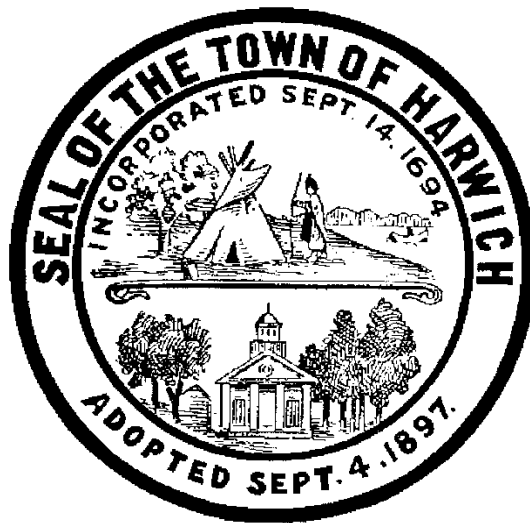


COMPLETE

**ANNUAL TOWN MEETING
WARRANT
With
RECOMMENDATIONS**



MAY 6, 2019

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APPENDIX A – Sample Ballot

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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.

[illegible]

TAX RATE CHART

THE CHART BELOW SHOWS THE AMOUNT OF MONEY REQUIRED TO CHANGE
THE FY 2019 TAX RATE

TAX RATE CHANGE IN \$/1000	DOLLARS REQUIRED
\$0.01	\$56,835
\$0.05	\$284,175
\$0.10	\$568,349
\$0.15	\$852,524
\$0.20	\$1,136,699
\$0.25	\$1,420,874
\$0.30	\$1,705,048
\$0.35	\$1,989,223
\$0.40	\$2,273,398
\$0.45	\$2,557,572
\$0.50	\$2,841,747
\$0.55	\$3,125,922
\$0.60	\$3,410,096
\$0.65	\$3,694,271
\$0.70	\$3,978,446
\$0.75	\$4,262,621
\$0.80	\$4,546,795
\$0.85	\$4,830,970
\$0.90	\$5,115,145
\$0.95	\$5,399,319
\$1.00	\$5,683,494

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 majority 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, Section 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.

MUNICIPAL FINANCE TERMS RELATED TO CAPITAL IMPROVEMENTS

Capital Planning: (See Capital Improvements Program)

Capital Budgeting An appropriation or spending plan that uses borrowing or direct outlay for capital or fixed asset improvements. Among other information, a capital budget should identify the method of financing each recommended expenditure, i.e., tax levy or rates, and identify those items that were not recommended. (See Capital Asset, Fixed Asset)

Capital Outlay The exchange of one asset (cash) for another (capital asset), with no ultimate effect on net assets. Also known as "pay as you go," it is the appropriation and use of available cash to fund a capital improvement, as opposed to incurring debt to cover the cost.

Capital Assets – All tangible property used in the operation of government, which is not easily converted into cash, and has an initial useful life extending beyond a single financial reporting period. Capital assets include land and land improvements; infrastructure such as roads, bridges, water and sewer lines; easements; buildings and building improvements; vehicles, machinery and equipment. Communities typically define capital assets in terms of a minimum useful life and a minimum initial cost. (See Fixed Asset)

Capital Improvements Program – A blueprint for planning a community's capital expenditures that comprises an annual capital budget and a five-year capital program. It coordinates community planning, fiscal capacity and physical development. While all of the community's needs should be identified in the program, there is a set of criteria that prioritizes the expenditures.

Fixed Assets – Long-lived, tangible assets such as buildings, equipment and land obtained or controlled as a result of past transactions or circumstances.

**COMMONWEALTH OF MASSACHUSETTS
TOWN OF HARWICH
ANNUAL TOWN MEETING
May 6, 2019**

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 May 6, 2019 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 11th day of March, 2019

s/Julie E. Kavanagh, Chair
s/Larry G. Ballantine, Vice Chair
s/Edward J. McManus, Clerk
s/Donald F. Howell
s/Michael D. MacAskill
BOARD OF SELECTMEN

A true copy Attest:
s/ David A. Robinson
Constable

DATE: April 17, 2019

By virtue of this 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 of May, 2019 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 the 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 A. Robinson
Constable

The Moderator, Michael D. Ford, Esq. called the meeting to order at 7:00 PM and it was adjourned to allow the voters to check in for the Town Meeting, a quorum of more than 150 was met, having 588 registered voters in attendance. Before town business began at 7:00, Town Clerk, Anita N. Doucette read the Warrant and Return of Warrant.

The May 2019 Harwich Annual Town Meeting was held in the Community Center on 100 Oak Street, the Town Meeting began with:

ARTICLES

TOWN OFFICERS AND COMMITTEES

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

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

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

ACTION: Motion carried.

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

TOWN MODERATOR APPOINTMENTS ANNUAL TOWN MEETING – MAY 6, 2019

I hereby appoint Robert Furtado to a three-year term on the Cape Cod Regional Technical High School District Committee expiring June 30, 2022

I hereby appoint Robert Doane to a three-year term as a trustee on the Caleb Chase Fund expiring June 30, 2020

I hereby appoint Raymond Chesley to a three-year term as the Surveyor of Wood & Lumber expiring June 30, 2020

I appoint James B. Stinson to a two-year term as a trustee of the Caleb Chase Trust Fund expiring June 30, 2021.

s/Michael D. Ford, Esq.
Town Moderator

The tellers for the first night of Town Meeting were: Maryellen Lorefice, Joan McCarty, Thomas Evans, Jonas Robinson.

REPORTS OF TOWN OFFICERS AND COMMITTEES

ARTICLE 2: To hear reports of all Town Officers and Committees for the year 2018.
Customary Article

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

MOTION; (Jack Brown, Chairman-Finance Committee) I move that this article be accepted and adopted. Duly seconded

ACTION: Motion carried.

At this this time Jack Brown, Chairman – Finance Committee read the Report of the Finance Committee to the Town Meeting.

ELECTED OFFICIALS SALARIES

ARTICLE 3: To see if the Town will vote the salaries of the Elected Officials of the Town for fiscal year commencing July 1, 2019 and ending June 30, 2020 as follows and to act fully thereon. Estimated cost: \$124,474.

Selectmen (5)	\$2,400 each
Moderator	\$1,000
Water Commissioners (3)	\$1,000 each
Library Trustees (7)	\$1,000 each
Town Clerk	\$101,474

THE FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED TO SET THE SALARIES FOR ALL ELECTED OFFICIALS WITH AN INCREASE FOR THE TOWN CLERK WHICH MATCHES THE INCOME LEVEL OF OTHER SIMILAR DEPARTMENT HEADS WITH MANY YEARS OF EXPERIENCE. VOTE: YES-5, NO-2

MOTION; (Jack Brown, Chairman-Finance Committee) I move that this article be accepted and adopted as follows: Duly seconded

Selectmen (5)	\$2,400 each
Moderator	\$1,000
Water Commissioners (3)	\$1,000 each
Library Trustees (7)	\$1,000 each
Town Clerk	\$101,474

ACTION: Motion carried.

TOWN FY 20 OPERATING BUDGET

ARTICLE 4: To see if the Town will vote to raise and appropriate, transfer from available funds or borrow such sums of money as may be required to defray Town charges for Fiscal Year 2020, and to act fully thereon. By request of the Board of Selectmen. (BUDGET – SEE APPENDIX B). Estimated Cost: \$39,593,836.

Operating Budget	
Betterments	99,872
Cable Fund	168,594
CPA	553,700

FEMA	13,815
Free Cash	140,240
Golf Improvement	139,000
Overlay Surplus	100,000
State Aide	687,544
Water Enterprise	720,295
Waterways & Mooring	310,302
Subtotal	2,933,362
Local Receipts	13,180,760
Taxes	23,479,714
Operating Budget	39,593,836

Explanation This article is a customary article to appropriate funding for the fiscal year 2020 operating budget of the town. The operating budget includes a provisional appropriation for the first year payment on General Obligation Debt associated with the Lower County Road Project to be presented in Article 20. If the Lower County Road Project fails to reach approval at either Town Meeting or Ballot Vote and the Operating Budget passes then the appropriation associated with the first year debt payment will be removed. A complete summary of the FY 2020 Budget can be found in Appendix B.

THE FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED TO FUND THE ANNUAL OPERATION OF THE TOWN AND THAT \$23,479,714 BE RAISED AND APPROPRIATED, \$13,180,760.00 FROM LOCAL RECEIPTS, AND \$2,933,362.00 FROM OTHER FUNDS, FOR A TOTAL OF \$39,593,836.00, BE USED FOR THIS PURPOSE. THIS BALANCED BUDGET INCLUDES NEW 1 FULL TIME POSITION IN THE INFORMATION TECHNOLOGY DEPARTMENT, AND 1 FULL TIME REDUCTION IN STAFF IN THE TOWN ENGINEER DEPARTMENT. VOTE: YES-9, NO-0

MOTION; (Jack Brown, Chairman-Finance Committee) I move that this article be accepted and adopted to fund the Annual Operation of the Town and that \$39,593,836 be appropriated for the purposes listed in Appendix B under the column titled Town Meeting Budget FY20 with the following adjustments:

Line # 64	Reduction: Police Salaries & Wages	\$(7,080)
Line # 68	Increase: Fire Salaries & Wages	\$3,297
Line # 117	Increase: Library Salaries & Wages	\$5,143
Line # 42	Increase: Town Clerk Salaries & Wages	\$4,775
Line # 26	Increase: Administration Salaries & Wages	\$6,250

For a total adjusted appropriation of \$39,610,572 less line items for unappropriated State \$284,978, Cape Cod Commission \$203,498, and County Assessments \$213,571, and further to raise this Appropriation, the sum of \$38,908,525 be raised and appropriated, and that \$140,240 be transferred from Free Cash, and that \$720,295 be raised and appropriated in the General Fund Operating Budget and allocated to the Water Enterprise Fund for funding, and that \$168,594 be transferred from the “Peg Access and Cable Related Fund” and that \$99,872 be transferred from the Betterment and Septic Funds, and that \$100,000 be transferred from overlay surplus, and that \$13,815 be transferred from the FEMA Fund and that \$310,302 be transferred from the Harbor Waterways and Mooring Funds and that \$139,000 be transferred from the Golf Improvement Funds.

Further to Transfer from the proposed Budget \$150,000 out of Health Insurance Budget into the Other Post-Employment Benefits Trust Fund created under Article 8 of the May 6, 2014 STM. Duly seconded

A standing Count was taken YES 267 NO 233

ACTION: Motion carried.

MONOMOY REGIONAL SCHOOL DISTRICT FY 20 BUDGET

ARTICLE 5: To see if the Town will vote to raise and appropriate, transfer from available funds or borrow such sums of money as may be required to pay for the Monomoy Regional School District Assessment for Fiscal Year 2020, and to act fully thereon. By request of the Monomoy Regional School Committee and Superintendent. Estimated cost: \$26,643,415.

MRSD Budget	
Operating Budget	24,265,940
Transportation	495,663
Capital	223,794
Debt - High School	1,658,018
Total	26,643,415

THE FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED TO FUND THE ANNUAL OPERATION OF THE MONOMOY REGIONAL SCHOOL DISTRICT AND THAT \$26,643,415 BE RAISED AND APPROPRIATED FOR THIS PURPOSE. VOTE: YES-8, NO-0

MOTION: (Dana DeCosta, Finance Committee) I move that this article be accepted and adopted totaling \$26,643,415 to fund the FY 2020 Annual Operation of the Monomoy Regional School District and that \$26,244,621 be raised and appropriated for this purpose with additional said sum of \$398,794 to be transferred from Free Cash for a portion of Capital items and extraordinary expenses of the Monomoy Regional School District Budget for Fiscal Year 2020. Total Budget \$26,643,415 Duly seconded

TOTAL BUDGET: \$26,643,415

ACTION: Motion carried

CAPE COD REGIONAL TECHNICAL SCHOOL DISTRICT FY20 BUDGET

ARTICLE 6: To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sufficient sum of money as may be required to pay for the Cape Cod Regional Technical High School District Assessment for Fiscal Year 2020, and to act fully thereon. By request of the Cape Cod Regional Technical High School District. Estimated cost: \$2,332,198.

CCRTHS Budget	
Operating Budget	1,421,763
Debt - New School	910,435
Total	2,332,198

***Explanation:** This assessment includes funding for our portion of the construction of the new facility. This is the first installment of debt service. Voters approved a debt exclusion for this project.*

THE FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED TO FUND THE ANNUAL OPERATION OF THE REGIONAL TECHNICAL HIGH SCHOOL AND THAT \$2,332,198 BE RAISED AND APPROPRIATED FOR THIS PURPOSE. THE FIRST PAYMENT FOR THE NEW FACILITY, APPROVED BY THE VOTERS, IS INCLUDED IN THIS BUDGET. THE REST OF THE OPERATING BUDGET REPRESENTS A 1.96 % INCREASE OVER THE CURRENT BUDGET. VOTE: YES-7, NO-0

MOTION: (Dana DeCosta, Finance Committee) I move that this article be accepted and adopted to fund the FY 2020 Annual Operation of the Regional Technical High School and that \$2,332,198 be raised and appropriated for this purpose. Duly seconded

Notation only: The first payment for the new facility, approved by the voters, is included in this budget. The rest of the operating budget represents a 1.96% increase over the current budget. \$910,000 for first debt service payment.

ACTION: Motion carries

FY20 WATER BUDGET

ARTICLE 7: To see if the Town will vote to raise and appropriate, transfer from available funds or borrow such sums of money as may be required to defray Water Department Operating Budget for Fiscal Year 2020, and to act fully thereon. By request of the Water Commissioners and Superintendent. Estimated cost: \$4,327,978

***Explanation:** Water Budget is an Enterprise operation funded from water rates and fees only.*

THE FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED TO FUND THE ANNUAL OPERATION OF THE WATER DEPARTMENT AND THAT \$4,327,978 FROM WATER RECEIPTS BE USED FOR THIS PURPOSE. VOTE: YES-9, NO-0

MOTION: (Jack Brown, Chairman-Finance Committee) I move that this article be accepted and adopted to fund the Annual Operation of the Water Department and that \$4,444,866 from Water Receipts with the following adjustment, increase Salaries & Wages by \$5,888 to operate the Water Enterprise Fund for this purpose.

SALARIES	\$1,345,273	
EXPENSES	\$1,477,196	
DEBT	\$741,102	
INDIRECT COSTS	\$720,295	
OPEB	\$50,000	
TOTAL	\$4,333,866	Duly seconded

ACTION: Motion carried

FY20 WASTEWATER/SEWER BUDGET

ARTICLE 8: To see if the Town will vote to raise and appropriate, transfer from available funds or borrow such sums of money as may be required to defray the Wastewater/Sewer Department Operating Budget for Fiscal Year 2020, and to act fully thereon. By request of the Board of Selectmen. Estimated cost: \$225,000.

Explanation: The FY19 Budget included this budget in the amount of \$70,000. It is anticipated that due to the small number of initial users that the town will need to subsidize payments obligated to Chatham IMA for use of their plant. This budget increase to \$125,000 is taxpayer supported. The FY 2020 Budget will be used to fund a \$75,000 Program Administrator to help in transition. The D/H/Y efforts would be funded with \$25K and \$25K to amend the CWMP. \$100,000 from Free Cash would be used to fund a program to help connection costs for income eligible people through the County.

THE FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED TO FUND THE ANNUAL OPERATION OF THE WASTE WATER DEPARTMENT AND THAT \$125,000 BE TRANSFERRED, WITH \$100.000 TO COME FROM FREE CASH FOR THIS PURPOSE. THIS IS THE BEGINNINGS OF OPERATIONS FOR THIS DEPARTMENT AND WILL BE BUILT OVER THE NEXT SEVERAL YEARS UNTIL FULL OPERATION. VOTE: YES-8, NO-0

MOTION: (Dana DeCosta – Finance Committee) I move that this article be accepted and adopted to fund the Annual Operation of the Wastewater Department Sewer Enterprise Fund and that \$125,000.00 be raised and appropriated from taxation and further a \$100,000 be transferred from Free Cash for this purpose. Duly seconded

Notation: General Fund Payment

ACTION: Motion carried

ADOPT THE CAPITAL PLAN

ARTICLE 9: 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 2026 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.
(APPENDIX C)

THE FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED TO OUTLINE CAPITAL PROJECTS OVER THE NEXT 7 YEARS. FUNDING RECOMMENDATIONS FOR REQUESTS ARE MADE SEPARATELY. VOTE: YES-6, NO-1

MOTION: (Dana DeCosta-Finance Committee) I move that this article be accepted and adopted to outline Capital Projects over the next 7 years. Funding recommendations for requests are made separately.
Duly seconded

AMEND THE MAIN MOTION: (Ralph Smith) I move to amend the Capital Plan to take out the proposed \$131,000 to reimburse the Town for funds that were not authorized to be spent for initial work on and to complete construction of the pet burial ground.
Duly seconded

A motion was made and seconded to terminate debate, this required a $\frac{3}{4}$'s majority vote to pass, it was a unanimous vote, so declared.

ACTION ON THE AMENDMENT: A standing count was taken YES 331 NO 162,
The amendment carried.

After further debate a motion was made and seconded to terminate debate, this required a $\frac{3}{4}$'s majority vote to pass, motion carried.

ACTION ON THE MAIN MOTION AS AMENDED: Motion carried.

CAPITAL PLAN 2020 TO 2026 ITEMS OVER \$50,000

2/22/2019

Department	Project	FY 20	FY 21	FY 22	FY 23	FY 24	FY 25	FY 26
ADMINISTRATION								
Admin	Harwich Center ADA Sidewalk Project	\$ 700,000						
Admin	Harwich Center ADA Sidewalk Pro. ADA/CDBG Grant (\$670K of 1 Million)	\$ -						
Admin	Harwich Center Initiative		TBD					
Admin	Albro House - Renovations		TBD					
Admin	Demolition/Remediation-203 Bank Street and Parking Lot Improvements	\$ 60,000						
Admin	Walkway Reconstruction Rte 28 SAQ to Harwichport (Supplemental)	\$ 576,500						
Admin	Walkway Reconstruction Rte 28 SAQ to Harwichport (Supplemental) GRANT	\$ -						
Admin	Walkway Reconstruction Bank Street Harwich Center to Rte 28	\$ -	\$ 450,000					
Admin	Insurance work to maintain Former West Harwich School on Bells Neck	\$ 20,000	TBD					
Admin	School House Road Revision to Site Plan Expand Parking Lot	TBD	TBD					
Admin	Preparation and Utilization of Queen Anne Road Solar Farm Expansion	TBD	TBD					
Admin	Updates to the Cultural Center Building (See Facility Maintenance)							
Admin	Green/Fuel Efficient Fleet Replacement Schedule	\$ 27,000	\$ 24,000	\$ 30,000	\$ 30,000	\$ 30,000	\$ 30,000	\$ 30,000
CEMETERY								
Cemetery	Pet Burial Ground completion (Finalize & Reimbursement) \$57K and \$74K	\$ 131,000						
Cemetery	Arbortulm Project Cemetery Mapping and Software	\$ 30,110	\$ 100,000					
CONSERVATION								
Conservation	Harwich Artificial Reef (Additional Project)			\$ 250,000	\$ -			
Conservation	Shore Stabilization/Jetty Extension Red River Beach	\$ 100,000	\$ -					
ENGINEERING								
Engineering	MS4 Municipal Surface Drainage Plan and Improvements	\$ 40,000	\$ 100,000	\$ 100,000	\$ 100,000			
Facility Main.-DPW								
Facility Main.-DPW	Implement Facilities Wide ADA Compliance Plan Improvements	\$ 20,564	\$ 11,605	\$ 75,235				
Facility Main.-DPW	Energy Management System Brooks Library HVAC		\$ 65,000					
Facility Main.-DPW	Highway Barn Metal Roof- Insulation	\$ 260,750						
Facility Main.-DPW	DPW Facilities and Mechanic Shop (Formerly Shop Only)	\$ -						\$ 1,200,000
Facility Main.-DPW	DPW Air Quality Retro-Fit	\$ -	\$ 75,000					
Facility Main.-DPW	Brooks Library Roof		\$ 135,000					
Facility Main.-DPW	Cultural Center - Boiler Replacement			\$ 160,000		\$ -	\$ -	\$ -
Facility Main.-DPW	Cultural Center - Window Replacement Sash Windows that Failed			\$ -	\$ 200,000	\$ -	\$ -	\$ -
Facility Main.-DPW	Cultural Center - Window Replacement -Casements and Picture Windows			\$ -	\$ -	\$ 200,000	\$ -	\$ -
Facility Main.-DPW	Community Center Generator			\$ 105,000				
Facility Main.-DPW	Community Center Remove and Replace Privacy Fence			\$ 52,000				
Facility Main.-DPW	Community Center 3 Condensing Units and Air Handlers				\$ 275,000			
Facility Main.-DPW	Community Center Roof Replacement					\$ 240,000		
Facility Main.-DPW	Library Boiler Replacement					\$ -	\$ 120,000	\$ -
Facility Main.-DPW	Community Center Boiler Replacement					\$ -	\$ 120,000	\$ -

Department	Project	FY 20	FY 21	FY 22	FY 23	FY 24	FY 25	FY 26
PUBLIC WORKS								
Public Works	5 Year Road Maintenance Plan	\$ 1,400,000	\$ 1,400,000	\$ 1,400,000	\$ 1,400,000	\$ 1,400,000	\$ 1,400,000	\$ 1,400,000
Public Works	West Harwich Route 28 Design(\$125K in FY 20 & Construction via Fed Funds)							
Public Works	West Harwich Route 28 Design(Construction via Fed Funds)			\$ -	\$ 50,000			
Public Works	Lower County Road (Maintenance /Not Federal TIP Funds)	\$ 5,560,475			\$ 5,600,000			
Public Works	[\$1,000,000 from 5 Year Road Maintenance to be used to decrease DE]							
Public Works	Route 39/Pleasant Bay Road Roundabout (If Needed)	\$ -	\$ 600,000					
Public Works	Highway Barn Metal Roof- Insulation (See Facility Maintenance)							
Public Works	Mobile Lifting System for Large Vehicles	\$ 90,475						
Public Works	Ford F-350 Dump Truck - #42	\$ 80,000						
Public Works	2 - C&D Trailers (\$75,000 each)	\$ 150,000						
Public Works	Johnston Sweeper Body and Pony Motor - Highway #30	\$ 125,000						
Public Works	Vehicle Listing (FY 21 to 26) Summary	\$ -	\$ 355,000	\$ 325,000	\$ 320,000	\$ 325,000	\$ 320,000	\$ 355,000
REC & YOUTH								
Rec & Youth	Pleasant Road Beach Parking Lot Paving/Overlay	\$ 112,000	\$ -	\$ -		\$ -		
Rec & Youth	Sand Pond Restrooms and Playground Improvements	\$ 125,000	TBD			\$ -		
Rec & Youth	Whitehouse Field Scoreboard Replacement/Safety Netting	\$ 55,000						
Rec & Youth	Red River Beach Bulkhead (22) and Restroom Renovations (23)			TBD	\$ 125,000			
Rec & Youth	Cahoon Road Beach Restroom				\$ -	\$ 125,000		
WASTEWATER								
Wastewater	DHY Community Partnership - CWMP Revisions		TBD					
Wastewater	Harwich Wastewater Treatment Plant DN (2026) & DC (2027)	\$ -	\$ -					\$ 4,000,000
Wastewater	CWMP Phase 3 Pleasant Bay(North)Watershed Collection Sys. Des. & Con.	\$ -	\$ -	\$ -	\$ 1,000,000	\$ 15,300,000		\$ -
Wastewater	Evaluate Phosphorus issues in Seymour Pond & Restoration			\$ -	\$ 70,000	\$ 330,000		\$ -
WATER								
Water	Lothrop Avenue Water Line Replacement(NEW based upon failure of Line)	\$ 100,000						
Water	Pleasant Lake Tank - Fill Pipe Replacement	\$ 300,000						
Water	T1 Generator at Main Treatment Facility	\$ 65,000						
Water	Purchase John Deer 35D	\$ 64,000						
Water	New Water Source North Harwich Exploration and Development (D&C)	\$ -	\$ 250,000		\$ 500,000	\$ -		
Water	2019 Ford Super Duty F-550 Replace Truck 9 including Dump Body	\$ 76,551						
Water	Rte 28 Water Main Replacement/Lothrop Area Design (22) Construction (23)			\$ 100,000	\$ 2,000,000			
Water	Station 8 Generator			\$ 50,000	\$ -	\$ -		
Water	Various Access Road Pavement					\$ 175,000		
Water	Pleasant Lake Avenue Tank Rehabilitation			\$ -	\$ -	\$ 1,750,000		\$ -
Water	Phase 1 Discontinuity of Pipes per Masterplan 6,450 ft of Pipe			\$ -	\$ -	\$ -		\$ 1,500,000
Water	Construction/Renovation Asbestos Pipe Project							TBD
Water	Vehicle Replacements (Replace F-259 & Ranger in FY 23 and Tr 11 in (25))		\$ -	\$ -	\$ 125,000	\$ -	\$ 75,000	

LEASE PURCHASE AGREEMENTS

ARTICLE 10: To see if the Town will vote to enter into various lease purchase financing agreements for town equipment included in the operating budget for FY 2020, said leases may be for a term not to exceed the useful life of the equipment as determined by the Board of Selectmen; and to act fully thereon. By request of the Board of Selectmen.

Explanation: The Municipal Modernization Act of 2016 contains a new section requiring a recommendation by the Town Administrator and a two-thirds vote of the legislative body to authorize a tax-exempt lease purchase agreement. To qualify under this new section a qualifying lease must be in excess of three years, must not exceed the useful life of the equipment, must establish a nominal residual value of the equipment at the end of the lease, and must be approved by a two-thirds vote of Town Meeting.

THE FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED TO MEET A NEW REQUIREMENT FROM THE STATE.

VOTE: YES-7, NO-0

MOTION: (Jack Brown, Chairman-Finance Committee) I move that this article be accepted and adopted to meet a new requirement from the state. Duly seconded

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

ADMINISTRATION

CAPITAL EQUIPMENT AND PUBLIC WORKS ITEMS FUNDED FROM FREE CASH ITEMS UNDER \$50,000

ARTICLE 11: 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 items in the table below included in the FY 2020 Capital Plan, and to act fully thereon. By request of the Board of Selectmen. Estimated cost: \$136,874.

1	ADA Compliance Plan Improvements	\$20,564
2	Community Center Compressors	\$20,000
3	Phase III Town-wide Radio System	\$20,000
4	Auto Extraction Equipment	\$100,000
	Auto Extraction State Grant (appropriation deducted from Grant)	(\$95,000)
5	Taser Replacement (5-yr lease program)	\$14,910
6	Traffic Speed Monitoring Radar	\$26,400
7	Harwich Center ADA Sidewalk Project (Town match toward Grant)	\$30,000
	Gross Total less Grants	\$136,874

THE FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED WITH THE AMOUNT OF \$136,874 FROM FREE CASH TO PURCHASE NEW ITEMS THAT WILL HELP THE TOWN TOWARDS MEETING ADA COMPLIANCE, AND WILL HELP POLICE AND FIRE WITH COMMUNICATION AND SAFETY. THESE ITEMS DID NOT MEET THE FUNDING THRESHOLD TO BE INCLUDED IN THE CAPITAL PLAN.

VOTE: YES-7, NO-0

MOTION: (Jack Brown, Chairman-Finance Committee) I move that this article be accepted and adopted and that \$136,874 be transferred from Free Cash for this purpose.
Duly seconded

ACTION: It was a unanimous vote, so declared.

FACILITY MAINTENANCE AND REPAIR FUND

ARTICLE 12: To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sufficient sum of money as may be required to defray costs related to Facility and Grounds Maintenance and Repair included in the FY 2020 Capital Plan, and to act fully thereon. By request of the Board of Selectmen. Estimated cost \$774,750.

1	Highway Barn Metal Roof	\$260,750
2	Cultural Center Subsidy	\$125,000
3	203 Bank Street Parking Improvements - demolition	\$60,000
4	Wixon Dock Landside Improvements	\$70,000
5	Allen Harbor Jetty Design	\$57,000
6	Brooks Library Sidewalk Repair	\$90,000
7	Pleasant Road Beach Parking Lot Paving	<u>\$112,000</u>
	TOTAL	\$774,750

THE FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED WITH THE AMOUNT OF \$774,750 FROM FREE CASH TO ADD A NEW METAL ROOF TO THE HIGHWAY BARN AND TO MAKE MANY SAFETY AND ACCESSIBILITY IMPROVEMENTS AROUND THE TOWN. THE CULTURAL CENTER ANNUAL SUBSIDY IS INCLUDED. VOTE: YES-5, NO-2

MOTION: (Jack Brown, Chairman-Finance Committee) I move that this article be accepted and adopted as printed in the Warrant in the amount \$774,750 from Free Cash.
Duly seconded

ACTION: Motion carried.

FUND SNOW AND ICE DEFICIT FOR FY19

ARTICLE 13 : To see if the Town will vote to transfer from available funds a sufficient sum of money to fund the Fiscal Year 2019 Snow and Ice Deficit Account, and to act fully thereon. By request of the Board of Selectmen. Estimated cost \$ 325,000.

FINANCE COMMITTEE RECOMMENDS NO RECOMMENDATION PENDING FURTHER INFORMATION (NRPF). FINANCE COMMITTEE VOTES NRPF WHEN, AT THE TIME THE WARRANT IS PRINTED, IT HAD INSUFFICIENT OR INCOMPLETE INFORMATION TO MAKE AN INFORMED RECOMMENDATION. IT DOES NOT IMPLY A NEGATIVE FINANCE COMMITTEE VIEW, ONLY AN INCOMPLETE UNDERSTANDING OF THE ARTICLE SO VOTED. FINANCE COMMITTEE WILL MAKE ITS FINAL RECOMMENDATION AT TOWN MEETING AFTER HAVING RECEIVED FURTHER INFORMATION. VOTE: YES-7, NO-0

MOTION: (Jack Brown, Chairman-Finance Committee) I move that this article be accepted and adopted in the amount \$137,500 from Free Cash. Duly seconded

ACTION: It was a unanimous vote, so declared.

FUND BUDGET SHORTFALLS IN BUDGET TRANSFERS FOR FY19

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 shortfalls in various FY 19 budget and fund transfers, and to act fully thereon. By request of the Town Administrator and Finance Director. Estimated cost: \$100,000.

Explanation: The Water Department discovered serious conditions on pipes by the Lothrop Street Tank that needed immediate repair. Funding may come from within the Water Budget or from retained earnings.

FINANCE COMMITTEE RECOMMENDS NO RECOMMENDATION PENDING FURTHER INFORMATION (NRPFI). FINANCE COMMITTEE VOTES NRPF WHEN, AT THE TIME THE WARRANT IS PRINTED, IT HAD INSUFFICIENT OR INCOMPLETE INFORMATION TO MAKE AN INFORMED RECOMMENDATION. IT DOES NOT IMPLY A NEGATIVE FINANCE COMMITTEE VIEW, ONLY AN INCOMPLETE UNDERSTANDING OF THE ARTICLE SO VOTED. FINANCE COMMITTEE WILL MAKE ITS FINAL RECOMMENDATION AT TOWN MEETING AFTER HAVING RECEIVED FURTHER INFORMATION. VOTE: YES-7, NO-0

MOTION: (Laurie Gillespie-Lee-Finance Committee) I move that this article be accepted and adopted as currently presented with a total of \$170,486 transferred from listed accounts.

Shortfalls			Transfer From		
Description	Org/Obj	Amount	Description	Org/Obj	Amount
Conservation S&W	011711/512000	3,200	Dredging	016332/586000	3,200
Transfer Station C&D	014212/538000	100,000	Group Health - Sch Retirees	019142/575040	115,020
Ins Deductible	019462/574001	1,020	Finance Comm Reports	011922/530900	1,266
Workmen's Comp	019452/574012	25,000	Audit	011362/530900	3,000
Unemployment Comp	019132/517200	25,000	Admin S&W	011491/511900	8,000
Advertising	011942/534100	15,000	Engineering S&W	014111/511900	40,000
Finance Committee	011312/573000	1,266			
Total		170,486	Total		170,486
Unanticipated Revenue			Transfer To		
Retiree Drug Subsidy (CCMHG)	011454/484099	521,925.13	OPEB Trust	8030/484099	521,925.13
Treas Misc Revenue			OPEB Misc Revenue		

Duly seconded

ACTION: It was a unanimous vote, so declared.

WATER DEPARTMENT

PURCHASE/REPLACE MINI EXCAVATOR FOR WATER DEPARTMENT

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 purchase/replace a John Deere 35D Mini Excavator or equivalent, and to act fully thereon. By request of the Water Commissioners and Superintendent. Estimated cost: \$64,000

Explanation: The existing John Deere 35D was purchased in 2005 and has over 5000 hours of use. It has been determined the Pins/Turntable need to be replaced which will cost more than \$11,000. The current trade in value for the machine is \$15,000. The replacement cost is \$64,000 with anticipated trade in value of \$14,000. The net cost is estimated at \$50,000.

THE FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED TO REPLACE A WORN-OUT AND WELL USED PIECE OF EQUIPMENT. WITH THIS EQUIPMENT THIS TYPE OF WORK CAN BE DONE IN-HOUSE AT A LOWER COST, AND WATER RECEIPTS REVENUE WILL BE USED FOR THE PURCHASE. VOTE: YES-7, NO-0

MOTION: (Jack Brown, Chairman-Finance Committee) I move that this article be accepted and adopted and that \$64,000 be transferred from Water Receipts to purchase a mini excavator for the Water Department and further, to authorize trade in, sale or re-purpose of Water Department vehicles. Duly seconded

ACTION: Motion carried

PLEASANT LAKE AVENUE TANK – FULL REPLACEMENT

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 increase the diameter of the water main entering the Pleasant Lake Tank including vertical pipe at the base of the tank into the tank and minor structural modifications, and to act fully thereon. By request of the Water Commissioners and Superintendent. Estimated cost: \$300,000

Explanation: The existing 12" pipe fill pipe is undersized. When attempting to fill the tank pressure in the distribution system can exceed 120 PSI. As a result, the tank cannot be filled to its 1.5 million gallon capacity and limits the ability to utilize the tank to control pumping operations.

THE FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED TO ALLOW FOR THE FULL UTILIZATION OF THE CAPACITY OF THE TANK. THIS EQUIPMENT WILL ENABLE WORK TO BE DONE MORE EFFICIENTLY AT A LOWER COST, AND WATER RECEIPTS WILL BE USED FOR THIS PURCHASE. VOTE: YES-7, NO-0

MOTION: (Jack Brown, Chairman-Finance Committee) I move that this article be accepted and adopted and that \$300,000 be transferred from Water Receipts to replace section of fill pipe to Pleasant Lake tank and all related and incidental work.

Duly seconded

ACTION: It was a unanimous vote, so declared.

REPLACE THE T1 MAIN FACILITY GENERATOR AT CHATHAM ROAD

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 replace the T1 Main Facility Generator located on Old Chatham Road, and to act fully thereon. By request of the Water Commissioners and Superintendent. Estimated cost: \$65,000

THE FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED TO REPLACE A WORN-OUT PIECE OF EQUIPMENT. PAST FAILURES AT CRITICAL TIMES NECESSITATES THE NEED FOR REPLACEMENT. WATER RECEIPTS REVENUE WILL BE USED FOR THIS PURCHASE. VOTE: YES-7, NO-0

Explanation: The existing generator was installed in 2005 and has failed to operate in critical times of need multiple times in the past year. This generator is responsible for providing backup power to the SCADA System (controls, monitors, & alarms for the water system) and 3 water production wells.

MOTION: (Jack Brown, Chairman-Finance Committee) I move that this article be accepted and adopted and that \$65,000 be transferred from Water Receipts to replace Main Facility Generator – Chatham Road.

Duly seconded

ACTION: It was a unanimous vote, so declared.

PURCHASE A 2019 FORD F-550 TRUCK

ARTICLE 18: To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sufficient sum of money to purchase a 2019 Ford F-550 or equivalent, and to act fully thereon. This vehicle will replace a 2005 F-350 Dump Truck. By request of the Water Commissioners and Superintendent. Estimated cost: \$76,551.

Explanation: The new vehicle is estimated to cost \$76,551 less anticipated trade in the value of \$6,551. The vehicle to be replaced has considerable rot to the frame & dump body. In the past year the oil pan and PTO that controls the dump body had to be replaced. It has been determined by the DPW's vehicle maintenance division the F-350 should be replaced due to the following:

- *Frame and body rust/rot is progressing rapidly.*
- *Seat and seat belt attaching points are rotting.*
- *The dump body has holes in the floor that will get larger with use.*
- *The tailgate on the dump body does not fit correctly.*
- *The subframe for the dump body is rotting.*
- *The oil pan is rusty/flaking, will need replacement. Cab off procedure.*

THE FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED TO FUND A NEW FORD F550 TRUCK WHICH IS ALSO USED EXTENSIVELY FOR TOWING WATER DEPARTMENT EQUIPMENT AND THAT \$70,000 BE USED FROM WATER RECEIPTS FOR THIS PURPOSE.
VOTE: YES-8, NO-0

MOTION: (Dana DeCosta-Finance Committee) I move that this article be accepted and adopted as printed in the Warrant and that \$76,551 be transferred from Water Receipts to purchase a purchase (sic) a 2019 Ford F-550 truck or equivalent and further, to authorize trade in, sale or re-purpose of Water Department vehicles. Duly seconded

ACTION: Motion carried.

DEPARTMENT OF PUBLIC WORKS

PURCHASE AND EQUIP VEHICLES FOR THE DPW

ARTICLE 19: To see if the Town will vote to raise and appropriate, transfer from available funds and/or borrow a sufficient sum of money to purchase and equip the following vehicles:

(1) One Ton Dump Truck (Highway)	\$ 80,000
(1) Johnston Sweeper Body/Pony Motor (Highway)	\$ 125,000
(2) C&D Trailers (Disposal)	\$ 150,000
(1) Rolloff Pup Trailer (Disposal)	\$ 40,000
	<u>\$395,000</u>

and to further authorize the trade-in or sale of the following old vehicles toward the purchase price, where the Board of Selectmen find that the vehicles cannot be utilized elsewhere in Town:

1999 Ford F-350 Dump Truck
2009 Great Lakes Pup Trailer

and to act fully thereon. By request of the DPW Director. Estimated cost: \$395,000

Explanation:

One Ton Dump Truck - The current 1999 Ford dump truck has approximately 160,600 miles on it, is in poor condition, and is a front line vehicle used for snow removal and moving personnel and equipment.

Johnston Sweeper Body/Pony Motor - The truck/chassis of our 2007 Johnston Sweeper are in good condition, while the sweeper body and pony motor are failing. Replacing the body and pony motor would save us in excess of \$150,000 over purchasing a new sweeper, while prolonging the life for another 10-15 years.

C&D Trailers - This request is to add to our existing fleet of C&D trailers, which are utilized daily to transport C&D waste off-Cape. The additional trailers would enable us to better manage that function, which provided the Town with approximately \$1.45 million in gross revenue in FY18.

Rolloff Pup Trailer - We will soon be facing major maintenance on our current 10 year old pup trailer, which is used to transport our recycling products off-Cape. Given the age and amount of use this trailer gets, we feel it is not worth spending the money required for the necessary maintenance.

THE FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED TO REPLACE WORN-OUT VEHICLES AT THE HIGHWAY DEPARTMENT. NEW VEHICLES AT THE DISPOSAL AREA WILL HELP KEEP UP WITH INCREASED VOLUME. CONSTRUCTION/DEMOLITION REVENUE WILL BE USED TO HELP OFFSET THIS PURCHASES.

VOTE: YES-7, NO-0

MOTION: (Jack Brown, Chairman-Finance Committee) I move that this article be accepted and adopted as printed in the Warrant and that \$395,000 be transferred from Free Cash to purchase listed equipment and to authorize trade in, sale or re-purpose of DPW Department vehicles and equipment. Duly seconded

AMEND THE MAIN MOTION: (Richard Gunderson) I would like to make a motion to amend this article to eliminate two items from Art. 19:

- (1) One Ton Dump Truck (Highway) @ \$80,000.
- (2) C&D Trailers (Disposal) @ \$150,000

Thereby reducing the authorization from \$395,000 to \$165,000 Duly seconded

ACTION ON THE AMENDMENT: The amendment failed

ACTION ON MAIN MOTION: Motion carried

Ballot question #1
Debt Exclusion

RECONSTRUCTION OF LOWER COUNTY ROAD

ARTICLE 20: To see if the Town will vote to raise and appropriate, transfer from available funds and/or borrow in accordance with Ch.44 of the M.G.L., or any other enabling authority, the sum of \$4,560,475 to fund the Reconstruction of Lower County Road including all costs incidental and related thereto, as requested in the Capital Plan for FY20. The appropriation authorized by this vote shall not take effect until the Town votes to exempt from the limitations on total taxes imposed by M.G.L. ch.59, §21C (Proposition 2 ½) the amounts required to pay the principal of and the interest on any borrowing authorized under this article. And further, in accordance with Chapter 44, Section 20 of the General Laws, the premium received by the Town upon the sale of any bonds or notes thereunder, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to pay project costs and the amount authorized to be borrowed for each such project shall be reduced by the amount of any such premium so applied, and to act fully thereon. By request of the DPW Director. Estimated cost: \$4,560,475

Explanation: The road is in poor condition, with structural defects in its base and a sidewalk that is not ADA compliant. The sheer scope of the project is more than we could handle under our County Bid Road Construction items and the cost is more than could be absorbed within our road maintenance plan. Although Lower County Road is eligible for State funding in the Transportation Improvement Program, there is no way to meet the Complete Streets criteria (sidewalks and bike lanes on both sides of the street) within the Town's 40' right of way. Since the Water Department completed the \$1.2M worth of water main replacements, the road is in utter shambles and in dire need of this project. The funding is coming from two sources. The first \$4,560,475 from the Debt Exclusion; and \$1.0 million from the Road Maintenance Program.

THE FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED TO ALLOW THE HIGHWAY DEPARTMENT TO FINISH THIS PROJECT. THE WATER DEPARTMENT HAS DONE THEIR IMPROVEMENTS ON THE ROAD TO REDUCE THE CHANCES OF THE NEED TO REOPEN THE ROAD WHEN COMPLETED. ALTHOUGH THERE IS THE DESIRE BY BOTH THE BOARD OF SELECTMEN AND THE FINANCE COMMITTEE TO REMOVE THE NEED FOR TAX REQUESTS THIS YEAR, DELAYING THIS PROJECT WILL ONLY INCREASE THE COST. VOTE: YES-4, NO-1, ABSTAIN-1

MOTION: (Thomas Sherry – Finance Committee) I move that this article be accepted and adopted to Reconstruct Lower County Road and that to meet this appropriation the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow \$4,560,475 and to issue bonds and notes therefor pursuant to General Laws Chapter 44, Sections 7 or 8, or any other enabling authority; and that the Board of Selectmen is authorized to expend all funds available for the project and to take any other action necessary or convenient 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.29, §21C (Proposition 2 ½) amounts required to pay the principal of and interest on the borrowing authorized by this vote. Any premium received by the Town upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount. Duly seconded

ACTION: Motion did not carry.

Notation: Town Ballot Question #1 is linked to this Article 20

PURCHASE OF A MOBILE LIFT SYSTEM

ARTICLE 21: 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 the following:

Mobile Lift System (Vehicle Maintenance)

and to act fully thereon. By request of the DPW Director. Estimated cost: \$90,475

***Explanation:** Mobile Lift System - Our current lifts are unable to lift larger vehicles, such as fire trucks and road tractors and waste trailers, complicating required maintenance. The mobile lift system would allow us to safely elevate all vehicles in the Town fleet.*

THE FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED TO ALLOW THE HIGHWAY MECHANICS TO SAFELY LIFT LARGES VEHICLES. HAVING OUR VEHICLES MAINTAINED IN-HOUSE REDUCES OUR COSTS AND THE MECHANICS ARE OFTEN PRAISED FOR THE QUALITY OF WORK THEY PERFORM. VOTE: YES-7, NO-0

MOTION: (Jack Brown, Chairman-Finance Committee) I move that this article be accepted and adopted to purchase Mobile Lift System and that \$90,475 be transferred from Free Cash for this purpose. Duly seconded

ACTION: Motion carried.

Ballot Question #2 **Debt Exclusion**

ROAD MAINTENANCE PROGRAM

ARTICLE 22: To see if the Town will vote to raise and appropriate and/or transfer from available funds, and/or borrow the sum of \$700,000 to fund the Road Maintenance Program as requested in the Capital Plan for FY20, including but not limited to Lower County Road and all costs incidental and related thereto. 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 2 ½) the amounts required to pay the principal of and the interest on any borrowing authorized under this article. And further, in accordance with Chapter 44, Section 20 of the General Laws, the premium received by the Town upon the sale of any bonds or notes thereunder, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to pay project costs and the amount authorized to be borrowed for each such project shall be reduced by the amount of any such premium so applied, and to act fully thereon. By request of the DPW Director. Estimated cost: \$700,000.

***Explanation:** The capital request for road maintenance is for \$700k for FY20, which we anticipate being augmented by approximately \$700k in Chapter 90 funds. The capital project request form lists 5 years of our road maintenance plan with cash flows of approximately \$1.4M each year and has our 5 year Road Maintenance Plan attached.*

THE FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED TO FUND THE ANNUAL ROAD MAINTENANCE PROGRAM IN COOPERATION WITH THE STATE WHICH PROVIDES A 50-50 MATCH IN FUNDS. VOTE: YES-7, NO-0

MOTION: (Jon Chorey – Finance Committee) I move that the Town appropriate the sum of \$700,000 to fund the Road Maintenance Program for Fiscal Year 2020, including the payment of all costs incidental or related thereto and a portion of the Lower County Road project; that to meet this appropriation the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow \$700,000 and to issue bonds and notes therefor pursuant to General Laws Chapter 44, Sections 7 or 8, or any other enabling authority; and that the Board of Selectmen is authorized to expend all funds available for the project and to take any other action necessary or convenient 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. Any premium received by the Town upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

Duly Seconded.

ACTION: It was ruled to have received the necessary 2/3's vote to pass.

Notation: Town Ballot Question #2 is linked to this Article

ATTORNEY GENERAL
ZONING/PLANNING BOARD

SINGLE FAMILY DWELLING WITH ACCESSORY APARTMENT

ARTICLE 23: To see if the Town will vote to amend the Town's Zoning Bylaw, as follows:

(i) By amending ARTICLE V, Use Regulation, §325.13.A, Paragraph I, Residential Uses, namely Table 1, Use Regulations, Paragraph I – Residential Uses, Use No. 10, Single-family dwelling with accessory apartment, as follows (deletions shown in ~~strike-through~~ and proposed language in **bold underline**):

Table 1, Use Regulations

Use	RR	RL	RM	RH-1	RH-2	RH-3	CV	CH-1	CH-2	IL	MRL	MRL-1	WR
Paragraph IV – Residential Uses													
10 Single-family dwelling with	<u>S</u> <u>P</u>	<u>S</u> <u>P</u>	<u>S</u> <u>P</u>	<u>S</u> <u>P</u>	-	-	<u>S</u> <u>P</u>	<u>S</u> <u>P</u>	-	-	<u>S</u> <u>P</u>	<u>S</u> <u>P</u>	<u>S</u> <u>P</u>

	accessory apartment (§325- 51H §325- 14.T)													
--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

and

(ii) By renumbering and repositioning with the Zoning Bylaw ARTICLE X, Administration and Enforcement, §325-51.H, Single-family dwelling with accessory apartment, as and to ARTICLE V, Use Regulation, §325-14.T, Single-family dwelling with accessory apartment; and

(iii) By amending said Article X, Administration and Enforcement, §325-51.H, Single-family dwelling with accessory apartment, now ARTICLE V, Use Regulation, §325-14.T, Single-family dwelling with accessory apartment, as follows (deletions shown in ~~strike-through~~ and proposed language in **bold underline**):

T. 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. **OWNER** One or more individuals holding title to the property.

(3) Criteria. ~~for special permit approval. Special permits for single family dwellings with a~~
An accessory apartment **is allowable within a single-family dwelling**, either attached or detached, ~~may be granted upon determination by the Planning Board that~~ **provided that** the following criteria have been ~~met~~ **satisfied**:

- 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. Only one of the principal dwelling or accessory apartment may be rented at any given time **and, if rented, shall be rented for a term of no less than six (6) consecutive months.**
- d. The accessory apartment shall have a net floor area not exceeding 1/2 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 off-street parking space shall be provided for the accessory ~~dwelling unit~~ **apartment.**
- 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 a RH-1, CV, CH-1, MRL or MRL-1 District; 20,000 square feet if situated in a RL, RM or RR District; and 40,000 square feet if situated in a Water Resource (WR) Overlay District. **For parcels existing within an approved Open Space Residential Development or Cluster Subdivision, the lots size shall be consistent with the endorsed plan.**

- 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. j.~~ **j.** The proposed use shall not exceed the building or site coverage for the zoning district.
- ~~l. k.~~ **k.** 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.

The Building Commissioner shall determine compliance with said criteria following receipt of the application for a building permit for a change of use and/or for construction of the said accessory apartment.

~~(4) 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 MGL c. 40A, § 9.~~

~~(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)~~ **(4)** A final determination that the owner **has** failed to comply with these **forgoing criteria** provisions or the termination of occupancy by the owner of the subject property shall be evidence that the rights and benefits conferred **hereunder** the special permit were abandoned or otherwise surrendered and discontinued by the owner and all such rights and benefits shall lapse **are null and void** 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; and to act fully thereon. By request of the Planning Board

*Explanation: The purpose of this zoning bylaw amendment is to allow for an apartment, accessory to a single-family dwellings, **by right** rather than the existing requirement for a special permit. The criteria for the granting of a building permit remains essentially the same, with the following exceptions: the rental term is for no less than 6 consecutive month; parcels within Cluster Subdivisions are now included; and, language regarding traffic hazards, etc. has been deleted. The Board of Selectmen and the Planning Board held two joint meetings to discuss the need to change this bylaw. The Town's own Housing Production Plan and Needs Assessment, along with the Barnstable County "Regional Housing Market Analysis and 10-Year Forecast of Housing Supply and Demand for Barnstable County, Massachusetts" report demonstrate the need for a diversified housing stock that includes apartments. The Planning Board held a duly posted and noticed public hearing on this proposed zoning amendment on March 12, 2019 and the Board voted unanimously to recommend this article to the Town Meeting. Planning Board Recommendation: 5-0-0 to recommend*

THE FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED. RECOMMENDED BY THE PLANNING BOARD TO HELP HOME OWNERS ADD ACCESSORY APARTMENTS TO SINGLE-FAMILY DWELLINGS. VOTE: YES-8, NO-0

MOTION: (Jack Brown, Chairman-Finance Committee) I move that this article be accepted and adopted as printed in the Warrant. Duly seconded

At this time James Joyce read the report of the Planning Board:

To: Julie Kavanagh, Board of Selectmen, Chairperson
Cc: Anita Doucette, Town Clerk
Michael Ford, Town Moderator
From: James T. Joyce, Jr., Planning Board Chairman
Date: May 6, 2019
Re: Article 23 – Zoning Amendment
Single Family Dwelling with Accessory Apartment

The Planning Board held a duly posted and noticed public hearing on this proposed zoning amendment on March 12, 2019 and the Board voted unanimously to recommend this article to the Town Meeting

AMEND THE MAIN MOTION: (Wayne Robillard) I move to amend the main motion under section (3) Criteria by deleting the bold language under (C) "and, if rented, shall be rented for a term of no less than six (6) consecutive months. Duly seconded

A motion was made and seconded to terminate debate, this required a 3/4 majority vote to pass, it was a unanimous vote, so declared.

ACTION ON AMENDMENT: The amendment failed

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

FREE-STANDING PORTABLE SIGNS

ARTICLE 24: To see if the Town will vote to amend the Town's Zoning Bylaw §325-2 Word usage and definitions and by addition a new §325-26.K as follows

Within §325-2 delete the existing definition of "A-Frame/Easel/Sandwich-Board Signs" and replace with the following definition:

"FREESTANDING PORTABLE SIGN" – A single or double-faced, self-supporting sign made of wood, cardboard, plastic, metal or other lightweight and rigid material.

And, add a new §325-26.K to read as follows:

K. Freestanding Portable Sign.

- (1) A sign permit from the Building Department shall be required;
 - (2) The area of the sign shall be no more than six (6) square feet per side;
 - (3) The sign height above the ground shall not exceed three (3) feet;
 - (4) The sign width shall not exceed three (3) feet;
 - (5) The sign shall be unlit, shall be inaudible, and shall have no moving parts (except any necessary hinge to fold and unfold said sign);
 - (6) The sign shall be stable and have no external supports;
 - (7) The sign area (one side only) shall count towards the total allowable sign area (in square feet) for the business, pursuant to §325-27
 - (8) The sign shall indicate no more than the name of the business, a special event, hours of operation, sale of a product or service, and price;
 - (9) Only one (1) freestanding portable sign per business may be located on a property; a business with street frontage on two (2) streets may have no more than one (1) such sign on each street front; however, if there are multiple businesses on a property, there shall be no more than one (1) such sign per business, regardless of the street frontage;
 - (10) The sign may only be displayed up to two (2) hours before the business is open to the general public and during the time business is open to the general public; and
 - (11) The sign shall also comply with the requirements of §325-26.D-G, above;
- and to act fully thereon. By request of the Planning Board

Explanation: The purpose of this zoning bylaw amendment is to create guidance and requirements for freestanding portable signs (aka "A" frame signs.) The Board of Selectmen and the Planning Board held two joint meetings to discuss the need to have guidance and regulations for these types of signs in order to address concerns and complaints received during the summer of 2018 with the proliferation of "A" frame signs. The Planning Board held a duly posted and noticed public hearing on this proposed zoning amendment on March 12, 2019 and the Board voted unanimously to recommend this article to the Town Meeting. Planning Board Recommendation: 5-0-0 to recommend.

THE FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED. RECOMMENDED BY THE PLANNING BOARD TO HELP

TIGHTEN THE RULES FOR FREE STANDING SIGNS TO MAKE SURE THEY DO NOT IMPEDE PEDESTRIAN TRAFFIC. VOTE: YES-8, NO-0

MOTION: (Jack Brown, Chairman-Finance Committee) I move that this article be accepted and adopted as printed in the Warrant. Duly seconded

At this time James Joyce read the report of the Planning Board:

To: Julie Kavanagh, Board of Selectmen, Chairperson
Cc: Anita Doucette, Town Clerk
Michael Ford, Town Moderator
From: James T. Joyce, Jr., Planning Board Chairman
Date: May 6, 2019
Re: Article 24 – Zoning Amendment
Freestanding Portable Signs

The Planning Board held a duly posted and noticed public hearing on this proposed zoning amendment on March 12, 2019 and the Board voted unanimously to recommend this article to the Town Meeting

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

At 11:00PM a motion was made and seconded to adjourn the first night of Town Meeting.

May 7, 2019

The Moderator, Michael D. Ford, Esq. called the meeting to order at 7:00 PM, a quorum of more than 150 was met, having 521 registered voters in attendance.

The tellers for the second night of Town Meeting were: Jonas Robinson, Thomas Evans, Maryellen Lorefice and Edlow Banks.

The meeting began with:

ATTORNEY GENERAL

RETAINING WALLS FOR SEPTIC SYSTEMS

ARTICLE 25: To see if the Town will vote to amend the Town's Zoning Bylaw §325-16, Table 2 and to add a new subparagraph "R. Retaining Wall(s) for Septic Systems" to §325-18, as follows:

§325-16, Table 2, add a Note "3" to the "Front (feet)", "Side (feet)", and "Rear (feet)" columns, which shall read as follows:

“³May be reduced to 10 feet for Septic System pursuant to §325-18.R.”

And,

§325-18 add a new subsection “R. Retaining Wall(s) for Septic Systems” to read as follows:

“R. Retaining Wall(s) for Septic Systems. The provisions of §325-17 notwithstanding, on an improved parcel, a retaining wall(s) associated with the installation of a septic system (e.g. mounded septic system) required by the Board of Health and/or Title 5, shall be setback no less than 10 feet to any lot line;

and to act fully thereon. By request of the Planning Board

THE FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED. RECOMMENDED BY THE PLANNING BOARD TO HELP SET BACK REQUIREMENTS FOR ABOVE GROUND SEPTIC SYSTEM RETAINING WALLS. VOTE: YES-8, NO-0

Explanation: The purpose of this zoning bylaw amendment is to allow for the installation of a mounded septic system, required by the Board of Health and/or Title 5, within 10 feet of a property line. This would allow for the streamlining of permitting and would not cause unforeseen delays. Currently if a mounded septic system is required by the Board of Health and/or Title 5 and that system will not meet the current setback requirements for the zoning district in which the property is located (generally 20 feet from a side or rear lot line and 25 feet from a street lot line) the request has to go before the Zoning Board of Appeals for zoning relief in the form of a setback variance. If a system is proposed closer than 10 feet to a property line, it will still need to go before the Zoning Board of Appeals for a setback variance. The Planning Board held a duly posted and noticed public hearing on this proposed zoning amendment on March 12, 2019 and the Board voted unanimously to recommend this article to the Town Meeting. Planning Board Recommendation: 5-0-0 to recommend

MOTION: (Mark Ameres-Finance Committee) I move that this article be accepted and adopted as printed in the Warrant. Duly seconded

At this time James Joyce read the report of the Planning Board:

To: Julie Kavanagh, Board of Selectmen, Chairperson

Cc: Anita Doucette, Town Clerk
Michael Ford, Town Moderator

From: James T. Joyce, Jr., Planning Board Chairman

Date: May 6, 2019

Re: Article 25 – Zoning Amendment
Retaining Walls for Septic Systems

The Planning Board held a duly posted and noticed public hearing on this proposed zoning amendment on March 12, 2019 and the Board voted unanimously to recommend this article to the Town Meeting

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

**SPECIAL PROVISIONS FOR LIFTING EXISTING STRUCTURE TO NEW AND
APPROPRIATE ELEVATIONS**

ARTICLE 26: To see if the Town will vote to amend the Town's Zoning Bylaw Article XVII – Flood Plain Regulations by 1) changing §325-108 Definitions to §325-109 Definitions and 2) adding a new §325-108 “Special Provisions for Lifting Existing Structures to New and Appropriate Elevations” and by adding four new definitions, alphabetically, to the new §325-109 Definitions, and further to amend §325-2 Word usage and Definitions “Building/Structure Height” paragraph B by deleting the existing language and replacing it, as follows:

§325-108 Special Provisions for Lifting Existing Structures to New and Appropriate Elevations

(1) Notwithstanding the provisions of any other provision of the Harwich Zoning By-law to the contrary, except as otherwise provided pursuant to paragraph (3) of this subsection, a person shall be allowed to lift an existing structure located in an Area of Special Flood Hazard to a new and appropriate elevation, or constructing a staircase or other attendant structure necessitated by such raising without the need for Board of Appeals relief, provided, however, this exemption shall apply only to the minimum extent or degree necessary to allow the structure to meet the new and appropriate elevation with adequate means of ingress, egress and accommodation of typical basement facilities.

(2) Appurtenant to lifting an existing structure, the existing structure may be relocated elsewhere on the lot as long as said relocation does not create a new, or increase the intensity of a setback nonconformity.

(3) The exemption established pursuant to paragraph (1) of this subsection shall not be available to a person who has altered or is seeking to alter the original dimensions of a structure if, had the alteration not been made, the structure could have been raised to meet the new and appropriate elevation either without the exemption or with an exemption of lesser degree than is needed with the alteration.

And,
§325-109 Definitions, as the following:

ATTENDANT STRUCTURE means an area to accommodate utilities, laundry facilities or mechanicals which are otherwise typically located within a basement area.

EXISTING STRUCTURE means any commercial or municipal structure or residential dwelling that currently exists, or existed prior to the catastrophic event, at the time a request is made to elevate.

HIGHEST APPLICABLE FLOOD ELEVATION STANDARD means the one-percent (1%) FEMA base flood elevation plus up to an additional three (3) feet.

NEW AND APPROPRIATE ELEVATION means any elevation to which a structure is raised, or is to be raised, that is equal to or higher than the applicable FEMA base flood elevation, provided, however, in no case shall the new and appropriate elevation exceed the highest applicable flood elevation standard.

And,
§325-2 Building/Structure Height

B. For a building or structure located within an area of special flood hazard, refer to §325-108;

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

THE FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED. RECOMMENDED BY THE PLANNING BOARD TO HELP HOME OWNERS OVERCOME FLOOD ZONE HOUSE LIFTING RESTRICTIONS. VOTE: YES-8, NO-0

Explanation: The purpose of this zoning bylaw amendment is to allow for an existing structure to be elevated to meet floodplain requirements without the need of a height variance from the Zoning Board of Appeals. For example, if an existing structure currently meets the 30 feet height limitation and has its first floor below the floodplain elevation, this can be elevated so that the first floor elevation is at least 2 feet above the floodplain elevation, even if now the overall height exceed the 30 foot limitation. This would allow for the streamlining of permitting and would not cause unforeseen delays. The Planning Board held a duly posted and noticed public hearing on this proposed zoning amendment on March 12, 2019 and the Board voted unanimously to recommend this article to the Town Meeting. Planning Board Recommendation: 5-0-0 to recommend

MOTION: (Mark Ameres-Finance Committee) I move that this article be accepted and adopted as printed in the Warrant except amend all references to §325-109 be changed to §325-108.1. Duly seconded

At this time James Joyce read the report of the Planning Board:

To: Julie Kavanagh, Board of Selectmen, Chairperson
Cc: Anita Doucette, Town Clerk
Michael Ford, Town Moderator
From: James T. Joyce, Jr., Planning Board Chairman
Date: May 6, 2019
Re: Article 26 – Zoning Amendment
Special Provisions for Lifting Existing Structures to New and Appropriate Elevations

The Planning Board held a duly posted and noticed public hearing on this proposed zoning amendment on March 12, 2019 and the Board voted unanimously to recommend this article to the Town Meeting

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

**PROVIDE FUNDING FOR AN UPDATE OF THE TOWN'S LOCAL
COMPREHENSIVE PLAN**

ARTICLE 27: To see if the Town will vote to raise and appropriate, transfer from available funds and/or borrow a sufficient sum of money for the updated of the Town's Local Comprehensive Plan, and to act fully thereon. By Town Planner, Planning Board and Town Administrator. Estimated cost: \$200,000

Explanation: The Local Comprehensive Plan (LCP) was last updated in 2011. The LCP is written to be consistent with the Cape Cod Commission Regional Policy Plan, which has recently been updated. The LCP is required to be updated every 5 years. The LCP also serves as the Master Plan for the Town pursuant to MGL c.41A, §81D "Such plan shall be a statement, through text, maps, illustrations or other forms of communication, that is designed to provide a basis for decision making regarding the long-term physical development of the municipality. The comprehensive plan shall be internally consistent in its policies, forecasts and standards, and shall include the following elements:" Growth and development Goals and policies statement; Land use plan; Housing; Economic development; Natural and cultural resources; Open space and recreation; Services and facilities; Transportation, and; Implementation program. The plan serves as a guide to future development and needs of Harwich and it also assists the Town with potential grant opportunities.

THE FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED TO ALLOW THE PLANNING DEPARTMENT TO PURCHASE EXPERTISE SERVICES IN REWRITING THE TOWN PLAN. VOTE: YES-7, NO-0

MOTION: (Jack Brown, Chairman-Finance Committee) I move that this article be accepted and adopted to fund update for local Comprehensive Plan and the sum of \$200,000 be transferred from Free Cash for this purpose. Duly seconded

ACTION: Motion carried.

LIBRARY

**FUND TECHNOLOGY HARDWARE AND SOFTWARE FOR BROOKS FREE
LIBRARY**

ARTICLE 28: To see if the Town will vote to transfer from available funds the remaining balance of funds contained in the follow articles funded by Free Cash and Appropriation: Article 39 of 2011 Annual Town Meeting (\$1,037.09), Article 23 of 2014 Annual Town

Meeting (\$13,459.46) and Article 10 of 2017 Annual Town Meeting (\$6,826). Said transfer of funds to be used for the purchase and replacement of technology equipment and software for the Brooks Free Library, and to act fully thereon. By request of the Library Trustees. Estimated cost: \$21,322.55

Explanation: The motion to approve this article will re-purpose the remaining balance of \$1,037.09 in Article 39 of the May 2011 Annual Town Meeting Parking Lot Lights and Reconfiguration, \$13,459.46 from Article 23 of the May 2014 Annual Town Meeting for Library Carpet Replacement, and \$6,826 from the \$110,000 designated for the Library generator in Article 10 of the May 2017 Annual Town Meeting for Facility Maintenance and Repair.

Source of Funds

\$1,037.09	Article 39 of the May 2011 ATM - Parking Lot Lights and Reconfiguration
\$13,459.46	Article 23 of the May 2014 ATM – Library Carpet Replacement.
\$6,826.00	Article 10 of the May 2017 ATM for Facility Maintenance and Repair (funds remaining of the \$110,000 designated for Library generator)

\$21,322.55

THE FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED TO ALLOW THE LIBRARY TO REPURPOSE LIBRARY LEFT OVER FUNDS IN OLD ARTICLES TO PURCHASE A VARIETY OF COMPUTER NEEDS. VOTE: YES-7, NO-0

MOTION: (Dana DeCosta-Finance Committee) I move that this article be accepted and adopted as printed in the Warrant. Duly seconded

ACTION: It was a unanimous vote, so declared.

GOLF DEPARTMENT

LANDSCAPE RECLAMATION, MAJOR TREE REMOVAL

ARTICLE 29: To see if the Town will vote to raise and appropriate, transfer and/or borrow a sufficient sum of money from the Golf Improvement Fund to continue landscape reclamation and tree removal according to the FY20 Capital Plan, but not restricted to any other areas that the Golf Director and the Committee deem necessary, and to act fully thereon. By request of the Director of Golf and the Golf Committee. Estimated cost: \$35,000.

Explanation: this is the next phase of tree removal specific to the “front side”, holes 1-9. Removal of growth that restricts both air and light enhances the playability of these fairways as recognized by consultation with the USGA, and with the endorsement of the Golf Committee, the Director, and the Superintendent of the Green.

THE FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED TO ALLOW THE GOLF DEPARTMENT TO CONTINUE THEIR ONGOING MAINTENANCE OF THE COURSE. THESE COSTS ARE NOW PAID DIRECTLY FORM GOLF RECEIPTS WITH TOWN MEETING APPROVAL. VOTE: YES-7, NO-0

MOTION: (Dana DeCosta-Finance Committee) I move that this article be accepted and adopted to supplement ongoing landscape reclamation at Cranberry Valley Golf Course and that the Town transfer \$35,000 from the Golf Capital Improvements Receipts Reserve Fund for this purpose. Duly seconded

ACTION : Motion carried

BUNKER RENOVATION AT CRANBERRY VALLEY GOLF COURSE

ARTICLE 30: To see if the Town will vote to raise and appropriate, transfer and/or borrow a sufficient sum of money from the Golf Improvement Fund to rebuild and renovate hazard features according to the FY20 Capital plan at Cranberry Valley Golf Course commonly referred to as “Bunkers”, but not be restricted to any other areas that the Golf Director or Committee deem necessary, and to act fully thereon. By request of the Director of Golf and the Golf Committee. Estimated cost \$75,000

Explanation: This type of hazard has a useful life of up to five years. It is imperative to renew and rebuild these important features of our golf operation periodically to insure the maximum playability of the golf course.

THE FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED TO ALLOW THE GOLF DEPARTMENT TO CONTINUE THEIR ONGOING MAINTENANCE OF THE COURSE. THESE COSTS ARE NOW PAID DIRECTLY FORM GOLF RECEIPTS WITH TOWN MEETING APPROVAL. VOTE: YES-7, NO-0

MOTION: (Jack Brown, Chairman-Finance Committee) I move that this article be accepted and adopted to complete some Bunker renovations at Cranberry Valley Golf Course and that the Town transfer \$75,000 from the Golf Capital Improvements Receipts Reserve Fund for the purpose. Duly seconded

ACTION: Motion carried.

CEMETERY

AMENDMENTS TO CEMETERY RULES AND REGULATIONS

CEMETERY RULES AND REGULATIONS

ARTICLE 31: To see if the Town will vote to approve the revised Cemetery Department Rules and Regulations as submitted by the Harwich Cemetery Commission, and to act fully thereon. (Changes are in **BOLD UNDERLINED** to be added and **STRIKEOUTS** to be ~~DELETED~~)

Harwich Cemetery Commission Rules and Regulations of Harwich Cemeteries

I. Rules

1. Town Cemeteries are open daily from dawn to dusk.
2. No vehicle shall be operated in any part of the cemeteries and at speeds no faster than 10 MPH. Violators will be subject to a speeding fine.
3. Recreational motorcycling, roller skating, skateboarding, and/or any other types of similar recreational sports are prohibited. The Town is not liable for any injuries sustained by any person participating in a recreational activity within Cemetery property. Any activity that encroaches on individual lots or graves is prohibited.
4. Any person disturbing the quiet and/or order of the grounds by loud noise, speeding, or other improper or disorderly conduct, or who shall violate any of these rules, will be removed from the grounds and such person will be dealt with as provided by law. The entrance of any intoxicated person is prohibited.
5. No person shall remove, cut, break or mark any tree or shrub; or mark upon, deface, or injure any monument or structure on the grounds.
6. Gravestone repairs or rubbings require prior authorization of the Cemetery Commission or its designated agent. A copy of the Association for Gravestones Studies *Gravestone Rubbings Do's and Don'ts* will be provided.
7. Firearms shall not be discharged in the cemeteries, except for salutes at military funerals, Memorial Day, or Veterans Day.

II. Interments

1. Burial lots in the cemeteries shall be used for no other purpose than a place for the interment of the human dead including cremation remains.
2. No interment shall be made until the Cemetery Administrator or designee has been furnished with a burial permit and/or cremation certificate as required by law, together with a written order/interment form from the legal owner, or the legal representative of the right of burial in the lot in which interment is to be made. No grave shall be opened for interment or removal unless authorized by the Cemetery Commission and the area has been flagged by Cemetery personnel.
3. All interments shall be enclosed in a cement vault except. Infants shall require an approved container. Cremations shall require an urn or other permanent approved container.
4. Lot usage: In lots (4' x 10') one full burial and one cremation or four cremations. In cremation lots (4' x 3') two cremations.
5. Single Cremation in Harwich Center Cemetery. Lot usage is for one cremated remain for internment in this section (internment rights are from Plan of Land in Harwich (Center) "Proposed Cremation Section" map prepared by Harwich Engineering Department file # 1529-00.

III. Cemetery Lots

1. Cemetery personnel shall furnish, to those who desire to purchase rights of burial in lots or graves, information relative to the cost of the same and the conditions upon which interments may be made. The owners of rights of burial, or their heirs, shall

not sell the said exclusive right of burial other than to the Town of Harwich, as provided for under MGL Ch.114. Compensation will be no greater than the original purchase price.

2. Assignment of right of burial shall be arranged by first contacting the Cemetery Administrator. An assignment form needs to be completed, notarized and submitted to the Cemetery Administrator in order to ensure accurate recording of all assignments.
3. Upon the death of the title owner, a lot passes to heirs-at-law (MGL.Ch.114, s.29) unless specifically devised by will or trust (subject to Ch. 190, sec.3).
6. A full burial lot (minimum 4'x10') containing recorded remains, may, also, accommodate one cremation burial, provided the cremation remains be that of an heir-at-law or family member of the prior interred remains and be so certified and approved by the Commission.
7. Burial lots for the interment of any indigent resident Veteran are provided at no cost and are set aside for burials of Veterans residing in the Town at the time of their entry into service and /or at the time of their death verified by the Veterans Agent and subject to the approval of the Cemetery Commission.
8. Single grave space may be made available to the resident parents and without charge for the indigent, stillborn or very young infant within the Town at the time of death.
9. All work performed on graves or lots by the owners, or by their order, shall be performed only with prior authorization of Cemetery personnel in order to preserve as much as possible the natural appearance of cemeteries.
10. Maintenance of all plantings and maintenance and removal of all plantings and holiday arrangement placed by a lot owner, or designee, is the responsibility of the lot owner, and the Cemetery Commission reserves the right to remove any planting that becomes unsightly. The Town of Harwich is not liable for items left at a grave, or damage to flowers, flags, containers, or monuments due to weather, vandalism, theft, or maintenance procedures. **All Christmas decorations must be removed by January 31st anything left on the grave will be removed by the cemetery personnel.**
11. **Items left at or on the lots after burial will be removed after one week.**
12. **The Above Rules will be strictly enforced.**
13. Annual/perennial flowers must be planted at the base of a monument/marker, so as to not interfere with maintenance department procedures.
14. Fences, borders, curbing, hedges, trees, rampant-growing plantings and crushed stone are prohibited. No signs or lettered wooden boards of any kind are permitted on a gravesite, unless prior approval by Cemetery Commission. Any bench or structure needs prior approval by Cemetery Commission before installation.
15. Masons, stonecutters and all workmen shall at all times be under the control of Cemetery Commission and must carry off all rubbish and restore roads, avenues and paths, damaged by their operations. The Town of Harwich will not be responsible for any errors made by any improper inscription on any memorial.
16. The Town reserves the right to correct any errors made in the description, transfer or conveyance of any interment rights or property, either by canceling such conveyance and substituting and conveying in lieu thereof interment property or burial rights of equal value and similar location may be selected by Cemetery Commission.

IV. Markers, Headstones, Monuments

1. SINGLE LOT – 30”width (left to right) x 16” (front to back) and/or two flush markers.
2. CREMATION LOT
 - a. Cremation Lot (4’ x 3’) maximum of 2 flush markers measuring 2’ x 1’ per marker or 1 marker not to exceed 2’ x 2’.
 - b. Harwich Center Cemetery Cremation Lot (size) one flush marker measuring 8” x 6” with 6” x 4” bronze plaque.
3. MULTIPLE LOTS – Marker is not to exceed 50% of the width of lot with a base depth of 18” maximum and height of 48”.
4. IN EXISTING CEMETERIES – Where family lots have been established, those families will be allowed to add memorials to duplicate the existing markers or headstones.
5. No markers, headstones, monuments, curbing or other structure will be permitted to be erected in the cemeteries without a sufficient foundation. All markers, headstones, monuments and other structures shall be made of granite, marble, slate, or other approved marker. All monuments are to be centered at the head of lot or centered at the mid-line.
6. A marble or granite bench will be allowed on a lot as the *only* permanent, central, inscribed, memorial; therefore both a monument and a bench are not permitted.
7. The Cemetery Administrator is required to have written notification prior to any foundation work/memorials placement, with all information outlined and submitted on a Cemetery Department Monument Permit Order. Prior to the initiation of any monument work, the lot must be marked/flagged by Cemetery Department personnel. Monuments are required to be set in such manner that they will not conflict with the alignment of neighboring monuments.
8. Monuments and other structures that are not in compliance are subject to removal without notice.

V. Administration

Under the administrative direction of the Town Administrator and the policy direction of the Cemetery Commissioners, the Cemetery Administrator shall have overall responsibility for the proper administration of Town Cemeteries in accordance with these rules and regulations and applicable Federal and State laws. The Town of Harwich Home Rule Charter and MGL Ch. 114 establish the Cemetery Commission and the appointment of members. Duties of the Cemetery Commissioners are proscribed under MGL Ch. 114 S23 and the Town of Harwich Home Rule Charter, S 7-15-2.

VI. Active Cemeteries (*Burial space available*)

Evergreen Cemetery, 1403 Orleans Road and 40 Cemetery Road, East Harwich
Island Pond Cemetery, 15 Island Pond Road, Harwich Center
Mount Pleasant Cemetery, 95 South Street, Harwich Port
Kelley Cemetery, 18 Old Brewster Road, North Harwich

South Harwich Cemetery, 270 Chatham Road, South Harwich
Pine Grove Cemetery, 32 Pine Grove Road, West Harwich
North Harwich Cemetery, 610 Depot Street & Main Street Ext., North Harwich
~~Harwich Center Cemetery, 686 Main Street, AKA Congregational Church Yard Cemetery~~

VII. Inactive Cemeteries (*No burial lots available for sale*)

Bank Street Burial Ground, Bank Street, near Long Road
Baptist Church Cemetery, Depot Street & 62 Route 28, West Harwich
Herring River, West Harwich, Herring River, West Harwich
Hawks Nest Cemetery, corner of Spruce and Walker Roads, East Harwich
Lothrop Cemetery, Off Lothrop Ave, West Harwich
Methodist Church Cemetery, corner Queen Anne Rd. & 15 Church Street, East Harwich
Old Methodist Cemetery, AKA Eldredge Cemetery Queen Anne Rd., East Harwich
Old Smith Cemetery, Bells Neck Road, West Harwich
Ryder Cemetery, Route 39 near water tower, Harwich
Cemetery office is located @ ~~273 Queen Anne Road~~ 100 Oak Street, mail received at Town Hall, 732 Main Street. Office phone 508-430-7549 Fax 508-430-7598

Explanation: The Harwich Center Cemetery AKA Congregation Church Yard Cemetery per Land Court Decision is not owned by the Town and will need to be removed from the Active Cemeteries list. Cemetery Office is located at the Community Center 100 Oak Street.

THE FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED WITH AN AMENDMENT THAT WOULD STRIKE THE LAST SENTENCE IN SECTION III: CEMETERY LOTS, NUMBER 10, AS WELL AS NUMBERS 11, AND 12 IN THEIR ENTIRETY, AND RENUMBER THE REMAINING NUMBERS, AND IN SECTION II: INTERMENTS, NUMBER 5 IN IT'S ENTIRETY. THE HARWICH CEMETERIES HAVE ALWAYS BEEN ACCEPTING AND ACCOMMODATING TO VISITORS, FAMILIES, FRIENDS, AND MOURNERS WITH FEW RESTRICTIONS OR DEMANDS. THE FINANCE COMMITTEE WOULD LIKE TO CONTINUE THIS TOWN TRADITION AND WE ENCOURAGE THE CEMETERY COMMISSION TO PROVIDE BETTER AWARENESS THROUGH APPROPRIATE SIGNS AND PAMPHLETS INSTEAD OF DEMANDS AND RESTRICTIONS. VOTE: YES-6, NO-0

MOTION: (Jack Brown, Chairman-Finance Committee) I move that this article be accepted and adopted with an amendment that would strike the last sentence in Section III: *Cemetery Lots*, number 10, as well as numbers 11 and 12 in their entirety, and renumber the remaining sections. Duly seconded

Notation: The Harwich Cemeteries have always been accepting and accommodating to visitors, families, friends, and mourners with few restrictions or demands. The Finance Committee would like to continue this Town tradition and we encourage the Cemetery

Commission to provide better awareness through appropriate signs and pamphlets instead of demands and restrictions.

ACTION: Motion carried, unanimously.

CEMETERY ARBORETUM PROJECT – MAPPING AND SOFTWARE

ARTICLE 32: 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 Arboretum project at the cemetery for the mapping and purchase of software. To be funded by the Cemetery Lot Sales Revolving Fund, and to act fully thereon. By request of the Cemetery Administrator and the Cemetery Commission. Estimated cost: \$30,110.

Explanation: This article covers only initial cost to acquire and program. Ongoing maintenance costs in future years amount to \$7,000 per year are expected.

**THE FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED TO ALLOW THE CEMETERY COMMISSION TO IMPLEMENT A PHONE APP AND SOFTWARE PROGRAM THAT WILL ALLOW VISITORS MAPS AND INFORMATION ABOUT THE TREES IN THE ARBORETUM AND HISTORY OF GRAVE SITES WITHIN THE CEMETERIES.
VOTE: YES-6, NO-1**

MOTION: (Dana DeCosta-Finance Committee) I move that this article be accepted and adopted to purchase Cemetery Arboretum – Mapping Software and that the Town transfer \$30,110 from the Cemetery Revolving Account for this purpose. Duly seconded

A motion was made and seconded to terminate debate, this required a $\frac{3}{4}$ majority vote to pass, it was a unanimous vote, so declared.

ACTION: A standing count was taken, YES 212 NO 211, motion carried.

MISCELLANEOUS

SOLAR PHOTOVOLTAIC ENERGY SYSTEMS

ARTICLE 33: To see if the Town will authorize the Board of Selectmen to enter into long-term leases, licenses, agreements, or other contractual agreements on behalf of the Town, subject to such terms and conditions as the Board of Selectmen shall deem to be in the best interest of the Town, for all or part of any of the following Town-owned properties including:

- “As of Right” Site on Queen Anne Road (next to the existing solar field)
- Cranberry Valley Golf Course (grounds and cart barn)
- DPW Maintenance Building on Queen Anne Road
- Community Center on Oak Street parking canopies
- Public Safety Building ground mount on Sisson Road

for the purposes of developing, sponsoring, administering, installing, operating, and maintaining solar photovoltaic energy systems and supplying solar energy, and further to authorize the Board of Selectmen and Town Administrator to take such actions as may be necessary under Massachusetts law to effectuate said agreements; and to act fully thereon. By Request of the Board of Selectmen.

Explanation: Town is participating CVEC PUI Storage Initiative Round 4 with these sites under consideration.

THE FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED TO ALLOW THE EXPANSION OF THE USE OF SOLAR ARRAYS IN SEVERAL AREAS IN TOWN. THIS WILL CREATE REVENUE FOR THE TOWN. VOTE: YES-6, NO-0

MOTION: (Dana DeCosta-Finance Committee) I move that this article be accepted and adopted as printed in the Warrant. Duly seconded

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

AMENDMENT TO THE AGREEMENT BETWEEN THE TOWNS OF CHATHAM AND HARWICH WITH RESPECT TO THE FORMATION OF A REGIONAL SCHOOL DISTRICT

ARTICLE 34: To see if the Town will vote to authorize the Board of Selectmen to execute an amendment to the “Agreement between the Towns of Chatham and Harwich with Respect to the Formation of a Regional School District” as available at the Town Clerks Office of each respective town, and to act fully thereon. By Request of the Board of Selectmen and Monomoy Regional School District.

Explanation: The Monomoy Regional School District Agreement calls for a review of the document after five years. This review has been completed and amendments are recommended. Most of the revisions include elimination of the transition elements contained in the original agreement and an updating of language to include the Monomoy name. Based on feedback from the community and Select Boards, the Assignment of Schools language makes no change to the current regional agreement wording about assignment to elementary schools. Both towns retain their elementary schools with their town's children attending elementary school in the town of their residence. The Capital Expenditure and Borrowing costs shares have been updated to reflect the cost sharing of the operating budget. The amendment must be approved by both Harwich and Chatham respective Board of Selectmen and Town Meeting before becoming effective.

THE FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED TO REMOVE THE TRANSITION SECTIONS OF THE ORIGINAL AGREEMENT. VOTE: YES-6, NO-0

MOTION: (Jack Brown, Chairman-Finance Committee) I move that this article be accepted and adopted to authorized (sic) Board of Selectmen to amend Agreement between Town and Monomoy Regional School District by removing the transition sections of the original agreement. Duly seconded

ACTION: Motion did not carry.

M.G.L./CHARTER /BY-LAW AMENDMENTS

AMEND THE TOWN OF HARWICH - CHARTER TO THE WATER COMMISSION TO WATER/WASTEWATER COMMISSION

ARTICLE 35: To see if the Town will vote pursuant to M.G.L. c.43B, §10 to amend Chapters 6 and 10 of the Town Charter, which amendment will be subject to approval by the voters at the 2020 Annual Town Election, as set forth below, with strikethrough text to be deleted and bold text to be inserted:

1. Amend Chapter 6, subsection 6-1-1, General Provisions, as follows:

6-1-1 The officers and town agencies to be elected by vote of the town shall be: a moderator, a town clerk, a board of selectmen as provided in chapter 3, members of the Monomoy regional school district committee, a water **and wastewater** commission, a board of library trustees, and a housing authority.

2. Amend Chapter 6, Section 6, Water Commission, as follows:

Section 6. Water and Wastewater Commission

- 6-6-1 A water **and wastewater** commission of ~~3~~ **5** members shall be elected for 3-year overlapping terms.

6-6-2 The water **and wastewater** commission shall possess and exercise all powers given to ~~this~~ **the board of water commissioners** under chapter 165 of the acts of 1935, ~~and boards of sewer commissioners under chapter 83 of the General Laws.~~ **The water and wastewater commission shall be responsible for the administration, maintenance and operation of the water and sewer systems and facilities.**

6-6-3 The **water and wastewater** commission shall appoint a water **and wastewater** superintendent, ~~and shall request this officer to cooperate with, and be responsive to, requests from~~ **who shall work cooperatively with the town administrator.** ~~the town administrator's office.~~

6-6-4 Notwithstanding any other provision of this section to the contrary, the board of selectmen shall be responsible for the design and construction of the town sewer systems and for implementation of the comprehensive wastewater management plan.

3. Amend Chapter 10, Additional Provisions, by inserting the following new section:

Section 4. Water and Wastewater Commission Transition

10-4-1 The vote of the May 6, 2019 Annual Town Meeting to amend Section 6 of the Town Charter shall take effect upon approval by the voters at the 2020 Annual Town Election (“amendment”).

10-4-2 As of the effective date of the amendment, the water commission shall have the additional powers, duties and responsibilities of a sewer commission under the general laws, except as otherwise specified in the amendment. No contracts or liabilities in force on the effective date of the amendment shall be affected by the expansion of the powers and duties of the water commission, and the newly established water and wastewater commission shall in all respects be the lawful successor of the water commission. All records, property and equipment whatsoever of the water commission shall be assigned to the water and wastewater commission, and any appropriation for the operations of such water commission and water system, and for the sewer system, shall be available for expenditure by the water and wastewater commission consistent with the purposes for which such funds were appropriated.

10-4-3 Any incumbent elected water commissioner shall serve as a member of the water and wastewater commission for a period equivalent to the remainder of their elected term, and shall be entitled to have the words “candidate for re-election” appear next to their name on the ballot if they choose to run for election to the water and wastewater commission while serving in that capacity. At the first annual town election held after the effective date of this Charter amendment, two additional offices of water and wastewater commissioner shall be included on the election warrant, one for a two-year term and one for a three-year term; provided, however, that until said election, the water and wastewater commission shall be deemed to consist of three members.

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

THE FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED TO EXPAND THE WATER COMMISSION FROM A THREE MEMBER BOARD TO FIVE MEMBERS AND ADD THE WASTEWATER MANAGEMENT TO THAT BOARD. VOTE: YES-6, NO-0

MOTION: (Jon Chorey-Finance Committee) I move that this article be accepted and adopted as printed in the Warrant. Duly seconded

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

CHARTER AMENDMENTS – CAPITAL OUTLAY COMMITTEE

ARTICLE 36: To see if the Town will vote pursuant to M.G.L. c.43B, §10 to amend Chapter 9, Sections 5 and 6 of the Town Charter, which amendment will be subject to approval by the voters at the 2020 Annual Town Election, as set forth below, with strikethrough text to be deleted and bold text to be inserted:

CHAPTER 9. FINANCIAL PROVISIONS AND PROCEDURES

Section 5. Capital Outlay Committee

9-5-1 A capital outlay committee of 7 members shall be appointed for 3-year overlapping terms. Two members shall be appointed by the finance committee, 2 members shall be appointed by the board of selectmen, 1 member shall be appointed by the planning board, and 2 members shall be appointed by the town administrator.

9-5-2 The capital outlay committee shall assist the town administrator in the development of the capital outlay plan *to be adopted and/or amended each year at the Annual Town Meeting; and may, at the request of the Town Administrator and/or the Board of Selectmen, assist the Town Administrator in the preparation of a Capital Outlay Budget.*

Section 6. Capital Outlay Plan [Amended 5-23-2012 by Ch. 103 of the Acts of 2012] 9-6-1

The purpose of the 7-year capital outlay plan shall be to provide the town with a long-range forecast of the town's *major* capital improvement needs and to attempt to keep debt borrowing levels as even as possible from year to year.

9-6-2 A "capital outlay" shall mean the acquisition, construction or renovation of buildings, equipment or land having a total cost of **\$50,000** during any budget year and planning funds for any such capital outlay.

9-6-3 The town administrator and the capital outlay committee shall submit a 7-year capital outlay plan to a joint public meeting of the board of selectmen and the finance committee during the month of December of each year.

9-6-4 The board of selectmen shall prepare articles to be included in the May annual town meeting warrant seeking adoption of the 7-year capital outlay plan and funding of the current year of the plan.

9-6-5 A simple majority vote of the town meeting shall be required to adopt the 7-year capital outlay plan as submitted. *Any amendment to a previously adopted Capital Plan shall require a two-thirds vote at the Annual Town Meeting.*

9-6-6 If any part of the current year of the plan receives funding support at the annual town meeting, but fails at any necessary debt exclusion, capital exclusion or proposition 2 1/2 override ballot votes, the unsupported portion shall be returned to the 7-year capital plan in year 1 of the next 7-year plan.

9-6-7 *With the exception of petition articles*, any article submitted for the annual or special town meeting warrant which requests a capital outlay as defined in section 9-6 2,

but which is not included in the current year of the capital outlay plan as adopted by town meeting *shall require approval of the* capital outlay committee, the board of selectmen and the finance committee *and any such article shall require* a 2/3 majority vote of the town meeting, and to act fully thereon. By Request of the Board of Selectmen and the Bylaw Review Committee.

THE FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED TO REVERT THE 7-YEAR CAPITAL PLAN BACK TO A 5-YEAR PLAN, AND TO MAKE THE PLAN HARDER TO CHANGE FROM YEAR TO YEAR BY REQUIRING A 2/3RDS VOTE WHEN CHANGING THE PREVIOUSLY VOTED PLAN. VOTE: YES-6, NO-0

MOTION: (Jon Chorey-Finance Committee) I move that this article be accepted and adopted as amended to exclude in Chapter 9 section 6 (7) with exception of petition articles and CPC articles from Capital Plan printed in the Warrant.

Duly seconded

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

CHARTER AMENDMENTS – EX-OFFICIO MEMBER APPOINTMENTS

ARTICLE 37: To see if the Town will vote pursuant to M.G.L. c.43B, §10 to amend Chapter 7, Section 7 of the Town Charter, which amendment will be subject to approval by the voters at the 2020 Annual Town Election, by adding a new subsection 5 as set forth below, with strikethrough text to be deleted and bold text to be inserted:

7-1-5 Ex-Officio Appointments (New Section)

In order to ensure that the terms of ex-officio appointees do not exceed the terms of their appointments by the sending official, board, commission or committee, all such appointments shall run for one year or less to end on June 30th of the then current fiscal year. In the event of a resignation or inability to serve by an ex-officio appointee either from the sending entity or as ex-officio appointee, the term of the replacement shall expire in accordance with the term of the original appointee. Any ex-officio appointment made by a board, committee or commission under the jurisdiction of Board of Selectmen shall be subject to approval by vote of 3 or more members of the Board of Selectmen.

And further to amend Chapter 7, Section 2, Item 7-2-2 of the General Provisions, Item (b) to read:

Elect necessary officers including ex-officio appointments under the jurisdiction of the sending board, commission or committee.

and to act fully thereon. By Request of the Board of Selectmen and the Bylaw Review Committee.

THE FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED TO ALLOW THE BOARD OF SELECTMEN MORE FLEXIBILITY IN MAKING APPOINTMENTS. VOTE: YES-6, NO-0

MOTION: (Dana DeCosta-Finance Committee) I move that this article be indefinitely postponed. Duly seconded

ACTION: The article was indefinitely postponed.

COMMUNITY PRESERVATION

APPROPRIATE SUMS OF MONEY FROM THE FY20 ESTIMATED ANNUAL REVENUES OF THE COMMUNITY PRESERVATION ACT FUND

ARTICLE 38: To see if the Town will vote to appropriate the following sums of money from the FY 20 estimated annual revenues of the Harwich Community Preservation Act Fund as required by the G.L. Chapter 44B and Chapter 149, §298 of the Acts of 2004 as follows:

- A sum of money for the acquisition, creation and preservation of open space;
- 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 2018 Undesignated Fund Balance (including Recreation)

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

<u>Appropriation</u>	<u>FY 20</u>
Community Housing Reserve	\$168,411
Open Space Reserve	\$168,411
Historic Preservation Reserve	\$168,411

Explanation: To see if the town will reserve for future appropriations amounts from the FY 20 Community Preservation Act Fund estimated annual revenues for the purpose of acquisition, creation and preservation of open space and community housing, for the purpose of acquisition, preservation, restoration and rehabilitation of historic resources.

THE FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED WITH THE AMOUNT OF \$505,233 TO BE TRANSFERRED FROM COMMUNITY PRESERVATION ACT FUNDS FOR THIS PURPOSE. VOTE: YES-8, NO-0

MOTION: (Dana DeCosta-Finance Committee) I move that the Town transfer from FY20 estimated revenue Community Preservation Fund the sum of \$168,411 for the Historic Reserve Fund, \$168,411 for the Open Space Reserve Fund and \$168,411 for the Community Housing Reserve Fund. Duly seconded

ACTION: Motion carried.

FUND LAND BANK DEBT SERVICE

ARTICLE 39: To see if the Town will vote to appropriate from the Community Preservation Act Funds – Undesignated Fund Balance, \$553,700, to fund the Debt Service on the outstanding Land Bank Debt. Any funds left unspent from this Article are to be returned to the Community Preservation Act funds – Undesignated Reserve, and to act fully thereon. By request of the Community Preservation Committee and the Finance Director. Estimated Cost: \$553,700.

**THE FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED WITH THE AMOUNT OF \$553,700 TO BE TRANSFERRED FROM COMMUNITY PRESERVATION ACT FUNDS TO THE TOWN OPERATING BUDGET TO PAY THE ON-GOING LAND BANK DEBT.
VOTE: YES-8, NO-0**

MOTION: (Dana DeCosta-Finance Committee) I move to appropriate from Community Preservation Act Funds undesignated fund balance, \$553,700 to fund the Debt Service on the Outstanding Land Bank debt in Article 4 of this Town Meeting. Any funds left unspent from this article are to be returned to the Community Preservation Act Funds – undesignated fund balance. Duly seconded

CPC Report- Article 39: Fund Land Bank Debt Service
The CPC recommends the following article to fund Land Bank Debt Service -
by a vote of 6-0

ACTION: It was a unanimous vote, so declared.

COMMUNITY PRESERVATION ACTIVITIES UNDER \$50,000

ARTICLE 40: To see if the Town will vote to raise and appropriate, and/or transfer from the Community Preservation Act Funds, a sufficient sum of money to fund the items in the table below consistent with their respective applications. Any funds left unspent from this Article are to be returned to the Community Preservation Act Fund from which the appropriation is made as specified in the chart below, and further authorize the Community Preservation Committee to enter into an agreement with the Community Development Partnership, and to act fully thereon. By request of the Community Preservation Committee, Recreation Department, the Community Development Partnership, and the Bikeways Committee. Estimated Cost: \$72,450

THE FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED WITH THE AMOUNT OF \$72,450.00 TO BE TRANSFERRED FROM COMMUNITY PRESERVATION ACT FUNDS TO FUND THESE THREE PROJECTS. VOTE: YES-8, NO-0

	<u>Project</u>	<u>Purpose</u>	<u>Amount</u>	<u>Appropriation Source</u>
1	Community Development Partnership	Cape Housing Institute	\$7,500	Community Housing Reserve
2	Lifeguard Stands	Replace 11 Lifeguard Stands at Town Beaches	\$37,950	Undesignated Reserve
3	Depot Street North Crossing System	Installation of pedestrian warning lights on the bike trail	\$27,000	Undesignated Reserve
		TOTAL	\$72,450	

MOTION: (Jack Brown, Chairman-Finance Committee) I move that this article be accepted and adopted and that \$72,45 be transferred from Community Preservation Act Funds as identified on the Chart in the Warrant for this purpose. Duly seconded

Article 40: Community Preservation Activities under \$50,000.00

The CPC recommends the following projects of Community Development Partnership, Lifeguard Stands and Depot Street North Crossing System – by a vote of 6-0

ACTION: Motion carried

BROOKS ACADEMY MUSEUM

ARTICLE 41: To see if the Town will vote to raise and appropriate and/or transfer from the Community Preservation Act Funds – Historic Preservation Reserve, a sufficient sum of money to fund first, a structural engineering study pertaining to the foundation of the building; second, to be used to make said foundation structurally sound; and third, once both of the above are completed, to be used to restore and preserve the outer shell of the building and/or protect the building from further damage due to water and dampness, including any appurtenant interior work. Any funds left unspent from the Article are to be returned to the Community Preservation Act Fund - Historic Preservation Reserve, and to act fully thereon. By request of the Community Preservation Committee and the Brooks Academy Museum Commission. Estimated Cost: \$130,000

THE FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED WITH THE AMOUNT OF \$130,000 TO BE TRANSFERRED FROM COMMUNITY PRESERVATION ACT FUNDS TO PROVIDE THE INFORMATION NEEDED TO ASSURE A STABLE FOUNDATION UPON WHICH FUTURE BUILDING REPAIRS CAN BE MADE. VOTE: YES-8, NO-0

MOTION: (Dana DeCosta-Finance Committee) I move that this article be accepted and adopted and adopted and that \$130,000 be transferred from Community Preservation Act Funds-Historic Reserve for this purpose. (sic) Duly seconded

Article 41: Brooks Academy Museum

The CPC recommends the following project to fund the Brooks Academy Museum –
by a vote 6-0

ACTION: The motion carried, unanimously.

AFFORDABLE HOUSING TRUST

ARTICLE 42: To see if the Town will vote to appropriate from Community Preservation Act Funds – Community Housing Reserve, \$304,384.47 and \$35,615.53 from the Estimated FY 20 Community Housing Revenue for a total of \$340,000 to fund the Harwich Affordable Housing Trust to create and preserve affordable housing in the Town of Harwich in the amount of \$310,000, and to fund a part-time Housing Coordinator in the amount of \$30,000. Any funds left unspent from this Article are to be returned to the Community Preservation Act Funds – Community Housing Reserve, and to act fully thereon. By request of the Community Preservation Committee and the Board of Selectmen. Estimated Cost: \$340,000

THE FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED WITH THE AMOUNT OF \$340,000 TO BE TRANSFERRED FROM COMMUNITY PRESERVATION ACT FUNDS TO FUND MORE AFFORDABLE HOUSING FOR THE TOWN. VOTE: YES-8, NO-0

MOTION: (Jack Brown, Chairman-Finance Committee) I move this article be accepted and adopted as printed in the Warrant and that \$340,000 be transferred from Community Preservation Act Funds - Community Housing Reserve of \$304,384.47; \$35,615.53 from FY20 estimated Annual Revenue for this purpose. Duly seconded

Article 42; Affordable Housing Trust

The CPC recommends the following project to fund the Affordable Housing Trust –
by a 6-0 vote

ACTION: Motion carried, unanimously

SAND POND RESTROOM PROJECT

ARTICLE 43: To see if the Town will vote to appropriate from Community Preservation Act Funds-Undesignated Fund Estimated FY 20 Revenue, \$125,000 to replace current restroom facility at Sand Pond, Harwich. Any funds left unspent from this Article are to be returned to the Community Preservation Act Funds-Undesignated Fund Balance, and to act fully thereon. By request of the Community Preservation Committee and the Harwich Recreation and Youth Commission. Estimated Cost: \$125,000

THE FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED WITH THE AMOUNT OF \$125,000 TO BE TRANSFERRED FROM COMMUNITY PRESERVATION ACT FUNDS TO REPLACE THE RESTROOM AT SAND POND. VOTE: YES-5, NO-2

Article 43: Sand Pond Restroom Project

The CPC recommends the following project to fund the Sand Pond Restroom –
by a vote 6-0

MOTION: (Jack Brown, Chairman-Finance Committee) I move that this article be accepted and adopted and that \$125,000 be transferred from Community Preservation Act Funds-undesignated fund balance for this purpose. Duly seconded

ACTION: Motion carried.

WHITEHOUSE FIELD IMPROVEMENT PROJECT

ARTICLE 44: To see if the Town will vote to appropriate from Community Preservation Act Funds-Undesignated Fund Estimated FY 20 Revenue, \$55,000 to replace the scoreboard at Whitehouse Field and to purchase and install safety netting and poles in front of spectator berms on first and third base lines. Any funds left unspent from this Article are to be returned to the Community Preservation Act Funds-Undesignated Fund Balance, and to act fully thereon. By request of the Community Preservation Committee and the Harwich Recreation and Youth Commission. Estimated Cost: \$55,000

THE FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED WITH THE AMOUNT OF \$55,000 TO BE TRANSFERRED FROM COMMUNITY PRESERVATION ACT FUNDS TO FUND SCORE BOARD IMPROVEMENTS, SAFETY NETTING, AND POLES. VOTE: YES-8, NO-0

MOTION: (Thomas Sherry-Finance Committee) I move that this article be accepted and adopted and that \$55,000 be transferred from Community Preservation Act Funds-undesignated fund balance for this purpose. Duly seconded

Article 44: Whitehouse Field Improvement Project

The CPC recommends the following project to fund the Whitehouse Field Improvements –
by a vote of 6-0

ACTION: It was a unanimous vote, so declared.

RED RIVER BEACH SHORELINE STABILIZATION PROJECT

ARTICLE 45: To see if the Town will vote to appropriate from Community Preservation Act Funds-Open Space Reserve in the amount of \$50,000 and from the Undesignated FY 20 Estimated Revenue \$50,000 to preserve and protect the Red River Beach Shoreline. Any funds left unspent from this Article are to be returned to the Community Preservation Act Funds – Open Space Reserve and Undesignated Reserve, and to act fully thereon. By request of the Community Preservation Committee and the Conservation Commission. Estimated Cost: \$100,000

THE FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED WITH THE AMOUNT OF \$100,000 TO BE TRANSFERRED FROM COMMUNITY PRESERVATION ACT FUNDS TO REPAIR THE ERODED EMBANKMENT. VOTE: YES-8, NO-0

MOTION: (Jack Brown, Chairman-Finance Committee) I move that this article be accepted and adopted as printed in the Warrant and that \$100,000 be transferred from Community Preservation Act Funds-undesignated fund balance for this purpose.

Duly seconded

Article 45: Red River Beach Shoreline Stabilization Project

The CPC recommends the following project to fund the Red River Beach Shoreline Stabilization – by a vote of 6-0

ACTION: Motion carried.

PRIVATE PETITIONS

DEFRAY THE EXPENSES OF THE CHASE LIBRARY AND HARWICH PORT LIBRARY

ARTICLE 46: To see if the Town will vote to raise and appropriate and/or transfer from available funds the sum of \$20,000 to help defray the expenses of the Chase Library and the Harwich Port Library; said funds to be expended under the direction of the Chase Library and Harwich Port Library Trustees, and to act fully thereon. 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 or by articles since 1911 (Chase) and 1926 (Harwich Port). These funds are essential for continued operation and for the customary State reimbursements.

THE FINANCE COMMITTEE RECOMMENDS THIS CUSTOMARY ARTICLE BE ACCEPTED AND ADOPTED AND FUNDED WITH \$20,000 OF FREE CASH. VOTE: YES-7, NO-0, ABSTAIN-1

MOTION: (Dana DeCosta-Finance Committee) I move that this article be accepted and adopted and that \$20,000 be transferred from Free Cash for this purpose.

Duly seconded

ACTION: It was a unanimous vote, so declared.

PROMOTE THE TOWN OF HARWICH

ARTICLE 47: To see if the Town will vote to raise and appropriate and/or transfer from available funds a sufficient sum of money for the Harwich Chamber of Commerce to promote the Town and its businesses and cultural endeavors to advance economic development initiatives for and with the Town of Harwich. 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: \$30,000

Explanation: *For more than 60 years, Harwich Chamber of Commerce (HCC) has worked in the best interest of Harwich and for the people living in, working in and visiting the Town of Harwich. Since 1995, the citizens of Harwich, through the annual Town Meeting, have voted to fund warrant articles submitted by the Harwich Chamber of Commerce in support of its work promoting the community, providing needed informational services, and developing and advancing economic sustainability and development strategies. We are again requesting the Town's support for the Chamber's efforts in:*

- (a) providing year-round informational services to residents, visitors, second homeowners, and businesses (over 78,000 visits to our Information Center in 2018)*
- (b) Support of the Chamber's efforts, in partnership with the Town of Harwich, to develop and implement economic development initiatives to benefit the Town as defined by objectives in the Town's Local Comprehensive Plan, and marketing Harwich's Cultural Districts; the simultaneous designation of both Harwich Port and Harwich Center in 2019.*
- (c) Promoting the Town of Harwich and its brand: The Warm Side of the Cape, thereby continuing to grow the vitality and economy in the community.*

*(a) **Year-Round Information Services:** Harwich's Information Center is open 52 weeks a year. Combining this valuable resource with the Chamber's internet/website portals, New explore boards located at Logan Airport, North and South Stations as well in many locations throughout Massachusetts, New England and Nationally and continued telephone and mail inquiries, Harwich Chamber annually provides more than 320,000 instances of contact with visitors, seasonal and year-round homeowners and residents, organizations and businesses. These connections offer the opportunity to market and promote the Town utilizing our new brand "The Warm Side of the Cape." By being available to meet the needs of our "customers" we are able to encourage patronage of our local amenities and businesses and to connect individuals and businesses with the appropriate Town offices and officials 12 months a year in a friendly, warm and upbeat fashion.*

*(b) **Promoting the Town of Harwich:** The Harwich Chamber continues to be the lead force in promoting the Town of Harwich. By utilizing a multi-faceted approach, HCC strives to position Harwich as a premier destination for local, regional, national and international individuals and families. The marketing strategies are aimed at encouraging residents, second homeowners (current and potential), and visitors to avail themselves of Harwich's recreational amenities, as well as for shopping, dining, vacations, day trips, events and festivals. The plan, which positions Harwich as a desired vacation destination and an outstanding place in which to live and work, includes:*

- 1. The 2019 Harwich Magazine will celebrate our history and our future as well as continue to share our Arts and Culture, the Town's primary comprehensive printed and online publication for attracting visitors to Harwich, and a year round resource for our residents, second home-owners and businesses.*
- 2. The HCC website's robust content complements the Magazine and links to a wide range of Town resources.*

3. Ancillary printed and on-line pieces, including specialized maps (cranberry bogs, lodging locator, dining locator, beaches, bike trail) that target market segments and interests. As well as the new Cultural District maps for Harwich Port and Harwich Center.
4. Media placements in local, regional and national publications.

Special events and festivals are about more than attracting people to town to enjoyable experiences. They are about defining key elements of Harwich's brand and about parlaying those assets into support for our businesses, non-profit organizations, and the community. In 2017 the Harwich Chamber of Commerce in partnership with sponsorships from Harwich Chamber of Commerce members we brought back after a 10 year absence the much loved Fireworks as part of the Harwich Cranberry Festival and continues to grow today. In addition, Fall for Harwich provided the umbrella under which thousands of people were invited to participate in a wide array of more than 30 events, including the half-marathon road race, music festival, bog walks, concerts, teas, arts & crafts, our second sidewalk sale and more. Fall for Harwich and Christmas in Harwich also provide opportunities for our local non-profits to raise much needed funds and increase their visibility. In addition, the Chamber continues to actively engage in creating and implementing new events as well as expanding existing events. In 2018, the Chamber coordinated ten Port Summer Night Musical Strolls in Harwich Port, (traditionally every Wednesday in July & August in 2018 we added the last Wednesday in August and the first Wednesday in September as a thank you to our residents) several musical concerts that combined opportunities with restaurants and other businesses to increase meals, shopping and a night out with a show. We look forward to continuing to expand these offerings in 2019.

Economic Development: *HCC will continue to collaborate with the Town on economic development strategies and initiatives. Over this past year, HCC has worked tirelessly on behalf of the Town and its businesses and continues to do so with sponsoring gatherings with key partners at the state level bringing them into our town. The Chamber has also provided training, counsel and support to dozens of small businesses challenged to survive in the current economic climate, and has met with several individuals considering locating their business in Harwich.*

HCC continues to strengthen its collaboration with other local chambers of commerce through the Local Cape Chambers Collaborative (LC3) and the Lower Cape Chambers group. Among the many activities currently underway are:

- *With LC3 meeting with the Economic Development Council on regional economic development priorities, identified by local chambers in consultation with town officials*
 - *With LC3 continued advocacy on transportation issues, including real time information, bridge issues, issues relating to drug use, attracting more traffic to the Regional Airport and more.*
 - *With Lower Cape Chambers hosting the Annual Lower Cape Home & Garden Show this year again to be held at the Cape Cod Tech, trainings, inter-chamber networking (giving greater business-to-business opportunities)*
 - *Parking and Connectivity continue to explore opportunities for remote parking lots and transit service for harbors, beaches and other sites with high seasonal demand*
- The Chamber is honored to partner with the Town on building a better community, but the Chamber relies on the Town's support to help achieve its goals. Without this support, the*

Chamber's marketing activities will be significantly reduced. We appreciate the past support of the Town of Harwich and request funding for these important, revenue-generating initiatives. Thank you for your consideration

**THE FINANCE COMMITTEE RECOMMENDS THIS CUSTOMARY ARTICLE BE ACCEPTED AND ADOPTED AND FUNDED WITH \$30,000 OF FREE CASH.
VOTE: YES-7, NO-0, ABSTAIN-1**

MOTION: (Thomas Sherry-Finance Committee) I move that this article be accepted and adopted and that \$30,000 be transferred from Free Cash for this purpose.

Duly seconded

ACTION: Motion carried.

**SUPPLEMENT ANNUAL ALLOCATION OF MASS CULTURAL
COUNCIL FOR LOCAL CULTURAL COUNCIL GRANTS**

ARTICLE 48: To see if the Town will vote to raise and appropriate, transfer from available funds and/or borrow a sufficient sum of money to supplement the Massachusetts Cultural Council annual allocation for community grant awards to artists, performers, and interpretive scientists who bring events and programs to local venues which enhance the cultural experience of Harwich citizens of all ages, and to act fully thereon. By request of the Harwich Cultural Council. Estimated Cost: \$3,600.

**THE FINANCE COMMITTEE RECOMMENDS THIS CUSTOMARY ARTICLE BE ACCEPTED AND ADOPTED AND FUNDED WITH \$3,600 OF FREE CASH.
VOTE: YES-7, NO-0, ABSTAIN-1**

MOTION: (Thomas Sherry-Finance Committee) I move that this article be accepted and adopted and that \$3,600 be transferred from free cash for this purpose.

Duly seconded

ACTION: It was a unanimous vote, so declared.

PLEASANT BAY RESOURCE MANAGEMENT PLAN UPDATE

ARTICLE 49: To see if the Town will vote to raise and appropriate, transfer from available funds and/or borrow the sum of \$26,170 to cover the Town's share of matching funds for conducting an update of the Massachusetts Estuaries Project Linked Watershed Model for Pleasant Bay. The funds will be combined with a total of \$119,220 in matching funds from the Towns of Brewster, Chatham and Orleans, and \$72,610 from the Southeast New England Estuaries Program Watershed Grant awarded to the Pleasant Bay Alliance. The model update is an implementation activity specified in the Pleasant Bay Watershed Permit issued to the Town by Massachusetts Department of Environmental Protection, and to act fully thereon. By request of the Pleasant Bay Alliance. Estimated cost: \$26,170.

THE FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED AND FUNDED WITH \$26,170.00 OF FREE CASH. THESE FUNDS WILL BE COMBINED WITH MATCHING FUNDS FROM, CHATHAM,

BREWSTER, AND ORLEANS AS WELL AS OTHER FUNDS TO UPDATE THE WATERSHED MODEL. VOTE: YES-8, NO-0

MOTION: (Jack Brown, Chairman-Finance Committee) I move that this article be accepted and adopted and that \$26,170 be transferred from Free Cash for this purpose.
Duly seconded

Notation: These funds will be combined with matching funds from Chatham, Brewster, and Orleans as well as other funds to update the watershed model.

ACTION: It was a unanimous vote, so declared.

Attorney General
AMEND THE CODE OF THE TOWN OF HARWICH
TO PROHIBIT THE PROCUREMENT
OR DISPENSING OF BEVERAGES IN PLASTIC CONTAINERS

ARTICLE 50: To see if the Town will vote to adopt the following as a General Bylaw and to insert it into the Code of the Town of Harwich as Chapter 125, Article I, §125-1:

The procurement by the Town of Harwich of either water or any other beverage in plastic containers of any size is prohibited, and the dispensing of water or any beverage in plastic containers is prohibited on Town property, and to act fully thereon. By Petition.

Explanation: The by-law is a municipal by-law. It eliminates town procurement and distribution of plastic bottled beverages. It is not a commercial ban. We are taking the perspective that the town, being a government entity, has within its oversight the responsibility to protect human and environmental health, with the latter also having a relationship to human health. Arguably, plastic is a known human health issue based on the fact that it cannot biodegrade and will enter the human food chain. Further, plastic production relies on non-renewable resources and creates toxic emissions at the point of production, recycling and incineration-based waste disposal. Also, there is evidence that chemicals within plastic leach into the beverage within a bottle thereby presenting yet another entry point for adverse health consequences.

THE FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE INDEFINITELY POSTPONED. THE SCOPE OF THE ARTICLE ENCOMPASSES ALL TOWN OWNED LAND AND PROPERTY INCLUDING BUILDINGS, ROADWAYS, PARKS, BEACHES, SCHOOLS, BIKE PATHS, CEMETERIES, MEMORIAL SQUARES, VEHICLES, AND MORE, ALONG WITH THE USE OF THESE TYPES OF CONTAINERS IN TOWN DEPARTMENTS WOULD MAKE THIS BY-LAW EXPENSIVE TO IMPLEMENT AND ENFORCE.

VOTE: YES-8, NO-0

MOTION: (Patrick Otton) I move that Article 50 to be accepted and adopted and revised ro (sic) read as follows: Chapter 125, Article 1, §125-1: The procurement by the Town of Harwich of either water or any other beverage in single-use plastic bottles of any size is

prohibited and the sale of water or any beverage in single-use plastic containers of any size prohibited on town property.

Any Town Department when engaged in public health and safety operations shall be exempt from this Bylaw effective January 1, 2020

Duly seconded

A motion was made and seconded to terminate debate, this required a $\frac{3}{4}$ majority vote to pass, it was a unanimous vote, so declared.

ACTION: A standing count was taken YES 235 NO 194, the motion carried

REFRAIN FROM USING TOWN FUNDS/RESOURCES TO ENFORCE FEDERAL IMMIGRATION LAWS

ARTICLE 51: To see if the Town of Harwich will vote to request the Selectmen to authorize Town law enforcement and Town officials to refrain from using Town funds and/or other Town resources to enforce federal immigration laws to the extent permissible by law, including, but not limited to, 8 U.S.C. §1373 and 8 U.S.C. §1644, in keeping with current practices, unless presented with a criminal warrant, court order or other evidence of probable cause as required by the Fourth Amendment of the United States Constitution, and to act fully thereon. (Non-binding resolution) By Petition. No funding requested

Explanation: This article is a non-binding resolution that asks the Town of Harwich to affirm its current policy regarding immigration enforcement and its Police Mission Statement to provide "legitimate and equitable law enforcement with a strong focus on active community engagement and community service." When everyone feels free to approach police or other officials, including people concerned about their immigration status, then it is more likely that suspicious activity will be reported, that people will step forward as witnesses, that an abused woman will come for help, that people will call in an emergency. This approach has already been favored in several Cape Cod towns, and also by police chiefs throughout the country. Reports show that decreases in crime with this approach – just as multiple studies show that immigrants in general are less likely to commit crimes than U.S. born persons. Those are facts. The Town of Harwich has a clear interest in unbiased community interactions and the Harwich Police Department is committed to the “health, well-being, and safety” of all town residents. This article will help in achieving these goals.

FINANCE COMMITTEE RECOMMENDS NO RECOMMENDATION PENDING FURTHER INFORMATION (NRPFI). FINANCE COMMITTEE VOTES NRPF WHEN, AT THE TIME THE WARRANT IS PRINTED, IT HAD INSUFFICIENT OR INCOMPLETE INFORMATION TO MAKE AN INFORMED RECOMMENDATION. IT DOES NOT IMPLY A NEGATIVE FINANCE COMMITTEE VIEW, ONLY AN INCOMPLETE UNDERSTANDING OF THE ARTICLE SO VOTED. FINANCE COMMITTEE WILL MAKE ITS FINAL RECOMMENDATION AT TOWN MEETING AFTER HAVING RECEIVED FURTHER INFORMATION. VOTE: YES-8, NO-0

MOTION: (Maria Rudden) I move that this article be accepted and adopted as printed in the Warrant
Duly seconded

A motion was made and seconded to terminate debate, this required a ¾ majority vote to pass, it was a unanimous vote, so declared.

ACTION: Motion carried.

SUPPORT FOR LEGISLATION TO CHANGE STATE SEAL AND MOTTO

ARTICLE 52: To see if the Town will vote to support proposed legislation providing for the creation of a special commission to (1) investigate the features of the official seal and motto of the Commonwealth, and (2) ensure that they accurately reflect and embody the historic and contemporary commitments of the Commonwealth to peace, justice liberty and equality as well as basic respect for members of Native Nations residing in the Commonwealth, and to act fully thereon. By Petition

Explanation: Resolution in Support of Changing the State Flag and Seal of Massachusetts: Whereas the history of the State of Massachusetts is replete with instances of conflict between the European Colonists and the Native Nations of the region, who first extended the hand of friendship to the Colonists on their shores in 1620, and helped them to survive starvation during the settlers' first winters on their land;
Whereas members of the Native Nation for whom the State of Massachusetts is named were ambushed and killed by Myles Standish, first commander of the Plymouth Colony, in April of 1623, barely two years after the Pilgrims arrived on their shores;
Whereas the naked Colonial broadsword brandished above the head of the Native man on the Massachusetts state Flag and Seal is copied from Myles Standish's own broadsword, borrowed from the Pilgrim Hall in Plymouth by the illustrator Edmund Garrett in 1884;
Whereas the belt binding the Native's cloak on the Flag and Seal is modeled after a belt worn by Metacomet, known to the English as King Philip, who was among the Wampanoag leaders who resorted to a mutually destructive war in 1675-76 in defense of Native lands against Euro-Colonial encroachment;
Whereas the proportions of the body of the Native man in the Flag and Seal were taken from a Native skeleton kept in Winthrop, the bow modeled after a bow taken from a Native man shot and killed by a colonist in Sudbury in 1665, and his features taken from a photograph of an Ojibwe chief from Great Falls, Montana, considered by the illustrator to be a "fine specimen of an Indian," though not from Massachusetts;
Whereas the history of relations between Massachusetts since Colonial times and the Native Nations who continue to live within its borders includes the forced internment of thousands of so-called "praying Indians" on Deer Island, in Boston Harbor, where they died by the hundreds of exposure in 1675; their subsequent enslavement in Boston, Bermuda, and the Caribbean Islands; the offering of 40 pounds sterling as bounty for the scalps of Native men, women and children in Massachusetts beginning in 1686, increased to 100 pounds sterling for the scalps of Native adult males by 1722, half the amount for Native women and children;
Whereas Native Nations within the boundaries of Massachusetts were kept in a state of serfdom, and their members legally considered incompetent wards of the state until the

nonviolent action of the so-called Mashpee Rebellion of 1833 led to the granting of Native self-rule by the Massachusetts legislature in 1834, as if the sovereign right of Native self-government was the Massachusetts legislature's to confer;

Whereas Native Americans were legally prohibited from even stepping foot into Boston from 1675 until 2004, when that law was finally repealed;

Whereas the 400th anniversary of the landing of the European Colonists at Plymouth Plantation, which gave rise to the long chain off genocidal wars and deliberate policies of cultural destruction against Native Nations of this continent, is approaching in the year 2020, affording every citizens of the Commonwealth a chance to reflect upon this history and come to a new awareness of a better relationship between the descendants of the Euro-Colonial immigrants and the Native Nations of these shores;

And whereas members of Native Nations have long suffered the many abuses of racism, the appropriation of their symbols for public schools and sports teams, the diminution and pollution of their ancestral lands and the encroachment of their cultural lifeways;

Therefore, we the voters of the Town of Harwich hereby adopt this resolution in support of HD.2968 and SD.1495, a Resolve providing for the creation of a Special Commission relative to the Seal and Motto of the Commonwealth, such commission to include members of the legislature and members of Native Nations residing in the Commonwealth. We believe that this effort is long overdue and is necessary to ensure respectful treatment of a people long denied the full experience of citizenship in the Commonwealth

THE FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE INDEFINITELY POSTPONED. THE FINANCE COMMITTEE BELIEVES REQUESTS TO CHANGE THE STATE SEAL AND MOTTO SHOULD BE MADE AT THE STATE LEVEL AND NOT TOWN BY TOWN. HERE IN HARWICH THE STATE FLAG WITH THE SEAL AND MOTTO HAS FLOWN SINCE THE EARLY 1800'S AND IS PART OF THE HISTORY AND HERITAGE OF THE TOWN. DURING THE AMERICAN CIVIL WAR EVERY STATE RAISED VOLUNTEER REGIMENTS WHERE THE 341 HARWICH VOLUNTEERS SERVED FLEW THIS FLAG. THEIR SACRIFICES UNDER THIS FLAG SHOULD ALWAYS BE HONORED AND REMEMBERED. VOTE: YES-6, NO-2

MOTION: (Rosanne Shapiro) I move that this article be accepted and adopted as printed in the Warrant
Duly seconded

A motion was made and seconded to terminate debate, this required a ¾ majority vote to pass, it was a unanimous vote, so declared.

ACTION: A standing count was taken YES 191 NO 213, the motion failed

ATTORNEY GENERAL
GENERAL BYLAW AMENDMENT. SINGLE USE
PLASTIC STRAW BAN BYLAW

ARTICLE 53: To see if the Town will vote to amend the Harwich General Bylaw Chapter 122 Hazardous Materials as follows:

Article III Single-Use Plastic Straws

122-9. Single-Use Plastic Straw Ban

122-9-1. Intentions and Findings.

It has been found that:

- 1) Plastic straws are rarely recycled.
- 2) Harwich's proximity to bodies of salt and fresh water means that plastic straws that go uncollected by DPW have a high chance of ending up on the beaches or in the water.
- 3) Plastic straws take up to 200 years to degrade.
- 4) Accidental ingestion of plastics, including straws, kills and injures many animals.
- 5) The degrading of plastic straws releases chemicals toxic to wildlife and the environment.
- 6) The United States currently uses approximately 500 million straws per day.
- 7) There is a national movement to reduce and ban the use of plastic straws and reasonable affordable alternatives are available.

Because Harwich has a duty to protect the natural environment, and its preservation affects the economy and the health of its citizens, this amendment proposes to ban the sale or dispensing of single use plastic straws, including those made from polyethylene, polypropylene, and polystyrene, by any food establishment, retail establishment, or public venue in the Town of Harwich.

122-9-2. Definitions

"Plastic straw" shall mean any single use plastic straw including but not limited to those made from polyethylene, polypropylene, and polystyrene.

"Food Establishment" shall mean any operation, including without limitation schools, farmers markets and other public venues, that stores, prepares, packages, serves, vends or otherwise provides food for human consumption. Any establishment requiring a permit to operate in accordance with the State Food Code, 105 CMR 590.000, et. seq., shall be considered a Food Establishment for the purposes of this bylaw.

"Retail Establishment" shall mean any commercial business facility that sells goods directly to consumers including but not limited to grocery stores, pharmacies, liquor stores, convenience stores, retail stores and vendors selling clothing, food, and personal items, dry cleaning services, theaters and all other food service establishments.

"Public Venues" shall mean operations including but not limited to meeting halls, churches, schools, Town buildings and offices.

122-9-3. Use Regulations

Plastic straws shall not be used, dispensed, or sold by any Food Establishments or any Retail Establishment within the Town of Harwich on or after January 1, 2020. Any stock

remaining after that date shall be accepted for disposal free of charge, through January 31, 2020, at the Harwich Transfer Station.

122-9-4. Administration and Enforcement

This Bylaw may be enforced by any Town Police Officer or agent of the Board of Health through any lawful means in law or in equity, including but not limited to non-criminal disposition pursuant to MGL Chapter 40 Section 21D and Article VII General Section 37. Penalties And Enforcement of the Town's General Bylaws. If non-criminal disposition is elected, then any Establishment which violates any provision of this Bylaw shall be subject to the following penalties:

First Offense: \$100 fine

Second Offense: \$200 fine

Third and Subsequent Offenses: \$300 fine for each offense

Offenses occurring within two years of the date of first reported offense will be considered as subsequent offenses. Each day or portion thereof shall constitute a separate offense, to do or act anything thereon.

The Board of Health, after a hearing conducted in accordance with the procedures set forth in 105 CMR 590.14 and 590.15, may suspend or revoke the food service permit for any establishment failing to comply with this Bylaw.

122-9-5. Severability

If any provision of this bylaw is declared invalid, or unenforceable, the other provisions shall not be affected thereby. Or take any other action relative there to. By Petition.

FINANCE COMMITTEE RECOMMENDS NO RECOMMENDATION PENDING FURTHER INFORMATION (NRPF). FINANCE COMMITTEE VOTES NRPF WHEN, AT THE TIME THE WARRANT IS PRINTED, IT HAD INSUFFICIENT OR INCOMPLETE INFORMATION TO MAKE AN INFORMED RECOMMENDATION. IT DOES NOT IMPLY A NEGATIVE FINANCE COMMITTEE VIEW, ONLY AN INCOMPLETE UNDERSTANDING OF THE ARTICLE SO VOTED. FINANCE COMMITTEE WILL MAKE ITS FINAL RECOMMENDATION AT TOWN MEETING AFTER HAVING RECEIVED FURTHER INFORMATION. VOTE: YES-8, NO-0

MOTION: (Andrew Matheson) I move that this article be accepted and adopted as printed in the Warrant
Duly seconded

AMEND THE MAIN MOTION: (Tina Games-Evans) proposed an amendment – then withdrew the amendment.

The question was raised as to Mr. Matheson's status as a registered voter in the Town of Harwich, The Registrars determined that he was not a registered voter, therefore this motion was improperly on the floor.

The Moderator requested a new motion:

MOTION: (Bernadette Waystack) I move that this article be accepted and adopted as printed in the Warrant
Duly seconded

A motion was made and seconded to terminate debate, this required a $\frac{3}{4}$ majority vote to pass, it was a unanimous vote, so declared.

ACTION: Motion carried.

**AMENDMENT TO THE HARWICH BOARD OF HEALTH REGULATIONS –
RESTRICT THE SALE OF FLAVORED TOBACCO**

ARTICLE 54: To amend the Regulation of the Harwich Board of Health Restricting the Sale of Tobacco Products by adding the additional language:

C. Definitions:

Flavored Tobacco Product: Any tobacco product or component part thereof that contains a constituent that has or produces a characterizing flavor. A public statement, claim or indicia made or disseminated by the manufacturer of a tobacco product, or by any person authorized or permitted by the manufacturer to make or disseminate public statements concerning such tobacco product, that such tobacco product has or produces a characterizing flavor shall constitute presumptive evidence that the tobacco product is a flavored tobacco product.

N. Prohibition of the Sale of Flavored Tobacco Products [subsequent sections relettered]

The sale of flavored tobacco products is prohibited. No person shall sell or distribute or cause to be sold or distributed any flavored tobacco product.

and to act fully thereon. By Petition.

THE FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE INDEFINITELY POSTPONED. HEALTH REGULATIONS SHOULD COME FROM THE BOARD OF HEALTH WORKING WITH THE HEALTH DEPARTMENT, NOT BY CITIZENS PETITIONS. THE WORDING OF THIS ARTICLE DOES NOT PASS LEGAL REVIEW BY TOWN COUNCIL, AND IT IS RECOMMENDED THAT THE PETITIONERS BRING THEIR REQUEST TO THE BOARD OF HEALTH. VOTE: YES-8, NO-0

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

ACTION: This article was indefinitely postponed.

SELECTMEN AND FINANCE COMMITTEE PUBLIC RECORD OF VOTES

ARTICLE 55: To see if the Town will vote to require the individual voting records of Selectmen and Finance Committee members as recorded in the minutes of relevant meetings be included in the Warrant with any Article before Town Meeting for a vote at any Annual or Special Town Meeting, and to act fully thereon. Estimated cost: \$0.00. By Petition.

Explanation: Many voters do not follow any selectmen's meetings, or Finance Committee meetings. Many are not substantially informed about the pros and cons of an article until the requirement to vote is at hand. This proposal will establish an easily verifiable record for voters, and so should be of assistance at Town Meeting, when explanations may be required or a full sense of the Board of Selectmen needs to be understood. It will also serve as a readily available record for and about any individual seeking an appointment or reelection.

FINANCE COMMITTEE RECOMMENDS NO RECOMMENDATION PENDING FURTHER INFORMATION (NRPI). FINANCE COMMITTEE VOTES NRPI WHEN, AT THE TIME THE WARRANT IS PRINTED, IT HAD INSUFFICIENT OR INCOMPLETE INFORMATION TO MAKE AN INFORMED RECOMMENDATION. IT DOES NOT IMPLY A NEGATIVE FINANCE COMMITTEE VIEW, ONLY AN INCOMPLETE UNDERSTANDING OF THE ARTICLE SO VOTED. FINANCE COMMITTEE WILL MAKE ITS FINAL RECOMMENDATION AT TOWN MEETING AFTER HAVING RECEIVED FURTHER INFORMATION. VOTE: YES-8, NO-0

MOTION: (Dana DeCosta-Finance Committee) I move that this article be accepted and adopted with the following change, replace the words individual voting records with total voting records. Duly seconded

Notation: Directive or sense of meeting

ACTION: Motion failed.

A motion was made and seconded to reconsider this article, it was a unanimous vote, so declared.

MOTION: (Matt Sutphin) I move that this article be accepted and adopted as printed in the warrant. Duly seconded

ACTION: Motion carried

**AMEND THE CODE OF THE TOWN OF HARWICH CHARTER TO UPDATE
THE NAME "SELECTMEN" TO "SELECT BOARD"**

ARTICLE 56: To see if the Town will vote to propose the following amendment to the Harwich Home Rule Charter, to be approved by the voters at the next annual Town election as follows: (new text shown as underlined)

Amend Chapter 3, §1-1 as follows:

A board of selectmen of 5 members shall be elected at-large for 3-year overlapping terms. For purposes of this Charter, the Board of Selectmen shall be referred to as the Select Board.

And further, by deleting, in every other instance in which they appear, the words “Board of Selectmen” and inserting in their place, the words, “Select Board”, and to act fully thereon. By Petition.

Explanation: To amend the charter to reflect that not only men are elected to the Board of Selectmen and to ensure that the Town is viewed as inclusive to all.

THE FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED TO REFER THIS REQUEST TO THE BY-LAW/CHARTER REVIEW COMMITTEE, AND FURTHER TO ASK THE BY-LAW/CHARTER REVIEW COMMITTEE TO REPORT WITH THEIR RECOMMENDATION AND OR PROPOSAL TO THE NEXT ANNUAL TOWN MEETING. VOTE: YES-8, NO-0

MOTION: (Linda Cebula) I move that this article be accepted and adopted as printed in the Warrant. Duly seconded

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

PET BURIAL GROUND

RESCIND ARTICLE 57 OF THE MAY 2016 ANNUAL TOWN MEETING AUTHORIZING THE PET BURIAL GROUND

ARTICLE 57: To see if the Town will vote to rescind its previous action on Article 57 of the 2016 Annual Town Meeting and take the parcel of land containing 2.25 acres, more or less, located at 276 Queen Anne Road, shown on Assessors Map 69 as Parcel M1, and being a portion of the premise acquired by the Town pursuant to order of taking recorded with the Barnstable Registry of Deeds in Book 11666, Pages 103-105 from the jurisdiction of the Cemetery Commission and return such jurisdiction to the Board of Selectmen for the care, custody, management and control of said property, and to act fully thereon. By Petition.

*Explanation: 1. The Cemetery Commissioners do not have the jurisdiction to solicit or evaluate alternative proposals for this valuable parcel of land, therefore, the best interests of the taxpayers cannot be assured under their purview. The Town Selectmen have such jurisdiction and it's within their purview to maximize and protect taxpayer interests.
2. The proposal for using this land as a pet burial ground relies on a significant but unspecified portion of its revenue coming from residents of other towns, as well as unknown levels of “donations.” Any shortfalls from these unspecified revenue sources will*

result in Harwich taxpayers having to foot larger shares of the burden in effect providing potentially higher and higher levels of subsidy into the future. Accordingly, this taxpayer petition requests that the jurisdiction of this land be returned to the Town Selectmen.

THE FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE INDEFINITELY POSTPONED. THE CEMETERY COMMISSION HAS PUBLICLY STATED THAT THEY WILL NOT DECLARE THIS LAND AS SURPLUS WHICH THEY WOULD NEED TO DO IN ORDER TO REVERT THE CONTROL BACK TO THE BOARD OF SELECTMEN. PREVIOUS TOWN MEETING ARTICLES REQUESTING TO SELL THE LAND HAVE NOT PASSED. THE 2016 ANNUAL TOWN MEETING VOTED IN FAVOR OF THE PET BURIAL GROUND. VOTE: YES-6, NO-2

MOTION: (Tom Birch) I move to transfer the care, custody, control, and management of the 2.24-acre, more or less, parcel of land located at 276 Queen Anne Road, shown on Assessors Map 69 as parcel M1, and being a portion of the premises acquired by the Town pursuant to order of taking recorded with the Barnstable Registry of Deeds in Book 11666, pages 103-105, from the Cemetery Commission currently held for the purpose of a Pet Crematory and Pet Burial ground to the Board of Selectmen to be held for general municipal purposes.
Duly seconded

A motion was made and seconded to terminate debate, this required a $\frac{3}{4}$ majority vote to pass, it was a unanimous vote, so declared.

ACTION: This article required a $\frac{2}{3}$ majority vote to pass, it was ruled to have received the necessary $\frac{2}{3}$ vote, motion carried.

ESTABLISH ANNUAL REVOLVING FUND FOR THE PET BURIAL GROUND

ARTICLE 58: To see if the Town will vote to amend the Departmental Revolving Funds By-law by adding a new revolving fund to be known as the Harwich Pet Memorial Gardens & Walking Park Fund, as set forth as follows:

<u>Revolving Fund</u>	<u>Authorize to Spend Fund</u>	<u>Revenue Source</u>	<u>Use of Fund</u>
Harwich Pet Memorial Gardens & Walking Park Fund	Cemetery Administrator, Cemetery Commission	Revenue received from the sale of pet burial lots and fees	Maintenance, improvements, care and support of pet burial ground to the pet burial ground

Or to act fully thereon. By request of the Cemetery Commission.

THE FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED TO ALLOW FOR A FUNDING SOURCE FOR THE COMPLETION, OPERATION, AND MAINTENANCE OF THE GROUNDS. TOWN MEETING VOTED A PET BURIAL GROUNDS IN MAY 2016, BUT THE INTENDED FUNDING SOURCE WAS DEEMED INAPPROPRIATE BY TOWN COUNSEL. A NEW FUNDING SOURCE THEREFORE NEEDS TO BE CREATED IN ORDER TO OPERATE THE GROUNDS WITH USER FEES INSTEAD OF ADDITIONAL TAX DOLLARS. VOTE: YES-5, NO-1

MOTION: A motion was made to accept and adopt article 58 as printed.

Duly seconded

ACTION: Motion failed.

COMPLETE THE CONSTRUCTION OF THE PET BURIAL GROUNDS

ARTICLE 59: 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 completion of the pet burial grounds, \$60,720 and to reimburse the General Fund \$70,280 for the initial cost of preparing and improving the burial grounds. Funds contained within this appropriation are to come from the sale of pet burial lots and fees, and to act fully thereon. By request of the Cemetery Administrator and the Cemetery Commission. Estimated cost: \$131,000.

FINANCE COMMITTEE RECOMMENDS NO RECOMMENDATION PENDING FURTHER INFORMATION (NRPI). FINANCE COMMITTEE VOTES NRPI WHEN, AT THE TIME THE WARRANT IS PRINTED, IT HAD INSUFFICIENT OR INCOMPLETE INFORMATION TO MAKE AN INFORMED RECOMMENDATION. IT DOES NOT IMPLY A NEGATIVE FINANCE COMMITTEE VIEW, ONLY AN INCOMPLETE UNDERSTANDING OF THE ARTICLE SO VOTED. THE FINANCE COMMITTEE WILL MAKE ITS FINAL RECOMMENDATION AT TOWN MEETING AFTER HAVING RECEIVED FURTHER INFORMATION. VOTE: YES-5, NO-1

MOTION: A motion was made to accept and adopt article 59 as printed, with no money.

Duly seconded

ACTION: Motion failed.

LAND MATTERS

APPROVE EASEMENT FOR VERIZON AND EVERSOURCE ENERGY AT 1464 ORLEANS-HARWICH ROAD (RTE. 39) AT FIRE STATION 2

ARTICLE 60: To see if the Town will vote to authorize the Board of Selectmen to grant to Verizon New England Inc. and NStar Electric Company d/b/a Eversource Energy perpetual rights and easements for telephone and electric services to be installed on (1) parcel of land at 1464 Orleans Road (Rt. 39). This parcel is identified on Assessor's Map 87, Parcel J1, being the site of the new Fire Station 2, on such terms and conditions and for such consideration as the Selectmen may determine, which may be nominal consideration, and to act fully thereon. By request of the Board of Selectmen.

THE FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED TO ALLOW UTILITIES ACCESS TO THE NEW STATION.

VOTE: YES-8, NO-0

MOTION: (Dana DeCosta, Finance Committee) I move that this article be accepted and adopted as printed in Warrant. Duly seconded

ACTION: It was a unanimous vote, so declared.

**HARWICH AFFORDABLE HOUSING TRUST – LIST OF TOWN PROPERTIES
TO DESIGNATE AS AFFORDABLE**

ARTICLE 61: To see if the Town will vote to transfer the care, custody and control of the parcels of land described below from the tax custodian, the Board of Selectmen or other board or officer having custody thereof for tax title, affordable housing or other purposes for which such parcels are currently held to the Harwich Affordable Housing Trust for affordable housing purposes including the purpose of conveyance, and to authorize the execution of any deeds and other documents as may be necessary or appropriate to accomplish the foregoing, which parcels of land are described more particularly as follows:

- (a) Two parcels of land located on Oak Street, one identified on Assessors Map 61 as Parcel B1-A (containing 1.58 acres, more or less) and the other on Assessors Map 61 as Parcel B1-B (containing 1.32 acres, more or less), shown on a plan recorded with the Barnstable Registry of Deeds in Plan Book 337, Page 62, and being the premises described in a deed recorded in Book 6233, Page 206;
- (b) The parcel of land located on Depot Street, identified on Assessor's Map 56 as Parcel P12 (containing one acre, more or less), and being a portion of the premises described in Book 652, Page 71 and being the premises described in Foreclosure in Tax Lien Case in Book 21728, Page 319;
- (c) The following parcels of land located on or near: 0 Depot Road, identified on Assessors Map 63 as Parcel J1 (containing 1.41 acres, more or less), and being the premises described in a deed in Book 8241, Page 226; 0 Orleans Road, identified on Assessors Map 63 as Parcel J2 (containing 4.59 acres, more or less) and being the premises described in Book 8241, Page 230; 0 Depot Road, shown on Assessors Map 63 as Parcel J3 (containing 17.35 acres, more or less) and being the premises described in Book 8241, Page 234;
- (d) A parcel of land located at 728 Main Street, identified on Assessor's Map 41 as Parcel B8 (containing 1.38 acres, more or less), and being the premises described in Book 1368, Page 738 and Book 9770, Page 17; and
- (e) A parcel of land located at 265 Sisson Road, identified on Assessor's Map 40 as Parcel Z5 (containing 1.11 acres, more or less), and being the premises described in Book 9770, Page 13.

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

Explanation: The newly founded Affordable Housing Trust will use these properties to create housing for qualified persons. The Trust will explore the ability to develop each for affordable housing over the next few years. The Board of Selectmen does have the ability to transfer some such as Willow Street under previous Town Meeting Action.

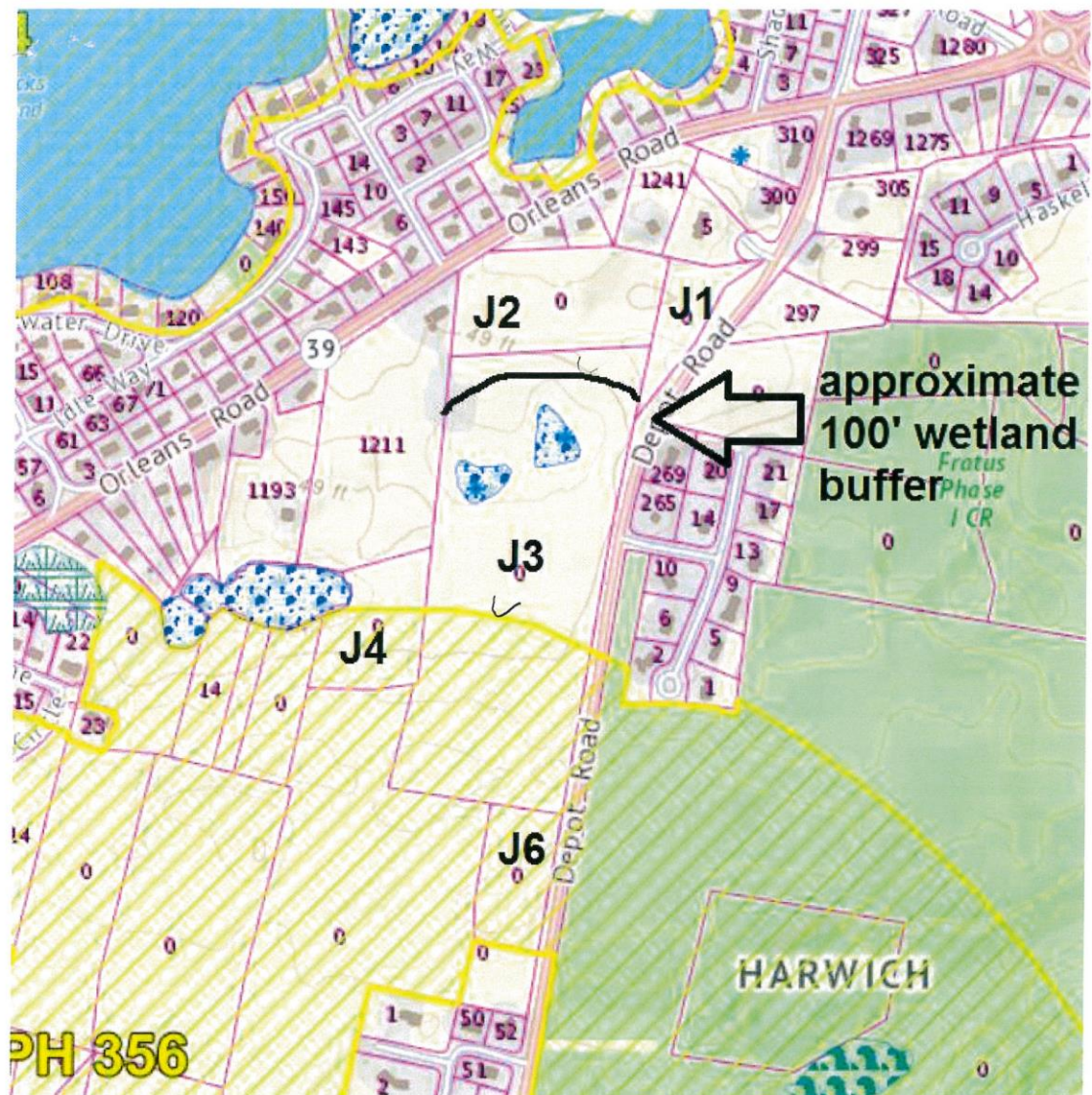
THE FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED TO MAKE LAND AVAILABLE FOR FUTURE PROPOSALS FOR POSSIBLE AFFORDABLE HOUSING UNITS. VOTE: YES-6, NO-1

MOTION: (Dana DeCosta, Finance Committee) I move that this article be accepted and adopted with the following changes: in item (C) the Town impose a limitation on development on the southern portion of parcel J3 in the area identified as falling under the Massachusetts endangered species jurisdiction and the isolated wetlands (potentially vernal pools) as shown on the map available at this Town Meeting, and excluding (D) 728 Main Street. . Duly seconded

AMEND THE MAIN MOTION: (James Donovan) Amend Article #61 – section (C) regarding parcel J3 – that the Town excludes development of Map 63-Parcel J3 extending from 100 feet north of the northern-most state-classified vernal pool and isolated wetland, extending south through the property to Map 63 – Parcel J6 (as shown on the attached map or viewed on the screen), However, nothing in this restriction shall prohibit the restricted area from being utilized for mitigation to support development on the remainder of Parcel J3, J2 or J1 Duly seconded

ACTION ON THE AMENDMENT: Amendment carried

ACTION ON THE MAIN MOTION AS AMENDED: Motion carried.



REVOLVING/STABILIZATION/OPEB FUNDS

AMEND THE CODE OF HARWICH GENERAL BY-LAWS – CHAPTER 8 **DEPARTMENTAL REVOLVING FUNDS § 8-1. FUNDS ESTABLISHED.**

ARTICLE 62: To see if the Town will vote to amend the Departmental Revolving Funds By-law as set forth below: by amending the revenue sources for the following Revolving Funds: Golf Pro Shop and Restaurant Lease to include the lease revenue for the Restaurant located at the Clubhouse, for the Golf Infrastructure fund to include a portion of membership fees and for the Community Center to decrease receipts from weight room members to 75%. To amend the uses of the Cemetery Revolving fund to revert back to the original narrative of ATM 2010 Article 51, approved on May 3, 2010 to include maintenance, care and support of town cemetery properties, and by inserting the following Revolving Funds: Middle School, Sidewalks and Tax Title previously approved at various Annual Town Meetings; and to act fully thereon. By request of the Finance Director, Golf Committee and Cemetery Commission.

<u>Revolving Fund</u>	<u>Authorize to Spend</u> <u>Fund *</u>	<u>Revenue Source</u>	<u>Use of Fund</u>
Golf Pro Shop and Restaurant Lease Revenue	Director, Golf Committee & ATA	Golf Lessons, Pro Shop Sales and Restaurant Lease Revenue	Pro Shop expenses, clubhouse and kitchen maintenance, modernization, and lessons instructor
Golf Infrastructure Fund	Director, Golf Committee	Surcharge on all green fees and cart fees as well as a portion of golf membership fees.	CVGC Infrastructure including Club House facilities, maintenance facilities
Cemetery	Administrator & Cemetery Commission	90% of Lot Sales, 100 % of all Cemetery Services and Fees	Maintenance, care and support of town cemetery properties
Community Center	Director & Facilities Committee	75 % of the fees from use of the weight room	Weight Room Equipment (and repair)
Middle School Cultural Center	Community Center Director and Facilities Manager	Funds generated from receipt of lease or fees collected for short term, year-round, temporary or otherwise, room (s) use and rental	Funding restorations, maintenance, care and support
Sidewalks	Town Planner and Planning Board	Sidewalk improvements including consulting services and construction	Monies generated from receipts paid to the Town in lieu of sidewalks required to be installed in new subdivisions
Tax Title Collection	Treasurer/Collector	Fees collected for certain costs, charges, and fees incurred by the Treasurer/Collector and collected upon redemption of tax titles or sales of real property acquired through foreclosures of tax titles	To offset expenses incurred in connection with tax takings or tax title foreclosures

**All entities authorized to spend from any revolving funds are required to submit a quarterly report of spending to the Town Administrator and Board of Selectmen.*

Explanation: *The golf department would like to establish additional funding to support necessary kitchen renovations, upgrades and modernization of equipment of the restaurant facility located at the Cranberry Golf Course Clubhouse. Allocating the amounts received for the lease of the restaurant will help to support this initiative. The golf department would also like to establish a portion of membership fees to support the ongoing infrastructure needs of the golf course.*

According to ATM 2010, Article 51 approved on May 3, 2010 the cemetery revolving fund was established to support the maintenance and care of town cemeteries, when the by-law was established the use of the fund was reduced to the maintenance only of cemeteries thereby limiting the uses of the fund, this amendment strives to revert the use of the properties back to the original intention. The Municipal Modernization Act requires Revolving funds to be established by by-law or ordinance, the Middle School Revolving Fund was established by vote of ATM 17 Article #46, the Sidewalk Revolving Fund was established by vote of ATM 17 Article #47 and the Tax Title Revolving Fund was established by vote of ATM 18 Article #65.

THE FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED TO MEET NEW STATE REQUIREMENTS REGARDING REVOLVING FUNDS. VOTE: YES-8, NO-0

MOTION: (Jack Brown, Chairman-Finance Committee) I move that this article be accepted and adopted as printed in Warrant. Duly seconded

AMEND THE MAIN MOTION: (Peggy Gabour) I move that #3 Cemetery under Use of Fund that the word “support” be removed and it will read as follows “maintenance and care of Town Cemeteries” Duly seconded

ACTION ON AMENDMENT: Amendment failed

ACTION ON MAIN MOTION: Motion carried.

RESCIND THE ESTABLISHMENT OF THE CAPITAL INFRASTRUCTURE REVITALIZATION FUND AT CRANBERRY VALLEY GOLF COURSE

ARTICLE 63: To see if the Town will vote to rescind the establishment of a Capital Infrastructure Revitalization Fund at Cranberry Valley Golf Course which was established pursuant to the provisions of Massachusetts General Laws Chapter 40 5F originally established by vote at the Annual Town Meeting 2016 by Article 15; and to act fully thereon. By request of the Finance Director

Explanation: *The Capital Infrastructure Revitalization Fund was subsequently established as a revolving fund by vote at the Annual Town Meeting 2017 Article 48 therefore this fund is no longer necessary.*

THE FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED. A NEW REVOLVING FUND FOR GOLF IS BEING REQUESTED MAKING THIS FUND NO LONGER NECESSARY. VOTE: YES-8, NO-0

MOTION: (Jack Brown, Chairman-Finance Committee) I move that this article be accepted and adopted as printed in Warrant. Duly seconded

ACTION: Motion carried.

**RESCIND THE AUTHORIZATION FOR THE GOLF RESTAURANT LEASE 53D
REVOLVING ACCOUNT AND TRANSFER THE BALANCE INTO THE PRO
SHOP REVOLVING ACCOUNT**

ARTICLE 64: To see if the Town will vote to rescind Article 49 of the 2010 Annual Town Meeting and to transfer the unexpended balance in said account into the Golf Pro Shop Lease Revenue Revolving Account; and to act fully thereon. By request of the Finance Director

Explanation: *Article 49 of the 2010 Annual Town Meeting referenced MGL Chapter 44, Section 53D and should have referenced MGL Chapter 44, Section 53E ½. This rescission corrects the oversight, the additional source of funding for the Golf Pro Shop and Restaurant Lease Revenue is authorized through the Revolving By-law.*

**THE FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED. A NEW REVOLVING FUND FOR GOLF IS BEING REQUESTED MAKING THIS FUND NO LONGER NECESSARY.
VOTE: YES-8, NO-0**

MOTION: (Jack Brown, Chairman-Finance Committee) I move that this article be accepted and adopted as printed in Warrant. Duly seconded

ACTION: Motion carried.

DEPARTMENTAL REVOLVING FUNDS AUTHORIZATION

ARTICLE 65: To see if the Town will vote to set spending limits for various revolving funds that have been authorized pursuant to Section 8.1 of the Town Code: and to act fully thereon. By request of the Finance Director.

<u>Revolving Fund</u>	<u>FY 20 Spending Limit</u>	<u>Disposition of FY19 Fund balance</u>
Golf Pro Shop and Restaurant Lease Revenue	\$250,000	Available for expenditure
Golf Infrastructure fund	\$140,000	Available for expenditure
Council on Aging	\$125,000	Available for expenditure
Cemetery	\$100,000	Available for expenditure
Community Center	\$100,000	Available for expenditure
Recreation	\$175,000	Available for expenditure
Albro House	\$10,000	Available for expenditure
ADA	\$2,500	Available for expenditure
Wetlands	\$6,000	Available for expenditure
Middle School Cultural Center	\$100,000	Available for expenditure
Sidewalks	\$50,000	Available for expenditure
Tax Title Collection	\$36,000	Available for expenditure
Pet Burial Ground	\$140,000	Available for expenditure

THE FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED TO ESTABLISH THE FUNDING LEVELS OF THE REVOLVING FUNDS. VOTE: YES-8, NO-0

MOTION: (Dana DeCosta-Finance Committee) I move that this article be accepted and adopted as printed in Warrant, with the following change by removing the last fund which is the Pet Burial Ground \$140,000 available expenditure. Duly seconded

AMEND MAIN MOTION: (Tom Birch) I move to amend Article 65 – reduce cemetery spending to the amount of \$40,000. Duly seconded

ACTION ON AMENDMENT: Amendment failed

ACTION ON MAIN MOTION: Motion carried

STABILIZATION FUND

ARTICLE 66: 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 Stabilization Fund, and to act fully thereon. By the request of the Board of Selectmen. Estimated cost: \$400,000.

FINANCE COMMITTEE RECOMMENDS NO RECOMMENDATION PENDING FURTHER INFORMATION (NRPF). FINANCE COMMITTEE VOTES NRPF WHEN, AT THE TIME THE WARRANT IS PRINTED, IT HAD INSUFFICIENT OR INCOMPLETE INFORMATION TO MAKE AN INFORMED RECOMMENDATION. IT DOES NOT IMPLY A NEGATIVE FINANCE COMMITTEE VIEW, ONLY AN INCOMPLETE UNDERSTANDING OF THE ARTICLE SO VOTED. FINANCE COMMITTEE WILL MAKE ITS FINAL RECOMMENDATION AT TOWN MEETING AFTER HAVING RECEIVED FURTHER INFORMATION. VOTE: YES-8, NO-0

MOTION: (Dana DeCosta-Finance Committee) I move that this article be accepted and adopted and that the sum of \$550,000 be transferred from Free Cash for this purpose.

Duly seconded

ACTION: It was a unanimous vote, so declared.

OPEB TRUST FUND

ARTICLE 67: 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 OPEB Trust Fund, and to act fully thereon. By the request of the Board of Selectmen. Estimated cost: \$500,000

FINANCE COMMITTEE RECOMMENDS NO RECOMMENDATION PENDING FURTHER INFORMATION (NRPF). FINANCE COMMITTEE VOTES NRPF WHEN, AT THE TIME THE WARRANT IS PRINTED, IT HAD INSUFFICIENT OR INCOMPLETE INFORMATION TO MAKE AN INFORMED RECOMMENDATION. IT DOES NOT IMPLY A NEGATIVE FINANCE COMMITTEE VIEW, ONLY AN INCOMPLETE UNDERSTANDING OF THE ARTICLE SO VOTED. FINANCE COMMITTEE WILL MAKE ITS FINAL RECOMMENDATION AT TOWN MEETING AFTER HAVING RECEIVED FURTHER INFORMATION. VOTE: YES-8, NO-0

MOTION: (Dana DeCosta-Finance Committee) I move that this article be accepted and adopted and that the sum of \$550,000 be transferred from Free Cash for this purpose.

Duly seconded

ACTION: It was a unanimous vote, so declared.

FUND PRIOR YEAR'S UNPAID BILLS

ARTICLE 68: To see if the Town will vote to raise and appropriate or transfer from available funds a sufficient sum of money to pay unpaid bills of prior years as provided for in M.G.L. Ch. 44, Section 64, and to act fully thereon. By request of the Finance Director. Estimated cost: \$1,000

Explanation:

Water Department \$90.70

MA Frazier Inc. \$128.00

Duffy Health Center \$250.00

Monomoy Regional School District \$401.65 (to be funded from School Trust Funds)

FINANCE COMMITTEE RECOMMENDS NO RECOMMENDATION PENDING FURTHER INFORMATION (NRPI). FINANCE COMMITTEE VOTES NRPI WHEN, AT THE TIME THE WARRANT IS PRINTED, IT HAD INSUFFICIENT OR INCOMPLETE INFORMATION TO MAKE AN INFORMED RECOMMENDATION. IT DOES NOT IMPLY A NEGATIVE FINANCE COMMITTEE VIEW, ONLY AN INCOMPLETE UNDERSTANDING OF THE ARTICLE SO VOTED. FINANCE COMMITTEE WILL MAKE ITS FINAL RECOMMENDATION AT TOWN MEETING AFTER HAVING RECEIVED FURTHER INFORMATION. VOTE: YES-8, NO-0

MOTION: (Dana DeCosta-Finance Committee) I move that this article be accepted and adopted and that the sum of \$90.70 be transferred from Water Enterprise Fund, the sum of \$401.65 be transferred from the Brooks Metal Trust Fund and the sum of \$378.00 be transferred from Free Cash for this purpose. Duly seconded

ACTION: It was a unanimous vote, so declared.

CUSTOMARY

HERRING FISHERIES

ARTICLE 69: To see what action the Town will take in regard to the Herring Fisheries and to act fully thereon. Customary Article.

THE FINANCE COMMITTEE RECOMMENDS THIS ARTICLE BE ACCEPTED AND ADOPTED. VOTE: YES-8, NO-0

MOTION: (Dana DeCosta-Finance Committee) I move that this customary article be accepted and adopted. Duly seconded

ACTION: It was a unanimous vote, so declared.

At 12:40am on May 8, 2019 a motion was made and seconded to adjourn the May 2019 Annual Town Meeting.

**THE FOLLOWING ARTICLES WERE PASSED AT THE
ANNUAL TOWN MEETING
MAY 6, 2019**

CUSTOMARY ARTICLES

1. Town Officers & Committees
2. Reports of Town Officers & Committees
69. Herring Fisheries

CAPITAL PLAN

- 9. Capital Plan
- 10. Lease Purchase Agreements

ATTORNEY GENERAL ZONING

- 23. Single-Family dwelling with accessory apartment
- 24. Freestanding Portable signs
- 25. Retaining walls for septic systems
- 26. Special provisions for lifting existing structure to new and appropriate elevations.

GENERAL BY-LAWS

- 50. Amend the Code of the Town of Harwich to prohibit procurement of and dispensing beverages in plastic containers of any size.
- 53. General By-Law Amendment to Ban the use of Single-Use Plastic Straws
- 62. Amend the Code of the Town of Harwich General By-Laws-Chapter 8 Departmental Revolving Funds § 8-1. Funds Established

CHARTER

- 35. Charter Amendment – Change from Water Commission to Water/Wastewater Commission.
- 36. Amendments To Harwich Home Rule Charter – Capital Outlay Plan

LIBRARY

- 28. Fund Library Technology

CEMETERY DEPARTMENT

- 31. Amendments to Cemetery Rules and Regulations
- 32. Cemetery Arboretum Project – Mapping and Software

PET BURIAL GROUND

- 57. Recind Article 57 of the 2016 Annual Town Meeting – Pet Burial Ground

MISCELLANEOUS

- 33. Solar Photovoltaic Energy

PRIVATE PETITIONS

- 55. Selectmen's Public Record of Votes

LAND

- 60. Approve Easement for Verizon and Eversource Energy at 1464 Orleans-Harwich Road (Rte 39) for Fire Station 2
- 61. Affordable Housing Trust Fund – List of Town Properties to Designate as Affordable.

REVOLVING/STABLIZATION/OPEB FUNDS

- 63. Recind the Establishment of Capital Infrastructure Revitalization Fund at Cranberry Valley Golf Course
- 64. Recind the Authorization for the Golf Restaurant Lease 53D Revolving Account and Transfer the Balance into the Pro Shop Revolving Account.

APPROPRIACTIONS VOTED UNDER ARTICLES
ANNUAL TOWN MEETING
MAY 6, 2019

BUDGETS
FROM TAX LEVY

4. Town Operating Budget	\$37,216,407.00
5. Monomoy Regional School District Budget	26,244,621.00
6. Cape Cod Regional Technical School District Budget	2,332,198.00
8. Wastewater/Sewer Budget	125,000.00

FROM FREE CASH

4. Town Operating Budget	140,240.00
5. Monomoy Regional School District Budget	398,794.00
8. Wastewater/Sewer Budget	100,000.00
11. Capital Items Funded From Free Cash	136,874.00
12. Facility Maintenance and Repair Fund	774,750.00
13. Fund the Snow and Ice Deficit for FY19	137,500.00
19. Purchase and Equip Vehicles for the DPW	395,000.00
21. Purchase of Mobile Lift System	90,475.00
27. Provide funding for an Update of the Town's Local Comprehensive Plan	200,000.00
46. Defray Costs for the Chase and Harwich Port Libraries	20,000.00
47. Promote the Town of Harwich	30,000.00
48. Supplement Annual Allocation of Mass Cultural Council For Local Cultural Council Grants	3,600.00
49. Pleasant Bay Alliance	26,170.00
66. Stabilization Fund	550,000.00
67. OPEB Trust Fund	550,000.00
68. Fund Prior Year's Unpaid Bills	378.00

FROM OTHER AVAILABLE FUNDS

4. Town Budget	Peg Access	168,594.00
	Betterment and Septic Funds	99,872.00
	Overlay Surplus	100,000.00
	FEMA Fund	13,815.00
	Harbor Waterways and Mooring Funds	310,302.00
	Golf Improvement Funds	139,000.00

14. Fund Shortfalls in Budget Transfers in Budget Transfers for FY19	170,486.00
29. Landscape Reclamation at Cranberry Valley Golf Course	35,000.00
30. Bunker Renovation at Cranberry Valley Golf Course	75,000.00
32. Cemetery Arboretum Project – Mapping and Software	30,110.00
68. Fund Prior Year's Unpaid Bills	401.65

DEBIT EXCLUSION

22. Road Maintenance

700,000.00

COMMUNITY PRESERVATION

39. Fund Land Bank Debt Service	553,700.00
40. Community Preservation Activities Under \$50,000-	
Community Housing Reserve	7,500.00
Undesignated Reserve	37,950.00
Undesignated Reserve	27,000.00
41. Brooks Academy Museum	Historic Reserve 130,000.00
42. Harwich Affordable Housing Trust	Community Housing Reserve 304,384.47
43. Sand Pond Restroom Project	Undesignated Fund Balance 125,000.00
44. Whitehouse Field Improvement Project	Undesignated Fund Balance 55,000.00
45. Red River Beach Shoreline Stabilization Project	Open Space Reserve 50,000.00
FY'20 Estimated Annual Revenue	50,000.00


WATER ENTERPRISE

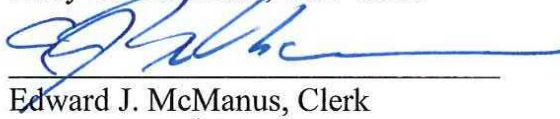
4. Town Budget	720,295.00
7. Water Department Budget	4,333,866.00
15. Purchase/Replace Mini Excavator for Water Department	64,000.00
16. Pleasant Lake Avenue – Replacement of Section of Water Main Entering Tank	300,000.00
17. Replace the T1 Main Facility Generator	65,000.00
18. Purchase a 2019 Ford F-550 Truck for the Water Department	76,551.00
68. Fund Prior Year's Unpaid Bills	90.70

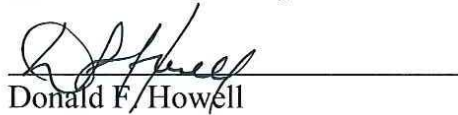
Hereof fail not to make return of the Warrant with your doings thereon at the time and place of said meeting.

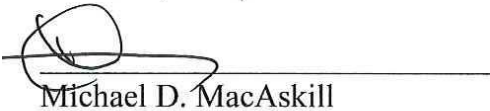
Given under our hands this 11th day of March, 2019


Julie E. Kavanagh, Chair


Larry G. Ballantine, Vice Chair


Edward J. McManus, Clerk


Donald F. Howell


Michael D. MacAskill

BOARD OF SELECTMEN

A true copy Attest:

Constable

**SAMPLE
COMMONWEALTH OF MASSACHUSETTS
TOWN OF HARWICH
ANNUAL ELECTION BALLOT
MAY 21, 2019**

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 21, 2019, then and there to act on the following ballot:

POLLS WILL BE OPEN AT 7:00 A.M. and CLOSE AT 8:00 P.M.

To choose on one (1) ballot the following Town Officers and Committees: two (2) Selectmen for three (3) years; one (1) Town Clerk for three (3) years; one (1) Monomoy Regional School Committee Member for three (3) years; one (1) Monomoy Regional School Committee Member to fill a 1-year unexpired term; two (2) Library Trustees for three (3) years; one (1) Water Commissioner for three (3) years; one (1) Housing Authority member to fill a 2-year unexpired term

BALLOT QUESTIONS

1. Shall the Town of Harwich be allowed to exempt from the provisions of Proposition 2 1/2, so called, the amounts required to pay for the bond issued in order to fund the Reconstruction of Lower County Road including all costs incidental and related thereto, as requested in the Capital Plan for FY20?

YES_____ NO_____

2. Shall the Town of Harwich be allowed to exempt from the provisions of Proposition 2 1/2, so called, the amounts required to pay for the bond issued in order to fund the Road Maintenance Program, including, but not limited to Lower County Road and other roads on the Program, and all costs incidental and related thereto, as requested in the Capital Plan for FY20?

YES_____ NO_____

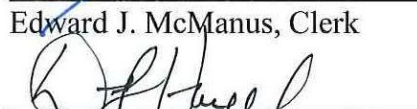
Hereof fail not to make return of the Warrant with your doings thereon at the time and place of said meeting.

Given under our hands this 18th day of March, 2019


Julie E. Kavanagh, Chair


Larry G. Ballantine, Vice Chair


Edward J. McManus, Clerk


Donald F. Howell

Michael D. MacAskill

BOARD OF SELECTMEN

A true copy Attest:

Constable

BUDGET FY 2020 REVENUES	Town Meeting				
	Actual FY2017	Actual FY2018	Budget FY2019	Budget FY2020	% Change
Real Estate & Personal Property Taxes	\$44,226,259	\$46,774,148	\$49,305,550	\$53,360,608	8.2%
Local Receipts:					
Excise Tax	2,324,772	2,372,767	2,325,000	2,350,000	1.1%
Hotel/Motel & Meals	1,084,691	1,098,022	1,080,000	1,100,000	1.9%
Ambulance	1,478,899	1,452,109	1,460,000	1,450,000	-0.7%
Waste Disposal	2,748,461	3,110,693	2,889,000	3,050,000	5.6%
Beach, Recreation & Youth	371,252	413,637	381,000	401,500	5.4%
Harbors & Landings	918,546	929,773	851,500	898,500	5.5%
Golf Operations	1,775,101	1,856,221	1,759,000	1,776,500	1.0%
Other Local Receipts	3,869,975	2,306,362	5,352,318	2,154,260	-59.8%
Total Local Receipts	14,571,696	13,539,583	16,097,818	13,180,760	-2.7%
State Aid:					
Cherry Sheet	683,884	705,430	670,753	687,544	2.5%
School Building Assistance	993,193	-	-	-	0.0%
Other:					
Free Cash		-	378,038	639,034	69.0%
Overlay Surplus	125,000	100,000	100,000	100,000	0.0%
Harbor Capital Improvement - Wychmere	107,163	110,930	62,808	72,227	15.0%
Cable Fund (Comcast)	129,237	143,417	156,450	168,594	7.8%
Septic Loan	17,358	17,358	17,358	13,574	-21.8%
Water Enterprise Indirect Costs	587,382	650,178	732,843	720,295	-1.7%
FEMA	13,736	13,508	13,608	13,815	1.5%
Road Betterments	52,750	49,194	58,277	56,973	-2.2%
Allan Harbor Betterments	151,000	185,550	182,250	29,325	-83.9%
Golf Improvement Fund			75,600	139,000	83.9%
SAQ Mooring			103,125	136,888	32.7%
SAQ Waterways			70,125	101,188	44.3%
CPA Funds (Land Bank)	633,400	608,950	588,750	553,700	-6.0%
Town Clerk State Aid			15,585	0	0.0%
Total Revenue	\$62,292,058	\$62,898,246	\$68,628,938	\$69,973,524	11.2%

<u>TOWN OPERATION BUDGET 2020</u>		Actual FY2017	Actual FY2018	Voted Budget FY2019	Town Meeting Budget FY2020	PCT CHANGE
1	MODERATOR S&W	-	-	1,000	1,000	0.0%
2	SELECTMEN S&W	7,500	7,500	12,000	12,500	4.2%
3	SELECTMEN - EXP	6,303	7,077	8,575	8,575	0.0%
4	Sub-Total	13,803	14,577	20,575	21,075	2.4%
5	FINANCE COMMITTEE S&W	2,239	745	4,000	3,000	-25.0%
6	FINANCE COMMITTEE - EXP	221	809	500	2,000	300.0%
7	Sub-Total	2,460	1,554	4,500	5,000	11.1%
8	FINANCE COMMITTEE RESERVE FUND	-	-	125,000	125,000	0.0%
9	TOWN ACCOUNTANT - SAL	216,511	233,658	250,386	254,601	1.7%
10	TOWN ACCOUNTANT - EXP	2,919	3,626	3,600	10,875	202.1%
11	AUDIT - EXP	41,000	37,900	44,500	40,000	-10.1%
12	Sub-Total	260,430	275,183	298,486	305,476	2.3%
13	ASSESSORS - S&W	172,706	153,113	196,212	215,571	9.9%
14	ASSESSORS - EXP	71,150	68,266	107,390	107,780	0.4%
15	Sub-Total	243,856	221,379	303,602	323,351	6.5%
16	TOWN COLLECTIONS - S&W	12,140	12,476	15,500	16,000	3.2%
17	TOWN COLLECTIONS - EXP	4,700	3,154	3,760	3,800	1.1%
18	Sub-Total	16,840	15,631	19,260	19,800	2.8%
19	POSTAGE	52,104	46,452	55,000	55,000	0.0%
20	Sub-Total	52,104	46,452	55,000	55,000	0.0%
21	TREASURER - S&W	227,049	234,025	256,196	281,585	9.9%
22	TREASURER - EXP	81,993	102,106	103,250	106,974	3.6%
23	Sub-Total	309,042	336,131	359,446	388,559	8.1%
24	VACATION & SICK LEAVE BUY BACK			47,590	97,229	104.3%
25	MEDICARE	202,561	217,264	217,004	221,042	1.9%
26	ADMINISTRATION - S&W	409,417	418,242	449,807	454,908	1.1%
27	ADMINISTRATION - EXP	113,789	75,450	89,312	81,879	-8.3%
28	ADMINISTRATION - CAP OUTLAY	3,416	4,958	5,500	5,500	0.0%
29	UNION CONTRACTS	5,000	5,000	-	-	100.0%
30	Sub-Total	531,623	503,651	544,619	542,287	-0.4%
31	LEGAL SERVICES - EXP	204,738	159,374	170,000	185,000	8.8%
32	CLAIMS & SUITS	-	-	500	500	0.0%
33	Sub-Total	204,738	159,374	170,500	185,500	8.8%
34	INFORMATION TECHNOLOGY - S&W	97,501	99,800	101,790	178,233	75.1%
35	INFORMATION TECHNOLOGY - EXP	176,207	211,708	276,362	274,682	-0.6%
36	Sub-Total	273,709	311,507	378,152	452,915	19.8%
38	IT CHANNEL 18 - S&W	98,307	106,300	125,450	137,114	9.3%
39	IT CHANNEL 18 - EXP	18,673	24,790	31,000	31,480	1.5%
40	Sub-Total	116,979	131,091	156,450	168,594	7.8%

APPENDIX B - BUDGET

<u>TOWN OPERATION BUDGET 2020</u>		Actual FY2017	Actual FY2018	Voted Budget FY2019	Town Meeting Budget FY2020	PCT CHANGE
41	CONSTABLE S & W	250	356	708	708	0.0%
42	TOWN CLERK - S&W	213,478	202,280	230,930	248,643	7.7%
43	TOWN CLERK - EXP	48,008	30,684	41,322	37,368	-9.6%
44	Sub-Total	261,486	232,964	272,252	286,011	5.1%
45	CONSERVATION - S&W	81,732	111,527	136,070	154,865	13.8%
46	CONSERVATION - EXP	5,957	6,673	9,941	9,185	-7.6%
47	Sub-Total	87,689	118,200	146,011	164,050	12.4%
48	TOWN PLANNER - S&W	57,331	69,515	87,324	93,443	7.0%
49	TOWN PLANNER - EXP	2,279	1,928	4,531	4,531	0.0%
50	Sub-Total	59,610	71,443	91,855	97,974	6.7%
51	BOARD OF APPEALS - S&W	-	-	-	-	0.0%
52	BOARD OF APPEALS - EXP	439	594	735	735	0.0%
53	Sub-Total	439	594	735	735	0.0%
54	ALBRO HOUSE - EXP	2,890	3,148	5,835	6,355	8.9%
55	OLD RECR BUILDING - EXP	4,710	5,321	6,989	7,627	9.1%
56	W. HARWICH SCHOOL - EXP	577	408	1,425	1,424	-0.1%
57	Sub-Total	8,177	8,876	14,249	15,405	8.1%
58	COMMUNITY DEVELOPMENT - S&W	230,386	218,879	221,032	235,636	6.6%
59	COMMUNITY DEVELOPMENT - EXP	10,379	10,834	11,630	14,762	26.9%
60	Sub-Total	240,765	229,713	232,662	250,398	7.6%
61	PUBLIC BUILDINGS REPAIRS	1,100	-	2,133	2,133	0.0%
62	TOWN/FIN COM REPORTS	7,869	7,658	10,000	10,000	0.0%
63	ADVERTISING	13,514	21,671	7,500	17,000	126.7%
64	POLICE - S&W	3,058,309	3,384,205	3,825,308	3,907,125	2.1%
65	POLICE - EXP	313,061	544,305	570,476	569,514	-0.2%
66	POLICE - CAP OUTLAY	165,151	121,482	126,000	88,512	-29.8%
67	Sub-Total	3,536,521	4,049,992	4,521,784	4,565,152	1.0%
68	FIRE - S&W	3,297,282	3,353,682	3,870,083	3,987,157	3.0%
69	FIRE - EXP	365,663	394,875	416,211	450,761	8.3%
71	Sub-Total	3,662,945	3,748,556	4,286,294	4,437,918	3.5%
72	AMBULANCE - S&W	143,001	112,767	169,389	168,750	-0.4%
73	EMS - EXP	129,183	136,314	119,536	122,495	2.5%
74	Sub-Total	272,184	249,081	288,925	291,245	0.8%
75	EMERG. TELECOM - S&W	391,025	-	-	-	0.0%
76	EMERG. TELECOM - EXP	133,120	-	-	-	0.0%
77	Sub-Total	524,146	-	-	-	0.0%
78	BUILDING - S&W	227,995	246,408	311,233	322,832	3.7%
79	BUILDING - EXP	14,955	11,349	20,906	20,197	-3.4%
80	Sub-Total	242,950	257,757	332,139	343,029	3.3%
81	EMERG. MGMT - S&W	4,458	2,444	5,108	5,315	4.1%

APPENDIX B - BUDGET

<u>TOWN OPERATION BUDGET 2020</u>		Actual FY2017	Actual FY2018	Voted Budget FY2019	Town Meeting Budget FY2020	PCT CHANGE
82	EMERG. MGMT - EXP	3,126	3,317	8,500	8,500	0.0%
83	Sub-Total	7,584	5,761	13,608	13,815	1.5%
84	NATURAL RESOURCES - S&W	93,375	96,343	102,233	110,639	8.2%
85	NATURAL RESOURCES - EXP	26,798	226,998	27,900	28,380	1.7%
86	Sub-Total	120,173	323,341	130,133	139,019	6.8%
87	PLEASANT BAY ALLIANCE	16,920	17,343	20,160	23,760	17.9%
88	TOWN ENGINEER - S&W	170,185	174,256	180,860	112,310	-37.9%
89	TOWN ENGINEER - EXP	17,738	9,831	25,670	65,670	155.8%
90	Sub-Total	187,923	184,088	206,530	177,980	-13.8%
91	HIGHWAY - S&W	2,402,760	2,495,639	2,589,991	2,724,594	5.2%
92	HIGHWAY - EXP	2,331,328	2,501,442	2,691,641	2,946,182	9.5%
93	Sub-Total	4,734,087	4,997,081	5,281,632	5,670,776	7.4%
94	SNOW/ICE - S&W	108,597	104,576	40,000	40,000	0.0%
95	SNOW/ICE - EXP	271,908	260,924	95,000	95,000	0.0%
96	Sub-Total	380,505	365,500	135,000	135,000	0.0%
97	STREET LIGHTS	38,130	31,372	37,500	40,000	6.7%
98	INTERGOVERNMENTAL TRANS - WW COUNTY WW SUPPORT FUND			70,000	125,000 100,000	78.6% 100.0%
99	CEMETERY ADMIN - S&W	58,830	63,203	64,847	69,431	7.1%
100	CEMETERY ADMIN - EXP	4,799	3,164	4,742	5,613	18.4%
101	Sub-Total	63,629	66,367	69,589	75,044	7.8%
102	BOARD OF HEALTH - S&W	181,111	139,795	177,593	193,863	9.2%
103	BOARD OF HEALTH - EXP	12,252	16,209	17,038	16,930	-0.6%
104	Sub-Total	193,364	156,004	194,632	210,793	8.3%
105	COMMUNITY CENTER S&W	152,894	165,498	188,468	185,367	-1.6%
106	COMMUNITY CENTER EXP	109,636	131,306	119,521	142,556	19.3%
107	Sub-Total	262,529	296,804	307,989	327,923	6.5%
108	COUNCIL ON AGING - S&W	359,322	370,042	370,480	377,594	1.9%
109	COUNCIL ON AGING - EXP	68,198	63,690	77,286	77,507	0.3%
110	Sub-Total	427,521	433,732	447,766	455,101	1.6%
111	YOUTH COUNSELOR - S&W	75,637	81,511	85,203	93,443	9.7%
112	YOUTH COUNSELOR - EXP	3,932	4,017	4,310	4,310	0.0%
113	Sub-Total	79,569	85,528	89,513	97,753	9.2%
114	VETERANS EXPENSE/BENEFITS	96,671	99,997	134,500	125,263	-6.9%
115	DISABILTY RIGHT - EXP	-	-	300	500	66.7%
116	HUMAN SERVICES	79,980	72,605	81,580	82,250	0.8%
117	LIBRARY - S&W	597,668	630,719	676,741	707,968	4.6%
118	LIBRARY - EXP	252,696	269,410	274,111	282,372	3.0%
119	Sub-Total	850,363	900,128	950,852	990,340	4.2%

APPENDIX B - BUDGET

TOWN OPERATION BUDGET 2020		Actual FY2017	Actual FY2018	Voted Budget FY2019	Town Meeting Budget FY2020	PCT CHANGE
120	RECREATION - SEASONAL - S&W	175,732	174,725	215,988	228,507	5.8%
121	RECREATION - S&W	212,853	228,268	250,115	264,615	5.8%
122	RECREATION - EXP	44,636	41,735	45,575	45,575	0.0%
123	RECREATION - CAP OUTLAY	7,319	-	12,000	12,000	0.0%
124	Sub-Total	440,540	444,728	523,678	550,697	5.2%
125	HARBORMASTER -S&W	280,246	289,490	311,576	333,851	7.1%
126	HARBORMASTER - EXP	108,556	171,596	173,300	253,280	46.2%
127	Sub-Total	388,803	461,086	484,876	587,131	21.1%
128	BROOKS ACAD MUSEUM COMMISSION	10,138	10,754	12,894	12,894	0.0%
129	HISTORICAL COMMISSION	80	540	-	-	0.0%
130	HISTORICAL COMMISSION	-	-	350	350	0.0%
131	Sub-Total	80	540	350	350	0.0%
132	CELEBRATIONS	-	1,299	1,600	1,600	0.0%
133	GOLF - S&W	762,933	798,628	870,333	917,841	5.5%
134	GOLF - EXP	578,068	621,381	676,367	676,766	0.1%
135	GOLF CAP OUTLAY	69,548	66,277	73,000	73,000	0.0%
136	Sub-Total	1,410,549	1,486,286	1,619,700	1,667,607	3.0%
137	GOLF IMA MRSD			84,363	82,760	-1.9%
138	ELECTRICITY - CVEC	64,315	66,254	65,925	69,610	5.6%
139	Total Departmental Budgets	21,001,165	21,737,254	23,873,100	25,156,550	5.4%
140	Total Debt Service (Prin & Int)	3,730,596	2,494,459	4,652,464	5,881,626	26.4%
141	STATE ASSESSMENTS	245,490	261,135	269,897	284,978	5.6%
142	BARNSTABLE CTY RETIREMENT	2,364,925	2,681,194	2,763,836	3,024,763	9.4%
143	CAPE COD COMMISSION ASSESSMENT	207,455	217,944	229,452	203,498	-11.3%
144	BARNSTABLE COUNTY ASSESSMENT	193,497	203,280	202,302	213,571	5.6%
145	UNEMPLOYMENT COMPENSATION	2,567	5,087	10,000	15,000	50.0%
146	GROUP HEALTH INSURANCE	3,563,522	4,296,270	4,778,977	4,790,067	0.2%
147	OPEB	100,000	100,000	125,000	150,000	20.0%
148	GENERAL INSURANCE	450,389	656,366	681,000	790,830	16.1%
149	GENERAL INSURANCE DEDUCTIBLE	8,151	4,603	5,000	10,000	100.0%
150	TOTAL TOWN	31,867,758	32,657,592	37,591,028	40,520,883	7.8%
151	OVERLAY (Abatements/Exemptions)			460,000	460,000	
152	C C REGIONAL TECH HIGH	1,437,053	1,437,053	1,581,237	2,332,198	47.5%
153	MONOMOY REG. SCH. DISTRICT					
154	Operating	21,644,248	21,644,248	23,282,215	24,265,940	4.2%
155	Capital/ other	224,723	224,723	260,038	223,794	-13.9%
156	Transportation	412,558	412,558	430,896	495,663	15.0%
157	Debt Service- Middle School	1,776,772	1,776,772	24,328	-	-100.0%
158	Debt Service H.S.			1,611,913	1,658,018	2.9%
159	TOTAL MRSD ASSESMENT	24,058,301	24,058,301	25,609,390	26,643,415	4.04%
160	TOTAL	57,363,112	58,152,946	65,241,655	69,956,496	7.2%
	Reconciliation to Article 5:					
	Total from line 160				\$ 69,956,496	
	Less:					

APPENDIX B - BUDGET

<u>TOWN OPERATION BUDGET 2020</u>	<u>Actual FY2017</u>	<u>Actual FY2018</u>	<u>Voted Budget FY2019</u>	<u>Town Meeting Budget FY2020</u>	<u>PCT CHANGE</u>
State & County Assessments				702,047	
Overlay				460,000	
Wastewater/Sewer				225,000	
Cape Cod Technical High School				2,332,198	
Monomoy Regional School District				26,643,415	
Total Reductions				30,362,660	
Article 4				\$ 39,593,836	

APPENDIX C - FISCAL & CAPITAL PLAN - Town Administrator & Capital Outlay														
Department	Project	ATM #	Funding Source	Committee	CPC Approved	COC Rec	TA Rec	FY 20	FY 21	FY 22	FY 23	FY 24	FY 25	2/22/2019
ADMINISTRATION														
Admin	Harwich Center ADA Sidewalk Project	11	FC											
	Harwich Center ADA Sidewalk Pro. ADA/CDBG Grant (\$670K of 1 Million)		Grant											
Admin	Harwich Center Initiative													
Admin	Albro House - Renovations													
Admin	Demolition/Renovation-203 Bank Street and Parking Lot Improvements	12	FC		\$ -	\$ -								
Admin	Walkway Reconstruction Rte 28 SAQ to Harwichport (Supplemental)		FC											
Admin	Walkway Reconstruction Rte 28 SAQ to Harwichport (Supplemental) GRANT		Grant											
Admin	Walkway Reconstruction Bank Street Harwich Center to Rte 28													
Admin	Insurance work to maintain Former West Harwich School on Bells Neck	4	Oper. Bud.											
Admin	School House Road Revision to Site Plan Expand Parking Lot		FC											
Admin	Preparation and Utilization of Queen Anne Road Solar Farm Expansion		Other											
Admin	Updates to the Cultural Center Building (See Facility Maintenance)													
Admin	Green/Fuel Efficient Fleet Replacement Schedule		Oper. Budget											
ADMIN SUB-TOTAL					\$ -	\$ -	\$ -	\$ 27,000	\$ 24,000	\$ 30,000	\$ 30,000	\$ 30,000	\$ 30,000	\$ 30,000
CEMETERY														
Cemetery	Pet Burial Ground completion (Finalize & Reimbursement) \$57K and \$74K	59	Pet Revolv.											
Cemetery	Arboretum Project Cemetery Mapping and Software	32	Cem. Revolv.											
CEMETERY SUB-TOTAL														
COMMUNITY CENTER														
Community Center	Roof Replacement- (See Facility Maintenance)													
Community Center	Generator Replacement (See Facility Maintenance)													
COMMUNITY CENTER SUB-TOTAL														
CONSERVATION														
Conservation	Harwich Artificial Reef (Additional Project)													
Conservation	Shore Stabilization/Jetty Extension Red River Beach	45	CPC											
CONSERVATION SUB-TOTAL														
ENGINEERING														
Engineering	MS4 Municipal Surface Drainage Plan and Improvements	4	Oper. Bud.											
Engineering	Crossing Lights - Depot Street North	40	CPC-UN/Rec											
ENGINEERING SUB-TOTAL														
Facility Main-DPW														
Facility Main-DPW	Implement Facilities Wide ADA Compliance Plan Improvements	11	FC											
Facility Main-DPW	Implement Facilities Wide ADA Compliance Plan Improvements		GRANT											
Facility Main-DPW	Energy Management System Brooks Library HVAC													
Facility Main-DPW	Community Center - Replace Two A/C Compressors	11	FC											
Facility Main-DPW	Highway Barn Metal Roof- Insulation	12	FC											
Facility Main-DPW	DPW Facilities and Mechanic Shop (Formerly Shop Only)													\$ 1,200,000
Facility Main-DPW	DPW Air Quality Retro-Fit													
Facility Main-DPW	Brooks Library Roof													
Facility Main-DPW	Cultural Center - Boiler Replacement													
Facility Main-DPW	Cultural Center - Window Replacement Sash Windows that Failed													
Facility Main-DPW	Cultural Center - Window Replacement Casements and Picture Windows													
Facility Main-DPW	Community Center Generator													
Facility Main-DPW	Community Center Remove and Replace Privacy Fence													
Facility Main-DPW	Community Center 3 Condensing Units and Air Handlers													
Facility Main-DPW	Community Center Roof Replacement													
Facility Main-DPW	Library Boiler Replacement													
Facility Main-DPW	Community Center Boiler Replacement													
FACILITY MAINTENANCE SUB-TOTAL														
														</

APPENDIX C - CAPITAL PLAN

Department	Project	ATM Funding # Source	CPC Approved	COC Rec TA Rec	FY 20	FY 21	FY 22	FY 23	FY 24	FY 25	FY 26
FIRE											
Fire	Phase 3 Townwide FY 20/Police and Fire Radio System (Phased)	11 FC		\$ 20,000	\$ 40,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Fire	Phase 3 Townwide FY 20/Police and Fire Radio System (Phased)			\$ -	\$ -	\$ 200,000	\$ 200,000	\$ 200,000	\$ 200,000	\$ 200,000	\$ -
Fire	Lockers HQ			\$ -	\$ -	\$ 60,000					
Fire	Ambulance Replacement Program			\$ -	\$ -	\$ -	\$ 368,225	\$ -	\$ 368,636	\$ -	\$ 405,969
Fire	Auto Extrication Equipment - (Town Funded Portion)	11 FC		\$ 5,000	\$ 5,000		\$ -	\$ -			
Fire	Auto Extrication Equipment - (Federal/State Grant Funded Portion)	11 GRANT		\$ 95,000	\$ 95,000		\$ -	\$ -			
Fire	Air Pack Replacement Program - (Town Funded Portion)			\$ -	\$ -	\$ 20,000	\$ -	\$ -			
Fire	Air Pack Replacement Program - (Federal/State Grant Funded Portion)			\$ -	\$ -	\$ 380,000	\$ -	\$ -			
Fire	Pumper and Ladder Request converted to Pumper/Ladder called Quint			\$ -	\$ -	\$ 1,000,000	\$ -	\$ -			
Fire	Ladder Truck Replacement (See Above)			\$ -	\$ -	\$ -	\$ -	\$ -	\$ -		
FIRE SUB-TOTAL				\$ 120,000	\$ 140,000	\$ 1,660,000	\$ 568,225	\$ 200,000	\$ 586,636	\$ 200,000	\$ 405,969
GOLF											
Golf	Landscape Reclamation and Major Tree Removal	29 Golf Improv.		\$ 35,000	\$ 35,000	\$ -					
Golf	Bunker Renovation (Various Locations on course)	30 Golf Improv.		\$ 75,000	\$ 75,000						
Golf	Build New Cart Path (Hole #1&10, FY 20#10 FY20, #6 FY 20 (\$24K) #1 FY 21)	4 Golf Budget		\$ 50,000	\$ 50,000	\$ 10,000					
Golf	Various Mowing Equipment per Lease	4 Golf Budget		\$ 87,050	\$ 87,050	\$ 87,050	\$ 87,050	\$ 87,050	\$ 87,050		
Golf	Improvements to Net at Driving Range	Golf Funds				\$ 28,000	\$ 30,000				
Golf	New Tee Box Improvements (Two Year Project)	Golf Funds		\$ -	\$ -	\$ 115,000	\$ 115,000				
Golf	Golf Course Irrigation Update	Golf Funds		\$ 247,050	\$ 247,050	\$ 240,050	\$ 232,050	\$ 162,050	\$ 162,050	\$ 75,000	\$ 75,000
GOLF SUB-TOTAL											
HARBORMASTER											
Harbormaster	Wixon Dock Landside Improvements	12 FC		\$ 70,000	\$ 70,000	\$ -	\$ 15,000	\$ 200,000			
Harbormaster	Herring River Ramp Replacement (Study, Design and Construction)			\$ 57,000	\$ 57,000	\$ 2,000,000	\$ -			\$ 150,000	\$ 1,500,000
Harbormaster	Allen Harbor Jetty Reconstruction (Study, Design and Construction)	12 FC									
Harbormaster	SAQ Harbor North & East Bulkhead (Offloading Area) Reconstruction										
Harbormaster	Wychemere Outer Harbor Dredging										
Harbormaster	Round Cove Bulkhead Replacement (Study, Design and Construction)										
Harbormaster	Harbormaster Truck Replacement										
HARBORMASTER SUB-TOTAL			\$ -	\$ 127,000	\$ 127,000	\$ 2,000,000	\$ 15,000	\$ 200,000	\$ 540,000	\$ 550,000	\$ 1,540,000
LIBRARY											
Library	Library Interior Modifications/Renovations			\$ -	\$ -	\$ 40,000			\$ 150,000		
Library	Brooks Library Sidewalk Repair and Streetscape (Part of Restoration)	12 FC		\$ 90,000	\$ 90,000	\$ -					
LIBRARY SUB-TOTAL				\$ 90,000	\$ 90,000	\$ 40,000	\$ -	\$ -	\$ 150,000	\$ -	\$ -
NATURAL RESOURCES											
Natural Resources	Saymar's Pond Restoration (See Wastewater)	CPC-OS/Un.	\$ -	\$ -		TBD					
Natural Resources	Ford F-150 for Natural Resources Dept	FC		\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
NATURAL RESOURCES SUB-TOTAL											
PLANNING											
Planning	Housing Trust/PT Housing Coordinator (\$300K for Trust & \$400K for PT Co.)	42 CPC-Housing	\$ 340,000	\$ 340,000	\$ 340,000	TBD	TBD	TBD	TBD		TBD
Planning	Local Comprehensive Plan Update	27 GRANTS		\$ 200,000	\$ 200,000						
Planning	Local Comprehensive Plan Update	27 FC		\$ 540,000	\$ 540,000	\$ -	\$ -	\$ -	\$ -		\$ -
PLANNING SUB-TOTAL											
POLICE											
Police	Taser Replacement (5 year Program - 2 of 3 years to Pay)	11 FC		\$ 14,910	\$ 14,910	\$ 14,910		\$ -	\$ 37,000	\$ 15,000	\$ 15,000
Police	Replacement of Bullet Resistant Vests (Town Portion (Project 60%))							\$ 24,000			
Police	Replacement of Bullet Resistant Vests (Federal 40% State 7 Has been 40%)							\$ 16,000			
Police	Traffic Speed Monitoring Radar			\$ 26,400	\$ 26,400						\$ 20,000
Police	Ballistic Helmets										
Police	Digital Fingerprint Machine (Normal Replacement)					\$ 30,000					
Police	Electronic Sign Board								\$ 24,000		
POLICE SUB-TOTAL				\$ 41,310	\$ 41,310	\$ 14,910	\$ 30,000	\$ 40,000	\$ 61,000	\$ 15,000	\$ 35,000

APPENDIX C - CAPITAL PLAN

Department	Project	ATM Funding #	CPC Approved	COC Rec TA Rec	FY 20	FY 21	FY 22	FY 23	FY 24	FY 25	FY 26
PUBLIC WORKS											
Public Works	5 Year Road Maintenance Plan	22 DE		\$ 700,000	\$ 1,400,000	\$ 1,400,000	\$ 1,400,000	\$ 1,400,000	\$ 1,400,000	\$ 1,400,000	\$ 1,400,000
		Ch. 90		\$ 700,000							
		Incl. in 5-Yr Pl.		\$ -							
Public Works	West Harwich Route 28 Design(\$125K in FY 20 & Construction via Fed Funds)	TIP Fed Grant					\$ -	\$ 50,000			
Public Works	West Harwich Route 28 Design(Construction via Fed Funds)						\$ -	\$ 5,600,000			
Public Works	Lower County Road Maintenance (Not Federal TIP Funds)	20 DE		\$ 4,560,475	\$ 5,560,475						
Public Works	Route 39/Pleasant Bay Road Roundabout (if Needed)	5 Year Road		\$ -		\$ 600,000					
Public Works	Highway Barn Metal Roof- Insulation (See Facility Maintenance)										
Public Works	Mobile Lifting System for Large Vehicles	21 FC		\$ 90,475	\$ 90,475						
Public Works	Ford F-350 Dump Truck - #42	19 FC		\$ 80,000	\$ 80,000						
Public Works	PUP Trailer	19 FC		\$ 40,000	\$ 40,000						
Public Works	2 - C&D Trailers (\$75,000 each)	19 FC		\$ 150,000	\$ 150,000						
Public Works	Johnston Sweeper Body and Pony Motor - Highway #30	19 FC		\$ 125,000	\$ 125,000						
Public Works	Vehicle Listing (FY 21 to 26) Summary										
PUBLIC WORKS SUB-TOTAL				\$ 6,445,950	\$ 7,445,950	\$ 2,355,000	\$ 1,725,000	\$ 7,370,000	\$ 1,725,000	\$ 1,720,000	\$ 1,755,000
REC & YOUTH											
Rec & Youth	Town Beach Lifeguard Stands	40 CPC-Rec	\$ 37,950	\$ 37,950	\$ 37,950						
Rec & Youth	Pleasant Road Beach Parking Lot Paving/Overlay	12 FC		\$ 112,000	\$ 112,000	\$ -	\$ -	\$ -	\$ -		
Rec & Youth	Sand Pond Restrooms and Playground Improvements	43 CPC-Rec	\$ 125,000	\$ 125,000	TBD						
Rec & Youth	Whitehouse Field Scoreboard Replacement/Safety Netting	44 CPC-Rec	\$ 55,000	\$ 55,000							
Rec & Youth	Red River Beach Bulkhead (22) and Restroom Renovations (23)						TBD	\$ 125,000			
Rec & Youth	Cahoon Road Beach Restroom							\$ -	\$ 125,000	\$ -	\$ -
RECREATION AND YOUTH SUB-TOTAL				\$ 329,950	\$ 329,950	\$ -	\$ -	\$ 125,000	\$ 125,000	\$ -	\$ -
TOWN CLERK											
Town Clerk	Records Retention - Contracting out Records Review and Reduction (TH)		\$ -	\$ -		TBD					
Town Clerk	Voting Machines - Updates and Enhancements					\$ 32,500					
TOWN CLERK SUB-TOTAL				\$ -	\$ -	\$ -	\$ 32,500			\$ -	\$ -
WASTEWATER								CWMP PHASE 3			
Wastewater	DHY Community Partnership - CWMP Revisions			\$ -	\$ -					\$ 4,000,000	
Wastewater	Harwich Wastewater Treatment Plant DN (2026) & DC (2027)			\$ -	\$ -						
Wastewater	Wastewater Project Manager			\$ -	\$ -						
Wastewater	Wastewater Project Manager	8 Sewer Op.		\$ 100,000							
Wastewater	CWMP Phase 3 Pleasant Bay(North)/Watershed Collection Sys. Des. & Con.			\$ -	\$ -	\$ -	\$ -	\$ 1,000,000	\$ 15,300,000	\$ -	\$ -
Wastewater	Evaluate Phosphorus Issues in Seymour Pond & Restoration			\$ -	\$ -	\$ -	\$ -	\$ 70,000	\$ 330,000	\$ -	\$ -
WASTEWATER SUB-TOTAL				\$ 100,000	\$ 100,000	\$ -	\$ -	\$ 1,070,000	\$ 15,630,000	\$ -	\$ 4,000,000
WATER											
Water	Lothrop Avenue Water Line Replacement(NEW based upon failure of Line)	14 W/ Transfer		\$ 100,000	\$ 100,000						
Water	Pleasant Lake Tank - Fill Pipe Replacement	16 Water RE		\$ 300,000	\$ 300,000	\$ -					
Water	T1 Generator at Main Treatment Facility	17 Water RE		\$ 65,000	\$ 65,000						
Water	Purchase John Deer 35D	15 Water RE		\$ 64,000	\$ 64,000						
Water	New Water Source North Harwich Exploration and Development (D&C)			\$ -	\$ -	\$ 250,000					
Water	2019 Ford Super Duty F-550 Replace Truck 9 including Dump Body			\$ -	\$ -			\$ 500,000	\$ -		
Water	Re 28 Water Main Replacement/Lothrop Area Design (22) Construction (23)	18 Water RE		\$ 76,551	\$ 76,551			\$ 2,000,000			
Water	Station 8 Generator			\$ -		\$ 100,000	\$ 50,000	\$ -	\$ -	\$ 175,000	
Water	Various Access Road Pavement							\$ -	\$ -	\$ 1,750,000	\$ 1,500,000
Water	Pleasant Lake Avenue Tank Rehabilitation					\$ -	\$ -	\$ -	\$ -		TBD
Water	Phase 1 Discontinuity of Pipes per Masterplan 6,450 ft of Pipe										
Water	Construction/Renovation Asbestos Pipe Project										
Water	Vehicle Replacements (Replace F-259 & Ranger in FY 23 and Tr 11 in (25))										
WATER SUB-TOTAL				\$ -	\$ -	\$ -	\$ -	\$ 125,000	\$ -	\$ 75,000	\$ 1,500,000
				\$ 505,551	\$ 505,551	\$ 250,000	\$ 150,000	\$ 2,625,000	\$ 175,000	\$ 1,825,000	\$ 1,500,000
GRAND TOTALS (Including Non-Town/Private CPC Listed below)				\$ 9,423,735	\$ 11,579,735	\$ 7,520,565	\$ 3,525,010	\$ 12,397,050	\$ 19,624,686	\$ 4,655,000	\$ 10,540,969
Non-Town/Private	CPC Applications		Under \$50K	\$ 221,260							
Brooks Academy	Brooks Academy Museum Improvements Phase 1	41 CPC	\$ 130,000	\$ 130,000							
CDP	Cape Housing Institute	40 CPC	\$ 7,500	\$ 7,500							
Non-Town/Private	TOTAL INCLUDING Non-Town/Private			\$ 137,500	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	TOTAL CPC Requests			\$ 137,500	\$ 137,500	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -

APPENDIX C - CAPITAL PLAN

NOTES