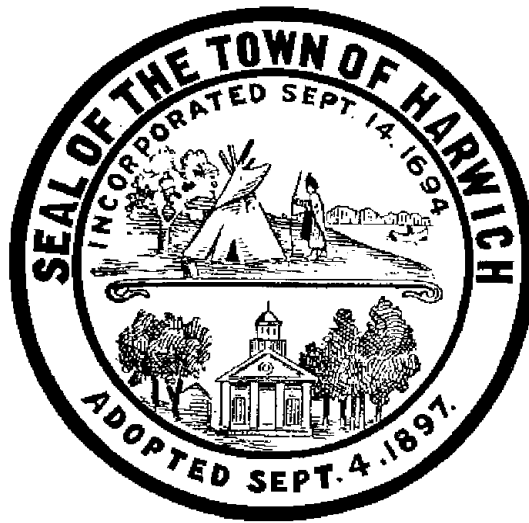


COMPLETE

ANNUAL TOWN MEETING WARRANT



MAY 6, 2013



SPECIAL TOWN MEETING WARRANT



MAY 7, 2013

with

RECOMMENDATIONS

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VOTING PROCEDURES

- I A quorum, 150 registered voters, must be present in order to conduct business. The only motion in order when no quorum is present is a motion to adjourn.
- II A two-thirds majority of the Town Meeting shall be required for inclusion of any Capital Outlay, unless it was included in the Capital Outlay Plan adopted at the preceding Town Meeting.
- III All motions introduced at the Town Meeting shall be in writing when required by the Moderator.
- IV Voters are limited to two times speaking on any one question; the total time speaking not to exceed 10 minutes.
- V Only registered voters shall occupy the meeting “floor”.
- VI No voter will be allowed to speak until he or she is recognized by the Moderator.
- VII Motion requiring more than a simple majority to pass:
 - A. To reconsider a vote on a motion – $\frac{3}{4}$ majority (this motion must be made prior to the next adjournment of the meeting).
 - B. To consider articles in an order other than as appears on the warrant – $\frac{3}{4}$ majority.
 - C. To pay unpaid bills – $\frac{4}{5}$ majority at the Annual Town Meeting, $\frac{9}{10}$ majority at a Special Town Meeting.
 - D. To move the previous question (terminate debate) – $\frac{3}{4}$ majority.
- VIII Quorum cannot be questioned after a motion has been made and seconded.

MOTION CHART § 271-11
(Application of Rules is Indicated by an X)

Motions	Debatable	Non Debatable	Amendable	Non Amendable	Second Required	Second Not Required	Majority Vote	2/3 Vote	¾ Vote	May Reconsider	Cannot Reconsider
Adjourn		X		X	X		X				X
Adjourn (in a time certain)	X		X		X		X			X	
Amendment	X		X		X		X			X	
Adopt a Resolution	X		X		X		X				X
Accept & Adopt	X		X		X		X ¹			X	
Postpone Indefinitely	X			X	X		X			X	
Previous Question Terminate Debate		X		X	X				X		X
Reconsider ²	X			X	X				X		X
Consider Articles Out of Order	X		X		X				X		X
Point of Order		X				X					
1. Unless a greater than simple majority required by General Laws of Town of Harwich by-laws.											
2. See § 271-9											

THE CHART BELOW SHOWS THE AMOUNT OF MONEY REQUIRED TO CHANGE THE
FY 2013 TAX RATE.

TAX RATE CHANGE IN \$/1000	DOLLARS REQUIRED
\$ 0.01	\$44,798
\$ 0.05	\$223,992
\$ 0.10	\$447,984
\$ 0.15	\$671,977
\$ 0.20	\$895,969
\$ 0.25	\$1,119,961
\$ 0.30	\$1,343,953
\$ 0.35	\$1,567,945
\$ 0.40	\$1,791,938
\$ 0.45	\$2,015,930
\$ 0.50	\$2,239,922
\$ 0.55	\$2,463,914
\$ 0.60	\$2,687,906
\$ 0.65	\$2,911,899
\$ 0.70	\$3,135,891
\$ 0.75	\$3,359,883
\$ 0.80	\$3,583,875
\$ 0.85	\$3,807,867
\$ 0.90	\$4,031,860
\$ 0.95	\$4,255,852
\$ 1.00	\$4,479,844

MUNICIPAL FINANCE TERMS

APPROPRIATION: An authorization granted by the Town Meeting to make expenditures and to incur obligations for specific purposes.

AVAILABLE FUNDS: Available funds refer to other funds available for appropriation by the Town Meeting, such as Wetland Protection funds, Cemetery Lot sales and Perpetual Care Interest and old article balances returned to revenue.

OVERLAY, ALSO CALLED ALLOWANCE FOR ABATEMENTS AND EXEMPTIONS: The overlay is the amount raised by the Assessors in excess of appropriations and other charges for the purpose of creating a fund to cover tax abatements granted and avoiding fractions in the tax rate. It cannot exceed 5% of the levy.

FREE CASH: Certified each year by the Director of State Bureau of Accounts, this is the portion of the fund balance which is available for appropriation by a Vote of Town Meeting. It is not cash, but rather is the approximate total of cash and receivables less current liabilities and earmarked reserves.

TRANSFER: The authorization to use an appropriation for a different purpose; in most cases only the Town Meeting may authorize a transfer.

RESERVE FUND: This fund is established by the voters at an Annual Town Meeting only and is composed of an appropriation (not exceeding 5% of the tax levy of the preceding year). Transfers from the Reserve Fund are within the exclusive control of the Finance Committee, and are for “extraordinary or unforeseen” situations, normally emergencies.

STABILIZATION FUND: This is a special reserve for future expenditures. The aggregate amount in the fund shall not exceed, at any time, 10% of the valuation in the preceding year. Money may be voted into the fund by a two-thirds vote at Town Meeting. Money may be appropriated from the fund only by a two-thirds vote at Town Meeting for any municipal purpose.

CHERRY SHEET: An annual statement received from the State Department of Revenue detailing estimated receipts for the next fiscal year from various State Aid accounts and estimated charges payable by the assessors in setting the tax rate. Named for the cherry colored paper, which the State traditionally has printed it on.

PROPOSITION 2 ½ TERMS

Chapter 59, § 21C of the Massachusetts General Laws commonly referred to as Proposition 2 ½ (Prop. 2 ½) or the Tax Limiting Law for Cities and Towns in Massachusetts.

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

LEVY CEILING: This is the maximum the levy limit can be. The ceiling equals 2.5% of the Town's full and fair cash value.

LEVY LIMIT: The Maximum the levy can be in a given year. The limit is based on the previous year's levy limit plus certain allowable increases.

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

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

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

GENERAL OVERRIDE: A general override ballot question can be placed on a referendum if a majority of the Board of Selectmen vote to do so. If the ballot question is approved by a majority of the voters, the Town's levy limit is permanently increased by the amount voted at the referendum. The levy limit increase may not exceed the Town's levy ceiling. Override questions must be presented in dollar terms and specify the purpose.

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

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

CONTINGENT VOTES: Chapter 634 of the Acts of 1989 permits a Town Meeting to appropriate funds contingent upon passage of a referendum question (OVERRIDE). A contingent vote does not automatically result in an override referendum. An override referendum can only be called by the Board of Selectmen. If a referendum is called by the Selectmen it must take place within forty-five days of the Town Meeting vote.

**COMMONWEALTH OF MASSACHUSETTS
TOWN OF HARWICH
ANNUAL TOWN MEETING WARRANT
MONDAY, MAY 6, 2013**

BARNSTABLE, ss:

To either of the Constables of the Town of Harwich in said County,

Greetings:

In the name of the Commonwealth of Massachusetts you are hereby directed to notify and warn the inhabitants of said Town qualified to vote in elections and Town affairs to meet in the Community Center Gymnasium, 100 Oak Street in said Town on Monday, May 6, 2013, at 7:00 P.M., then and there to act on the following articles:

Hereof fail not to make return of the Warrant with your doings thereon at the time and place of said meeting.

Given under our hands this 19th day of February, 2013

s/Linda A. Cebula, Chair

s/Peter S. Hughes, Vice Chair

s/Larry G. Ballantine, Clerk

s/Edward J. McManus

s/ Angelo S. La Mantia

BOARD OF SELECTMEN

A true copy Attest:

s/David A. Robinson

Constable

April 9, 2013

By virtue of the Warrant I have this day notified and warned the inhabitants of the Town of Harwich, qualified to vote in elections and town affairs, to meet in the Community Center, 100 Oak Street in said Town on Monday, the 6th day of May, 2013 at the time and place for the purpose herein named by posting up attested copies thereon in the four (4) Post Office Buildings and in Community Center in the Town of Harwich, which covers all four precincts, at least fourteen (14) days before the time of said meeting as within directed, and causing an attested copy thereof to be published in the Cape Cod Chronicle published in Barnstable County and having its circulation in the Town of Harwich.

s/ David Robinson

Constable

On Monday, May 6, 2013 the Moderator, Michael D. Ford, Esq. called the meeting to order at 7:00 PM when a quorum of 150 was met, having 261 registered voters in attendance. Before town business began, Town Clerk, Anita N. Doucette read the Warrant and Return of Warrant. The Harwich Annual Town Meeting was held in the Community Center on 100 Oak Street, the Town Meeting began with:

TOWN OFFICERS AND COMMITTEES

ARTICLE 1 To choose various Town Officers and Committees. Customary Article

FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED. VOTE: YES-7, NO-0.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that article be accepted and adopted. Duly seconded

ACTION: The motion carried.

At this time the Moderator, Michael D. Ford, Esq. made the following appointment:

TOWN MODERATOR APPOINTMENTS
ANNUAL TOWN MEETING- MAY 6, 2013

I hereby appoint James B. Stinson, Esq. to a three year term as a Trustee of the Caleb Chase Fund expiring May 2016

I hereby appoint Robert Doane to a two year term as a Trustee of the Caleb Chase Fund, expiring May 2015

I hereby appoint Geoff Larsen, Building Inspector, as Surveyor of Wood and Lumber.

I reserve the right to make all other appointments at a later time.

Date: May 6, 2013

s/Michael D. Ford, Esq.
Moderator

REPORTS OF TOWN OFFICERS AND COMMITTEES

ARTICLE 2 To hear reports of all Town Officers and Committees for the year 2012. Customary Article

FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED. VOTE: YES-7, NO-0.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that article be accepted and adopted. Duly seconded

ACTION: The motion carried.

ELECTED OFFICIALS SALARIES

ARTICLE 3 To see if the Town will vote to fix the salaries of the elected officials of the Town for fiscal year commencing July 1, 2013 and ending June 30, 2014 as follows and to act fully thereon. Estimated cost: \$78,955.

Selectmen (5)\$1,500.00 (each)
Moderator.....\$300.00

Town Clerk\$69,655.00
Water Commissioners (3)\$500.00 (each)

FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED. VOTE: YES-7, NO-0.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that article be accepted and adopted as follows:

Selectmen (5) \$ 1,500.00 each
Moderator \$ 300.00
Town Clerk..... \$ 69,655.00
Water Commissioners (3)..... \$ 500.00 each

Duly seconded

ACTION: It was a unanimous vote, so declared.

TOWN OPERATING BUDGET

ARTICLE 4 To see if the Town will vote to raise and appropriate and/or transfer from available funds such sums of money as may be required to defray Town charges for Fiscal Year 2014, and to act fully thereon. (BUDGET – SEE APPENDIX B). Estimated cost: \$28,552,559.

FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED. VOTE: YES-6, NO-1.

THIS IS A BALANCED BUDGET. IT SHOULD BE NOTED THAT IN ADDITION TO THE 2 ½% INCREASE IN THE TAX LEVY ALLOWED BY THE SO-CALLED PROPOSITION 2 ½, APPROVAL OF THIS BUDGET AT THIS ATM FOLLOWED BY A MAJORITY OF YES VOTES ON BALLOT QUESTIONS AT THE MAY 21, 2013 ELECTION WILL ALSO RAISE TAXES AS A RESULT OF: CAPITAL EXCLUSIONS \$1,024,500 AND DEBT EXCLUSIONS \$500,000.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be accepted and adopted as printed in the warrant Appendix B under column titled Town Meeting Budget FY 2014 and the sum of \$ 28,552,559 be appropriated for this purpose. That to raise this appropriation, the sum of \$ 26,920,702 be raised and appropriated, and that \$ 509,872 be raised and appropriated in the General Fund operating budget and allocated to the Water Enterprise Fund for funding, and that \$ 704,970 be transferred from the Community Preservation Fund, undesignated fund balance to pay for current Land Bank debt service, and that \$ 215,000 be transferred from the Cable Fund, and that \$ 17,265 be transferred from the Septic Loan Betterment Fund, and that \$100,000 be transferred from Overlay Surplus, and that \$14,000 be transferred from the FEMA Fund and that \$11,850 be transferred from the Old Post Road Betterment Fund and \$23,900 be transferred from the McGuerty Road Betterment Fund and \$35,000 be transferred from the Waterways Management Fund. Duly seconded

AMENDMENT TO THE MAIN MOTION: (Leo Cakounes) I move the following:

Line#62 Highways and Maintenance Salary and Wage PROPOSED 2,089,335.00
Remove 58,000.00

Line #62 Highways and Maintenance Salary and Wage AMENDED 2,031,335.00

Line #35 Repairs to Public Buildings PROPOSED 10,000.00
Transfer into 58,000.00

Line #35 Repairs to Public Buildings AMENDED 68,000.00

ACTION ON AMENDMENT: Amendment did not carry

ACTION ON MAIN MOTION: The motion carried

MONOMOY REGIONAL SCHOOL DISTRICT BUDGET

ARTICLE 5 To see if the Town will vote to raise and appropriate and/or transfer from available funds such sums of money as may be required to pay for the Monomoy Regional School District Assessment for Fiscal Year 2014, and to act fully thereon. By request of the Monomoy Regional School Committee and Superintendent Estimated cost: \$20,337,662.

FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED. VOTE: YES-4, NO-1.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be accepted and adopted and the town raise and appropriate \$ 20,337,662 to pay its assessed share of the Monomoy Regional School District Budget for fiscal year 2014; and that to meet this appropriation, \$20,337,662 be raised and appropriated by taxation. Duly seconded

ACTION: The motion carried.

CAPE COD REGIONAL TECHNICAL SCHOOL DISTRICT BUDGET

ARTICLE 6 To see if the Town will vote to raise and appropriate and/or transfer from available funds a sufficient sum of money as may be required to pay for the Cape Cod Regional Technical High School District Assessment for Fiscal Year 2014, and to act fully thereon. By request of the School Superintendent. Estimated Cost: \$1,421,910.

FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED. VOTE: YES-7, NO-0.

THIS REPRESENTS A SIGNIFICANT INCREASE FROM FY13 DRIVEN LARGELY BY INCREASED ENROLLMENT.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be accepted and adopted and the town raise and appropriate by taxation the sum of \$ 1,421,910 to pay its assessed share of the Cape Cod Technical Regional School District Budget for fiscal year 2014. Duly seconded

ACTION: The motion carried

WATER BUDGET

ARTICLE 7 To see if the Town will vote to raise and appropriate and/or transfer from available funds such sums of money as may be required to defray Water Department Operating

Budget for Fiscal Year 2014, and to act fully thereon. By request of the Water Commissioners and Superintendent. Estimated cost: \$3,142,977.

FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED. VOTE: YES-5, NO-0.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be accepted and adopted and the sum of \$3,142,977 be appropriated to operate the Water Enterprise Fund for this purpose:

Salaries	1,039,600
Expenses	1,205,150
Debt	711,014
Budgeted surplus	<u>187,213</u>
Total	3,142,977

And that \$3,142,977 be raised as follows: \$3,142,977 from Departmental Receipts.

Duly seconded

ACTION: The motion carried.

FUND UNION AGREEMENTS

ARTICLE 8 To see if the Town will vote to raise and appropriate or transfer from available funds a sufficient sum of money to be added to the FY 2014 municipal departmental budgets to fund the new contractual agreement(s) between the Town of Harwich and the following unions for FY 13, and/or FY 14, and to act fully thereon:

The Harwich Permanent Fire Fighters, Local 2124, International Association of Fire Fighters in the amount of _____;

The International Association of Machinists and Aerospace Workers, Local Lodge 264 of District 38, A.F.L.-C.I.O. in the amount of _____;

The Highways & Maintenance Employees Association in the amount of \$ _____;

The Harwich Employees Association in the amount of \$ _____;

The Harwich Police Federation in the amount of \$ _____;

The Harwich Superior Officers in the amount of \$ _____;

The Harwich Manager's Union (S.E.I.U.) in the amount of \$ _____;

By request of the Board of Selectmen.

FINANCE COMMITTEE HAS NO RECOMMENDATION PENDING FURTHER INFORMATION AT OR BEFORE THE ANNUAL TOWN MEETING. CONTRACTS ARE UNDER CONTINUING NEGOTIATION. VOTE: YES-5, NO-0.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move to indefinitely postpone.
Duly seconded

ACTION: The article was indefinitely postponed

FUND NON-UNION COMPENSATION PLAN

ARTICLE 9 To see if the Town will vote to raise and appropriate or transfer from available funds a sufficient sum of money to the FY 2013 and/or 2014 Town budget to amend the Personnel By-law Compensation Plan, and to act fully thereon. By request of the Board of Selectmen.

FINANCE COMMITTEE HAS NO RECOMMENDATION PENDING FURTHER INFORMATION AT OR BEFORE THE ANNUAL TOWN MEETING. CONTRACTS ARE UNDER CONTINUING NEGOTIATION. VOTE: YES-5, NO-0.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move to indefinitely postpone. Duly seconded

ACTION: The article was indefinitely postponed

FUND CONTRACT EMPLOYEE'S COMPENSATION SCHEDULE

ARTICLE 10 To see if the Town will vote to raise and appropriated or transfer from available funds a sufficient sum of money to be added to the FY 2013 and/or 2014 Town budgets to amend the Contract Employee's compensation schedule, and to act fully thereon. By request of the Board of Selectmen.

FINANCE COMMITTEE HAS NO RECOMMENDATION PENDING FURTHER INFORMATION AT OR BEFORE THE ANNUAL TOWN MEETING. CONTRACTS ARE UNDER CONTINUING NEGOTIATION. VOTE: YES-5, NO-0.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move to indefinitely postpone. Duly seconded

ACTION: The article was indefinitely postponed

CAPITAL PLAN ADOPTION

ARTICLE 11 To see if the Town will vote to adopt the Capital Plan for the ensuing seven year period as adopted last year by the Town Meeting with new fiscal year 2020 as proposed by the Board of Selectmen and set forth below or as amended by vote of the Town Meeting, and to act fully thereon. By request of the Board of Selectmen.

What the numbers mean:

The projects and costs represented for the first year of the seven year plan have been individually voted upon by COC as indicated in the chart. Subsequent years are for planning purposes and may or may not be voted in favor by COC. As town priorities and needs change in future years, some projects may be deferred or eliminated. Costs are likely to change by, among other things, inflation and scope of project. All costs represented here are in today's dollars.

** Denotes dollar amounts that are not substantiated through the normal bidding process. Bidding for this project may result in somewhat different dollar amounts. Final amounts will be*

determined by the BOS and TA within the scope of the project as approved by the COC and TA and as accepted by the BOS.

*** Denotes dollar amounts for projects that may or may not actually be approved in future years. The dollar amounts are estimates based on past experience with similar projects.*

FINANCE COMMITTEE HAS NO RECOMMENDATION PENDING FURTHER INFORMATION AT OR BEFORE THE ANNUAL TOWN MEETING. THE CAPITAL OUTLAY COMMITTEE WILL BE VOTING ON SEVERAL AMENDMENTS TO THE CAPITAL PLAN IN COMING WEEKS. VOTE: YES-5, NO-0.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be accepted and adopted.

I move that the list of proposed amendments to the Capital Plan which plan is listed on pages 14 &15 of the Annual Town Meeting warrant book be accepted and adopted.

Line 5 FIRE DEPARTMENT - Fire Truck Purchase in 2014 is increased from \$390,000 to \$425,000.

Line 24 WATERWAYS/HARBORS – Allen Harbor Dredging Phase 2 for \$600,000 in 2014 has been eliminated.

Line 47 WASTE WATER MANAGEMENT – Phase 1: Muddy Creek Construction has been increased from \$182,500 to \$187,500 in 2014..

Line 74 WATER DEPARTMENT – New Water Treatment Plant – Northgate in 2014 has been increased from \$1,600,000 to \$1,960,000.

Line 75 WATER DEPARTMENT - Repaint Lothrop Water Tank in 2017 has been moved forward to 2014 for \$1,600,000.

Addition to Capital Plan - WATER DEPARTMENT – Trucks (2) in 2014 for \$77,800 and \$67,848. Truck (1) in 2017 for \$75,000. Truck (1) in 2020 for \$75,000. Duly seconded

ACTION: This article required a 2/3 majority vote to pass, it was a unanimous vote, so declared.

					Capital Plan						
Line		FY 14	COC	TA	2014-2020						
1		Submittal	Recom.	FUND	FY2014	FY 2015	FY2016	FY2017	FY2018	FY2019	FY 2020
2	FIRE DEPARTMENT										
3	Urban All-wheel fire truc	325,000	NO								
4	Ambulance					240,000		240,000		240,000	
5	Fire Engine #68	390,000	YES	CE	390,000						
6	Main Station Roof Replacement								200,000		
7	Total Fire Department	715,000			390,000	240,000	-	240,000	200,000	240,000	
8	PUBLIC WORKS										
9	Highway Paving & Sidewalks	750,000	YES	DE	500,000	750,000	750,000	750,000	750,000	750,000	750,000
10	(FY2013-FY2018 includes \$50,000 Sidewalks)										
11	Route #124 upgrade/paving to Brewster	400,000	NO	Ch. 90	-						
12	Vehicle Maintenance garage							600,000			
13	Vehicle replacements	305,000	YES	FC	305,000	238,000	281,000	395,000	285,000	245,000	225,000
14	Total Public Works	1,455,000			805,000	988,000	1,031,000	1,745,000	1,035,000	995,000	225,000
15	RECREATION										
16	Beach Parking Lots Paving	452,100	YES	FC	19,200	224,400	97,100	111,400			
17	Restrooms (Lond Pond, Sand Pond, Bank St)	400,000	YES	FC	125,000	150,000	125,000				
18	Total Recreation	852,100			144,200	374,400	222,100	111,400	-		
19	WATERWAYS/ HARBORS										
20	Multi-mission Patrol Boat	175,000	YES	FC	175,000						
21	Renovate/rebuild Harbormaster Office					250,000					
22	Saquatucket Commercial Loading Dock, Paving										550,000
23	Allen Harbor Bulkhead Replacement/drain	250,000	YES	CE	250,000						
24	Allen Harbor dredging Phase 2	600,000	NO								
25	Allen Harbor Jetty Reconstruction							50,000			2,000,000
26	Allen Harbor Float Reconstruction										
27	Allen Harbor Parking lot paving							50,000			
28	Upgrade Allen and Wychmere Bathrooms							100,000			
29	Round Cove Inlet Dredging										
30	Round Cove Ramp Replacement								100,000		
31	Channel Dredging	100,000	YES	WF	100,000	100,000	100,000	100,000	100,000	100,000	100,000
32	Saquatucket Basin Dredging					1,500,000					
33	Saquatucket Bulkhead Replace/Maintenance									2,000,000	
34	Saquatucket Dock replacement					2,100,000					
35	Wychemere Town Dock Repair						100,000				
36	Wychmere new bulkhead at parking lot						150,000				
37	Wychmere outer Harbor Dredge									500,000	
38	Outer Herring River Dredging										
39	Herring River Ramp Replacement									100,000	
40	Total Waterways/ Harbors	1,125,000			525,000	3,950,000	350,000	300,000	200,000	2,700,000	2,650,000
41	CRANBERRY VALLEY GOLF										
42	Maint/cart storage demolition/replace					850,000					
43	HVAC/kitchen renovations					-			100,000	50,000	
44	Total Cranberry Valley Golf Course				-	850,000	-	-	100,000	50,000	-
45	WASTE WATER MANAGEMENT										
46	CWMP complete	210,000	YES	FC	210,000						
47	Phase 1: Muddy Creek Construction	182,500	YES	FC	182,500	1,750,000					
48	Hinckley's Pond Restoration	500,000	NO	N/A	-	500,000					
49	Cold Brook Natural Attenuation Study					100,000					
50	PB-3 Recharge facility land purchase					250,000					
51	Phase 2: Pleasant Bay (south) sewer Design		NO	N/A	-			3,500,000			
52	Waste Water Program Construction								18,800,000		

					Capital Plan						
Line		FY 14	COC	TA	2014-2020						
		Submittal	Recom.	FUND	FY2014	FY 2015	FY2016	FY2017	FY2018	FY2019	FY 2020
53	Cold Brook Natural Attent. construction									2,000,000	
54	Total Waste Water Management	892,500			392,500	2,600,000	-	3,500,000	18,800,000	2,000,000	-
55	HARWICH HOUSING										
56	Multi-year land acquisitions										
57	Middle School Rehab. Predevelopment design										
58	Total Housing										
59	LIBRARY										
60	Library Roof							135,000			
61	Total Library							135,000			
62	Community Center										
63	Basement Phase 2 design	310,000	YES	CE	310,000						
64	Phase 2 Construction					3,300,000					
65	Phase 3 Pool Design						350,000				
66	Phase 3 Pool Construction							3,500,000			
67	Total Community Center	310,000			310,000	3,300,000	350,000	3,500,000			
68											
69	Total Plan w/o Water Department	5,349,600			2,566,700	12,302,400	1,953,100	9,396,400	20,335,000	5,985,000	2,875,000
70											
71											
72	Water Department	Submittal	commend		FY2014	FY 2015	FY2016	FY2017	FY2018	FY2019	FY2020
73	Water Main Project	300,000	YES	WE	300,000	300,000	300,000	300,000	300,000	300,000	300,000
74	New Water Treatment Plant- Northgate	1,600,000	YES	WE	1,600,000						
75	Repaint Lothrop Water Tank							1,600,000			
76											
77	Total Water Department	1,900,000			1,900,000	300,000	300,000	1,900,000	300,000	300,000	300,000
78											
79	Total Plan with Water	7,249,600			4,466,700	12,602,400	2,253,100	11,296,400	20,635,000	6,285,000	3,175,000
80											
81	MISC. ITEMS < \$50,000	Submittal	Recom.		FY2014	FY 2015	FY2016	FY2017	FY2018	FY2019	FY 2020
82	Computers	29,200		OB	29,200	***					
83	Kitchen Equipment - Golf Club	15,000		OB	15,000	***					
84	Red River Revetment	30,000		FC	30,000	***					
85	Cape Tech Capital Facilities upgrade										
86											
87	Funding:										
88	Free Cash (FC)				1,046,700						
89	Capital Exclusion (CE)				950,000						
90	Debt Exclusion (DE)				500,000						
91	Water Enterprise (WE)				1,900,000						
92	Waterways Fund (WF)				100,000						
93	TA funding not recommended(N/A)				-						
94	Operating Budget (OB)				44,200						
95	TOTAL				\$ 4,540,900						
96											
97		*** Included in Grand Total			\$ 74,200						

FUND NEW FIRE ENGINE

ARTICLE 12 To see if the town will vote to raise and appropriate, transfer from available funds or borrow a sufficient sum of money to purchase, equip one new fire pumper, and to further authorize trade-in or sale of one 1992 Emergency One pumper, and to authorize the Board of Selectmen to take all actions necessary to carry out the project. The appropriation authorized by this vote shall not take effect until the Town votes to exempt from the limitation on total taxes imposed by G.L. Ch. 59 §21C the amount required to pay for the capital outlay expenditure authorized by this vote, and to act fully thereon. By request of the Fire Chief.

Estimated cost \$425,000

FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED IN THE AMOUNT OF \$425,000. VOTE: YES-5, NO-0.

THE FIRE DEPARTMENT IS SEEKING APPROVAL FOR THE PURCHASE OF A NEW FIRE ENGINE ESTIMATED TO COST APPROXIMATELY \$ 425,000. THIS NEW ENGINE WILL REPLACE THE 1992 PUMPER WHICH WILL BE TRADED-IN AT AN ESTIMATED VALUE OF \$ 20,000. THE FIRE DEPARTMENT HAS WORKED VERY DILIGENTLY TO KEEP THIS PRICE AS LOW AS POSSIBLE WHILE ASSURING THAT THE TOWN PROCURES A VEHICLE THAT WILL SATISFY OUR NEEDS FOR PUBLIC SAFETY. THIS PRICE IS LOWER THAN SEVERAL OTHER LOCAL COMMUNITIES IN TERMS OF PURCHASING THE SAME BASE MODEL. THIS PURCHASE WILL REQUIRE A POSITIVE VOTE AT THE BALLOT IN ORDER TO APPROVE THIS ACTION.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be accepted and adopted to purchase a new fire pumper and to trade in or sell one 1992 Emergency One Pumper and the sum of \$425,000 be raised and appropriated for this purpose; however, that the appropriation authorized by this vote shall not take effect until the Town votes to exempt from the limitation on total taxes imposed by G.L. c.59, §21C (Proposition 2 ½) the amount required to pay for the capital expenditure authorized by this vote in Fiscal Year 2014.

Duly seconded

ACTION: It was a unanimous vote, so declared.

FUND AMBULANCE COMPUTERS

ARTICLE 13 To see if the town will vote to raise and appropriate, transfer from available funds or borrow a sufficient sum of money to purchase two (2) mobile lap top computers used for patient documentation and information sharing with the hospital and billing services and to act fully thereon. By request of the Fire Chief. Estimated cost: \$10,000.00

FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED IN THE AMOUNT OF \$10,000. VOTE: YES-7, NO-0.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be accepted and adopted to purchase (2) mobile lap top computers used for patient documentation and information sharing with the hospital and billing services and the sum of \$10,000 be transferred from Free Cash for this purpose.

Duly seconded

ACTION: The motion carried.

FUND HIGHWAY PAVING AND SIDEWALKS

ARTICLE 14 To see if the town will vote to raise and appropriate, transfer from available funds or borrow a sufficient sum of money to fund Highway paving and sidewalk repairs. The appropriation authorized by this vote shall not take effect until the Town votes to exempt from the limitation on total taxes imposed by M.G.L. c.59, § 21C (proposition 21/2) the amounts required to pay the principal of and the interest on any borrowing authorized under this article, and to act fully thereon. By request of the DPW Director. Estimated cost: \$ 500,000

FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED. VOTE: YES-7, NO-0.

ABOUT 90% OF THESE FUNDS WILL BE SPENT ON STREET PAVING, AND SOME OF THE REMAINDER WILL BE USED TO REPIAR SIDEWALKS.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be accepted and adopted to appropriate the sum of \$500,000 to fund the Road Maintenance Program as requested in the Capital Plan for Fiscal Year 2014, including all costs incidental and related thereto; that to meet this appropriation the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow \$500,000 and to issue bonds and notes therefore pursuant to General Laws chapter 44, sections 7 or 8, or any other enabling authority; to authorize the Board of Selectmen to expend all funds available for the project and to take any other action necessary to carry out the project; provided, however, that the appropriation and borrowing authorized by this vote shall not take effect until the Town votes to exempt from the limitation on total taxes imposed by G.L. c.59, §21C (Proposition 2 ½) amounts required to pay the principal of and interest on the borrowing authorized by this vote. Duly seconded

ACTION: It was a unanimous vote, so declared.

LEASE OR PURCHASE AND EQUIP VEHICLES

ARTICLE 15 To see if the Town will vote to raise and appropriate, transfer from available funds and/or borrow a sufficient sum of money to lease or purchase and equip the following vehicles for the Highway and Maintenance Department, and further to authorize the Town to enter into a lease/purchase agreement or agreements for a term of up to five years, and to act fully thereon:

One (1) new Loader

And to further authorize trade-in or sale of one (1) 1996 Volvo L70C Loader toward the purchase price where the Board of Selectmen finds that the vehicle cannot be utilized elsewhere in the Town.

One (1) new Dump Truck

And to further authorize trade-in or sale of one (1) 1995 Chevy Dump Truck toward the purchase price where the Board of Selectmen finds that the vehicle cannot be utilized elsewhere in the Town.

By request of the DPW Director. Estimated Cost: \$305,000

FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED. VOTE: YES-7, NO-0.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be accepted and adopted and that \$305,000 be transferred from Free Cash to purchase the following:

Highway and Maintenance
One (1) new Loader\$160,000
One (1) new Dump Truck.....\$145,000

And to authorize the Board of Selectmen to trade-in or sell:
One (1) 1995 Chevy Dump Truck Duly seconded

ACTION: It was a unanimous vote, so declared.

FUND THE PURCHASE OF A NEW RECREATION PASSENGER VAN

ARTICLE 16 To see if the Town will vote to raise and appropriate, transfer from available funds and/or borrow a sufficient sum of money to fund the purchase of a new 12 passenger van for the Recreation and Youth Department, and to act fully thereon. By request of the Harwich Recreation and Youth Director. Estimated cost: \$28,000

FINANCE COMMITTEE HAS NO RECOMMENDATION PENDING FURTHER INFORMATION CONCERNING FINANCING OPTIONS, TO BE PROVIDED AT OR BEFORE TOWN MEETING. VOTE: YES-5, NO-0

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be accepted and adopted and that \$ 28,000 be raised and appropriated for this purpose; and to meet this appropriation, \$19,124.90 be transferred from the 2003 Annual Town Meeting under Article 31 and \$8,875.10 be transferred from the 2011 Annual Town Meeting under Article 14 for the following purchase:

Recreation and Youth
One (1) new passenger van Duly seconded

ACTION: The motion carried.

BEACH PARKING LOT PAVING

ARTICLE 17 To see if the Town will vote to raise and appropriate, transfer from available funds and/or borrow a sufficient sum of money to repave a beach parking lot (Atlantic Street) and to act fully thereon. By Request of the Recreation and Youth Commission. Estimated Cost: \$19,200

FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED. VOTE: YES-7, NO-0.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be accepted and adopted and that \$ 19,200 be transferred from Free Cash for this purpose.
Duly seconded

ACTION: It was a unanimous vote, so declared.

LONG POND BEACH RESTROOM

ARTICLE 18 To see if the Town will vote to raise and appropriate, transfer from available funds and/or borrow a sufficient sum of money to replace the current restroom facilities at Long Pond Beach, and to act fully thereon. By request of the Harwich Recreation and Youth Commission. Estimated Cost: \$125,000

FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED. VOTE: YES-7, NO-0.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be accepted and adopted and that \$85,000 be transferred from Free Cash for this purpose.

Duly seconded

ACTION: The motion carried.

ALLEN HARBOR BULKHEAD REPAIR AND PARKING LOT DRAINS

ARTICLE 19 To see if the town will vote to raise and appropriate, transfer from available funds or borrow a sufficient sum of money to replace the Allen Harbor Bulkhead and parking lot drains. The appropriation authorized by this vote shall not take effect until the Town votes to exempt from the limitation on total taxes imposed by G.L. Ch. 59 §21C the amount required to pay for the capital outlay expenditure authorized by this vote, and to act fully thereon. By request of the Harbormaster. Estimated Cost: \$ 250,000

FINANCE COMMITTEE HAS NO RECOMMENDATION PENDING FURTHER INFORMATION AT OR BEFORE THE ANNUAL TOWN MEETING CONCERNING RELIABLE ESTIMATES AND STATE GRANT POTENTIAL FOR PARTIAL FUNDING. VOTE: YES-5, NO-0

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be accepted and adopted to replace the Allen Harbor bulkheads and repair the parking lot and drains and the sum of \$250,000 be transferred from Free Cash for this purpose.

Duly seconded

ACTION: The motion carried.

ADD TO DREDGING RESERVE FUND TO DREDGE VARIOUS ENTRANCE CHANNELS

ARTICLE 20 To see if the town will vote to raise and appropriate, transfer from available funds or borrow a sufficient sum of money to dredge various harbors and to apply for and accept any State, Federal or private grant monies available for this purpose, and to act fully thereon. By request of the Harbormaster. Estimated cost: \$65,000

FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED IN THE AMOUNT OF \$65,000. VOTE: YES-7, NO-0.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be accepted and adopted to dredge harbor entrance channels and place sand on public beaches in the town and the sum of \$65,000 be transferred from the Waterways Fund for this purpose.

Duly seconded

ACTION: The motion carried.

FUND COMPLETION OF THE COMPREHENSIVE WASTEWATER
MANAGEMENT PLAN

ARTICLE 21 To see if the town will vote to raise and appropriate, transfer from available funds or borrow a sufficient sum of money for the completion of the Town's Comprehensive Wastewater Management Plan (CWMP) and review by regulatory agencies, and to act fully thereon. By request of the Water Quality Management Task Force.
Estimated cost: \$210,000

FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED. VOTE: YES-7, NO-0.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be accepted and adopted to complete the Comprehensive Wastewater Management Plan and the sum of \$210,000 be transferred from Free Cash. Duly seconded

ACTION: It was a unanimous vote, so declared.

MUDDY CREEK CULVERT CONSTRUCTION

ARTICLE 22 To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sufficient sum of money to fund construction of a Muddy Creek culvert/bridge on Route 28 to increase the flow of Muddy Creek to improve water quality and save significant sewerage costs; and further to authorize the Board of Selectmen to accept any State, Federal or private grant monies available for this purpose, and to act fully thereon. By request of the Board of Selectmen. Estimated Cost: \$ 187,500

FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED. VOTE: YES-6, NO-0.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be accepted and adopted for a portion of the costs to construct a new Muddy Creek culvert/bridge on Route 28 to increase the flow of Muddy Creek to improve water quality, optimal tidal flushing, wildlife restoration and save significant sewerage costs and the sum of \$187,500 be raised and appropriated for this purpose; however, that the appropriation authorized by this vote shall not take effect until the Town votes to exempt from the limitation on total taxes imposed by G.L. c.59, §21C (Proposition 2 ½) the amount required to pay for the capital outlay expenditure authorized by this vote in Fiscal Year 2014. Duly seconded

ACTION: It was a unanimous vote, so declared.

COMMUNITY CENTER LOWER LEVEL – PHASE II

ARTICLE 23 To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sufficient sum of money to fund the design of the Phase II lower level expansion of the Community Center. The appropriation authorized by this vote shall not take effect until the Town votes to exempt from the limitation on total taxes imposed by G.L. Ch. 59 §21C the amount required to pay for the capital outlay expenditure authorized by this vote, and to act fully thereon. By request of the Board of Selectmen. Estimated cost: \$310,000.

FINANCE COMMITTEE RECOMMENDS THAT THIS ARTICLE BE INDEFINITELY POSTPONED. VOTE: YES-3, NO-2, ABSTAIN-1.

THOSE VOTING TO INDEFINITELY POSTPONE THIS ARTICLE BELIEVE THAT GIVEN OTHER PRIORITIES IN TOWN THIS IS NOT THE TIME TO SPEND SIGNIFICANT MONEY TO DESIGN WORK THAT MAY NEVER BE DONE. IF THE DESIGN WORK IS APPROVED AND ACCOMPLISHED, IT IS ANTICIPATED THAT ABOUT \$3.5 MILLION WILL NEED TO BE APPROVED TO IMPLEMENT THE DESIGN. OTHER PROJECTS COMPETING FOR CAPITAL FUNDING INCLUDE THE NEW HIGH SCHOOL AND WASTEWATER COLLECTION AND TREATMENT.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be indefinitely postponed. Duly seconded

A motion was made and seconded to terminate debate, this required a $\frac{3}{4}$ majority vote to pass, the moderator ruled that it did not receive the necessary $\frac{3}{4}$ majority vote and the debate continued.

ACTION: This article was indefinitely postponed.

FUND MULTI-MISSION PATROL BOAT FOR HARBOR AND FIRE OPERATIONS
ARTICLE 24 To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sufficient sum of money to purchase and equip a Multi-Mission Fire and Rescue Boat for the Harbormaster Department, and to act full thereon. By request of the Harbormaster and recommended by the Fire Chief and Waterways Committee. Estimated cost: \$175,000.

FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED, IN THE AMOUNT OF \$175,000. VOTE: YES-6, NO-0.

THIS MULTI-MISSION BOAT IS NEEDED TO PROTECT, AND POTENTIALLY RESCUE, THE PUBLIC USERS OF OUR WATERWAYS.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be accepted and adopted and that \$ 150,000 be transferred from Free Cash for this purpose and the Board of Selectmen be authorized to transfer title of the Harbormaster's boat, the Commander, to the Barnstable County Dredge Department in exchange for an equivalent value of dredging services. Duly seconded

ACTION: It was a unanimous vote, so declared.

GREENSAND WATER TREATMENT FACILITY
ARTICLE 25 To see if the Town will vote to raise and appropriate, transfer from available funds, and/or borrow, including borrowing from the State Revolving Fund, a sufficient sum of money to design and construct a greensand water treatment facility at the North Westgate Well Field and reduce this cost by re-appropriating bond funds in the amount of \$450,535 from a project similar in nature, and to act fully thereon. By request of the Harwich Board of Water Commissioners and Harwich Water Superintendent. Estimated cost: \$1,960,000

Explanation: Now that DEP has declared manganese to have health effects on the elderly as well as children and due to the rising levels of iron and manganese, we feel that it is time to take corrective action by constructing a greensand filtration plant at the North Westgate well field. Such facility will capable of treating 1MGD, expandable to 3MGD. The total cost of the project of \$1,960,000 and related borrowing would be reduced by using remaining bond funds as described above.

FINANCE COMMITTEE HAS NO RECOMMENDATION PENDING FURTHER INFORMATION AT OR BEFORE THE ANNUAL TOWN MEETING. THE CAPITAL OUTLAY COMMITTEE WILL BE VOTING ON SEVERAL AMENDMENTS TO THE CAPITAL PLAN IN COMING WEEKS INCLUDING THIS ONE. VOTE: YES-6, NO-0

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that the sum of \$1,960,000 is hereby appropriated to pay costs of designing, constructing, originally equipping and furnishing a new Greensand Water Treatment Facility at the North Westgate Wellfield and for the payment of all other costs incidental and related thereto, and that to meet this appropriation, (i) \$307,978.70 is transferred from funds borrowed but no longer needed to complete the project authorized under Article 15 of the Warrant at the 2010 Annual Town Meeting, (ii) \$142,556.30 is transferred from funds borrowed but no longer needed to complete the project authorized under Article 12 of the Warrant at the 2009, (iii) the vote of the Town authorizing the borrowing of funds to pay costs of the Bruce Cahoon Water Treatment Facility, which has an authorized but unissued balance of \$250,000 that is no longer needed to complete that project, is amended to permit the borrowing of such funds to pay costs of the project authorized by this vote, and (iv) the Treasurer, with the approval of the Selectmen, is authorized to borrow \$1,259,465 from the State Revolving Fund or under and pursuant to Chapter 44, Sections 7 and 8 of the General Laws, or pursuant to any other enabling authority, and to issue bonds of notes of the Town therefor.

Duly seconded

ACTION: It was a unanimous vote, so declared.

PURCHASE VEHICLE FOR WATER DEPARTMENT

ARTICLE 26 To see if the Town will vote to raise and appropriate, or transfer from available funds, a sufficient sum of money for the purchase of a 1-ton utility truck. The Department will trade-in a 2000 F250 2x2 Utility Truck, and to act fully thereon. By request of the Board of Water Commissioners and the Superintendent. Estimated cost: \$77,800

Explanation: This utility truck will be used as a primary utility vehicle which will allow our Department to be on multiple job sites and to cover multiple emergencies at one time. This 1-ton utility truck will be used as our primary utility vehicle, we have found that vehicles under an F-550 don't hold up under the weight these trucks are required to carry. The purchase of this size utility truck will allow personnel to operate it without a CDL license. This smaller utility truck will also allow us to get in to tighter areas while freeing up our mini-excavator for other projects. The Department will trade-in a 2000 F250 2x2 Utility Truck.

FINANCE COMMITTEE HAS NO RECOMMENDATION PENDING FURTHER INFORMATION AT OR BEFORE THE ANNUAL TOWN MEETING. THE CAPITAL OUTLAY COMMITTEE WILL BE VOTING ON SEVERAL AMENDMENTS TO THE CAPITAL PLAN IN COMING WEEKS INCLUDING THIS ONE. VOTE: YES-6, NO-0

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be accepted and adopted and that \$ 77,800 be transferred from Water Enterprise Funds retained earnings for the following purchase:

Water Department
One (1) new 1-ton utility truck

And to authorize the Board of Water Commissioners to trade-in or sell:
One (1) 2000 F250 2x2 utility truck.

Duly seconded

ACTION: The motion carried.

FUND POLICE COMPUTER REPLACEMENT

ARTICLE 27 To see if the town will vote to raise and appropriate and/or transfer from available funds a sufficient sum of money to replace six (6) mobile data terminals (computers) and mounting hardware in the patrol vehicles utilized by the Harwich Police Department and to authorize the Harwich Police Department to dispose of six older mobile data terminals (computers), and to act fully thereon. By request of the Police Chief. Estimated cost: \$36,000

FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED IN THE AMOUNT OF \$36,000. VOTE: YES-6, NO-0.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be accepted and adopted to purchase (6) mobile data terminals (computers) and to dispose of six older mobile data terminals and the sum of \$36,000 be transferred from Free Cash for this purpose.

Duly seconded

ACTION: The motion carried.

FUND GARAGE DOOR REPLACEMENT AT PUBLIC SAFETY FACILITY

ARTICLE 28 To see if the town will vote to raise and appropriate and/or transfer from available funds a sufficient sum of money to replace five (5) failing garage doors in the out/storage building located to the rear of the Harwich Public Safety Facility, and to act fully thereon. By request of the Police Chief and Fire Chief. Estimated cost: \$9,100

Explanation: The current doors are in poor condition, are not insulated or weather sealed, and unable to be locked or secured, causing massive heat loss, additional energy consumption, security lapse, and rodent issues. This area is utilized to house and store valuable equipment of both the Police and Fire departments including the emergency mobile communications vehicle, police motorcycle, police/fire bicycles, vehicles being secured for evidence collection, large pieces of found property, etc. The base quote is \$8,305 with a 10% factor added for unknown issues relating to removal and installation for a total cost of \$9,100.

FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED IN THE AMOUNT OF \$9,100. VOTE: YES-6, NO-0.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be accepted and adopted to replace five (5) garage doors in the Public Safety out/storage building and the sum of \$9,100 be transferred from Free Cash for this purpose. Duly seconded

ACTION: The motion carried.

FUND LIBRARY TECHNOLOGY

ARTICLE 29 To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sufficient sum of money to purchase technology hardware and software for Brooks Free Library and to act fully thereon. By request of the Brooks Free Library Board of Trustees. Estimated Cost: \$29,000.

FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED IN THE AMOUNT OF \$29,000. CURRENT COMPUTERS TO BE REPLACED RANGE FROM 10 TO 15 YEARS OLD AND NO LONGER MEET PATRONS' NEEDS. VOTE: YES-5, NO-0, RECUSAL-1

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be accepted and adopted to purchase hardware and software for the Brooks Free Library and the sum of \$29,000 be transferred from Free Cash for this purpose. Duly seconded

ACTION: It was a unanimous vote, so declared.

INSTALL VENTING AND AIR CONDITIONING IN LIBRARY BASEMENT

ARTICLE 30 To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sufficient sum of money to install an exhaust vent system for the Electrical Room and air conditioning for the Computer Room and Electrical Room at the Brooks Free Library and to act fully thereon. By request of the Brooks Free Library Board of Trustees. Estimated Cost: \$7,600

FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED IN THE AMOUNT OF \$7,600. VOTE: YES-6, NO-0, RECUSAL-1.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be accepted and adopted to install exhaust vent system for the Brooks Free Library electrical room and air conditioning for the electrical room and computer room and the sum of \$7,600 be transferred from the 2011 Annual Town Meeting under Article 39 for this purpose.

Duly seconded

ACTION: The motion carried.

FUND LIBRARY BUILDING MAINTENANCE PROJECTS

ARTICLE 31 To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sufficient sum of money to fund interior painting and carpet cleaning repairs at Brooks Free Library and to act fully thereon. By request of the Brooks Free Library Board of Trustees. Estimated Cost: \$75,000

FINANCE COMMITTEE HAS NO RECOMMENDATION PENDING FURTHER INFORMATION AT OR BEFORE THE ANNUAL TOWN MEETING SHOULD A FUNDING SOURCE BE FOUND FOR THIS ARTICLE. VOTE: YES-4, NO-0, RECUSAL-1

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be accepted and adopted for installation of new carpet/floor covering in certain areas in the Brooks Free Library, and the sum of \$25,000 be transferred from Free Cash for this purpose.
Duly seconded

ACTION: The motion carried.

**FUND BROOKS FREE LIBRARY PHASE II RESTORATION AND PRESERVATION
HISTORIC “BANK BUILDING”**

ARTICLE 32 To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sufficient sum of money to fund Phase II restoration and preservation – historic Bank Building at Brooks Free Library and to act fully thereon. By request of the Brooks Free Library Board of Trustees. Estimated Cost: \$38,000.

FINANCE COMMITTEE HAS NO RECOMMENDATION PENDING FURTHER INFORMATION AT OR BEFORE THE ANNUAL TOWN MEETING SHOULD A FUNDING SOURCE BE FOUND FOR THIS ARTICLE. VOTE: YES-4, NO-0, RECUSAL-1

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be indefinitely postponed.
Duly seconded

ACTION: This article was indefinitely postponed.

FUND HISTORIC RESTORATION AND PRESERVATION OF ALBRO HOUSE

ARTICLE 33 To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sufficient sum of money for the historic restoration and preservation of the exterior of Albro House, and to act fully thereon. By request of the Historic District/Historical Commission. Estimated Cost: \$12,000.

FINANCE COMMITTEE RECOMMENDS THAT THIS ARTICLE BE INDEFINITELY POSTPONED. VOTE: YES-7, NO-0.

THE FINANCE COMMITTEE BELIEVES THERE ARE MORE APPROPRIATE SOURCES OF FUNDING FOR THIS KIND OF PROJECT THAN FREE CASH.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be accepted and adopted for restoration and preservation of the Albro House and the sum of \$12,000 be transferred from Free Cash for this purpose.
Duly seconded

ACTION: The motion carried.

PROMOTE THE TOWN OF HARWICH

ARTICLE 34 To see if the Town will vote to raise and appropriate or transfer from available funds a sufficient sum of money for the Harwich Chamber of Commerce to promote the Town and its businesses and to advance economic development initiatives for and with the Town of Harwich. And further to authorize the Board of Selectmen to enter into a grant agreement with the Chamber of Commerce governing the expenditure of the funds. Said monies to be used to manage and fulfill year-round visitor/resident/business information services, to promote and market the Town, to generate and initiate materials and activities that encourage the establishment, growth and sustainability of businesses in Harwich, and to implement economic development objectives and activities in partnership with the Town, and to act fully thereon. By Petition. Estimated Cost: \$35,000.

FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED. VOTE: YES-5, NO-0.

\$14,000 OF THIS MONEY WILL BE SPENT ON A NEW PROGRAM TO RAISE HARWICH'S PROFILE IN THE TOURISM SPACE AND SHOULD MORE THAN REPAY ITSELF THROUGH INCREASED MEALS AND ROOMS TAXES GENERATED BY INCREASED TOURIST VISITS TO THE TOWN.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be accepted and adopted and that the sum of \$35,000 be transferred from Free Cash for this purpose. Duly seconded

ACTION: The motion carried.

CHASE AND HARWICH PORT LIBRARIES

ARTICLE 35 To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$20,000 to help defray the expenses of the Chase Library and Harwich Port Library, and to act fully thereon. Said funds will be expended under the direction of the Chase Library and the Harwich Port Library Trustees. By Petition. Estimated cost: \$20,000.

Explanation: Chase Library and Harwich port Library are free, publicly supported libraries. Town funds have been appropriated either through the general budget of by articles since 1911 (Chase) and 1926 (Harwich Port). These funds are essential for continued operation and for the customary State reimbursements.

FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED. VOTE: YES-5, NO-1.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be accepted and adopted and that the sum of \$20,000 be transferred from Free Cash for this purpose. Duly seconded

ACTION: The motion carried.

At this time the quorum had been questioned, tellers had been appointed and a standing count was taken with 153 registered voters that were in attendance at this point in the meeting.

RECONSTRUCTION OF SKINEQUIT ROAD THROUGH PRIVATE ROAD BETTERMENT

ARTICLE 36 To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sufficient sum of money to repair Skinequit Road in Harwich, subject to repayment through the use of a private way betterment assessment program, and to act fully thereon. By request of the Board of Selectmen. Estimated cost: \$ 172,000.

FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED. VOTE: YES-7, NO-0.

THIS IS HOW THE TOWN FUNDS MANY BETTERMENTS. THE COST OF THIS PROJECT WILL BE BORNE BY THE PROPERTIES ALONG SKINEQUIT ROAD TO BE PAID BACK, WITH INTEREST, OVER 10 YEARS.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that \$ 172,000 is appropriated to repair Skinequit Road, subject to repayment through the use of a private way betterment assessment program; that to meet this appropriation, the Treasurer with the approval of the Board of Selectmen is authorized to borrow \$ 172,000 under G.L. c.44 or any other enabling authority; and that the Board of Selectmen is authorized to take any other action necessary to carry out this project. Duly seconded

ACTION: This article required a 2/3 majority vote to pass, it was a unanimous vote, so declared.

RESCIND VOTE TAKEN ON ARTICLE 21 OF THE MAY 7, 2012 ANNUAL TOWN MEETING

ARTICLE 37 To see if the Town will vote to rescind the authorization for the Board of Selectmen to file a home rule petition with the General Court as set forth in Article 21 of the Town of Harwich Annual Meeting Warrant of the Town Meeting held May 7, 2012 regarding health insurance for elected officials, and to act fully thereon. By Petition.

Explanation: Article 21 was passed at the 2012 Annual Town Meeting at a time with less than a quorum in attendance. In recent elections finding candidates to run for office has become increasingly difficult. Such an important issue which will provide an additional disincentive to run for local elective office by working people in our town should be considered when an appropriate quorum is present.

FINANCE COMMITTEE RECOMMENDS THAT THIS ARTICLE BE INDEFINITELY POSTPONED. VOTE: YES-5, NO-2.

THE FINANCE COMMITTEE MAJORITY BELIEVES THAT THERE ARE MORE APPROPRIATE WAYS TO COMPENSATE PAID ELECTED OFFICIALS AND THAT THE WAY SOUGHT BY PETITIONERS IS NOT SUSTAINABLE. THERE IS NO CLAIMABLE ISSUE OF QUORUM AS DESCRIBED BY PETITIONER.

The Moderator, Michael D. Ford, Esq. stepped down; William D. Crowell, Esq. was appointed as the acting Moderator for this article.

MOTION: (Robert Weisner) I move that this article be accepted and adopted.

Duly seconded

A motion was made and seconded to terminate debate, this required a $\frac{3}{4}$ majority vote to pass, and the Moderator ruled it did receive the necessary $\frac{3}{4}$ majority vote to terminate debate.

ACTION: This motion did not carry.

At this time seven (7) people requested a standing count to be taken on this vote. The count was YES 30 NO 98, the motion did not carry.

HOME RULE CHARTER AMENDMENTS-CHAPTER 9

FINANCIAL PROVISIONS- § 2

FINANCIAL PROVISIONS- § 3

ARTICLE 38 To see if the Town will vote to authorize the Board of Selectmen to file a Home Rule Petition with the General Court to amend the Harwich Town Charter Chapter as set forth in Chapter 18 of the Acts of 2006 as set forth below; provided , however, that the General Court may make clerical or editorial changes of form only to the bill, unless the Board of Selectmen approves amendments on the bill before enactment by the General Court; and provided further that the Board of Selectmen is hereby authorized to provide amendments which shall be within the scope of the general public objectives to this petition, and to act fully thereon:

An Act Relative to the Charter of the Town of Harwich

9-2-3 Replace “on or before the first Friday in November of each year” with “on or before the first Friday of December of each year”.

9-2-4 Replace “on or before the second Tuesday in January” with “on or before the second Tuesday of February”.

9-3-2 Replace “on or before the first Tuesday in March of each year” with “on or before the fourth Tuesday of February of each year”.

By request of the Board of Selectmen

Explanation: Currently, the preparation of the budget is hindered by the lack of available critical information on the same timing as required by the Charter. This change will correct that situation and will result in a more accurate budget process.

FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED. VOTE: YES-5, NO-0.

MOTION: (Albert Patterson-Chairman, Finance Committee I move that this article be accepted and adopted.

Duly seconded

ACTION: It was a unanimous vote, so declared.

AMEND TOWN BY-LAW CHAPTER 271 § 1-A

ARTICLE 39 To see if the Town will vote to amend the Town General By-law Chapter 271 by deleting the existing § 271-1, "Submission of Articles", Subsection A with a new section as follows:

DELETE "A. All articles to be inserted in the May Town Meeting shall be submitted, in final form, in writing to the Selectmen no later than 4:00 P.M. on the second Friday in January previous to the meeting. All articles for a Special Town Meeting shall be presented as aforesaid at least 40 days before the Special Town Meeting."

AND REPLACE WITH "A. All articles to be inserted in the May Town Meeting shall be submitted in final form, in writing to the Selectmen no later than 12:00 P.M. on the second Friday in February. All articles for a Special Town Meeting shall be presented as aforesaid at least 40 days before the Special Town Meeting."

And to act fully thereon. By request of the Board of Selectmen.

FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED. VOTE: YES-5, NO-0.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be accepted and adopted. Duly seconded

ACTION: It was a unanimous vote, so declared.

LONG TERM SOLID WASTE DISPOSAL CONTRACTS

ARTICLE 40 To see if the Town will vote to authorize the Board of Selectmen to enter into a contract for the disposal of the Town's solid waste for a period not to exceed twenty (20) years commencing on January 1, 2015, on such terms and conditions as the Board of Selectmen deem to be in the best interests of the Town, which contract may include a provision that the Town shall not be exempt from liability for the payment of contract sums in the future fiscal years, and to act fully thereon. By request of the Board of Selectmen.

FINANCE COMMITTEE HAS NO RECOMMENDATION PENDING FURTHER INFORMATION. VOTE: YES-5, NO-0.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be accepted and adopted. Duly seconded

ACTION: The motion carried.

DEPARTMENTAL REVOLVING FUNDS AUTHORIZATION

ARTICLE 41 To see if the Town will vote to authorize revolving funds for certain town departments under M.G.L. Ch. 44, § 53E ½ for the fiscal year beginning July 1, 2013; and further to rescind the "Golf Pro Shop Revolving Fund" M.G.L. Ch. 44 § 53D and transfer any balance as of 6/30/2013 into the new MGL Ch. 44, § 53E ½ "Golf Pro Shop Revolving Fund", and to act fully thereon. By request of the Board of Selectmen

<u>Revolving Fund</u>	<u>Authorize to Spend Fund</u>	<u>Revenue Source</u>	<u>Use of Fund</u>	<u>FY 14 Spending Limit</u>	<u>Disposition of FY13 fund balance</u>
Golf	Director & Golf Committee	Golf Lessons and Pro Shop Sales	Pro Shop expenses and lessons instructor	\$150,000	Available for expenditure
Council on Aging	Director & Council on Aging	Fees from health, recreation, nutrition and education programs	health, recreation, nutrition and education programs	\$100,000	Available for expenditure
Cemetery	Administrator & Cemetery Commission	90% of Lot Sales, 100 % of all Cemetery Services and Fees	Maintenance of town cemeteries	\$50,000	Available for expenditure
Community Center	Director & Facilities Committee	Fees from use of the weight room	Equipment of weight room	\$50,000	Available for expenditure
Recreation	Director & Rec & Youth Commission	Fees from recreation and youth programs	Recreation and youth programs	\$80,000	Available for expenditure

Explanation:

Section 53E ½. Notwithstanding the provisions of section fifty-three, a .. town may annually authorize the use of one or more revolving funds by one or more municipal agency, board, department or office which shall be accounted for separately from all other monies in such .. town and to which shall be credited only the departmental receipts received in connection with the programs supported by such revolving fund. Expenditures may be made from such revolving fund without further appropriation...

A revolving fund established under the provisions of this section shall be by vote of the annual town meeting in a town, upon recommendation of the board of selectmen,... and in town by vote of the legislative body upon the recommendation of the chief administrative or executive officer. Such authorization shall be made annually prior to each respective fiscal year; provided, however, that each authorization for a revolving fund shall specify: (1) the programs and purposes for which the revolving fund may be expended; (2) the departmental receipts which shall be credited to the revolving fund; (3) the board, department or officer authorized to expend from such fund; (4) a limit on the total amount which may be expended from such fund in the ensuing fiscal year;

The current 53D Golf Revolving Fund requires the Town Accountant to sweep the balance except for \$10,000 at end of fiscal year. This article proposes to convert the Golf Revolving to a 53E and ½ and re-authorizes the existing Revolving Accounts.

FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED. VOTE: YES-5, NO-0.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be accepted and adopted and that the Golf, Council on Aging, Cemetery, Community Center and Recreation Revolving funds be re-authorized for FY14. Duly seconded

ACTION: The motion carried.

APPROVAL OF EXPENDITURE FROM GOLF CAPITAL IMPROVEMENT RECEIPTS
RESERVE FUND

ARTICLE 42 To see if the Town will vote to authorize the transfer of a sum of money from the “Golf Capital Improvement Receipts Reserve Fund for architectural planning to build a new shared cart barn and maintenance building and to act fully thereon. By request of the Golf Committee, Golf Director, Finance Committee and the Board of Selectmen. Estimated cost: \$30,000

FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED IN THE AMOUNT OF \$30,000. VOTE: YES-5, NO-0.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be accepted and adopted and that the Town transfer \$30,000 from Golf Capital Improvements Receipts Reserve Fund for architectural planning to build a new shared cart barn and maintenance building. Duly seconded

ACTION: The motion carried.

EXPAND WATERWAYS CAPITAL IMPROVEMENT RECEIPTS RESERVE FUND

ARTICLE 43 To see if the Town will vote to amend its vote under Article 17 of the May 8, 2012 Annual Town Meeting to expand the uses of the Waterways Capital Improvement Receipts Reserve Fund to include principal and interest payments related to Waterways debt, and to act fully thereon. By request of the Waterways Committee and the Harbormaster.

FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED. VOTE: YES-5, NO-0.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be accepted and adopted. Duly seconded

ACTION: The motion carried.

EXPAND GOLF CAPITAL IMPROVEMENT RECEIPTS RESERVE FUND

ARTICLE 44 To see if the Town will vote to amend its vote under Article 16 of the May 8, 2012 Annual Town Meeting to expand the uses of the Golf Capital Improvement Receipts Reserve Fund to include principal and interest payments related to Golf debt, and to act fully thereon. By request of the Golf Committee.

FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED. VOTE: YES-5, NO-0.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be accepted and adopted. Duly seconded

ACTION: It was a unanimous vote, so declared.

FUNDING FOR TOWN CAPITAL STABILIZATION FUND

ARTICLE 45 To see if the Town will vote to raise and appropriate a sufficient sum of money for the purpose of funding the Town Capital Stabilization Fund for the Fiscal year beginning July 1, 2013 provided however, that the appropriation authorized by this vote shall not take effect until the Town votes to exempt from the limitation on total taxes imposed by M.G.L. Ch. 59, § 21C(g) (Proposition 2 1/2) the amount required to pay for the expenditure authorized by this vote, and to act fully thereon. By request of Selectman Ed McManus. Estimated cost: \$100,000

FINANCE COMMITTEE RECOMMENDS THAT THIS ARTICLE BE INDEFINITELY POSTPONED. VOTE: YES-5, NO-0.

WHILE THE OVERALL CONCEPT OF A FUND TO HELP THE TOWN BETTER MAINTAIN ITS ASSETS IS SOUND, THIS PROPOSED IMPLEMENTATION OF THAT CONCEPT IS INCOMPLETELY DEFINED IN TERMS OF THE CLASSES OF PROJECTS THAT WOULD BE PAID FOR FROM IT. PERMANENTLY RAISING TAXES EVEN FURTHER AND BEYOND PROPOSITION 2 1/2 LIMITS FOR WHAT ARE BASICALLY OPERATING EXPENSES IS NOT THE BEST CHOICE. OTHER FUNDING SOURCES WOULD BE MORE APPROPRIATE AND CLEARER DEFINITIONS OF WHAT EXACTLY FUNDS WOULD BE USED FOR IS NEEDED.

MOTION: (Linda A. Cebula-Chairman, Board of Selectmen) I move that this article be accepted and adopted and that the sum of \$100,000 be raised and appropriated for the purpose of funding the Capital Stabilization Fund created pursuant to Article 33 of the 2006 Annual Town Meeting for the replacement of vehicles and equipment, capital improvement and maintenance projects; however, that the appropriation authorized by this vote shall not take effect until the Town votes to exempt from the limitation on total taxes imposed by G.L. c.59, §21C(g) (Proposition 2 1/2) the amount required to pay for the expenditure authorized by this vote in Fiscal Year 2014.
Duly seconded

ACTION: This motion required a 2/3 majority vote to pass, it was ruled not to have received the necessary 2/3 vote, this motion did not carry.

At 10:30 on Monday, May 6, 2013 a motion was made and seconded to adjourn the Annual Town Meeting until 7:00pm on Tuesday May 7, 2013.

On Tuesday, May 7, 2013, the Moderator, Michael D. Ford, Esq. called the Annual Town Meeting to order at 7:00pm and at 7:10pm after a quorum of 150 voters had been reached, having 205 registered voters in attendance, and the Annual Town Meeting was opened and began with:

CREATE AND FUND TRUST FUND FOR POST EMPLOYMENT BENEFITS

ARTICLE 46 To see if the Town will vote to accept the provisions of Ch. 32 B § 20 of the Massachusetts General Laws for the purpose of establishing an other Post-Employment Benefits (OPEB) Trust Fund, and to act fully thereon. By request of the Board of Selectmen. Estimated cost: \$_____

FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED. VOTE: YES-5, NO-0.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be accepted and adopted. Duly accepted

ACTION: The motion carried.

RANSFER CARE AND CUSTODY OF THE ALBRO HOUSE FROM THE COUNCIL ON
AGING TO THE BOARD OF SELECTMEN

ARTICLE 47 To see if the Town will vote to transfer the care and custody of the Albro House from the jurisdiction of the Council on Aging to the jurisdiction of the Board of Selectmen for municipal purposes, and to act fully thereon. By request of the Council on Aging and the Board of Selectmen.

FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED. VOTE: YES-5, NO-0.

THE FINANCE COMMITTEE ENCOURAGES ALL ELEMENTS OF TOWN GOVERNMENT TO ANALYZE THE MOST PRODUCTIVE AND EFFICIENT USE OF THE TOWN'S REAL ESTATE ASSETS.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be accepted and adopted. Duly seconded

ACTION: This article required a 2/3 majority vote to pass, it was a unanimous vote, so declared

At 7:15 a motion was made and seconded to consider Articles 48 and 49 after Article 63 of the Annual Town Meeting Warrant. The vote required A 3/4 majority vote to pass, it was a unanimous vote, so declared. The meeting continued:

SALE OF LAND – 172/178 QUEEN ANNE ROAD

ARTICLE 50 To see if the Town will vote to transfer the care, custody, control, and management of the following described parcels to the Board of Selectmen to be held for the purpose of sale or lease, and to authorize the Board of Selectmen to sell or lease said parcels of land owned by the Town upon such terms and conditions as the Board deems to be in the best interest of the Town, and to authorize the Board to enter into any agreements in connection with the above purpose, and to act fully thereon. The specific parcels are as follows:

<u>Address</u>	<u>Assessor's Map</u>	<u>Parcel</u>	<u>Acreage</u>
172 Queen Anne Road	58	K1-3	.68 acres
178 Queen Anne Road	58	K1-4	.79 acres

By Request of the Board of Selectmen

FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED. VOTE: YES-5, NO-0.

ALL ELEMENTS OF TOWN GOVERNMENT ARE ENCOURAGED TO OPTIMIZE USE OF REAL ESTATE AND OTHER ASSETS, INCLUDING DISPOSAL OF SAME. SALE OF THESE PROPERTIES WILL ALSO PUT THEM BACK ON THE TAX ROLLS THEREBY ADDING TO THE TOWN'S REVENUE

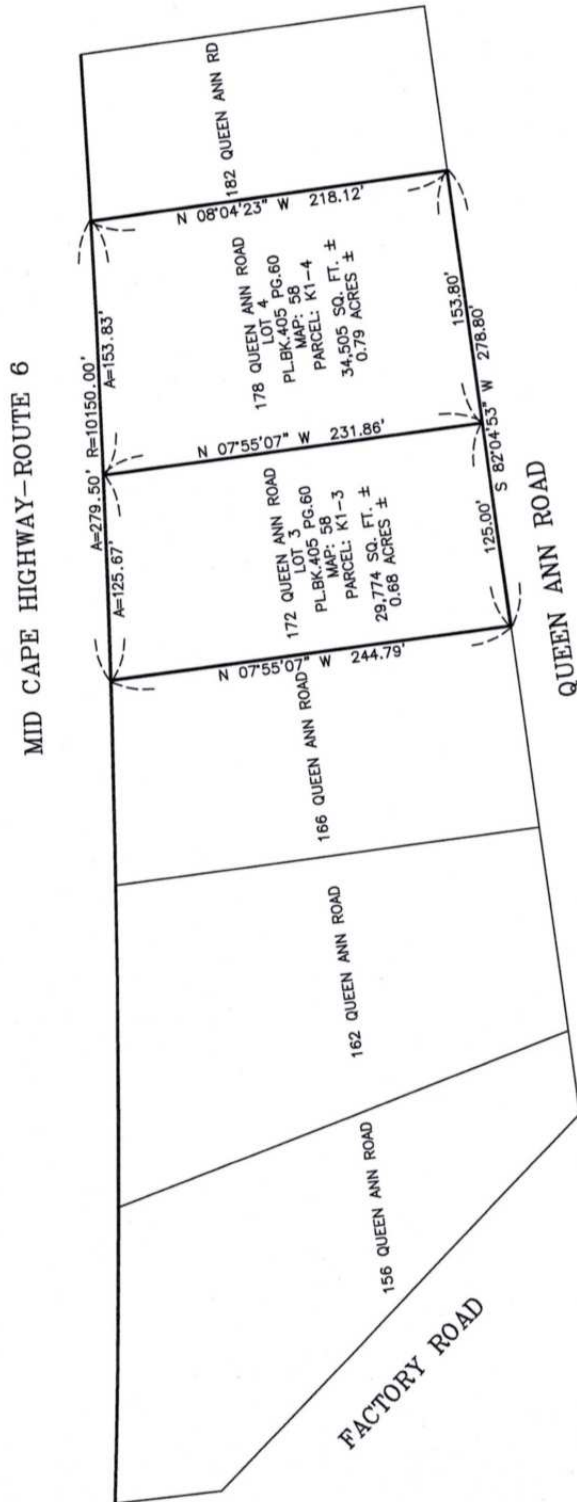
MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be accepted and adopted. Duly seconded

AMEND THE MAIN MOTION: (Jonathan Idman-Finance Committee) I move to add “with the proceeds of such sale or lease to fund the Town’s Capital Stabilization Fund “. Duly seconded

ACTION: A standing count was taken, YES 73 NO 67, the amendment carried.

ACTION ON MAIN MOTION AS AMENDED: This is an interest in land it required a 2/3 majority vote to pass, a standing count was taken, YES 86 NO 78. It did not receive the necessary 2/3 vote, the article failed.

ARTICLE 50



PLEASANT BAY RESOURCE MANAGEMENT PLAN UPDATE

ARTICLE 51 To see if the Town will vote to adopt the 2013 Pleasant Bay Resource Management Plan Update developed in accordance with the Pleasant Bay Resource Management Plan adopted by the Town in 1998 and updated in 2003 and 2008, and the Intermunicipal Agreement with the Towns of Orleans, Chatham and Brewster, originally authorized by the Town in 1998 and re-authorized in 2003 and 2008; and to authorize the Board of Selectmen to enter into a successor Inter-municipal Agreement, as amended by the Board of Selectmen, with one or more of the aforementioned towns for the purpose of continuing the Pleasant Bay Resource Management Alliance to implement the plan and plan updates, and to act fully thereon. By request of the Board of Selectmen.

Explanation:

The Pleasant Bay Resource Management Plan 2013 Update describes management issues and provides recommendations for coordinated management activity within the Pleasant Bay Area of Critical Environmental Concern (ACEC) and watershed over the coming five years. The purpose of the management plan is to promote the natural resource health and public enjoyment of Pleasant Bay. The management plan is updated every five years by the Pleasant Bay Alliance, an organization formed by an inter-municipal agreement between Brewster, Orleans, Chatham and Harwich. Town Meeting in each town is being asked to adopt the 2013 Update and renew the Memorandum of Agreement forming the Alliance.

The 2013 Update contains more than 100 recommendations in the areas of Biodiversity and Habitat Protection, Wetlands Protection, Fisheries Management, Watershed Planning, Coastal Processes and Coastal Structures, Navigation Safety, Public Access and Historic Resources. The Update was developed over the past year by the Alliance with input from local and regional resource managers and interested citizens. A public hearing was held in March.

The 2013 Update is available on the home page of the Pleasant Bay Alliance website, www.pleasantbay.org. Resource Management priorities include:

- 1. Continuing to Facilitate Watershed-based Collaboration to Address Nitrogen Loading
Encourage the four watershed towns to make progress in developing and implementing nutrient management plans and promote watershed-based collaboration to achieve total nitrogen Total Maximum Daily Loads (TMDLs). Stormwater management, smart growth, and fertilizer controls will be areas of focus.*
- 2. Developing Guidelines for Permitting Erosion Control Structures
Develop performance standards and design criteria for erosion control structures in the study area to guide local and state permitting. In-depth study of system-wide coastal processes and tide data will continue.*
- 3. Promoting Strengthening of Wetland Protections
Continue to work to strengthen local wetlands protection regulations and review procedures by recommending modifications to local conservation regulations and bylaws. Pursue or support opportunities for wetlands restoration, such as at Muddy Creek and Frost Fish Creek.*

4. *Developing Best Management Practices to Protect Biodiversity*
Develop best management practices designed to manage invasive species and promote habitat and resource protection. Investigate, monitor and improve opportunities for diadromous fish passage.
5. *Continuing Resource Monitoring Programs and Research*
Continue to monitor water quality, tide data, salt marsh and eelgrass health, and aerial photography for management support and regulatory compliance. Rely on rigorous technical analyses to discern significant trends.
6. *Continuing to Build Stewardship through Public Education*
Continue to develop stewardship by sharing research, data and information regarding resource conditions and trends.

FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED. VOTE: YES-5, NO-0.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be accepted and adopted. Duly seconded

ACTION: It was a unanimous vote, so declared.

MEDICAL MARIJUANA MORATORIUM

ARTICLE 52 To see if the Town will vote to amend the Town's Zoning Bylaw by adding the following new "ARTICLE XXII", entitled "TEMPORARY MORATORIUM ON MEDICAL MARIJUANA TREATMENT CENTERS" and to amend the Code of the Town of Harwich as required:

§ 325-134 Purpose

WHEREAS, by vote at the state election on November 6, 2012, the voters of the Commonwealth approved a referendum question that created a law regulating the cultivation, distribution, possession and use of marijuana for medical purposes;

WHEREAS, the law will be effective on January 1, 2013;

WHEREAS, the law requires the State Department of Public Health to issue regulations regarding implementation of the law within 120 days of January 1, 2013;

WHEREAS, the Town's Zoning Bylaw does not expressly allow a medical marijuana treatment facility use;

WHEREAS, the regulations to be promulgated by the State Department of Public Health are expected to provide guidance and further regulation regarding the siting of medical marijuana treatment centers;

WHEREAS, the regulation and siting of medical marijuana treatment centers raises novel and complex legal and planning and public safety issues;

WHEREAS, the Town needs time to study and consider the regulation and siting of medical marijuana treatment centers so as to address such novel and complex issues;

WHEREAS, the Town needs time to address the potential impacts of the law and the impending state regulations on local zoning requirements;

WHEREAS, the Town needs time to undertake a planning process to consider potential amendment of the Town's Zoning Bylaw regarding the siting of medical marijuana treatment centers and other uses related to the regulation of medical marijuana; and

WHEREAS, the Town intends to adopt a temporary moratorium on the use of land and structures in the Town for the siting of medical marijuana treatment centers, so as to allow the Town sufficient time to engage in a planning process to address the direct and secondary effects of siting such centers in the Town and to enact zoning amendments in a manner consistent with sound land use planning goals and objectives;

NOW THEREFORE, the Town hereby adopts the following temporary moratorium on the use of land or structures for the siting of medical marijuana treatment centers in the Town.

§ 325-135 Temporary Moratorium

For the reasons set forth in the PURPOSE section above and notwithstanding any other provision in the Zoning Bylaw to the contrary, there shall be a temporary moratorium on the use of land or structures in the Town for the siting of one or more medical marijuana treatment centers through and including June 30, 2014.

During the moratorium period, the Town shall undertake a planning process to address the potential direct and secondary impacts of siting one or more medical marijuana treatment centers in the Town and shall review and consider the Department of Public Health regulations regarding the siting of such centers and related uses, and shall consider proposing the adoption of zoning amendments to address the potential direct and secondary impacts of siting one or more medical marijuana treatment centers and related uses in the Town.

And to act fully thereon. By request of the Board of Selectmen

FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED. VOTE: YES-5, NO-0.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be accepted and adopted. Duly seconded

There was no report from the Planning Board.

ACTION: This article required a 2/3 majority vote to pass, it was ruled to have received the necessary 2/3 majority vote, the article passed.

RESERVE FOR FUTURE APPROPRIATION AMOUNTS FROM FY 2013
COMMUNITY PRESERVATION FUND ESTIMATED ANNUAL REVENUES

ARTICLE 53 To see if the Town will vote to reserve for future appropriations amounts from the FY 2014 Community Preservation Act Fund estimated annual revenues as recommended by the Community Preservation Committee as follows:

- A sum of money for the acquisition, creation and preservation of open space excluding land for recreation;
- A sum of money for the acquisition, preservation, restoration and rehabilitation of historic resources;
- A sum of money for the acquisition, creation, preservation and support of community housing; and
- A sum of money for the Community Preservation Act Fund FY 2012 Budgeted reserve; and to act fully thereon. By request of the Community Preservation Committee.
Estimated cost: \$457,053.

FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED. VOTE: YES-5, NO-0.

THIS ANNUAL ARTICLE IS REQUIRED BY THE COMMUNITY PRESERVATION ACT.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that the Town transfer from FY 13 estimated revenue Community Preservation Fund the sum of \$152,351 for the Historic Reserve Fund, \$ 152,351 for the Open Space Reserve Fund and \$152,351 for the Community Housing Reserve Fund. Duly seconded

ACTION: The motion carried.

AFFORDABLE HOUSING DEVELOPMENT PROJECT

ARTICLE 54 To see if the Town will vote to transfer from Community Preservation Act Funds a sum of money to assist in the creation of 20 units of new affordable rental housing on property owned by the Harwich Ecumenical Council for the Homeless (HECH) at 93-97 Route 28, West Harwich; and that to meet this appropriation \$175,000 be transferred from Community Preservation Act Funds-Community Housing Reserve and \$280,000 be transferred from Community Preservation Act Funds-Budgeted Reserve; and to act fully thereon. Any funds left unspent from this Article are to be returned to the Community Preservation Act Funds-Community Housing Reserve and to the Community Preservation Act Funds-Budgeted Reserve in the same percentage as the funding of this article. By request of the Community Preservation Committee, the Harwich Ecumenical Council on Housing, the Harwich Housing Authority, and the Harwich Housing Committee. Estimated Cost: \$455,000

FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED. VOTE: YES-5, NO-0.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be accepted and adopted and the sum of \$455,000 be appropriated for this purpose; and to meet this

appropriation \$175,000 be transferred from the Community Preservation Fund, (Housing Reserve) and \$280,000 be transferred from CPA Fund- Budgeted Reserve. Duly seconded

ACTION: The motion carried.

At 8:17 pm on Tuesday, May 7, 2013 a motion was made and seconded to adjourn the Annual Town Meeting until the conclusion of the Special Town Meeting.

**COMMONWEALTH OF MASSACHUSETTS
TOWN OF HARWICH
SPECIAL TOWN MEETING
TUESDAY, MAY 7, 2013**

BARNSTABLE, ss:

To either of the Constables of the Town of Harwich in said county,

Greetings:

In the name of the Commonwealth of Massachusetts you are hereby directed to notify and warn the inhabitants of said Town qualified to vote in elections and Town affairs to meet in the Community Center Gymnasium, 100 Oak Street in said Town on Tuesday, May 7, 2013 at 8:00 P.M., then and there to act on the following articles:

Hereof fail not to make return of the Warrant with your doings thereon at the time and place of said meeting.

Given under our hands this 19th day of February, 2013

s/Linda A. Cebula, Chair

s/Larry G. Ballantine, Clerk

s/Edward J. McManus

s/ Angelo S. La Mantia

BOARD OF SELECTMEN

A true copy Attest:

s/David A. Robinson

Constable

April 9, 2013

By virtue of the Warrant I have this day notified and warned the inhabitants of the Town of Harwich, qualified to vote in elections and town affairs, to meet in the Community Center, 100 Oak Street in said Town on Monday, the 7th day of May, 2013 at the time and place for the purpose herein named by posting up attested copies thereon in the four (4) Post Office Buildings and in Community Center in the Town of Harwich, which covers all four precincts, at least fourteen (14) days before the time of said meeting as within directed, and causing an attested copy thereof to be published in the Cape Cod Chronicle published in Barnstable County and having its circulation in the Town of Harwich.

s/ David Robinson
Constable

On Tuesday, May 8, 2013 the Moderator, Michael D. Ford, Esq. called the meeting to order at 8:17 PM. The Town Clerk, Anita N. Doucette read the Warrant and Return of Warrant the Special Town Meeting the began with:

FUND NEW GENERATOR FOR THE FIRE DEPARTMENT

ARTICLE 1 To see if the town will vote to raise and appropriate, transfer from available funds or borrow a sufficient sum of money to purchase and equip one new generator and all costs incidental for Fire Station One and the appropriation authorized by this vote shall not take effect until the Town votes to exempt from the limitation on total taxes imposed by G.L. Ch. 59 §21C the amount required to pay for the capital outlay expenditure authorized by this vote, and to act fully thereon. By request of the Fire Chief. Estimated cost \$102,000.00

FINANCE COMMITTEE HAS NO RECOMMENDATION PENDING FURTHER INFORMATION TO BE PROVIDED AT OR PRIOR TO THE ANNUAL TOWN MEETING. VOTE: YES-5, NO-0.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be accepted and adopted and the sum of \$102,000 be raised and appropriated for this purpose; however, that the appropriation authorized by this vote shall not take effect until the Town votes to exempt from the limitation on total taxes imposed by G.L. c.59, §21C (Proposition 2 ½) the amount required to pay for the capital outlay expenditure authorized by this vote in Fiscal Year 2014.
Duly seconded

ACTION: The motion carried.

REPLENISH POLICE AND FIRE TRUST FUND ACCOUNT

ARTICLE 2 To see if the Town will vote to raise and appropriate or transfer from available funds a sufficient sum of money to the Police and Fire Claims Trust Fund Account for Fiscal Year 2013 and to act fully thereon. By request of the Board of Selectmen.
Estimated cost: \$20,000

FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED. VOTE: YES-5, NO-0.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be accepted and adopted and the sum of \$20,000 be transferred from Free Cash for this purpose.
Duly seconded

ACTION: It was a unanimous vote, so declared

EXECUTE PERMANENT NSTAR EASEMENT FOR NEW MONOMOY HIGH SCHOOL

ARTICLE 3 To see if the Town will vote to authorize the Board of Selectmen to grant a permanent electric easement to NStar Electric Company to install poles, transformer pad, and other related equipment on portions of the property located at 81 Oak Street, Harwich, and described in a deed recorded with the Barnstable Registry of Deeds in Book 869, Page 149, to serve the new Monomoy Regional High School to be constructed thereon, and to act fully thereon. By request of the Board of Selectmen.

FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED. VOTE: YES-5, NO-0.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be accepted and adopted. Duly seconded

ACTION: It was a unanimous vote, so declared.

AMERICANS WITH DISABILITIES ACCESS

ARTICLE 4 To see if the Town will vote to raise and appropriate, borrow and /or transfer a sum of money to meet ADA compliance with improved access on the Community Center walkway around the multi-purpose ballfields and installing handicap access sidewalk ramps on Main Street at Oak and Bank Street intersections and to act fully thereon. By request of the Board of Selectmen. Estimated cost \$12,000.

FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED. VOTE: YES-5, NO-0.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be accepted and adopted and the sum of \$12,000 be transferred from Free Cash for this purpose. Duly seconded

ACTION: The motion carried.

FUND PURCHASE OF LAND FOR OPEN SPACE PURPOSES

ARTICLE 5. To see if the Town will vote to authorize the Board of Selectmen to acquire by purchase, gift, or take by eminent domain for open space purposes under the provisions of Massachusetts General Law (MGL), Ch. 40, §8C, land situated in the Town of Harwich, Massachusetts, consisting of 6.5 acres, more or less, [together with a right of way over Bald Hill Road] in Harwich, Massachusetts together with all rights and easements and subject to rights and easements of record, which is identified on Assessor's Map 27, Lot E-1. The parcel is described in a deed recorded in Book 1022, Page 199 and, further, to appropriate a sum of money from the Community Preservation Act Funds - Open Space Reserve for said acquisition, appraisals, and closing costs, including all expenses incidental and related thereto, receipts pursuant to the provisions of ch.149, §298 of the Acts of 2004, as amended by Ch. 352, §§129-133 of the Acts of 2004, the so-called Community Preservation Act; to authorize the Board of Selectmen and the Conservation Commission to apply for, accept and expend any funds which may be provided by the Commonwealth or other public sources to defray a portion or all of the costs of acquiring this property, including but not limited to funding under the Self-Help Act, General Laws, ch.132A, §11, and/or the Federal Land & Water Conservation Fund, P.L. 88-568, 78 Stat 897, provided that any such funds so received shall be returned upon receipt to the Community Preservation Act Funds - Open Space Reserve; to authorize the Board of Selectmen to grant to the Trustees of the Harwich Conservation Trust, for no consideration, a perpetual Conservation Restriction, pursuant to the provisions of General Laws, ch.184, §31 through 33, allowing the aforementioned uses, to be recorded at the time of closing or within a reasonable amount of time thereafter; to authorize the Conservation Commission to assume the care, custody, control and management of the property; and to authorize the Board of Selectmen and Conservation Commission to enter into all agreements and execute any and all instruments as may be necessary on behalf of the municipality to effect this purchase and to obtain reimbursement

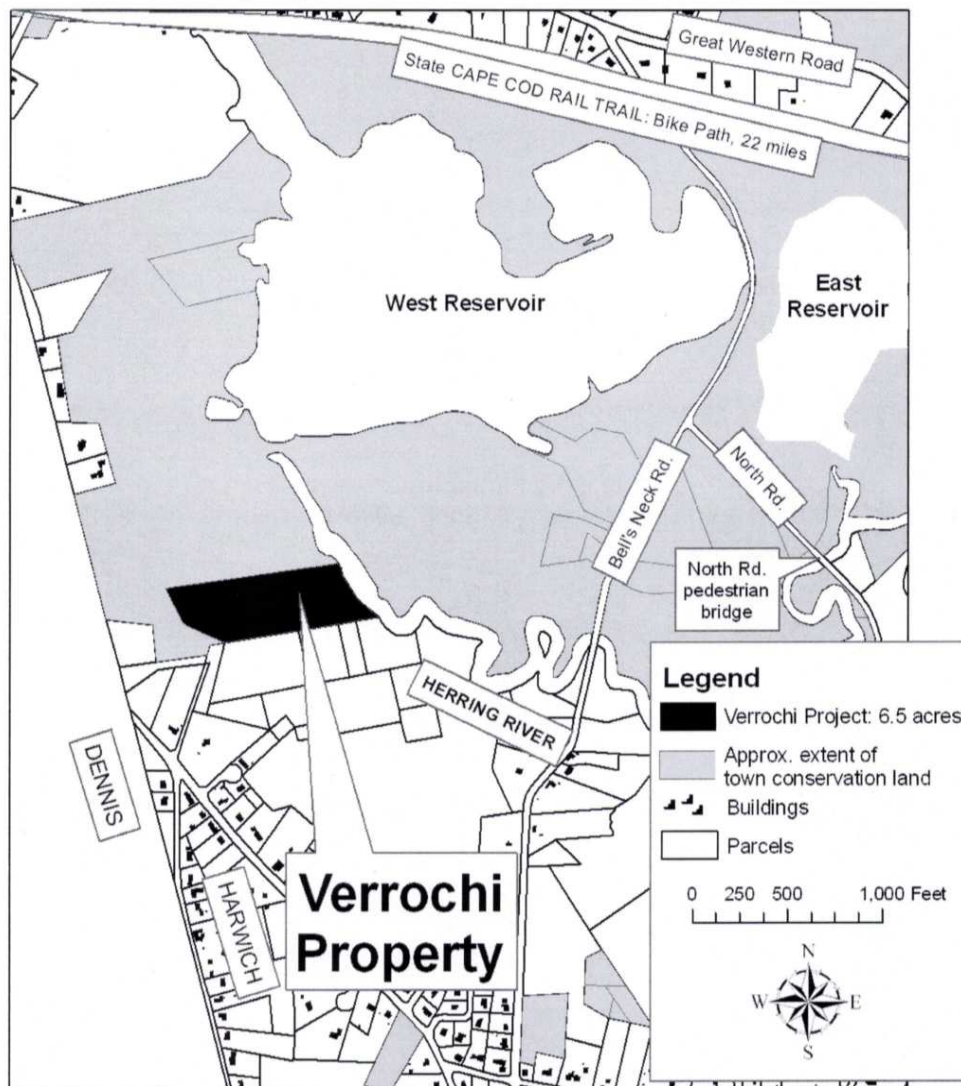
funding which is to be returned to the Community Preservation Act Funds-Reserve; or to take any other action relative thereto. In the event that part or all of the CPA funds appropriated under this Article are not needed to complete this land purchase, those remaining CPA funds shall be promptly returned to the Community Preservation Act Funds - Open Space Reserve. Further, in the event that this purchase does not occur, for any reason, the CPA funds appropriated under this Article shall be promptly returned to the Community Preservation Act Funds - Open Space Reserve; and to act fully thereon. By request of the Community Preservation Committee and the Real Estate and Open Space Committee. Estimated cost: \$400,000

FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED. VOTE: YES-5, NO-0.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be accepted and adopted and the sum of \$400,000 be appropriated for this purpose; and to meet this appropriation \$400,000 be transferred from the CPA Open Space Reserve, and allowed uses to include passive recreation, walking trails and associated parking. Duly seconded

ACTION: It was a unanimous vote, so declared.

Conservation Significance of the Verrochi Property at Bell's Neck Conservation Lands, Harwich



CONSERVATION SIGNIFICANCE:

The Verrochi Property at Bell's Neck Conservation Lands is designated by the state with the following environmental significance:

- 1) Entirely within MA Natural Heritage & Endangered Species Program (NHESP) Priority Habitat for Rare Species = geographic extent for state-listed rare species.
- 2) Entirely within NHESP Estimated Habitat for Rare Wildlife = based on occurrences of rare wetland wildlife in last 25 yrs. (used with MA Wetland Protection Act: 310 CMR 10.00).
- 3) Mostly within MA Statewide Land Conservation Plan = land in need of protection to sustain biodiversity.
- 4) Contains MA NHESP BioMap Core 2 Habitat = land that supports greatest viability for rare species and natural communities.
- 5) The 6.5-acre property provides approx. 365 feet of frontage on the Herring River.
- 6) The 6.5-acre property is bordered on the north and west by the Town's Bell's Neck Conservation Lands.

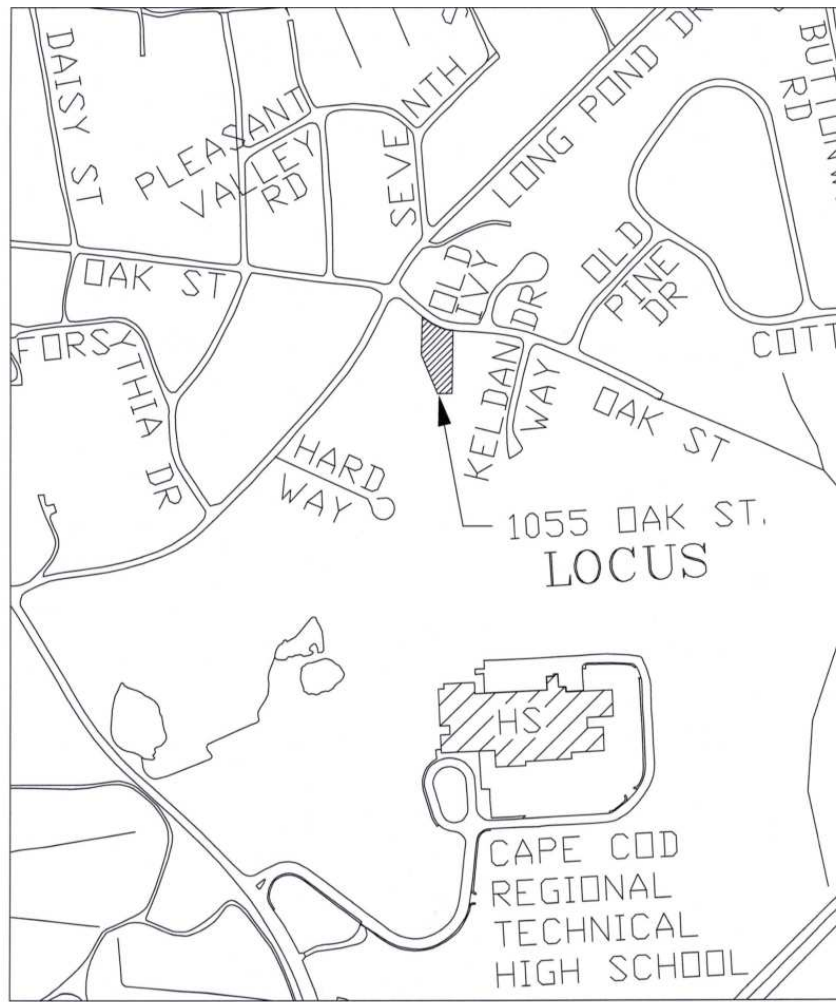
APPROPRIATE FUNDS FOR CERTAIN LAND TAKING

ARTICLE 6 To see if the Town will vote to raise and appropriate a sufficient sum of money and authorize the Selectmen to take by eminent domain the below described parcel of real estate for the purpose of confirming the Town's title to said parcel. Said parcel is already owned by the Town through tax title proceedings.

16,569 +- Square Feet on 1055 Oak Street, Harwich, as described in a deed recorded at the Barnstable County Registry of Deeds in Book 7664, Page 116, also shown as lot 21 on plan Book 244 Page 131 and shown on Harwich Assessor's Map 92 as Parcel H2-21.

And the Selectmen be authorized to take said land or interest therein on such terms and conditions and with such limitations as they deem appropriate the Town's interest and to raise and appropriate a sufficient sum of money for this purpose, and to act fully thereon.
By request of the Board of Selectmen.

FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED. VOTE: YES-5, NO-0.



MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be accepted and adopted and that there is no appropriation for this purpose. Duly seconded

ACTION: It was a unanimous vote, so declared.

SUPPLEMENT SNOW AND ICE BUDGET

ARTICLE 7 To see if the town will vote to transfer a sum of money to supplement the Fiscal Year 2013 Snow and ice Budget, and to act fully thereon. By request of the Board of Selectmen. Estimated cost: \$158,000

FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED. VOTE: YES-5, NO-0.

THIS IS A CUSTOMARY ACTION WHEN THE TOWN HAS SIGNIFICANT SNOW REMOVAL OPERATIONS AS WAS THE CASE THIS YEAR, AND WHEN THE FINCOM RESERVE FUND DOES NOT HAVE SUFFICIENT FUNDS.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be accepted and adopted and the sum of \$158,000 be transferred from Free Cash for this purpose. Duly seconded

ACTION: It was a unanimous vote, so declared.

FUND OR LEASE TELECOMMUNICATIONS TOWER

ARTICLE 8 To see if the Town will vote to authorize the Board of Selectmen to lease a portion or portions of the property located at 196 Chatham Rd. shown on Assessors Map 33 as lots 3 and 5 and described in an instrument recorded with the Barnstable Registry of Deeds in Book 10319 Page 257, for telecommunications purposes, on such terms and conditions and for such consideration as the Board of Selectmen shall determine to be appropriate, such lease to be for a term of up to twenty (20) years, and further grant such access and utility easements on said property as the Board of Selectmen deems appropriate to serve the Telecommunications tower and other facilities installed pursuant to said lease; and to act fully thereon. By request of the Harwich Board of Water Commissioners and the Superintendent. Estimated cost: \$ 0

Explanation: With the installation of this facility it will allow the Harwich Water Department and the Town the ability to generate approximately \$60,000 per year split equally between the Water Department and the Town. Water revenues are to be used to pay for water department infrastructure repairs, as determined by the Board of Water Commissions. Town revenues are to be used for routine maintenance expenses. The Board of Water Commissioner will oversee all aspects of the lease for the next 20 years

FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED. VOTE: YES-5, NO-0.

THIS IS A WAY TO HELP KEEP WATER RATES DOWN AND MAINTAIN THE TOWN'S WATER INFRASTRUCTURE.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move to transfer the care, custody and control of the property described below from the Board of Selectmen or other board or officer currently having custody thereof for the purpose for which said property is currently held to the Board of Water Commissioners for the purposes for which it is currently held and to the Board of Selectmen for the purpose of leasing, and authorize the Board of Selectmen to lease a portion or portions of the property located at 196 Chatham Rd. shown on Assessors Map 33 as lot L3 and described in an instrument recorded with the Barnstable Registry of Deeds in Book 10319 Page 257, for telecommunications purposes, on such terms and conditions and for such consideration as the Board of Selectmen shall determine to be appropriate, such lease to be for a term of up to twenty (20) years, and grant such access and utility easements on said property as the Board of Selectmen deems appropriate to serve the telecommunications tower and other facilities installed pursuant to said lease, and further, if applicable, authorize the Board of Selectmen to submit a petition to the General Court seeking authorization for said transfer and lease.

Duly seconded

ACTION: This article required a 2/3 majority vote to pass, it was a unanimous vote, so declared.

PURCHASE OR LEASE NEW DUMP TRUCK FOR THE WATER DEPARTMENT

ARTICLE 9 To see if the Town will vote to raise and appropriate, or transfer from available funds, a sufficient sum of money to purchase and/or lease a 2014 Peterbilt, Model 337 dump truck and to authorize the Board of Water Commissioners to enter into a lease/purchase agreement for a period of up to three years, and to act fully thereon. This is a 3-year lease of \$22,616 per year for three years. These funds will be generated by water rates. By request of the Harwich Board of Water Commissioners and the Superintendent. Estimated cost: \$67,848

Explanation: In 2009 the Water Department purchased a 2009 Ford 750 Dump Truck through a government contract. This truck came with a CAT engine. This Truck has been in for repairs 8 times for what the service center claims to be several different reasons. However, it all has to do with the CAT Engine. They told us that the next time we brought in this truck we would be looking at paying a \$20,000 dollar repair bill. With the advice of the Town Mechanic and the Highway Director we have been advised to trade the vehicle on a new Peterbilt Dump Truck. Our present Ford 750 has spent more time out of service than what we have used it. By request of the Board of Water Commissioners and Superintendent

FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED. VOTE: YES-3, NO-2.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be accepted and adopted and the sum of \$ 67,848 be transferred from the Water Enterprise Fund retained earnings for this lease.

Duly seconded

ACTION: It was a unanimous vote, so declared.

FUND REPAIRS AND PAINTING OF LOTHROP AVENUE WATER STORAGE TANK

ARTICLE 10 To see if the Town will vote to raise and appropriate, or transfer from available funds and/or borrow a sufficient sum of money to fund the needed structural repairs and interior and exterior painting of the 1.0MG Lothrop Avenue water storage tank, and to act fully thereon. By request of the Harwich Board of Water Commissioners and the Superintendent. Estimated cost: \$1,600,000

Explanation: The average life expectancy for paint on a water storage tank on Cape Cod is approximately 12 to 14 years. A partial rehab to the Lothrop Avenue tank was done in 1998 and a full rehab was done in 1995, which included interior and exterior painting. Extensive inspection of the Lothrop Avenue tank in 2012 revealed structural deficiencies that need to be addressed. The spider legged tanks are the most expensive type of tank to maintain because of all the rigging that must be done to complete this type of project. To replace the Lothrop Avenue tank with a tank of similar size, and one that would be much cheaper to maintain, would cost approximately \$4,500,000.00.

FINANCE COMMITTEE HAS NO RECOMMENDATION PENDING FURTHER INFORMATION AT OR BEFORE THE ANNUAL TOWN MEETING. THE CAPITAL OUTLAY COMMITTEE WILL BE VOTING ON SEVERAL AMENDMENTS TO THE CAPITAL PLAN IN COMING WEEKS INCLUDING THIS ONE. VOTE: YES-6, NO-1.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be accepted and adopted and the sum of \$ 1,600,000 be appropriated from the Water Enterprise Fund retained earnings for this purpose. Duly seconded

ACTION: It was a unanimous vote, so declared.

ACQUIRE LAND ON SHORE ROAD FOR A PUBLIC BEACH

ARTICLE 11 To see if the Town will vote to authorize and direct the Board of Selectmen to acquire by gift, by purchase, by eminent domain or otherwise, for recreation and public beach purposes, that portion of Beach Road running southerly from Shore Road to Nantucket Sound as shown on the Town of Harwich Assessor's Map 2; and to raise and appropriate, or transfer from available funds, or borrow a sufficient sum of money for such acquisition; and, further, to authorize the Board of Selectmen to execute any and all instruments as may be necessary on behalf of the Town, and to act fully thereon. By request of the Board of Selectmen.

FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED. VOTE: YES-5, NO-0.

The Moderator, Michael D. Ford, Esq. stepped down, William D. Crowell, Esq. was the acting Moderator on this article.

MOTION: (Thomas Phillips) I move that this article be accepted and adopted. Duly seconded

This motion was withdrawn.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be indefinitely postponed. Duly seconded

ACTION: This article was indefinitely postponed.

ACCESSORY APARTMENTS

ARTICLE 12 To see if the Town will vote to amend the Code of the Town of Harwich, Chapter 325 Zoning as set forth below and to act fully thereon. By request of the Planning Board.

Explanation: Standards for accessory apartments currently occur in three separate locations within the zoning by-law. These amendments combine all standards into one section under Special Permits. Specific changes include requirements for ownership and rental of units, septic systems, minimum lot size, entry location, and appearance of the property. A new provision is added to require a special permit for residential accessory buildings with bedrooms.

FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED. VOTE: YES-4, NO-0, ABSTAIN-1.

Underlined words indicate language proposed for insertion
~~*Italicized Words with Strike Through*~~ indicate language proposed for deletion

Revise ARTICLE II, Section 325-2, Definitions – DWELLING, ONE-FAMILY WITH ACCESSORY APARTMENT and 325 Attachment Tables 1 and 2. Delete ARTICLE IV, Section 325-7.B, and ARTICLE X, Sections 325-51.H and 325-51.I, Special Permits, in their entirety. Add new sections under ARTICLES V and X to read as follows:

ARTICLE II. Definitions. [revised]

~~*DWELLING, ONE FAMILY WITH ACCESSORY APARTMENT—An owner occupied residential dwelling containing a principal dwelling unit, either attached or detached, one of which has a net floor area not exceeding ½ of the net floor area of the principal dwelling unit but in no event more than 900 square feet and includes not more than two (2) bedrooms, a kitchen, living room and bath which are separate from and not used in common with the principal dwelling. The principal dwelling and the detached accessory apartment must share a common septic system. For the purpose of this definition, such dwelling shall be deemed to be owner occupied if either dwelling unit is occupied by the property owner of record on a year-round basis, except for bona fide temporary absence during which the owner's unit is not rented.*~~

DWELLING, SINGLE-FAMILY WITH ACCESSORY APARTMENT – A single-family dwelling containing a principal dwelling unit and a separate accessory apartment, either attached or detached. The apartment shall contain a kitchen and bathroom which are separate from and not used in common with the principal dwelling unit.

ARTICLE V. Use Regulations [new]

325-14. Supplemental regulations.

Q. A residential accessory building that contains bedrooms is subject to special permit review pursuant to Section 325-51. Residential accessory buildings without bedrooms are not subject to special permit review.

ARTICLE X. Administration and Enforcement. *[new]*

325-51. Special permits.

H. Single-family Dwelling with Accessory Apartment

(1) Purpose. The intent of permitting accessory apartments is to:

- (a) Increase the number of small dwelling units available for rent in town;
- (b) Increase the range of choice of housing accommodations;
- (c) Encourage greater diversity of population with particular attention to young adults and senior citizens; and
- (d) Encourage a more economic and energy-efficient use of the Town's housing supply while maintaining the appearance and character of the town's single-family neighborhoods.

(2) Definitions.

- (a) "Owner" shall be one (1) or more individuals holding title to the property.

(3) Criteria for Special Permit Approval

Special permits for single-family dwellings with an accessory apartment, either attached or detached, may be granted upon determination by the Planning Board that the following criteria have been met:

- (a) Only one accessory apartment is permitted for each principal dwelling unit.
- (b) The accessory apartment may not be held in separate ownership from the principal use.
- (c) The owner must reside in either the principal dwelling unit or accessory apartment for at least a portion of the year. Only one of the principal dwelling unit or accessory apartment may be rented at any given time.
- (d) The accessory apartment shall have a net floor area not exceeding ½ of the net floor area of the principal dwelling unit and not more than 900 square feet.
- (e) The accessory apartment shall have not more than two bedrooms.
- (f) At least one (1) off-street parking space shall be provided for the accessory dwelling unit.
- (g) The minimum lot area required for a parcel to be eligible for a special permit to allow an accessory apartment shall not be less than 15,000 square feet if the parcel is situated in an RH-1, CV, CH-1, MRL or MRL-1 District; 20,000 square feet if situated in an RL, RM or RR District; and 40,000 square feet if situated in a Water Resource (WR) Overlay District.
- (h) The accessory apartment shall be designed so that, to the degree reasonably feasible, the appearance of the property remains that of a single family property with matching materials, colors, window styles and roof design for one structure, if the apartment is attached, or for both structures, if the apartment is detached.
- (i) The principal dwelling unit and accessory apartment shall meet all wastewater treatment requirements for the combined number of bedrooms.

- (j) The proposed use shall not create traffic hazards or volume greater than the capacity of the streets affected.
 - (k) The proposed use shall not exceed the building or site coverage for the zoning district.
 - (l) If an addition is to be built for the proposed use, the addition shall be set back from front, side and rear lot lines the distance required in the zoning district for new construction.
- (4) The applicant shall record with the Registry of Deeds for Barnstable County a certified copy of the Special Permit decision and commence the use allowed under the Special permit decision within two years of the Special Permit decision taking final effect or the rights and benefits under the Special Permit decision shall lapse.
- (5) **Transfer of Ownership**
 The provisions of the Special Permit may be transferred with ownership of the property provided the provisions of this section and all other provisions of the Zoning code of the Town of Harwich and the State Building Code are met and the Planning Department has approved a transfer for the Special Permit. The new owner also may request a Planning Board Certification for the accessory apartment. To obtain such certification, the owner shall submit a written request with a statement that the conditions at the time of the original Special Permit approval remain unchanged and with a certification of ownership. The Planning Board Certification shall be recorded at the Registry of Deeds.
- (6) A final determination that the owner failed to comply with these provisions or the termination of occupancy by the owner of the subject property shall be evidence that the rights and benefits conferred under the Special Permit were abandoned or otherwise surrendered and discontinued by the owner and all such rights and benefits shall lapse and the elements that make the accessory apartment a separate dwelling unit shall be removed from the property within 90 days of said final determination, with the owner to comply with all requirements of the State Building Code in removing the elements.

Table 1 - Use Regulations [revised]

Use		R R	R L	R M	R H -1	R H -2	R H -3	C V	C H -1	C H -2	IL	M R L	M RL -1	WR
Paragraph I – Residential Uses														
1a	Accessory building, residential – <u>without bedrooms</u>	P	P	P	P	P	P	P	P	--	--	P	P	P
1b	<u>Accessory building, residential – with bedrooms</u>	<u>S</u>	<u>S</u>	<u>S</u>	<u>S</u>	<u>S</u>	<u>S</u>	<u>S</u>	<u>S</u>	<u>--</u>	<u>--</u>	<u>S</u>	<u>S</u>	<u>S</u>
10	Single-family dwelling with accessory	S	S	S	S	--	--	S	S	--	--	S	S	S

apartment (325-51H and I)														
---------------------------------------	--	--	--	--	--	--	--	--	--	--	--	--	--	--

Table 2, Area Regulations [revised]

District	Use	Minimum Required				
		Lot Area (square feet)	Lot Frontage (contiguous feet)	Front (feet)	Side (feet)	Rear (feet)
WR	Dwelling, single-family with accessory apartment	60,000 40,000	Same as underlying district			

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be accepted and adopted as printed in the Warrant with the following recommended changes:

Section 325-51.H.(3)(c) as noted in the Warrant, shall be revised to read as follows:
Only one of the principal dwelling or accessory apartment may be rented at any given time.

Section 325-51.H.(4) as noted in the Warrant, shall be revised to read as follows:
The applicant shall record with the Registry of Deeds for Barnstable County a certified copy of the Special Permit decision and the special permit shall lapse if it is not so recorded and if it is not duly exercised within two years as provided for under G.L.c.40A, §9.

Section 325-51.H.(6) as noted in the Warrant, shall be revised to read as follows:
A final determination that the owner failed to comply with these provisions or the termination of occupancy by the owner of the subject property shall be evidence that the rights and benefits conferred under the Special Permit were abandoned or otherwise surrendered and discontinued by the owner and all such rights and benefits shall lapse and the elements that make the accessory apartment a separate dwelling unit shall be removed from the property within 90 days of said final determination, with the owner to comply with all requirements of the State Building Code and Town Zoning in removing elements determined to be unpermitted.

Duly seconded

At this time the Matthew F. McCaffery read the report of the Planning Board as follows:

To: Board of Selectmen
From: Matthew F. McCaffery, Chair
Date: May 3, 2013

RE: *Planning Board Report on Special Town Meeting Article
Accessory Apartments (#12)*

At a duly scheduled and advertised Planning Board public meeting held on Tuesday April 9, 2013, members of the public and parties of interest gave testimony on the proposed article amendments.

Following public deliberation and Town interdepartmental reviews, the Planning Board voted unanimously in favor of forwarding the articles to the Board of Selectmen.

Following a further review of the Article#12 for Accessory Apartments by Town Counsel, the Planning Board, on Tuesday, April 23, 2013, at its regularly scheduled meeting, voted to amend the article as requested. A copy of the amended language is attached.

Article 12: Accessory Apartments

Italicized Words with Strikethrough indicate language proposed for deletion.

325-51.H.(3)(c)

~~The owner must reside in either the principal dwelling or accessory apartment for at least a portion of the year.~~ Only one of the principal dwelling or accessory apartment may be rented at any given time.

325-51.H.(4)

The applicant shall record with the Registry of Deeds for Barnstable County a certified copy of the Special Permit decision ~~and commence the use allowed under the Special Permit decision within two years of the Special Permit decision taking final effect or the rights and benefits under the Special Permit decision shall lapse~~ the special permit shall lapse if it is not so recorded and if it is not duly exercised within two years as provided for under G.L.c.40A, §9.

325-51.H.(6)

A final determination that the owner failed to comply with these provisions or the termination of occupancy by the owner of the subject property shall be evidence that the rights and benefits conferred under the Special Permit were abandoned or otherwise surrendered and discontinued by the owner and all such rights and benefits shall lapse and the elements that make the accessory apartment a separate dwelling unit shall be removed from the property within 90 days of said final determination, with the owner to comply with all requirements of the State Building Code and Town Zoning in removing ~~the~~ elements determined to be unpermitted.

ACTION: This motion required a 2/3 majority vote to pass, a standing count was taken YES 85 NO 36, the motion passed.

PANHANDLE LOTS AND SHAPE NUMBERS

ARTICLE 13 To see if the Town will vote to amend the Code of the Town of Harwich, Chapter 325 Zoning as set forth below and to act fully thereon. By request of the Planning Board.

FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED. VOTE: YES-5, NO-0.

Explanation: Panhandle lots are currently permitted in nearby Cape Cod towns such as Brewster, Chatham, Dennis and Orleans. They allow use of rear land with limited access that would otherwise require layout of new roads for adequate access. The intent of this by-law is to allow creation of a limited number of such lots while minimizing infrastructure costs. Standards for panhandle lots include minimum width and frontage, maximum length, adequacy of driveway design, and number of adjacent panhandle lots. A related action is replacement of lot circle requirements with a maximum shape number requirement. An attached illustration provides a clearer indication of how shape numbers are calculated.

Underlined words indicate language proposed for insertion
~~*Italicized Words with Strike Through*~~ indicate language proposed for deletion

Amend Chapter 325 Zoning by adding two new definitions under Article II. Definitions and by amending and adding language to subsections A. and Q. of Section 325-18 Additional Regulations under Article VI. Area, Height and Bulk Regulations as set forth below:

ARTICLE II: Definitions

“LOT, PANHANDLE” means a lot approved by the Planning Board under the Subdivision Control Law that is designed to provide adequate access even though the lot has less than the required frontage on a public or private way. Standards for panhandle lots are provided in Section 325-18.Q.

“SHAPE NUMBER” – The numerical value resulting from division of the square of the perimeter of a lot by the area in square feet thereof.

ARTICLE VI: Area, Height and Bulk Regulations

Section 325-18. Additional Regulations

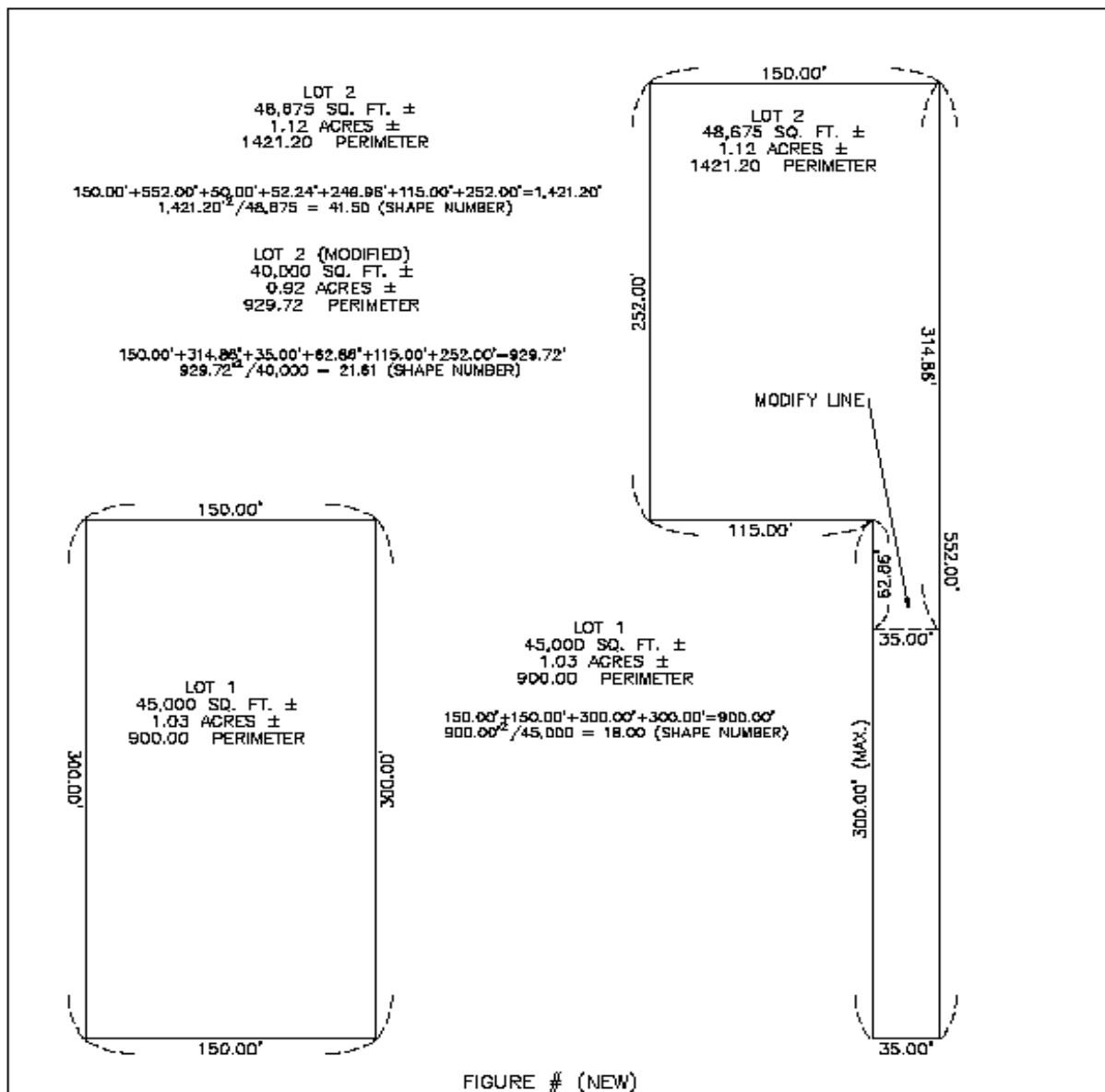
A. The required minimum width of any lot hereafter laid out or created, measured along the front yard setback line, shall not be less than 80% of the required minimum lot frontage. In order to comply with the minimum square foot requirement, any lot hereafter created for building purposes must be a closed plot of land having a definite area and perimeter and having a shape number not exceeding the numerical value of 22, except that a lot may have a shape number larger than 22 provided that the site intended for building, is contained within a portion of said lot, which said portion meets the zoning requirements of the area in which it is located and has a shape number not exceeding 22. The lot shape number shall be obtained by dividing the square of the lot perimeter (P), measured in feet, by the area of the lot (A), measured in square feet (i.e.: $P^2 \div A \leq 22$).

~~*All lots hereafter created for building purposes shall be shaped so that they can contain either one circle of a diameter not less than the frontage requirement of the zoning district within which the lot is located or two circles tangent to each other, each of a diameter of not less than 70% of the frontage requirement of the zoning district within which the lot is located. In either case, one circle must be tangent to the lot frontage. The diameter of circles in cluster subdivision lots may be as small as the minimum allowable frontage for cluster lots.*~~

Q. Panhandle lots may be approved by the Planning Board under the Subdivision Control Law provided that the following conditions are met:

- (1) Lot frontage and lot width within the panhandle portion shall be a minimum of 35 feet.
- (2) The length of the panhandle portion of a lot shall be a maximum of 300 feet.
- (3) Suitable access by a driveway to such lot is provided within the panhandle and, in the opinion of the Board, the access is wide enough and otherwise satisfactory for a driveway.
- (4) All panhandle lots shall meet the shape number requirements of Section 325-18.A.

- (5) No panhandle portion of any lot may be contiguous to another panhandle portion of a lot at the street line.



MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be accepted and adopted. Duly seconded

At this time Matthew F. McCaffery read the report of the Planning Board as follows:

To: Board of Selectmen
From: Matthew F. McCaffery, Chair
Date: May 3, 2013

RE: *Planning Board Report on Special Town Meeting Article
Panhandle Lots and Shape Numbers (#13)*

At a duly scheduled and advertised Planning Board public meeting held on Tuesday April 9, 2013, members of the public and parties of interest gave testimony on the proposed article amendments.

Following public deliberation and Town interdepartmental reviews, the Planning Board voted unanimously in favor of forwarding the articles to the Board of Selectmen.

Article 13: Panhandle Lots and Shape Numbers

None

ACTION: This motion required a 2/3 majority vote to pass, it was ruled to have received the necessary 2/3 majority vote, the motion passed.

REPLACE BANKS STREET BOARDWALK

ARTICLE 14 To see if the Town will vote to raise and appropriate, transfer or borrow a sum of money to replace the Bank Street Beach Boardwalk and to act fully thereon. By request of the DPW Director. Estimated cost \$15,000.

FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED. VOTE: YES-5, NO-0.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be accepted and adopted and the sum of \$ 15,000 be transferred from Free Cash for this purpose.
Duly seconded

ACTION: The motion carried.

TRANSFER LAND IN NORTH HARWICH

ARTICLE 15 To see if the Town will vote to transfer the care, custody, management and control of the parcel of land described below, acquired by the Town through tax title and foreclosure proceedings, from the Town Treasurer/Collector for the purpose of sale to the Board of Selectmen for general municipal purposes or for the purpose of sale:

3.2 +/- acres on Main Street Extension, North Harwich, as described in a deed recorded at the Barnstable County Registry of Deeds in Book 26617, Page 138 and shown on Harwich Assessor's Map 55 as Parcel G8

And to vote to appropriate and/or transfer from available funds a sufficient sum of money to pay back to the Town the taxes, interest and fees that were owed for said parcel to the time of Judgment by the Land Court, Book No. 26617, Page No.138 on August 24, 2012; and to act fully thereon. By request of the Town Treasurer/Collector. Estimated cost: \$107,357

FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED. VOTE: YES-5, NO-0.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be accepted and adopted and the sum of \$107,357.33 be transferred from the Affordable Housing Fund for this purpose. Duly seconded

ACTION: This motion required a 2/3 majority vote to pass, it was ruled to have received the necessary 2/3 majority vote, the motion passed.

At 9:30PM a motion was made and seconded to adjourn the Special Town Meeting and return to the Annual Town Meeting Beginning with:

HARWICH AFFORDABLE HOUSING BUY-DOWN PROGRAM

ARTICLE 55 To see if the Town will vote to transfer from Community Preservation Act Funds a sum of money for the funding of an Affordable Housing “Buy-Down” program; and that to meet this appropriation \$75,000 be transferred from Community Preservation Act Funds-Community Housing Reserve; and to act fully thereon. Any funds left unspent from this Article are to be returned to the Community Preservation Act Funds-Community Housing Reserve. By request of the Community Preservation Committee, the Harwich Housing Committee, and the Harwich Housing Authority. Estimated Cost: \$75,000

FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED. VOTE: YES-5, NO-0.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be accepted and adopted and the sum of \$75,000 be appropriated for this purpose; and to meet this appropriation \$75,000 be transferred from the Community Preservation Fund, (Housing Reserve). Duly seconded

ACTION: The motion carried.

CATALOG AND CONSERVE BROOKS FAMILY/ROBERT G. DAVIS COLLECTION

ARTICLE 56 To see if the Town will vote to transfer from Community Preservation Act Funds a sum of money to perform archival processing and digital scanning and database creation of the Brooks Family/Robert G. Davis manuscript collection maintained by the Harwich Historical Society at the Brooks Academy; and that to meet this appropriation \$40,000 be transferred from Community Preservation Act Funds-Historic Reserve; and to act fully thereon. Any funds left unspent from this Article are to be returned to the Community Preservation Act Funds-Historic Reserve. By request of the Community Preservation Committee and Harwich Historical Society. Estimated Cost: \$ 40,000.

FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED. VOTE: YES-5, NO-0.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be accepted and adopted and the sum of \$40,000 be transferred from the Community Preservation Fund (Historic Reserve), for this purpose. Duly seconded

ACTION: It was a unanimous vote, so declared.

RESTORATION, PRESERVATION AND DIGITALIZATION OF HARWICH CEMETERY RECORDS

ARTICLE 57 To see if the Town will vote to transfer from Community Preservation Act Funds a sum of money for the restoration, preservation, and codification/digitization of certain cemetery records from the East Harwich Cemetery Corporation, South Harwich Records, South Harwich Treasurer Book, Pine Grove and Island Pond Cemetery from 1866 to present; and that to meet this appropriation \$11,000 be transferred from Community Preservation Act Funds-Historic Reserve; and to act fully thereon. Any funds left unspent from this Article are to be returned to the Community Preservation Act Funds-Historic Reserve. By request of the Community Preservation Committee, and Harwich Cemetery Department. Estimated Cost: \$11,000.

FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED. VOTE: YES-5, NO-0.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be accepted and adopted and the sum of \$11,000 be transferred from the Community Preservation Fund (Historic Reserve), for this purpose. Duly seconded

ACTION: It was a unanimous vote, so declared.

RESTORATION OF FLOORS AT HISTORIC CHASE LIBRARY

ARTICLE 58 To see if the Town will vote to transfer from Community Preservation Act Funds a sum of money to provide a grant for the Chase Library to repair, perform preparation work and refinish the floors of the Chase Library; and that to meet this appropriation \$5,300 be transferred from Community Preservation Act Funds-Historic Reserve, and to act fully thereon. Any funds left unspent from this Article are to be returned to the Community Preservation Act Funds-Historic Reserve. By request of the Community Preservation Committee, and the Chase Library Association, Inc. Estimated Cost: \$5,300.

FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED. VOTE: YES-5, NO-0.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be accepted and adopted and the sum of \$5,300 be transferred from the Community Preservation Fund (Historic Reserve), for this purpose. Duly seconded

ACTION: It was a unanimous vote, so declared.

RESTROOM FACILITIES AT MULTI-PURPOSE FIELDS BEHIND THE HARWICH
COMMUNITY CENTER

ARTICLE 59 To see if the Town will vote to transfer from Community Preservation Act Funds a sum of money to construct restroom facilities at the multi-purpose fields behind the Harwich Community Center; and that to meet this appropriation \$65,000 be transferred from Community Preservation Act Funds - Budgeted Reserve; and to act fully thereon. Any funds left unspent from this Article are to be returned to the Community Preservation Act Funds - Budgeted Reserve. By request of the Community Preservation Committee, the Recreation and Youth Commission. Estimated Cost: \$65,000

FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED. VOTE: YES-5, NO-0.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be accepted and adopted and the sum of \$65,000 be transferred from the Community Preservation Fund (Historic Reserve), for this purpose. Duly seconded

ACTION: The motion carried.

FUND PURCHASE OF LAND FOR OPEN SPACE PURPOSES

ARTICLE 60 To see if the Town will vote to authorize the Board of Selectmen to acquire by purchase, gift, or take by eminent domain for open space purposes under the provisions of Massachusetts General Law (MGL), Ch. 40, §8C, land situated in the Town of Harwich, Massachusetts, consisting of 6.5 acres, more or less, [together with a right of way over Bald Hill Road] in Harwich, Massachusetts together with all rights and easements and subject to rights and easements of record, which is identified on Assessor's Map 27, Lot E-1. The parcel is described in a deed recorded in Book 1022, Page 199 and, further, to appropriate the sum of \$225,000 from the Community Preservation Act Funds - Open Space Reserve for said acquisition, appraisals, and closing costs, including all expenses incidental and related thereto, receipts pursuant to the provisions of ch.149, §298 of the Acts of 2004, as amended by Ch. 352, §§129-133 of the Acts of 2004, the so-called Community Preservation Act; to authorize the Board of Selectmen and the Conservation Commission to apply for, accept and expend any funds which may be provided by the Commonwealth or other public sources to defray a portion or all of the costs of acquiring this property, including but not limited to funding under the Self-Help Act, General Laws, ch.132A, §11, and/or the Federal Land & Water Conservation Fund, P.L. 88-568, 78 Stat 897, provided that any such funds so received shall be returned upon receipt to the Community Preservation Act Funds - Open Space Reserve; to authorize the Board of Selectmen to grant to the Trustees of the Harwich Conservation Trust, for no consideration, a perpetual Conservation Restriction, pursuant to the provisions of General Laws, ch.184, §31 through 33, allowing the aforementioned uses, to be recorded at the time of closing or within a reasonable amount of time thereafter; to authorize the Conservation Commission to assume the care, custody, control and management of the property; and to authorize the Board of Selectmen and Conservation Commission to enter into all agreements and execute any and all instruments as may be necessary on behalf of the municipality to effect this purchase and to obtain reimbursement funding which is to be returned to the Community Preservation Act Funds-Reserve; or to take any other action relative thereto. In the event that part or all of the CPA funds appropriated under this Article are not needed to complete this land purchase, those remaining CPA funds shall be promptly returned to the Community Preservation Act Funds - Open Space Reserve. Further, in

the event that this purchase does not occur, for any reason, the CPA funds appropriated under this Article shall be promptly returned to the Community Preservation Act Funds - Open Space Reserve; and to act fully thereon. By request of the Community Preservation Committee and the Real Estate and Open Space Committee. Estimated Cost: \$225,000.

FINANCE COMMITTEE RECOMMENDS THAT THIS ARTICLE BE INDEFINITELY POSTPONED. VOTE: YES-5, NO-0.

ARTICLE 5 IN THE SPECIAL TOWN MEETING MORE APPROPRIATELY AND PROPERLY DEALS WITH THIS MATTER.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move to indefinitely postpone. Duly seconded

ACTION: This article was indefinitely postponed.

COMPENSATING BALANCE AGREEMENT

ARTICLE 61 To see if the Town will vote to authorize its Treasurer to enter into a compensating balance agreement or agreements with banking institutions for fiscal year 2014 pursuant to Chapter 44, § 53F of the General Laws and to act fully thereon. Customary Article.

FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED. VOTE: YES-5, NO-0.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be accepted and adopted. Duly seconded

ACTION: The motion carried

LIABILITY TIDAL/NON-TIDAL RIVERS

ARTICLE 62 To see if the Town will assume the liability in the manner provided by § 29 of Chapter 91 of the General Laws as amended by Chapter 516 and 524, Acts of 1950, for all damages that may be incurred by work to be performed by the Department of Public Works of Massachusetts, for improvement, development, maintenance and protection of tidal and non-tidal rivers, streams, harbors, tide waters, foreshore and shores along a public beach outside of Boston Harbor, including the Merrimack and Connecticut Rivers in accordance with § 11 of Chapter 91 of the General Laws and to authorize the Selectmen to execute and deliver a bond of indemnity to the Commonwealth and to act fully thereon. Customary Article.

FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED. VOTE: YES-5, NO-0.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be accepted and adopted. Duly seconded

ACTION: It was a unanimous vote, so declared.

HERRING FISHERIES

ARTICLE 63 To see what action the Town will take in regard to the Herring Fisheries and to act fully thereon. Customary Article.

FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED. VOTE: YES-5, NO-0.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be accepted and adopted. Duly seconded

ACTION: It was a unanimous vote, so declared.

The Following two article were taken out of order:

PPROPRIATE FUNDS FOR CERTAIN LAND TAKING

ARTICLE 48 To see if the Town will vote to raise and appropriate a sufficient sum of money and authorize the Selectmen to take by eminent domain the below described parcel of real estate for the purpose of confirming the Town's title to said parcel. Said parcel is already owned by the Town through tax title proceedings.

3.2 +/- acres on Main Street Extension, North Harwich, as described in a deed recorded at the Barnstable County Registry of Deeds in Book 26617, Page 138 and shown on Harwich Assessor's Map 55 as Parcel G8.

And the Selectmen be authorized to take said land or interest therein on such terms and conditions and with such limitations as they deem appropriate the Town's interest and to raise and appropriate a sufficient sum of money for this purpose, and to act fully thereon. By request of the Board of Selectmen

FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED. VOTE: YES-5, NO-0.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be accepted and adopted and that there is no appropriation requested for this purpose. Duly seconded

ACTION: This article required a 2/3 majority vote to pass, it was a unanimous vote, so declared.

At this time, Michael D. Ford, Esq. made the following appointments:

TOWN MODERATOR APPOINTMENTS ANNUAL TOWN MEETING – MAY 6, 2013

I herby re-appoint Pamela Groswald to a three year term as a Member of the finance Committee, expiring May 2016

I hereby re-appoint Noreen Donahue to a three year term as a Member of the Finance Committee, expiring May 2016

I hereby re-appoint Jonathon Idman to a three year term as a Member of the Finance Committee, expiring May 2016.

Dated: May 6, 2013

s/Michael D. Ford, Esq.
Town Moderator

The Meeting continued with:

**TRANSFER LAND IN NORTH HARWICH FOR AFFORDABLE HOUSING
DEVELOPMENT**

ARTICLE 49 To see if the Town will vote to transfer:

3.2 +/- acres on Main Street Extension, North Harwich, as described in a deed recorded at the Barnstable County Registry of Deeds in Book 26617, Page 138 and shown on Harwich Assessor's Map 55 as Parcel G-8.

And to transfer the care, custody, management and control of the land from the Board of Selectmen which currently holds the land for general municipal purposes to the Board of Selectmen for the purpose of transferring the land for the construction of affordable housing pursuant to the Town's Comprehensive Plan, and further to authorize the Town of Harwich to negotiate a land disposition agreement with a qualified builder or developer, which agreement shall provide for the construction of affordable rental on the land, with the overall development not to exceed four (4) units per acre; said land to be transferred in fee simple determinable, subject to the condition that should five years elapse from the date of transfer without commencement of construction of the units pursuant to a valid building permit therefore, title to the land will revert to the Town; and further such transfer shall be subject to such additional terms and conditions as the Board of Selectmen deem necessary and appropriate to insure that the land so transferred will continue to be used for affordable housing purposes and to carry out the purpose of this article, and to act fully thereon. By request of the Harwich Housing Committee and the Harwich Housing Authority.

FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED. VOTE: YES-5, NO-0.

MOTION: (Albert Patterson-Chairman, Finance Committee) I move that this article be accepted and adopted. Duly seconded

ACTION: This article required a 2/3 majority vote to pass, it was ruled to have received the necessary 2/3 vote, the article passed.

At 9:55PM a motion was made and seconded to adjourn the Harwich Annual Town Meeting.

**THE FOLLOWING ARTICLES WERE PASSED AT THE
ANNUAL TOWN MEETING
MAY 6, 2013**

CUSTOMARY ARTICLES

- ARTICLE 1 Town Officers & Committees
- ARTICLE 2 Reports of Town Officers & Committees
- ARTICLE 62 Liability Tidal/Non Tidal Rivers
- ARTICLE 63 Herring Fisheries

CAPITAL PLAN

- ARTICLE 11 Capital Plan Adoption

AMEND TOWN CHARTER

- ARTICLE 38 Home Rule Charter Amendments – Chapter 9 Financial Provisions

AMEND GENERAL BY-LAWS

- ARTICLE 39 Amend Town By-Law Chapter 271, § 1A
- ARTICLE 52 Medical Marijuana Moratorium

MISCELLANEOUS

- ARTICLE 40 Long Term Solid Waste Contracts
- ARTICLE 41 Departmental Revolving Funds Authorization
- ARTICLE 43 Expand the Use of the Waterways Capital Improvement Receipts Reserve Fund
- ARTICLE 44 Expand Golf Capital Improvement Receipts Reserve Fund
- ARTICLE 46 Create and Fund Trust Fund for Post Employment Benefits
- ARTICLE 47 Transfer Care and Custody of the Albrow House
- ARTICLE 51 Pleasant Bay Resource Management Plan Update

LAND

- ARTICLE 48 Appropriate Funds for Certain Land Taking
- ARTICLE 49 Transfer Land in North Harwich for Affordable Housing Development

COMMUNITY PRESERVATION

- ARTICLE 53 Reserve for Future Appropriation Amounts from FY 2013
Community Preservation Fund Estimated Annual Revenues

**APPROPRIATIONS VOTED UNDER ARTICLES
ANNUAL TOWN MEETING
MAY 6, 2013**

FROM TAX LEVY

ARTICLE 4	Budget	\$ 28,552,550.00
ARTICLE 5	Monomoy School Budget	\$ 20,337,662.00
ARTICLE 6	Cape Cod Regional Technical School District Budget	\$ 1,421,910.00

FREE CASH

ARTICLE 13	Fund Ambulance Computers	\$ 10,000.00
ARTICLE 15	Leases or Purchase and Equip Vehicles	\$ 305,000.00
ARTICLE 17	Beach Parking Lot Paving	\$ 19,200.00
ARTICLE 18	Long Pond Beach Restroom	\$ 85,000.00
ARTICLE 19	Allen Harbor Bulkhead Repair and Parking Lot Drains	\$ 250,000.00
ARTICLE 21	Fund Completion of the CWMP	\$ 210,000.00
ARTICLE 24	Fund Multi—Mission Patrol Boat for Harbor/Fire Operation	\$ 150,000.00
ARTICLE 27	Fund Police Computer Replacement	\$ 36,000.00
ARTICLE 28	Fund Garage Door Replacement at Public Safety Facility	\$ 9,100.00
ARTICLE 29	Fund Library Technology	\$ 29,000.00
ARTICLE 31	Fund Library Building Maintenance Projects	\$ 25,000.00
ARTICLE 33	Fund Historic Restoration and Preservation of Albrow House	\$ 12,000.00
ARTICLE 34	Promote Town of Harwich	\$ 35,000.00
ARTICLE 35	Chase & Harwich Port Libraries	\$ 20,000.00

OTHER AVAILABLE FUNDS

ARTICLE 4	Budget	\$ 417,015.00
ARTICLE 16	Fund the Purchase of a New Recreation Passenger Van	\$ 28,000.00
ARTICLE 20	Add to Dredge Reserve Fund to Dredge Various Entrance Channels	\$ 65,000.00
ARTICLE 25	Greensand Water Treatment Facility	\$ 1,960,000.00
ARTICLE 30	Install Venting and Air Conditioning in Library Basement	\$ 7,600.00
ARTICLE 42	Golf Capital Improvement Fund	\$ 30,000.00

BORROWING

ARTICLE 25	Greensand Water Treatment Facility	\$ 1,259,465.00
ARTICLE 36	Fund Reconstruction of Skinequit Road through Private Road Betterment	\$ 172,000.00

CAPITAL EXCLUSION

ARTICLE 12	Fund New Fire Engine	\$ 425,000.00
ARTICLE 22	Muddy Creek Culvert Construction	\$ 187,500.00

DEBT EXCLUSION

ARTICLE 14	Fund Highway Paving and Sidewalks	\$ 500,000.00
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CPC LAND BANK

ARTICLE 4	Budget	\$ 704,970.00
ARTICLE 54	Affordable Housing Development Project	\$ 455,000.00
ARTICLE 55	Harwich Affordable Housing Buy down Program	\$ 75,000.00
ARTICLE 56	Catalog and conserve Brooks Family Robert G. Davis Collection	\$ 40,000.00
ARTICLE 57	Restoration, Preservation and Digitalization of Harwich Cemetery Records	\$ 11,000.00
ARTICLE 58	Restoration of Floors at Historic Chase Library	\$ 5,300.00
ARTICLE 59	Restroom, Facilities at Multi-Purpose Fields at Harwich Community Center	\$ 65,000.00

WATER ENTERPRISE

ARTICLE 4	Budget	\$ 509,872.00
ARTICLE 6	Water Department Budget	\$ 3,142,977.00
	Department Receipts	\$3,142,977.00
ARTICLE 26	Fund Water Department Vehicle	
	Department retained earnings	\$ 77,800.00

THE FOLLOWING ARTICLES WERE PASSED AT THE SPECIAL TOWN MEETING MAY 7, 2013

ARTICLE 3 Execute New Permanent Nstar Easement for New Monomoy High School
ARTICLE 6 Appropriate Funds for Certain Land Taking
ARTICLE 8 Build or Lease Telecommunications Facility

ZONING AMENDMENTS

ARTICLE 12 Amend Code of the Town of Harwich Chapter 325 Zoning –
Accessory Apartments
ARTICLE 13 Amend Code of the Town of Harwich Chapter 325 Zoning-
Panhandle Lots and Shape Numbers

APPROPRIATIONS VOTED UNDER ARTICLES SPECIAL TOWN MEETING MAY 7, 2013

FROM FREE CASH

ARTICLE 2	Replenish Police and Fire Claims Trust Fund Account	\$ 20,000.00
ARTICLE 4	Americans With Disabilities Access	\$ 12,000.00
ARTICLE 7	Supplement Snow and Ice Budget	\$ 158,000.00
ARTICLE 14	Replace Bank Street Boardwalk	\$ 15,000.00

OTHER AVAILABLE FUNDS

ARTICLE 15 Transfer Land in North Harwich	\$ 107,357.33
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CAPTIAL EXCLUSION

ARTICLE 1 Fund New Generator for the Fire Department	\$ 102,000.00
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COMMUNITY PRESERVATION

ARTICLE 5 Fund purchase of Land for open Space Purposes	\$ 400,000.00
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WATER ENTERPRISE

ARTICLE 9 Purchase or Lease of New Dump Truck for the Water Department	\$ 67,848.00
ARTICLE 10 Fund Repairs and Painting of Lothrop Avenue Water Storage Tank	\$ 1,600,000.00

APPENDIX B – REVENUE/OPERATING BUDGET

1	BUDGET 2014			Voted	Town Meeting	
2	<u>FY 2014 REVENUES</u>	Actual	Actual	Budget	Budget	%
3		<u>FY 2011</u>	<u>FY 2012</u>	<u>FY 2013</u>	<u>FY 2014</u>	<u>Change</u>
4	<u>DESCRIPTION</u>					
5	Real Estate & Personal Property Tax	\$35,461,842	\$36,415,730	\$38,449,706	\$38,910,555	1.2%
6	Local Receipts					
7	Excise Tax	1,573,198	1,553,253	1,599,326	1,528,000	-4.7%
8	Hotel/Motel & Meals	667,507	802,225	742,821	847,000	12.3%
9	Ambulance	1,053,486	978,389	1,053,486	980,000	-7.5%
10	Waste Disposal	1,532,262	1,667,582	1,727,582	1,684,115	-2.6%
11	Beach Recreation & Youth	267,137	317,658	296,953	296,953	0.0%
12	Harbors & Landings	846,455	828,700	893,074	893,074	0.0%
13	Golf Operations	1,625,898	1,710,330	1,617,198	1,686,000	4.1%
14	Other Local Receipts	1,400,884	1,184,916	1,330,482	1,321,231	-0.7%
15	Total Local Receipts	8,966,827	9,043,053	9,260,922	9,236,473	-0.3%
16	State Aid					
17	Cherry Sheet	3,095,081	3,212,904	598,237	592,864	-0.9%
18	School Building Assistance	993,195	993,195	993,195	993,195	0.0%
19	Overlay Surplus	100,000	100,000	100,000	100,000	0.0%
20	Waterways Management	100,800	70,000	70,000	35,000	-100.0%
21	Library State Aid	75,000	59,100	-	-	
22	Cable Fund (Comcast)	175,300	199,890	175,000	215,000	18.6%
23	Septic Loan	17,250	17,227	17,227	17,265	0.2%
24	Water Enterprise Indirect Cost	531,604	469,035	528,230	509,872	-3.6%
25	FEMA	37,365	14,365	14,000	14,000	0.0%
26	Road Betterments	-	12,250	38,580	35,750	-7.9%
27	CPA Funds (Land Bank	824,106	782,497	759,930	704,970	-7.8%
28						
29	TOTAL	\$50,378,370	\$51,389,246	\$51,005,027	\$51,364,944	0.7%
30	% Increase/decrease	2.0%	2.0%	-0.7%	0.7%	

APPENDIX B – REVENUE/OPERATING BUDGET

<u>FY 2014 OPERATING BUDGET</u>		6/30/2011	6/30/2012	Voted	Town Meeting
		Actual	Actual	Budget	Budget
Line	DESCRIPTION	<u>FY 2011</u>	<u>FY 2012</u>	<u>FY 2013</u>	<u>FY 2014</u>
1	Moderator S&W	<u>\$300</u>	<u>\$300</u>	<u>\$300</u>	<u>\$300</u>
2	Selectmen's S&W	7,500	7,500	7,500	7,500
3	Selectmen's Expense	<u>5,900</u>	<u>6,500</u>	<u>6,700</u>	<u>6,700</u>
	Sub-Total	13,400	14,000	14,200	14,200
4	Finance Committee S&W	2,500	3,300	3,300	3,300
5	Finance Committee Expense	<u>420</u>	<u>450</u>	<u>450</u>	<u>450</u>
	Sub-Total	2,920	3,750	3,750	3,750
6	Finance Committee Reserve Fund. .	<u>150,000</u>	<u>150,000</u>	<u>150,000</u>	<u>150,000</u>
	Sub-Total	150,000	150,000	150,000	150,000
7	Accountant's S&W	211,586	214,702	217,571	217,571
8	Accountant's Expense	1,000	850	2,765	2,450
9	Audit	<u>36,000</u>	<u>36,000</u>	<u>36,000</u>	<u>36,000</u>
	Sub-Total	248,586	251,552	256,336	256,021
10	Assessors' S&W	228,769	233,473	236,597	205,400
11	Assessors' Expense	<u>19,150</u>	<u>19,151</u>	<u>61,251</u>	<u>105,351</u>
	Sub-Total	247,919	252,624	297,848	310,751
12	Postage	<u>46,000</u>	<u>55,000</u>	<u>45,000</u>	<u>52,000</u>
	Sub-Total	46,000	55,000	45,000	52,000

APPENDIX B – REVENUE/OPERATING BUDGET

<u>FY 2014 OPERATING BUDGET</u>					
Line	DESCRIPTION	6/30/2011	6/30/2012	Voted	Town Meeting
		Actual	Actual	Budget	Budget
		<u>FY 2011</u>	<u>FY 2012</u>	<u>FY 2013</u>	<u>FY 2014</u>
13	Treasurer/Tax Collector S&W . . .	235,737	231,231	226,730	225,008
14	Treasurer/Tax Collector Expense	96,388	111,405	85,688	107,063
15	Treasurer Bonding/Tax Title	<u>20,000</u>			
	Sub-Total	352,125	342,636	312,418	332,071
16	Medicare Town Share	<u>329,588</u>	<u>332,335</u>	<u>146,529</u>	<u>191,525</u>
17	Town Hall S&W	311,994	312,668	315,346	317,402
18	Town Hall Expense	102,932	71,044	68,832	71,000
19	Town Hall Capital Outlay	<u>5,000</u>	<u>5,000</u>	<u>5,000</u>	<u>5,000</u>
	Sub-Total	419,926	388,712	389,178	393,402
20	Legal Services	140,000	180,000	164,500	150,400
21	Claims & Suits	400	400	400	400
22	Land Transactions				
	Sub-Total	140,400	180,400	164,900	150,800
23-a	Information Tech& CH 18 S & W	171,264	191,557	194,672	195,644
23-b	Info Tech& CH 18 Expenses	<u>137,659</u>	<u>143,709</u>	<u>155,836</u>	<u>146,949</u>
23-c	Sub-Total	308,923	335,266	350,508	342,593
24	Constable Salaries	<u>375</u>	<u>680</u>	<u>680</u>	<u>680</u>

APPENDIX B – REVENUE/OPERATING BUDGET

<u>FY 2014 OPERATING BUDGET</u>					
		6/30/2011	6/30/2012	Voted	Town Meeting
		Actual	Actual	Budget	Budget
Line	DESCRIPTION	<u>FY 2011</u>	<u>FY 2012</u>	<u>FY 2013</u>	<u>FY 2014</u>
25	Clerk's S&W	177,389	172,739	179,607	178,958
26	Clerk's Expense	<u>32,028</u>	<u>25,598</u>	<u>29,448</u>	<u>25,904</u>
	Sub-Total	209,417	198,337	209,055	204,862
27	Conservation Commission S&W . . .	50,797	52,266	49,712	58,098
28	Conservation Commission Expense .	<u>4,663</u>	<u>4,663</u>	<u>5,896</u>	<u>6,596</u>
	Sub-Total	55,460	56,929	,608	64,694
29	Town Planner S&W	113,319	117,914	123,839	126,027
30	Town Planner Expense	<u>2,187</u>	<u>2,227</u>	<u>2,650</u>	<u>2,750</u>
	Sub-Total	115,506	120,141	126,489	128,777
31	Planning Board S&W	2,000	2,000		
32	Planning Board Expense	<u>460</u>	<u>510</u>		
	Sub-Total	2,460	2,510		
33	Board of Appeals S&W	5,100	5,100	7,000	6,500
34a	Board of Appeals Expense.	<u>360</u>	<u>360</u>	<u>360</u>	<u>360</u>
	Sub-Total	5,460	5,460	7,360	6,860
34b	Agricultural Committee		<u>1,000</u>		
	Sub-Total		1,000		

APPENDIX B – REVENUE/OPERATING BUDGET

<u>FY 2014 OPERATING BUDGET</u>					
Line	DESCRIPTION	6/30/2011	6/30/2012	Voted	Town Meeting
		Actual	Actual	Budget	Budget
		<u>FY 2011</u>	<u>FY 2012</u>	<u>FY 2013</u>	<u>FY 2014</u>
35	Repairs to Public Buildings . . .	13,867	6,073	13,868	10,000
36	Town & Finance Committee Reports	13,000	9,920	13,000	12,000
37	Miscellaneous Printing.				
38	Advertising	3,500	3,500	3,500	3,500
39	Telephone	<u>48,900</u>	<u>41,000</u>	<u>41,000</u>	<u>41,000</u>
	Sub-Total	79,267	60,493	71,368	66,500
40	Police Dept S&W	2,674,408	2,712,082	2,712,016	2,737,728
41	Police Dept Expense	270,000	288,208	345,395	342,854
42	Police Dept Capital Outlay . . .	<u>88,500</u>		<u>84,900</u>	<u>105,000</u>
	Sub-Total	3,032,908	3,000,290	3,142,311	3,185,582
43	Fire Dept S&W	2,701,618	2,757,339	2,855,213	2,874,448
44	Fire Dept Expense	186,237	190,180	206,923	262,385
45	Fire Capital Outlay		31,245		
46	Emergency Medical Services O/T	100,000	100,000	109,744	100,000
47	Emergency Medical Services Expenses. . .	<u>70,000</u>	<u>80,827</u>	<u>82,383</u>	<u>91,195</u>
	Sub-Total	3,057,855	3,159,591	3,254,263	3,328,028
48a	Emer. Telecom. S&W	566,075	574,308	575,821	375,871
48b	Emer. Telecom. Expenses	<u>105,028</u>	<u>119,534</u>	<u>121,016</u>	<u>279,408</u>
	Sub-Total	671,103	693,842	696,837	655,279
49	Building Inspection S&W	222,605	231,930	236,426	300,275
50	Building Inspection Expense . . .	8,341	8,341	9,742	9,741

APPENDIX B – REVENUE/OPERATING BUDGET

<u>FY 2014 OPERATING BUDGET</u>		6/30/2011	6/30/2012	Voted	Town Meeting
Line	DESCRIPTION	Actual <u>FY 2011</u>	Actual <u>FY 2012</u>	Budget <u>FY 2013</u>	Budget <u>FY 2014</u>
51	Building Capital Outlay				
	Sub-Total	230,946	240,271	246,168	310,016
52	Emerg. Mgt S&W	5,000	5,000	4,500	4,500
	Emerg Mgt. Expense	<u>9,365</u>	<u>9,365</u>	<u>7,800</u>	<u>5,950</u>
53	Emergency Management Expense	<u>14,365</u>	<u>14,365</u>	<u>12,300</u>	<u>10,450</u>
54	Animal Control S&W	52,174	52,342	,576	5,734
55	Animal Control Expense	3,602	13,734	4,500	14,544
	Sub-Total	<u>65,776</u>	<u>66,076</u>	<u>69,076</u>	<u>70,278</u>
56a	Natural Resources S&W .	81,274	81,274	81,274	83,764
56b	Natural Resources Expense	<u>27,650</u>	<u>27,650</u>	<u>27,650</u>	<u>27,300</u>
	Sub-Total	108,924	108,924	108,924	111,064
57	Pleasant Bay Alliance Expense	<u>16,855</u>	<u>16,855</u>	<u>16,855</u>	<u>16,855</u>
	<u>Schools</u>				
58	Cape Cod Reg Tech High School	<u>926,016</u>	<u>1,020,684</u>	<u>1,160,735</u>	<u>1,421,910</u>
59	Harwich Public Schools	14,808,786	14,531,780		
	Monomoy Regional School District				
	MRSD Operating Budget			18,792,042	19,927,625

APPENDIX B – REVENUE/OPERATING BUDGET

<u>FY 2014 OPERATING BUDGET</u>		6/30/2011	6/30/2012	Voted	Town Meeting
		Actual	Actual	Budget	Budget
Line	DESCRIPTION	<u>FY 2011</u>	<u>FY 2012</u>	<u>FY 2013</u>	<u>FY 2014</u>
	MRSD Capital			192,138	-
	MRSD Transportation			640,816	319,825
	MRSD Debt Service MS			54,685	46,612
	MRSD Debt Service BANS				<u>43,600</u>
	Total MRSD	<u>14,808,786</u>	<u>14,531,780</u>	<u>19,679,681</u>	<u>20,337,662</u>
	Sub-Total	<u>15,734,802</u>	<u>15,552,464</u>	<u>20,840,416</u>	<u>21,759,572</u>
60	Town Engineer's Dept S&W	150,000	152,107	156,159	156,833
61	Town Engineer's Dept Expense . .	<u>4,500</u>	<u>4,058</u>	<u>4,800</u>	<u>4,800</u>
	Sub-Total	<u>154,500</u>	<u>156,165</u>	<u>160,959</u>	<u>161,633</u>
62	Highways and Maintenance S&W	1,956,801	2,015,420	2,018,212	2,089,355
63	Highways and Maintenance Expense	1,428,102	1,495,500	1,506,980	1,524,705
64	Hot Mix,Oil,& Improve Town Rds. .				
65	Hwy Snow Removal Wages	65,072	40,000	40,000	40,000
66	Hwy Snow Removal Materials . . .	92,560	50,000	50,000	50,000
67	Hwy Snow Removal Equipment . . .	<u>45,440</u>	<u>45,000</u>	<u>45,000</u>	<u>45,000</u>
	Sub-Total	<u>3,587,975</u>	<u>3,645,920</u>	<u>3,660,192</u>	<u>3,749,060</u>
68	Street Lights	<u>82,400</u>	<u>74,230</u>	<u>82,400</u>	<u>70,000</u>
69	Cemetery S&W	42,558	43,615	44,520	45,485
70	Cemetery Expense	<u>2,130</u>	<u>2,425</u>	<u>2,976</u>	<u>3,047</u>
	Sub-Total	<u>44,688</u>	<u>46,040</u>	<u>47,496</u>	<u>48,532</u>

APPENDIX B – REVENUE/OPERATING BUDGET

<u>FY 2014 OPERATING BUDGET</u>					
Line	DESCRIPTION	6/30/2011	6/30/2012	Voted	Town Meeting
		Actual	Actual	Budget	Budget
		<u>FY 2011</u>	<u>FY 2012</u>	<u>FY 2013</u>	<u>FY 2014</u>
71	Board of Health S&W	248,515	250,253	257,559	256,480
72	Board of Health Expense	16,320	15,915	14,949	15,448
73	Flax Pond Monitoring				
	Sub-Total	264,835	266,168	272,508	271,928
74	Community Center Comm S&W	110,500	116,966	127,324	130,486
75	Community Center Comm Exp.	133,196	126,264	145,495	147,400
75-A	Capital				<u>1,500</u>
	Sub-Total	243,696	243,230	272,819	279,386
76	Council on Aging S&W	227,153	228,913	245,552	279,020
77	Council on Aging Expense	<u>49,309</u>	<u>51,527</u>	<u>53,471</u>	<u>62,680</u>
	Sub-Total	276,462	280,440	299,023	341,700
78	Youth Counselor S&W	65,653	66,604	67,254	67,903
79	Youth Counselor Expense	<u>3,700</u>	<u>3,800</u>	<u>3,800</u>	<u>4,010</u>
	Sub-Total	69,353	70,404	71,054	71,913
80	Veterans' Services Expense	45,479	30,100	31,217	32,264
81	Veterans' Benefits	<u>15,000</u>	<u>15,000</u>	<u>25,000</u>	<u>27,500</u>
	Sub-Total	60,479	45,100	56,217	59,764
82	Disability Rights Committee Expense	<u>300</u>	<u>300</u>	<u>300</u>	<u>300</u>
	Sub-Total	300	300	300	300

APPENDIX B – REVENUE/OPERATING BUDGET

<u>FY 2014 OPERATING BUDGET</u>					
Line	DESCRIPTION	6/30/2011	6/30/2012	Voted	Town Meeting
		Actual	Actual	Budget	Budget
		<u>FY 2011</u>	<u>FY 2012</u>	<u>FY 2013</u>	<u>FY 2014</u>
83	Jim Noonan Human Services	<u>76,500</u>	<u>76,500</u>	<u>76,500</u>	<u>76,500</u>
84	Brooks Library S&W	431,627	411,656	429,265	449,664
85	Brooks Library Expense	<u>232,161</u>	<u>232,969</u>	<u>238,965</u>	<u>242,532</u>
	Sub-Total	663,788	644,625	668,230	692,196
86	Recreation & Youth Seasonal Help	162,646	155,000	155,008	155,007
87	Recreation and Youth S&W.	167,064	172,750	177,318	192,137
88	Recreation and Youth Expense. . .	49,412	50,530	50,530	50,525
89	Aid to Various Programs				
	Sub-Total	379,122	378,280	382,856	397,669
91	Harbormaster/Natural Resources S&W	185,634	198,899	198,196	202,037
92	Harbormaster Expense	87,550	88,810	86,950	90,145
93	Harbormaster Capital Outlay . . .	<u>1,196</u>	<u>4,500</u>	<u>3,000</u>	
	Sub-Total	274,380	292,209	288,146	292,182
94	Brooks Museum Commission Expense	<u>12,960</u>	<u>12,064</u>	<u>13,164</u>	<u>12,973</u>
	Sub-Total	12,960	12,064	13,164	12,973
95	Historical Commission S&W	1,500	1,000	1,000	1,000
96	Historical Commission Expense . .	<u>1,000</u>	<u>1,000</u>	<u>500</u>	<u>400</u>
	Sub-Total	2,500	2,000	1,500	1,400

APPENDIX B – REVENUE/OPERATING BUDGET

<u>FY 2014 OPERATING BUDGET</u>					
		6/30/2011	6/30/2012	Voted	Town Meeting
		Actual	Actual	Budget	Budget
Line	DESCRIPTION	<u>FY 2011</u>	<u>FY 2012</u>	<u>FY 2013</u>	<u>FY 2014</u>
97	Memorial & Veterans' Day	<u>2,900</u>	<u>2,900</u>	<u>1,600</u>	<u>1,600</u>
98	Golf Operations & Maintenance S&W	672,092	702,199	703,653	757,713
99	Golf Operations & Maintenance/Expense	577,299	556,219	581,801	609,701
100	Golf Capital	<u>24,000</u>	<u>24,000</u>	<u>24,000</u>	<u>63,000</u>
	Sub-Total	1,273,391	1,282,418	1,309,454	1,430,414
101	Total Departmental Budgets	<u>18,114,674</u>	<u>16,717,472</u>	<u>17,667,149</u>	<u>18,125,064</u>
102	Total Debt Service (PRIN & INT)	<u>4,735,823</u>	<u>4,580,240</u>	<u>4,076,198</u>	<u>3,528,883</u>
103	Barnstable County Retirement	2,339,267	2,495,764	2,178,021	2,170,097
104	Special Retirement Pension	3,551	3,552	3,552	3,552
105	Unemployment Compensation	50,000	50,000	35,000	35,000
106	Group Health Insurance/ Life	5,839,110	6,394,917	4,019,156	3,945,954
107	Insurance, General	424,456	483,077	491,783	516,373
108	Insurance Deductibles/Exclusions.	6,913	15,000	15,000	15,000
108(a)	Mega Insurance			<u>21,111</u>	<u>21,111</u>
	Sub-Total	8,663,297	9,758,031	6,763,623	6,707,087
109	Total Town Budget	<u>30,825,854</u>	<u>30,696,461</u>	<u>28,506,970</u>	<u>28,552,559</u>
110	Total	<u>\$48,376,180</u>	<u>\$47,628,891</u>	<u>\$49,347,386</u>	<u>\$50,312,131</u>

