Chorey would like full transparency in the warrant.

Ms. Anderson moved to accept and adopt the warrant article for Waste Water Department budget in the amount of \$2,357,019, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Mr. Howell & Ms. Anderson voting aye by roll call.

Mr. MacAskill asked where the leftover money from last year’s wastewater budget is. Mr. Powers responded that Mr. MacAskill is referring to the undesignated returned earnings that were approved last year when the town had free cash approved. The Waste Water Superintendent believes that we could rely on \$200,000 of that and it would be reflected in the overall motion for the article.

Finance Director Carol Coppola was present and stated that Harwich had 2 enterprise funds one for water and one for waste water. She would feel comfortable with the \$200,000 number from the superintendent.

Ms. Anderson moved to place the article to fund the negotiated contract for Harwich Employees Association in the estimated amount of \$139,776 on the warrant, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Mr. Howell & Ms. Anderson voting aye by roll call.

Ms. Anderson moved to accept and adopt the negotiated contract for Harwich Employees Association in the estimated amount of \$139,776, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Mr. Howell & Ms. Anderson voting aye by roll call.

Ms. Anderson moved to place the article to fund the negotiated contract for Highways and Maintenance Employee Association in the estimated amount of \$48,880 on the warrant, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Mr. Howell & Ms. Anderson voting aye by roll call.

Ms. Anderson moved to accept and adopt the negotiated contract with the Highways and Maintenance Employee Association in the estimated amount of \$48,880, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Mr. Howell & Ms. Anderson voting aye by roll call.

Ms. Anderson moved to place the article for lease purchase agreements on the warrant, 2nd by Mr. Kavanagh. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Mr. Howell & Ms. Anderson voting aye by roll call.

Ms. Anderson moved to accept and adopt the lease purchase agreements article, 2nd by Ms. Kavanagh. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Mr. Howell & Ms. Anderson voting aye by roll call.

Ms. Anderson moved to place the article for Public, Education & Government (PEG) Access and Cable related fund for public access on the warrant, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Mr. Howell & Ms. Anderson voting aye by roll call.

Ms. Anderson moved to place the article for Public, Education & Government (PEG) Access and Cable related fund for hearing room and studio improvements, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Mr. Howell & Ms. Anderson voting aye by roll call.

Channel 18 Manager Jamie Goodwin was present and stated that there should only be one article for PEG.

Ms. Anderson moved to withdraw her motion to place the article for Public, Education and Government (PEG) access and cable related fund for public access, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Mr. Howell & Ms. Anderson voting aye by roll call.

Ms. Anderson moved to place the article for Community Center Green Community Utilities on the warrant in the estimated amount of \$298,540, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Mr. Howell & Ms. Anderson voting aye by roll call.

Ms. Anderson moved to accept and adopt the article for Community Center Green Community Utilities in the estimated amount of \$298,540, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Mr. Howell & Ms. Anderson voting aye by roll call.

Ms. Anderson moved to place the article for stormwater EPA MS4 compliance in the estimated amount of \$100,000 on the warrant, 2nd by Mr. Howell. The vote was 5-0-0 with

Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Mr. Howell & Ms. Anderson voting aye by roll call.

Ms. Anderson moved to accept and adopt the stormwater EPA MS4 compliance article in the estimated amount of \$100,000, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Mr. Howell & Ms. Anderson voting aye by roll call.

Ms. Anderson moved to place the article for replacement of bullet resistant vests in the amount of \$49,200 on the warrant, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Mr. Howell & Ms. Anderson voting aye by roll call.

Ms. Anderson moved to accept and adopt the replacement of bullet resistant vests in the estimated amount of \$49,200, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Mr. Howell & Ms. Anderson voting aye by roll call.

Ms. Anderson moved to place the article for dispatch center battery backup uninterrupted power supply battery replacement in the estimated amount of \$14,137.50 on the warrant, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Mr. Howell & Ms. Anderson voting aye by roll call.

Ms. Anderson moved to accept and adopt the article for dispatch center battery backup uninterrupted power supply battery replacement in the estimated amount of \$14,137.50, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Mr. Howell & Ms. Anderson voting aye by roll call.

Ms. Anderson moved to place the article for new voting tabulator equipment in the estimated amount of \$75,000 on the warrant, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Mr. Howell & Ms. Anderson voting aye by roll call.

Ms. Anderson moved to accept and adopt the new voting tabulator equipment article in the estimated amount of \$75,000, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Mr. Howell & Ms. Anderson voting aye by roll call.

Ms. Anderson moved to place the Water Department FY23 water main design in the estimated amount of \$300,000 on the warrant, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Mr. Howell & Ms. Anderson voting aye by roll call.

Ms. Anderson moved to accept and adopt the Water Department FY23 water main design article in the estimated amount of \$300,000, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Mr. Howell & Ms. Anderson voting aye by roll call.

Ms. Anderson moved to place the article to purchase and equip vehicles for the Police Department in the estimated amount of \$157,000, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Mr. Howell & Ms. Anderson voting aye by roll call.

Police Chief David Guillemette and the Board had a brief conversation on capital expenses.

Ms. Anderson moved to accept and adopt the article to purchase and equip vehicles for the Police Department in the estimated amount of \$157,000, 2nd by Mr. Howell. The vote was 5-Board of Selectmen

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0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Mr. Howell & Ms. Anderson voting aye by roll call.

Ms. Anderson moved to place the article for FY23 vehicle replacement for the Water Department in the estimated amount of \$90,000 on the warrant, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Mr. Howell & Ms. Anderson voting aye by roll call.

Ms. Anderson moved to accept and adopt the article for FY23 vehicle replacement for the Water Department in the estimated amount of \$90,000 on the warrant, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Mr. Howell & Ms. Anderson voting aye by roll call.

Ms. Anderson moved to place the funding of snow and ice deficit in the estimated amount of \$400,000 on the warrant, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Mr. Howell & Ms. Anderson voting aye by roll call.

Mr. Powers stated that the DPW Director has updated the estimate last week to \$266,337. The question is if we want to vote that or a higher number. Ms. Coppola added that she has spoken with the DPW Director and that they are still waiting on some invoices to be paid.

Ms. Anderson moved to accept and adopt the funding of snow and ice deficit in the estimated amount of \$400,000, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Mr. Howell & Ms. Anderson voting aye by roll call.

Ms. Anderson moved to place the article to fund the FY23 road maintenance program in the estimated amount of \$700,000 on the warrant, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Mr. Howell & Ms. Anderson voting aye by roll call.

Ms. Anderson moved to accept and adopt the FY23 road maintenance program in the estimated amount of \$700,000, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Mr. Howell & Ms. Anderson voting aye by roll call.

Ms. Anderson moved to accept and adopt the Community Preservation Act Land Bank Debt Service article in the estimated amount of \$221,525, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Mr. Howell & Ms. Anderson voting aye by roll call.

Ms. Anderson moved to accept and adopt the Community Preservation Act Administrative Expenses article in the estimated amount of \$60,000, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Mr. Howell & Ms. Anderson voting aye by roll call.

Ms. Anderson moved to accept and adopt the Community Preservation Act East Harwich Union Cemetery Gravestone Preservation Project article in the estimated amount of \$118,800, 2nd by Ms. Kavanagh. The vote was 4-0-1 with Mr. MacAskill, Ms. Kavanagh, Mr. Ballantine and Ms. Anderson voting aye and Mr. Howell abstaining by roll call.

Ms. Anderson moved to accept and adopt the Community Preservation Act Part-Time Housing Coordinator article in the estimated amount of \$50,000, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Mr. Howell & Ms. Anderson voting aye by roll call.

Mr. Howells stated that there was a housing trust meeting this afternoon. Should the hiring of the other position occur at Town Meeting, we could always return these funds.

Ms. Anderson moved to accept and adopt the Community Preservation Act Affordable Housing Trust article in estimated amount of \$500,000, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Mr. Howell & Ms. Anderson voting aye by roll call.

Ms. Anderson moved to accept and adopt the Community Preservation Act Phase 2 of the Natural Heritage Trail Boardwalk project article in the amount estimated amount of \$75,000, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Mr. Howell & Ms. Anderson voting aye by roll call.

Mr. Ballantine stated that he has trouble supporting the Penrose LLC/Cape Cod 5 Housing Project because Harwich has so many needs of our own. He asked if Harwich would receive a % of the housing and any guidelines on how this housing would be used. Mr. MacAskill agreed.

Ms. Kavanagh stated that she doesn't have all of the details and suggested that the project may need to be vetted further. She added that we know that housing is both a local and regional problem and that any housing that we can get for anyone is important.

Ms. Anderson said that she is in favor of this request, agreeing that housing is a regional problem. She trusts that the CPC vetted this request and that they say they have enough funds to support the request.

Mr. Howell said that he is not sure how he will vote but that he has spoken with Senator Cyr about trying to get communities some statistical benefit towards their housing percentage goal.

Ms. Anderson moved to accept and adopt the Community Preservation Act Penrose LLC/Cape Cod 5 Housing Project article in the estimated amount of \$100,000, 2nd by Mr. Ballantine. The vote was 4-0-1 with Mr. Ballantine, Ms. Kavanagh, Mr. Howell & Ms. Anderson voting aye and Mr. MacAskill voting nay by roll call.

Mr. Chorey feels that this project is a good approach for a regional solution for housing. He added that the first batch of affordable units would go to Orleans residents. If they are not filled in the first round, there will be a lottery system for the other units. This project would not count towards Harwich's affordable housing percentage.

Ms. Anderson moved to accept and adopt the Community Preservation Act Pickleball/Basketball project at Brooks Park article in the estimated amount of \$245,000, 2nd by Mr. Ballantine. The vote was 4-0-1 with Mr. MacAskill, Ms. Kavanagh, Ms. Anderson and Mr. Ballantine voting aye and Mr. Howell abstaining by roll call.

Ms. Anderson moved to accept and adopt the Community Preservation Act Purchase Conservation Restriction at the Spruce Woods Project article in the estimated amount of \$950,000, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Mr. Howell & Ms. Anderson voting aye by roll call.

Ms. Anderson moved to accept and adopt the article to change Selectmen to Select Board, 2nd by Ms. Kavanagh. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Mr. Howell & Ms. Anderson voting aye by roll call.

With respect to the article to amend the Code of the Harwich General Bylaws-Chapter 8 Department Revolving Funds §8-1 Funds Established, Mr. Howell stated that he would not vote for this under there are some fundamental changes.

Mr. Powers walked the Board through the proposed changes as outlined in the packet.

Ms. Anderson asked if the revolving funds could typically be used for cemetery part-time staff. Mr. Powers responded that we do use it generally, but if the funds are not there, you can't use them. It is not wrong to have the fund listed in the warrant.

Mr. Ballantine asked for Mr. Powers to comment on the various changes under authorization to spend the fund. Mr. Powers responded that the designee could be any department head. He is not looking to take on more work, but it looking to make the bylaw more sustainable. Financial reports would be don't quarterly.

Cemetery Administrator Robbin Kelley was present and commented that her commission would be the designee and not herself. She asked that the wording for cemetery be changed to designees. Ms. Kelly commented that she has to seek permission for spend from her commission.

The Board had a discussion on the part-time cemetery administrator position and the options available.

Ms. Anderson moved to place the article to Amend the Code of Harwich General By-Laws-Chapter 8 Department Revolving Funds §8-1 Funds Established on the warrant, 2nd by Ms. Kavanagh. The vote was 4-1-0 with Mr. MacAskill, Mr. Ballantine, Ms. Anderson and Ms. Kavanagh voting aye and Mr. Howell voting nay by roll call.

Ms. Anderson moved to accept and adopt the article to Amend the Code of Harwich General By-Laws-Chapter 8 Department Revolving Funds §8-1 Funds Established on the warrant, 2nd by Ms. Kavanagh. The vote was 4-1-0 with Mr. MacAskill, Mr. Ballantine, Ms. Anderson and Ms. Kavanagh voting aye and Mr. Howell voting nay by roll call.

Ms. Anderson moved to place the article for Annual Departmental Revolving Funds Authorization on the warrant, 2nd by Ms. Kavanagh.

Mr. Howell stated that we are well in excess of 1 million and that number increases each year. There has to be a way to put revolving funds back into a regular budget.

Ms. Anderson suggested having this discussion in July.

Mr. Powers noted Scribner's errors in the document and added that there are no increases from prior years.

Mr. Ballantine asked for clarification on the Cultural Center amount in the revolving fund, noting that he would follow up with his questions in an email.

Mr. MacAskill commented that the Board has had these discussions and nothing was brought forward.

Ms. Anderson moved to place the article for Annual Departmental Revolving Funds Authorization on the warrant, 2nd by Ms. Kavanagh. The vote was 4-1-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh and Ms. Anderson voting aye and Mr. Howell nay by roll call.

Ms. Anderson moved to accept and place the article for Annual Departmental Revolving Funds Authorization on the warrant, 2nd by Ms. Kavanagh. The vote was 4-1-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh and Ms. Anderson voting aye and Mr. Howell nay by roll call.

Ms. Anderson moved to place the article to adopt M.G.L. Chapter 200A, §9A Disposition of Unclaimed Property on the warrant, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Ms. Anderson and Mr. Howell voting aye by roll call.

Mr. Powers provided a brief explanation on the article. Ms. Coppola explained that this is for when we have vendor or payroll checks that are unclaimed or uncashed. We have a procedure that the town will contact the individual and that right now we have to hold the funds in a separate account. We hold the funds for a year and then re-issue payment and contact the person. If the town votes this, it would save time and effort.

Ms. Anderson moved to accept and adopt the article of M.G.L. Chapter 200A, §9A Disposition of Unclaimed Property on the warrant, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Ms. Anderson and Mr. Howell voting aye by roll call.

Ms. Anderson moved to place the article to adopt M.G.L., Chapter 59, §5, Clause 56 Assessment of Local Taxes-Property; Exemptions in the estimated amount of \$10,000 on the warrant, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Ms. Anderson and Mr. Howell voting aye by roll call.

Ms. Anderson moved to accept and adopt the article of M.G.L., Chapter 59, §5, Clause 56 Assessment of Local Taxes-Property; Exemptions in the estimated amount of \$10,000 on the warrant, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Ms. Anderson and Mr. Howell voting aye by roll call.

Ms. Anderson moved to place the article to adopt M.G.L. Chapter 59, §5, Clause 5N- Senior Citizen and Veteran Property Tax Work Off Abatement Programs in the estimated amount of \$30,000 on the warrant, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Ms. Anderson and Mr. Howell voting aye by roll call.

Ms. Anderson moved to accept and adopt the article of M.G.L. Chapter 59, §5, Clause 5N- Senior Citizen and Veteran Property Tax Work Off Abatement Programs in the estimated amount of \$30,000 on the warrant, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Ms. Anderson and Mr. Howell voting aye by roll call.

Mr. Powers stated that the article for disposition of properties to fund parcels unknown is an ongoing discussion. The article as presented was written by counsel. Mr. MacAskill commented that this article is to try and get to some more for the town to pay for tax title surveys, escrow money, attorneys to research taxes due. The properties would be sold and the money used for research. Mr. Powers stated that counsel feels that this is a mechanism that they know has survived challenge.

Mr. Howell commented that we need to make sure that everyone is in favor of this article.

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Ms. Anderson asked if there is a list of properties that could be added. Mr. Powers responded that the last list that the Assessor ran was a year ago and it has 510 parcels. We could work from that list and try to identify some of the bigger ticket items if possible.

Ms. Kavanagh asked if our Town Planner has been involved in trying to figure out the number of owner's unknown properties. Mr. Powers responded that the Town Planner has not been involved in this process or article.

Mr. Ballantine would like to see this move forward quickly.

Mr. MacAskill asked if it is too late to create another warrant article with a dollar amount. He also suggested that we have a standalone article for this, adding that if we go to Town Meeting and ask for nothing, we won't get anywhere. Mr. Powers responded that he could work with counsel to try and refine this.

Ms. Anderson moved to place the article for disposition of properties to fund parcels unknown on the warrant, 2nd by Ms. Kavanagh. The vote was 4-0-1 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh & Ms. Anderson voting aye and Mr. Howell abstaining by roll call.

Ms. Anderson moved to accept and adopt the article to fund prior year's unpaid bills in the estimated amount of \$5,000, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Ms. Anderson and Mr. Howell voting aye by roll call.

Ms. Anderson moved to accept and adopt the article to promote the Town of Harwich in the amount of \$30,000, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Ms. Anderson and Mr. Howell voting aye by roll call.

Mr. Howell commented that at some point and time, this number will have to move. The promotion of Harwich is a bigger deal than it was 10 years ago.

Ms. Anderson moved to accept and adopt the particle for supplemental annual allocation of Mass cultural council for local cultural council grants in the amount of \$3,600, 2nd by Ms. Kavanagh. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Ms. Anderson and Mr. Howell voting aye by roll call.

Ms. Anderson moved to accept and adopt the article to amend M.G.L. governing the dispersals of school choice funds, 2nd by Mr. Howell. The vote was 3-2-0 with Mr. MacAskill, Mr. Ballantine & Mr. Howell voting aye and Ms. Anderson & Ms. Kavanagh voting nay by roll call.

Ms. Anderson moved to place the article to amend Chapter 189 Noise on the warrant, 2nd by Mr. Howell. The vote was 4-0-0 with Ms. Kavanagh, Mr. Ballantine, Ms. Anderson & Mr. Howell voting aye by roll call. (Mr. MacAskill had left the room and was not present for the vote)

Ms. Anderson commented that we are not exempting anyone from the noise bylaws. We will be using the liquor regulations instead of the noise bylaw for the licensed establishments.

Ms. Anderson moved to accept and adopt the article to amend Chapter 189 Noise, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Ms. Anderson and Mr. Howell voting aye by roll call.

Ms. Coppola reviewed the existing ARPA fund balances. One funding source for the proposed golf vehicles is the ARPA fund.

Mr. Howell talked about the tremendous advantage of having Office 365. He mentioned that it is a subscription service that will need to be renewed every year.

Ms. Anderson moved to place the article for the golf feasibility study in the estimated amount of \$35,000 on the warrant, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Ms. Anderson and Mr. Howell voting aye by roll call.

Ms. Anderson moved to accept and adopt the golf feasibility study in the estimated amount of \$35,000, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Ms. Anderson and Mr. Howell voting aye by roll call.

Ms. Anderson moved to place the article for the vehicles of DPW in the estimated amount of \$298,450 on the warrant, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Ms. Anderson and Mr. Howell voting aye by roll call.

Ms. Anderson moved to accept and adopt the article for vehicles of DPW with an estimated amount of \$298,450, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Ms. Anderson and Mr. Howell voting aye by roll call.

Ms. Anderson moved to place the article for fire vehicles with in the estimated amount of \$130,000 on the warrant, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Ms. Anderson and Mr. Howell voting aye by roll call.

Ms. Anderson moved to accept and adopt the article for fire vehicles in the estimated amount of \$130,000, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Ms. Anderson and Mr. Howell voting aye by roll call.

Fire Chief Dave LeBlanc was present and briefly reviewed the mini pumper request.

Ms. Anderson moved to place the article for mini pumper in the estimated amount of \$22,500 on the warrant, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Ms. Anderson and Mr. Howell voting aye by roll call.

Ms. Anderson moved to accept and adopt the article for mini pumper in the estimated amount of \$22,500, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Ms. Anderson and Mr. Howell voting aye by roll call.

Conservation Agent Amy Usowski was present remotely and stated that the Conservation Commission is meeting this week to formally vote on this change. She will get a copy of the formal vote to Mr. Powers.

Ms. Anderson moved to place the article for Harwich Water Dependent Structures Bylaw on the warrant, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Ms. Anderson and Mr. Howell voting aye by roll call.

Ms. Anderson moved to accept and adopt the article for Harwich Water Dependent Structures Bylaw, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Ms. Anderson and Mr. Howell voting aye by roll call.

Mr. MacAskill requested to go back to the capital budget and to talk about the \$750,000 that was taken out of free cash and is now in the operating budget. Mr. Powers reviewed what has been Board of Selectmen

added and removed with a sum total of all votes being \$2,379,279 with an anticipated \$696,932 ending in free cash.

Mr. Powers stated that there is \$250,000 for OPEB in the operating budget. There is nothing dedicated in the stabilization fund for this year. Mr. MacAskill asked if there are any reasonable reductions that can be made with money in the operating budget.

Ms. Coppola stated that the town's operating budget is balanced and that she does not see any changes that the Selectmen need to make for a one time influx of free cash into the operating budget.

Mr. Howell moved for reconsideration of the prior vote, 2nd by Mr. MacAskill. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Ms. Anderson and Mr. Howell voting aye by roll call.

Carolyn Carey was present and reviewed the request of \$4,800 that they are making for programming at the Community Center.

Mr. Howell moved to authorize \$4,800 for the Communities Center activities fund, 2nd by Ms. Kavanagh. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Ms. Anderson and Mr. Howell voting aye by roll call.

Ms. Anderson moved to place the article to adopt the FY23 Capital Budget in the amount of \$3,281,298 on the warrant, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Ms. Anderson and Mr. Howell voting aye by roll call.

Ms. Anderson moved to accept and adopt the FY23 Capital Budget in the amount of \$3,281,298, 2nd by Mr. Howell. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Ms. Anderson and Mr. Howell voting aye by roll call.

Mr. MacAskill commented that the new positions for the cultural director and housing advocate should be standalone articles. The other positions are the upgrade in the COA programs director and health inspector are not new positions.

Mr. Ballantine stated that at one time, the Board decided to have full time positions on as a warrant article. He hopes to continue that.

The Board and Mr. Powers discussed the process of standalone articles.

2. Vote to withdraw Articles from draft Warrant
3. Recommendation votes including, but not limited to, vote to recommend, accept and adopt or any other action

TOWN ADMINISTRATOR'S REPORT

No Town Administrator's report was given.

SELECTMEN'S REPORT

Ms. Kavanagh commented on a job well done at this year's polar plunge.

CORRESPONDENCE

ADJOURNMENT

Mr. Howell moved to adjourn the meeting, 2nd by Ms. Anderson. The vote was 5-0-0 with Mr. MacAskill, Mr. Ballantine, Ms. Kavanagh, Ms. Anderson and Mr. Howell voting aye by roll call.

Respectfully submitted,
Jennifer Clarke
Recording Secretary