

**TOWN OF EASTHAM  
ANNUAL TOWN MEETING WARRANT  
AND FINANCE COMMITTEE REPORT AND  
RECOMMENDATIONS  
7:00 P.M.**

**MAY 2, 2016**

**NAUSET REGIONAL HIGH SCHOOL GYMNASIUM  
ANNUAL TOWN ELECTION  
MAY 17, 2016**

**POLLS OPEN 7:00 A.M. - 8:00 P.M.**

**EASTHAM TOWN HALL  
2500 STATE HIGHWAY  
EASTHAM, MA  
FOR COPIES OF THIS WARRANT IN LARGER PRINT  
OR ON TAPE, PLEASE CALL 508 240-5900.  
Also available on the Town website  
[www.eastham-ma.gov](http://www.eastham-ma.gov)**

**Please bring this warrant to Town Meeting**

## TOWN OF EASTHAM ANNUAL TOWN MEETING MAY 2, 2016

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# TOWN OF EASTHAM ANNUAL TOWN MEETING MAY 2, 2016

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## TOWN OF EASTHAM ANNUAL TOWN MEETING WARRANT

Commonwealth of Massachusetts  
Barnstable, ss. ~

To: Either of the Constables of the Town of Eastham  
In the County of Barnstable

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 at the Nauset Regional High School Gymnasium 100 Cable Road, Eastham, MA, Monday, the second day of May, Two Thousand and Sixteen, at Seven o'clock in the evening, then and there to act on the following articles in this Warrant and to meet in the Eastham Town Hall, 2500 State Highway, Eastham, MA, at 7:00 a.m. Tuesday, the seventeenth day of May next, then and there to elect the following Town Officers:

Board of Selectmen	Two Three-year terms (Vote for two)
Library Trustee	Two Three-year terms (Vote for two)
Elementary School Committee	Two Three-year terms (Vote for two)
Housing Authority	One Five-year Term (Vote for one)
Nauset Regional School Committee	One Three-year term (Vote for one)

and to act on the following question:

### QUESTION 1

Shall the Town of Eastham be allowed to exempt from the provisions of proposition two and one-half, so-called, the amounts required to pay for the bonds issued and other related costs, in order to purchase the property located at 4790 State Highway consisting of approximately 10.860 acres and shown as Map 05, Parcel 124 on the Eastham Assessors Map.

**POLLS OPEN 7:00 A.M. AND CLOSE AT 8:00 P.M.**

# TOWN OF EASTHAM ANNUAL TOWN MEETING MAY 5 2014

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## FINANCE COMMITTEE REPORT

The role of the Eastham Finance Committee under our Town Charter is to provide recommendations to the citizens of the Town on articles and questions presented in the Town Warrant. We consider each warrant question and article carefully, seeking and receiving input from appropriate committees, consultants, departments, and interested parties before discussing each issue and reaching our conclusions. We encourage the public to attend our meetings, which are posted online and in the Town Clerk's office.

This year's warrant contains a number of items that are important to the future of Eastham, five of which are particularly critical: Article 12, the town's budget; Article 16, the Water Protection Overlay District; Articles 27 and 28 concerning Hay Road; and Article 31, the citizens petition regarding the purchase of the former T- time property.

Article 12 encompasses Eastham's budgetary request for Fiscal Year 2017. The Finance Committee recommends approval of this article and congratulates Eastham's Town Administration in their efforts to minimize increases in operating expenses. In support of that endeavor, the Eastham Elementary School Committee and the Nauset Regional School Committee have done an excellent job presenting a budget that is actually a reduction from FY 2016. The Finance Committee intends in the coming year to continue working closely with the School Committee.

Article 16 creates a zoning overlay district for ground water protection. The Finance Committee recommends approval of this article (7-0-0). Eastham is now progressing rapidly with the installation of town water. It is extremely important that the areas around the town wells are protected from contamination due to activities taking place over the recharge areas. This article defines those activities that are prohibited and therefore helps insure a continuous supply of clean water.

Articles 27 and 28 are put forth in an attempt to resolve the longstanding issues relating to Hay Road and resident accessibility to that area. The Finance Committee recommends approval of both of these articles (Article 27 5-2 and Article 28 6-1) as we felt either one would resolve the access issues. Relative to the Citizen's petition, Article 32, the committee found this an interesting proposal but was concerned relative to its feasibility and therefore recommends its rejection (3-4-0). There is a question relative to the ability to move land out of a conservation restriction and as a result could make this proposal unfeasible.

Article 31, is a Citizen's petition that proposes borrowing up to \$1,400,000 for the acquisition of the former T-Time property on State Highway 6. If the town is not able to negotiate a purchase and sale agreement, eminent domain may be needed. The Finance Committee recommends rejection of the article (3-4-0). Though acquisition of this property possibly provides more control over it's use,

## TOWN OF EASTHAM ANNUAL TOWN MEETING MAY 5 2014

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there are a number of concerns with the Town of Eastham assuming primary development responsibility for this parcel. The town already owns two vacant parcels waiting to be developed and adding another seems premature. Purchase of this property without a specific plan for its use adds to the citizens' tax burden without an identified benefit.

Respectfully Submitted,

Michael Hackworth, Chair  
Arthur Autorino, Vice Chair  
Fred Guidi, Clerk  
Russ French  
Gerald Cerasale

Peter Wade  
John Knox  
Aimee Eckman  
Judy Cannon

**ARTICLE 1**

To see if the Town will vote to raise and appropriate or transfer from available funds **\$1,700** for Greenhead Fly Control as authorized by G.L. C.252 §24, and authorize the Town Treasurer to pay said appropriation into the State Treasury; or take any action relative thereto.

By Board of Selectmen

Summary:

This is a standard article to appropriate money to pay the Town's share of the Greenhead Fly Control Program.

BOARD OF SELECTMEN RECOMMENDATION: 5-0

FINANCE COMMITTEE RECOMMENDATION: 7-0

*(Majority vote required)*

**ARTICLE 2**

To see if the Town will vote to assume liability in the manner provided by Sections 29 and 29A of Chapter 91 of the General Laws, as most recently amended for all damages that may be incurred by the Department of Environmental Protection of Massachusetts for the improvement, development, maintenance and protection of tidal and non-tidal rivers and streams, great ponds, harbors, tidewaters, foreshore and shores along a beach, in accordance with Section 11 of Chapter 91 of the General Laws, and authorize the Selectmen to execute and deliver a bond of indemnity therefore to the Commonwealth of Massachusetts; or take any action relative thereto.

By Board of Selectmen

Summary:

All Massachusetts municipalities indemnify the DEP for work in the local communities with this standard article.

BOARD OF SELECTMEN RECOMMENDATION: 5-0

FINANCE COMMITTEE RECOMMENDATION: 7-0

*(Majority vote required)*

**ARTICLE 3**

To see if the Town will vote to accept the provisions of G. L. C.71, §16B, which would reallocate the sum of members towns' contributions to the Nauset Regional School District in accordance with the Regional Agreement rather than the Education Reform Formula, so-called for fiscal year 2018; or take any action relative thereto.

By Nauset Regional School Committee

Summary:

This article will apportion the Nauset Regional School Assessments for FY18 to the four member towns based on their proportionate enrollment within the school district. This is the method provided within the inter-municipal agreement approved by the four towns establishing the Nauset Regional School District, and has been applied in each of the last ten years by town meeting vote.

BOARD OF SELECTMEN RECOMMENDATION: 5-0

FINANCE COMMITTEE RECOMMENDATION: 6-0

*(Majority vote required)*

**ARTICLE 4**

To see if the Town will vote to reauthorize revolving funds, as listed below, for certain town departments under M.G.L. Chapter 44, Section 53E ½ for the fiscal year beginning July 1, 2016; or take any action relative thereto.

<b>Revolving Fund</b>	<b>Authorize to Spend Fund</b>	<b>Revenue Source</b>	<b>Use of Fund</b>	<b>FY17 Spending Limit</b>
<b>Recreation – Bottles &amp; Cans</b>	Recreation Director	Collection & Redemption of Bottles & Cans	Beach & Recreation Programs	<b>\$ 8,000</b>
<b>Home Composting Bin/Recycling Revolving Account</b>	BOS or designee	Sale of Compost Bins	Purchase additional bins & advertise their availability	<b>\$ 1,200</b>
<b>Vehicular Fuel Sales Revolving Account</b>	BOS or designee	Sale of fuel to other government entities	Purchase additional fuel for sale to other government entities	<b>\$ 42,000</b>
<b>Council on Aging/Lower Cape Adult Day Center Revolving Act</b>	COA Director	Funds from fees, charges for COA programs and performances	Pay for additional COA programs and performances	<b>\$ 12,500</b>

By Board of Selectmen

Summary:

Massachusetts State law requires annual authorization of revolving funds.

BOARD OF SELECTMEN RECOMMENDATION: 5-0

FINANCE COMMITTEE RECOMMENDATION: 6-0

*(Majority vote required)*

**ARTICLE 5**

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of **\$10,000** from Fiscal Year 16 Hotel Motel Excise Tax (free cash so called), in accordance with Annual Town Meeting Article 26, May 4, 1998, to the Eastham Promotions Fund to be expended by the Visitors Services Board on the following items: Landscaping, lighting, and holiday decorations and general improvement on Windmill Green \$3,000, Flower Island support \$500, and Summer concerts, \$6,500; or take any action relative thereto.

By Visitor Services Board

Summary:

This is an annual article to fund activities of the Visitors Services Board, which enhance and promote tourism in the Town.

BOARD OF SELECTMEN RECOMMENDATION: 5-0

FINANCE COMMITTEE RECOMMENDATION: 6-0

*(Majority vote required)*

**ARTICLE 6**

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of **\$16,000** to be given to the Eastham Chamber of Commerce as a grant to help support operations of the Information Booth; or take any action relative thereto.

By Board of Selectman/Chamber of Commerce

Summary:

Annually the Town has supported a grant to the Chamber of Commerce to assist in paying for the operation of the Information Booth. This year the amount of the grant is \$16,000. This money is used primarily for staff salaries. The Town continues to provide maintenance services and utilities to this town owned property.

BOARD OF SELECTMEN RECOMMENDATION: 4-0-1

FINANCE COMMITTEE RECOMMENDATION: 6-0

*(Majority vote required)*

**ARTICLE 7**

To see if the Town will vote to raise and appropriate, and/or transfer from available funds the sum of **Seventy Thousand and 00/100 Dollars** (\$70,000) to be combined with other monies appropriated in Article 6, Annual Town Meeting May 5, 2014 and Article 19, Annual Town Meeting May 4, 2015, for costs associated with the closure, decommissioning, demolition permitting and design under the Intermunicipal Agreement between the Towns of Orleans, Brewster and Eastham for the Construction, Management and Operation of a Septage Treatment Facility, and to solicit bids and/or proposals as necessary, and enter into a contract or contracts and expend said funds for this purpose; or take any action relative thereto.

By Board of Selectmen/Tri Town Board of Managers

Summary:

The original Tri-Town Septage Treatment plant was constructed in 1985 under an inter-municipal agreement between the Towns of Orleans, Eastham, and Brewster; this agreement will expire on December 31, 2016. The Boards of Selectmen of the member communities have voted not to extend the agreement and move ahead with plans to demolish and remove the facilities. The plant is scheduled to close on June 1, 2016 and commence a three month process to decommission the facilities in preparation for demolition. A contract for engineering services to oversee decommissioning and complete the permitting and design for the demolition of the facility will begin following the plant closure. The demolition project will go out to bid in early 2017 with the results presented to the annual town meetings in May 2017 for funding. This article makes available \$180,000 to fund our share of the projected costs.

BOARD OF SELECTMEN RECOMMENDATION: 5-0

FINANCE COMMITTEE RECOMMENDATION: 6-0

*(Majority vote required)*

**ARTICLE 8**

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of **\$50,000** to add to the Trust Fund for Other Post-Employment Benefits (OPEB) as provided under Chapter 40, Section 5B of the General Laws which is to be reserved for appropriation for the purpose of funding future post-employment benefits, other than pensions; or take any action relative thereto.

By Board of Selectmen

Summary:

This article seeks to appropriate funds to add to the trust fund reserved for future post-employment benefit costs (OPEB's), which was established by Town Meeting in May 2014. The Town currently,

has joined with other municipalities in the Plymouth County OPEB Trust (PCOT) municipal trust fund that manages and invests the fund deposited by all participants.

BOARD OF SELECTMEN RECOMMENDATION: 5-0

FINANCE COMMITTEE RECOMMENDATION: 6-0

*(Majority vote required)*

**ARTICLE 9**

To see if the Town will vote to transfer from Annual Town Meeting Article 16, May 2014 available funds, the sum of **\$20,000** for the purpose of conducting a classification study for positions within the Employee Association, and other union and non-union positions in the Town, or take any action relative thereto.

By Board of Selectmen

Summary:

As part of the last negotiated settlement with the Employees Association which represents the majority of department heads and support staff, the Town agreed that a new job classification study should be done before new contract negotiations are started. The contract expires on June 30, 2017. We should start the job description and reclassification study in the summer to be able to use that data as part of the next round of negotiations. A consultant will be hired to do this work.

BOARD OF SELECTMEN RECOMMENDATION: 5-0

FINANCE COMMITTEE RECOMMENDATION: 6-0

*(Majority vote required)*

**ARTICLE 10**

To see if the Town will vote to transfer and appropriate a sum of money to various accounts for meeting the remaining expenses for Fiscal Year 2016; or take any action relative thereto.

By Board of Selectmen

Summary:

This article authorizes fund transfers to cover anticipated shortfall(s) in current fiscal year funding.

BOARD OF SELECTMEN RECOMMENDATION: At Town Meeting

FINANCE COMMITTEE RECOMMENDATION: At Town Meeting

*(Majority vote required)*

**ARTICLE 11**

To see if the Town will vote to fix the salary and compensation of all elected officials of the Town as provided by Section 108, Chapter 41, General Laws, as amended, and to raise and appropriate or transfer from available funds the following sums of money for salaries:

Moderator	\$ 500
Town Clerk	\$68,664
Selectmen (5) 2,500 each	\$12,500
<b>Total</b>	<b>\$81,664</b>

or take any action relative thereto.

By Elected Officials

Summary:

The Town Clerk salary has been increased by 2%, which is the cost of living increase for all union and non-union staff this year. The Board of Selectmen annual salary is increased by \$500.

BOARD OF SELECTMEN RECOMMENDATION: 5-0

FINANCE COMMITTEE RECOMMENDATION: 6-0

*(Majority vote required)*

## ARTICLE 12

To see if the Town will vote to act on the operating budget, including recommendations and reports of the Selectmen, Finance Committee and other Town Officials, and to see if the Town will vote to raise and appropriate or transfer from receipts reserved, and other available funds and accounts, the sum of **\$25,641,738** and further to transfer from the dog receipts reserved (free cash so called) the additional sum of **\$2,500** to the Library, line item 57; or take any action relative thereto.

By Board of Selectmen

### Summary:

Article 12 is the town and school operating budget for Fiscal Year 17. It contains the operating expenses for all the municipal departments including all three schools, (Eastham Elementary, Cape Cod Regional Technical High School, and the Nauset Regional School District). Although this year the budget is up by 6.6%, it is a balanced budget that does not require an override. After funding this budget (ARTICLE 12), the town will have excess levy capacity of approximately \$300,000.

With respect to the municipal portion of the budget, exclusive of the schools, the key sectors with significant change include Public safety, (Lines 25-36), Public Works & Sanitation (Lines 41-47), Culture and Recreation (Lines 57-60), Other Expenses (Lines 71-75), and Debt Service (Lines 61-70). An examination of the various sectors of the budget show increases in some areas and reductions in others. For example, in the general government sector the increase is less than 1%. However, Public Works and Sanitation, (Lines 41-47), show a significant increase of just over 12% or \$200,000. This increase is due to rising SEMASS fees as well as an increase in the volume of residential trash brought in by commercial haulers. We will continue to review the fees and monitor costs here and in other areas to try to capture appropriate revenue for operations. Another area with a significant increase is the Other Government Expense category that includes employee health insurance. This expense budget is up 8.10%.

For the education sector, (Lines 37-40), there is a decrease in Eastham Elementary School and Nauset Regional School District requests. There is a major increase (30%) or \$93,092 in the Cape Cod Regional Technical High School assessment due to an increase in the number of Eastham students attending the school in relation to the other towns in the district. The reduction in the Nauset Regional School District request and the Eastham Elementary School request reflects a reduction in the number of students in those schools, combined with the timing of the debt payments for the Nauset Regional District being formally bonded, thus reducing the payments.

The Library salary line increased to reflect an additional 1.5 personnel that will be needed for operating the new library. The new building is expected to open this fiscal year and is twice the size of the old structure. The need for additional staff was identified when the expansion plans were discussed at Meeting. Those staff will be added this year and are shown in the budget.

The Debt and Banking services sector of the budget increased 38.32% this year to reflect the debt payments primarily for the installation of the public water system. The funds for this project are borrowed from the State Revolving Loan Fund (SRF). We were able to secure preferred financing, with a 30-year loan term at 2.4% interest rate. Additionally, the town qualifies for and will receive some principal forgiveness. The "forgiveness" amount is determined at the end of each year after all approved projects have been funded. We anticipate our forgiveness will represent between 3 and 4% of the principal borrowed. Our current loan commitment is for \$28.5 million of which \$24.5 million has been bonded by the state.

The budget, as presented, includes the continuation of all current programs and services at their current levels and the necessary increase in Library staffing to operate the new facility. It provides

for educational services as requested by all three school departments, and continues to cover the short-term municipal expenses related to landfill testing, litigation and mitigation efforts. It is anticipated that some landfill related expenses will be reduced or eliminated as the municipal water system comes on line this year.

BOARD OF SELECTMEN RECOMMENDATION: 5-0

FINANCE COMMITTEE RECOMMENDATION: 7-0 (individual line vote listed below)

(Majority vote required)

LINE		FY16		FY17	FIN
#		APPROVED		SELECTMEN'S	COMM
	<i>GENERAL GOVERNMENT</i>	BUDGET		BUDGET	REC
1	SELECTMEN/TN ADMINISTRATOR OFFICE SALARY	387,649.00		\$391,514.35	7-0
2	SELECTMEN/TOWN ADMINISTRATOR EXPENSE	16,100.00		\$16,100.00	7-0
3	RESERVE FUND	65,000.00		\$65,000.00	7-0
4	TOWN ACCOUNTANT OFFICE SALARY	154,382.00		\$185,933.41	7-0
5	TOWN ACCOUNTANT EXPENSE	34,620.00		\$34,620.00	7-0
6	ASSESSOR OFFICE SALARY	190,995.00		\$191,395.48	7-0
7	ASSESSOR EXPENSE	25,230.00		\$27,430.00	7-0
8	TREASURER/COLLECTOR OFFICE SALARY	199,283.00		\$205,418.10	7-0
9	TREASURER/COLLECTOR EXPENSE	7,970.00		\$7,970.00	7-0
10	LEGAL SERVICES EXPENSE	80,000.00		\$80,000.00	7-0
11	DATA PROCESSING SALARY	151,061.00		\$133,937.37	7-0
12	DATA PROCESSING EXPENSE	153,755.00		\$165,829.00	7-0
13	TAX TITLE EXPENSE	7,000.00		\$7,000.00	7-0
14	CENTRAL PURCHASING SUPPLY & SERVICE	77,889.00		\$103,205.19	7-0
15	TOWN CLERK/ELECTIONS OFFICE SALARY	95,113.00		\$104,389.81	7-0
16	TOWN CLERK /ELECTIONS EXPENSE	10,740.00		\$10,740.00	7-0
17	NATURAL RESOURCES/CONSERVATION SALARY	331,355.00		\$334,870.19	7-0
18	NATURAL RESOURCES/CONSERVATION EXPENSE	26,841.00		\$26,865.00	7-0
19	ENVIRONMENTAL PLANNING/ HOUSING/GIS	78,853.00		\$91,099.70	7-0
20	ENVIRONMENTAL PLNG/ HSG/GIS EXPENSE	2,735.00		\$2,915.00	7-0
21	MUNICIPAL BUILDINGS SALARY	152,386.00		\$155,867.80	7-0
22	MUNICIPAL BUILDINGS EXPENSE	50,236.00		\$53,116.00	7-0
23	ENERGY FUELS EXPENSE	341,000.00		\$263,040.45	7-0
24	ENGINEERING & SUPPORT SERVICES EXPENSE	4,000.00		\$4,000.00	7-0
		<b>\$2,644,193.00</b>		<b>\$2,662,256.84</b>	
	<i>PUBLIC SAFETY &amp; INSPECTIONAL SERVICES</i>				
25	POLICE SALARY	1,609,009.00		\$1,610,266.58	7-0
26	POLICE EXPENSE	145,501.00		\$116,195.00	7-0
27	POLICE CAPITAL			\$14,000.00	7-0
28	FIRE SALARY	1,750,682.00		\$1,759,497.11	7-0
29	FIRE EXPENSE	127,730.00		\$158,776.00	7-0
30	FIRE CAPITAL EXPENSE	104,500.00		\$272,065.00	7-0

31	DISPATCHING SALARY	316,062.00	\$309,157.72	7-0
32	DISPATCHING EXPENSE	2,700.00	\$2,700.00	7-0
33	BUILDING/PLMBG/ELEC INSP SALARY	207,843.00	\$210,476.99	7-0
34	BUILDING/PLMBG/ELEC INSP EXPENSE	3,049.00	\$4,935.00	7-0
35	EMERGENCY MANAGEMENT EXPENSE	100.00	\$100.00	7-0
36	TREE WARDEN EXPENSE/DUTCH ELM/ PEST	7,590.00	\$7,590.00	7-0
		<b>\$4,274,766.00</b>	<b>\$4,465,759.39</b>	
	<b><i>EDUCATIONAL SERVICES</i></b>			
37	ELEMENTARY SCHOOL OPERATIONS	3,528,246.00	\$3,420,926.00	7-0
38	NAUSET REGION CAPITAL ASSESSMENT	113,296.00	\$58,532.00	7-0
39	NAUSET REGION OPERATING ASSESSMENT	4,994,191.00	\$4,886,205.00	6-0
40	CAPE COD REGIONAL TECHNICAL SCHOOL	216,660.00	\$309,752.00	7-0
		<b>\$8,852,393.00</b>	<b>\$8,675,415.00</b>	
	<b><i>PUBLIC WORKS &amp; SANITATION</i></b>			
41	GENERAL MAINTENANCE SALARY	501,615.00	\$514,922.30	7-0
42	GENERAL MAINTENANCE EXPENSE	131,087.00	\$155,587.00	7-0
43	GENERAL MAINTENANCE CAPITAL	0.00	\$53,810.85	7-0
44	SNOW & SANDING EXPENDITURES	51,612.00	\$83,132.00	7-0
45	STREET LIGHTING EXPENSE	7,600.00	\$7,600.00	7-0
46	WASTE COLLECTION & DISPOSAL SALARY	185,528.00	\$190,965.12	7-0
47	WASTE COLLECTION & DISPOSAL EXPENSE	529,027.00	\$600,022.60	7-0
		<b>\$1,406,469.00</b>	<b>\$1,606,039.87</b>	
	<b><i>HEALTH &amp; HUMAN SERVICES</i></b>			
48	VETERANS' GRAVE OFFICER	75.00	\$75.00	7-0
49	PUBLIC HEALTH SALARY	188,830.00	\$190,892.17	6-0-1
50	PUBLIC HEALTH EXPENSE	24,620.00	\$24,620.00	6-0-1
51	INSPECTION OF ANIMALS EXPENSE	250.00	\$250.00	7-0
52	COUNCIL ON AGING/ADC SALARY	250,699.00	\$238,203.36	7-0
53	COUNCIL ON AGING/ADC EXPENSE	21,141.00	\$20,807.00	7-0
54	VETERANS' SERVICES - EXPENSE	19,900.00	\$20,237.00	7-0
55	VETERANS' SERVICES - BENEFITS	13,000.00	\$13,000.00	7-0
56	HUMAN SERVICES AGENCIES	67,000.00	\$68,980.00	7-0
		<b>\$585,515.00</b>	<b>\$577,064.53</b>	
	<b><i>CULTURE &amp; RECREATION</i></b>			
57	LIBRARY SALARY	250,026.00	\$319,616.68	7-0
58	LIBRARY EXPENSE	72,325.00	\$86,777.00	7-0

59	BEACH & RECREATION SALARY	279,498.00		\$282,676.26	7-0
60	BEACH & RECREATION EXPENSE	60,830.00		\$67,670.00	7-0
		<b>\$662,679.00</b>		<b>\$756,739.94</b>	
	<b><i>DEBT AND BANKING SERVICES</i></b>				
61	FIRE STATION	150,000.00		\$0.00	7-0
62	LIBRARY BOND.	225,000.00		\$225,000.00	7-0
63	INTEREST EXPENSE (LONG/SHORT TERM)	398,320.00		\$916,881.64	7-0
64	TAX ANTICIPATION NOTES/BANS	60,000.00		\$10,000.00	7-0
65	SEPTIC BETTERMENT LOANS	20,400.00		\$20,400.00	7-0
66	PURCELL LAND PURCHASE	40,000.00		\$45,000.00	7-0
67	EASTHAM ELEMENTARY SCHOOL RENOVATION	410,000.00		\$410,000.00	7-0
68	MUNICIPAL WATER	395,000.00		\$395,000.00	7-0
69	MUNICIPAL WATER SRF LOAN PAYMENT			\$561,627.00	7-0
70	BANK AGENT PAYING FEES & CHARGES	3,000.00		\$175,191.07	7-0
		<b>\$1,701,720.00</b>		<b>\$2,759,099.71</b>	
	<b><i>OTHER EXPENSES (GENERAL GOVT)</i></b>				
71	EMPLOYEE BENEFITS/TRAINING	13,500.00		\$13,500.00	7-0
72	BARN. COUNTY RETIREMENT ASSESSMENT	1,325,677.00		\$1,438,962.00	7-0
73	TOWN INSURANCE - UNEMPLOYMENT EXP	10,000.00		\$20,000.00	7-0
74	TOWN INSURANCE - EMPLOYEE HEALTH	2,115,000.00		\$2,335,000.00	7-0
75	TOWN INSURANCE- PROPERTY PROT	340,000.00		\$331,900.00	7-0
		<b>\$3,804,177.00</b>		<b>\$4,139,362.00</b>	
	<b>TOTAL</b>	<b>\$23,931,912.00</b>		<b>\$25,641,737.29</b>	

**ARTICLE 13**

To see if the Town will vote to raise and appropriate and/or transfer from available funds the sum of **\$622,500** to purchase the following capital items, make improvements to capital facilities as listed below; or take any action relative thereto.

By Board of Selectmen

Summary:

Article 13 is the annual capital acquisition article. All items were shown on a previously approved five year capital plan so a simple majority vote is needed to proceed. This article is funded using the following sources; \$421,500 of Free Cash, \$116,000 transferred from Ambulance Receipts Reserved Account, \$15,000 from the Cable TV Receipts Reserved, and \$70,000 from the tax levy.

There is a heavy emphasis this year on safety and technology. With respect to safety, we are replacing all the air packs for the Fire Department. The current equipment is outdated and needs to be replaced. We had anticipated replacement on a slower scale, but the regulations indicate that the current Scott Packs are not compliant with current regulations.

Technology, (IT) is a fast moving area where innovations occur very rapidly and new hardware and software acquisitions are necessary to keep pace. The IT innovations where we focus our energy, have the potential to improve municipal customer service and efficiency. To this end, this article steps up our investment significantly. Amounts included in the capital plan have been increased and some items have been accelerated on the schedule to acquire them now instead of later. In addition to the funding in this article, we are competing for a major grant to expedite funding of necessary improvements. Correcting and improving communications in phones, enhancing our email availability, public access to information and enhancing software used for permitting and website activities are all elements in the grant application.

Included in this request is the first year of a three-year lease for a vehicle for the assessing department. We have been using used cars that have been replaced in other departments. The last such vehicle was the former Fire department vehicle that had a major mechanical problem and had to be removed from service. We will try to purchase an energy efficient vehicle primarily for use by the Data Collector in the Assessing department, however the car will be used by other departments as available.

BOARD OF SELECTMEN RECOMMENDATION: 5-0

FINANCE COMMITTEE RECOMMENDATION: 7-0

*(Majority vote required)*

**TOTAL CAPITAL FUNDS NEEDED BY SOURCE (KEY)**

F = FREE CASH	\$421,500.00
A = AMBULANCE RECEIPTS	\$116,000.00
T = TAX LEVY	\$70,000.00
<u>CT=CABLE TV REVENUE</u>	<u>\$15,000.00</u>
<b>TOTAL</b>	<b>\$622,500.00</b>

**FY17 CAPITAL ARTICLE  
ARTICLE 13**

<b>ITEM</b>	<b>DEPARTMENT</b>	<b>ITEM</b>	<b>FY17</b>
<b>DATA PROCESSING</b>			
1		COMPUTER HARDWARE/SPECIALIZED SOFTWARE	\$69,000.00 F
2		SERVER UPGRADES/NETWORK ENHANCEMENTS	\$12,000.00 F
3		FIBER OPTIC CABLE/OPEN CAPE CONNECTION	\$10,000.00 CT
4		VIDEO EQUIPMENT UPGRADES/DIGITAL CAMERAS	\$5,000.00 CT
5		COMPUTER SOFTWARE/EMAIL UPGRADE	\$22,000.00 F
6		UPGRADE TELEPHONE SYSTEM - ALL BLDGS (VOIP)	\$10,000.00 F
<b>SUB-TOTAL</b>			<b>\$128,000.00</b>
<b>ASSESSING/INSPECTION VEHICLES</b>			
7		DATA COLLECTOR/ PLANNER/INSPECTOR VEHICLE (THREE YR LEASE NEW)	\$8,000.00 F
<b>SUB TOTAL</b>			<b>\$8,000.00</b>
<b>MUNICIPAL BUILDINGS EQUIPMENT</b>			
8		VACUUM/CARPET CLEANERS/ LADDERS	\$2,000.00 F
<b>SUB-TOTAL</b>			<b>\$2,000.00</b>
<b>MUNICIPAL BUILDINGS IMPROVEMENTS</b>			
9		PROJECT CONTINGENCY: MAJOR REPAIRS ,PAINTING ETC	\$30,000.00 F
10		CONNECT MUNICIPAL BUILDING TO TOWN WATER	\$25,000.00 F
<b>SUB-TOTAL</b>			<b>\$55,000.00</b>
11	T.H.	REPLACE EXISTING A/C UNITS	\$40,000.00 F
12	INFO/WMILL	WINDMILL/INFO/ANCIENT CEMETERIES/BRACKETT PORT	\$10,000.00 F
<b>SUB-TOTAL</b>			<b>\$50,000.00</b>
13	DPW/NR	NR BLDG PAINT EXTERIOR	\$5,000.00 F
<b>SUB-TOTAL</b>			<b>\$5,000.00</b>
14	POLICE	REPLACE SHINGLES, ROOF & SIDEWALL & WALKWAY	\$50,000.00 F
<b>SUB-TOTAL</b>			<b>\$50,000.00</b>
15	SCHOOL	ROUTINE PAINTING ROTATION	\$5,000.00 F
16		BUILDING MAINTENANCE/IMPROVEMENTS	\$25,000.00 F
<b>SUB-TOTAL</b>			<b>\$30,000.00</b>
<b>BEACHES/RECREATION</b>			
17		WALKWAYS/DUNE MAIN FENCING/MOBI MAT EXTEND	\$10,000.00 F
<b>SUB-TOTAL</b>			<b>\$10,000.00</b>
<b>DPW</b>			
18		ORDINARY ROAD M & R (NOT CHAP 90)	\$60,000.00 T
19		NEW TRASH TRAILERS	\$70,000.00 F
<b>SUB-TOTAL</b>			<b>\$130,000.00</b>
<b>POLICE</b>			
20		DEFIBRILATORS REPLACEMENT	\$2,500.00 F
21		PORTABLE RADIOS (3)	\$10,000.00 T
22		LAP TOP COMPUTER IN CAR REPLACEMENT (4)	\$26,000.00 F
<b>SUB-TOTAL</b>			<b>\$38,500.00</b>
<b>FIRE (EQUIP)</b>			
23		REPLACE SELF CONTAINED BREATHING APPRATUS	\$116,000.00 A
<b>SUB-TOTAL</b>			<b>\$116,000.00</b>
<b>TOTAL</b>			<b>\$622,500.00</b>

**ARTICLE 14**

To see if the Town will, in accordance with Chapter 6-6A of the Eastham Home Rule Charter, vote to accept the Capital Improvement Plan for FY18-FY22 as printed below; or take any action relative thereto.

By Board of Selectmen

Summary:

The five-year Capital Plan, covering all departments and the Eastham Elementary School includes vehicles, technology upgrades, studies, equipment, supplies, and improvements to municipal buildings. Each year all town departments, including the elementary school, submit items for inclusion on the five-year plan. Those items are reviewed and placed on the plan with an estimate of the cost of the item or program, and most often, they are added to the fifth year of the plan.

The current year's plan we call the acquisition article, and this is shown as Article 13 and represents the items the town will purchase or invest in for the coming fiscal year and were usually shown on a previously approved five-year plan. Article 14 details the current five year plan and includes such items as: the Rock Harbor dock replacement, radio replacements for the fire and police departments, vehicle replacements, large maintenance items for town buildings such as replacing HVAC systems or roofs, road maintenance, and hardware and software improvements. Some new items that have been placed on the plan are a ladder truck for the Fire Department and a replacement of the special hazards truck with a five-year lease. All amounts and items shown in the five-year capital improvement plan are estimates and subject to review, refinement, additions, and deletions at each town meeting where the plan is authorized.

BOARD OF SELECTMEN RECOMMENDATION: 5-0

FINANCE COMMITTEE RECOMMENDATION: 6-0

*(Majority vote required)*

**FIVE YEAR CAPITAL PLAN FY18-FY22**

DEPARTMENT		ITEM	FY18	FY19	FY20	FY21	FY22
<b>DATA PROCESSING</b>							
1		COMPUTER HARDWARE/SPECIALIZED SOFTWARE	\$44,000.00 F	\$20,000.00 F	\$25,000.00 F	\$25,000.00 F	\$25,000.00 F
2		SERVER UPGRADES/NETWORK ENHANCEMENTS	\$12,000.00 F		\$25,000.00 F	\$15,000.00 F	\$15,000.00 F
3		FIBER OPTIC CABLE/OPEN CAPE CONNECTION					\$10,000.00 F
4		VIDEO EQUIPMENT UPGRADES/DIGITAL CAMERAS		\$5,000.00 CT		\$5,000.00 CT	
5		LASERFICHE UPGRADES/EXPANSION	\$30,000.00 F				\$20,000.00 F
6		REPLACE PLOTTER/SCANNER(S)				\$8,000.00 F	
7		MOBILE COMPUTING & TABLET ACQUISITION/REPLACEM	\$3,000.00 F	\$3,000.00 F		\$5,000.00 F	
8		SOFTWARE UPGRADES /CLOUD APPLICATIONS		\$20,000.00 F			\$25,000.00 F
9		GIS FLYOVER/DATA COLLECTION AND ORTH PHOTOS				\$50,000.00 F	
<b>SUB-TOTAL</b>			<b>\$89,000.00</b>	<b>\$48,000.00</b>	<b>\$50,000.00</b>	<b>\$108,000.00</b>	<b>\$95,000.00</b>
<b>COA/ADULT DAYCARE</b>							
10		VAN REPLACEMENT		\$34,000.00 F/HST		\$36,000.00 F/HST	
<b>SUB-TOTAL</b>			<b>0.00</b>	<b>\$34,000.00</b>	<b>0.00</b>	<b>\$36,000.00</b>	<b>\$0.00</b>
<b>ASSESSING/INSPECTION VEHICLES</b>							
11		DATA COLLECTOR VEHICLE	\$8,000.00 F	\$8,000.00 F			\$10,000.00 F
12		PLANNER/INSPECTOR VEHICLE	\$8,000.00 F	\$8,000.00 F	\$8,000.00 F		
<b>SUB TOTAL</b>			<b>\$16,000.00</b>	<b>\$16,000.00</b>	<b>\$8,000.00</b>	<b>\$0.00</b>	<b>\$10,000.00</b>
<b>NATURAL RESOURCES</b>							
13		4x4 PICK UP TRUCK	\$15,000.00 F	\$15,000.00 F	\$15,000.00 F		
14		4X4 PICK UP TRUCK				\$35,500.00 F	
15		SAND DRIFT FENCE - VARIOUS LOCATIONS					
16		BOAT MOTOR 130HP/50HP	\$15,000.00 F			\$15,000.00 F	
17		EQUIPMENT CHAINSAWS/PRESSURE WASHER				\$2,500.00 F	
18		HERRING RUN GATE & IMPROVEMENTS	\$3,000.00 F			\$2,000.00 F	
19		PORTABLE GPS				\$2,500.00 F	
20		KUBOTA TRACTOR TRAILER REPLACEMENT					\$7,500.00 F
<b>SUB-TOTAL</b>			<b>\$33,000.00</b>	<b>\$15,000.00</b>	<b>\$15,000.00</b>	<b>\$57,500.00</b>	<b>\$7,500.00</b>
<b>HARBOR IMP.</b>							
21		DREDGE ROCK HARBOR/DOCK WALKWAY IMPROVEMENT	\$50,000.00 D	\$50,000.00 D	\$50,000.00 D	\$50,000.00 D	\$50,000.00 D
<b>SUB TOTAL</b>			<b>\$50,000.00</b>	<b>\$50,000.00</b>	<b>\$50,000.00</b>	<b>\$50,000.00</b>	<b>\$50,000.00</b>
<b>MUNICIPAL BUILDINGS EQUIPMENT</b>							
22		VACUUM/CARPET CLEANERS/ LADDERS		\$2,000.00 F		\$2,000.00 F	
23		VAN REPLACEMENT			\$25,000.00 F		
24		COPIERS/POSTAGE METERS		\$15,000.00 F			
25		FLOOR MACHINE/SNOW BLOWER	\$1,400.00 F			\$1,400.00 F	
<b>SUB-TOTAL</b>			<b>\$1,400.00</b>	<b>\$17,000.00</b>	<b>\$25,000.00</b>	<b>\$3,400.00</b>	<b>\$0.00</b>
<b>MUNICIPAL BUILDINGS IMPROVEMENTS</b>							
26	ALL	PROJECT CONTINGENCY: MAJOR REPAIRS ,PAINTING ETC.	\$30,000.00 F	\$45,000.00 F	\$45,000.00 F	\$45,000.00 F	\$45,000.00 F
27	T.H.	GREEN ENERGY ENHANCEMENTS		\$45,000.00 F			
28		CONNECT MUNICIPAL BUILDING TO TOWN WATER					
29		MECHANICAL SYSTEMS OVERHAUL	\$15,000.00 F			\$20,000.00 F	
30		REPLACE VAULT A/C UNITS	\$9,000.00 F				
31		REPLACE CIRCULATOR PUMPS	\$3,000.00 F				
32		REPLACE HOT WATER TANK				\$3,000.00 F	
33		REPLACE EXISTING A/C UNITS					

**FIVE YEAR CAPITAL PLAN FY18-FY22**

DEPARTMENT	ITEM	FY18	FY19	FY20	FY21	FY22
34	INFO/WMIL WINDMILL/INFO/ANCIENT CEMETERIES/BRACKETT PORT.	\$6,000.00 F		\$7,000.00 F		
35	REC BLDG FURNISHINGS		\$10,000.00 F			
36	COA RENOVATION/EXPANSION HEAT/AIR COND/ SENIOR CENTER		\$3,000,000.00 D			
37	DPW/NR COPIER REPLACEMENT				\$5,000.00 F	
38	AIR/HEATING SYSTEM OVERHAUL/REPLACE	\$20,000.00 F				
39	EXTERIOR MAINTENANCE - STUCCO DPW BLDG	\$10,000.00 F				
40	EXPAND DPW GARAGE SPACE/INTERIOR RENOVATION		\$1,500,000.00 D		\$20,000.00 F	
41	NR BLDG PAINT EXTERIOR				\$15,000.00 F	
42	POLICE REPLACE HOT WATER TANK				\$3,000.00 F	
43	REPLACE 2 OF 4 AIR HANDLING UNITS		\$11,000.00 F			
44	KITCHEN/LOCKER RM/TRAINING RM UPGRADES	\$250,000.00 D				
45	FIRE BUILDING MAINTENANCE (VARIOUS ITEMS BLDG 5+ YRS C	\$20,000.00 A		\$25,000.00 F		
46	PAINTING INTERIOR/EXTERIOR				\$20,000.00 A	
47	REPLACE ROOF					\$25,000.00 A
48	LIBRARY FURNISHING, COMPUTERS FINAL FINISHING NEW BUILDING		\$45,000.00 F			
<b>SUB-TOTAL</b>		<b>\$363,000.00</b>	<b>\$4,656,000.00</b>	<b>\$77,000.00</b>	<b>\$131,000.00</b>	<b>\$70,000.00</b>
49	SCHOOL ROUTINE PAINTING ROTATION		\$5,000.00 F		\$5,000.00 F	
50	REPLACE PLAYGROUND/BASKETBALL COURT SURFACE	\$30,000.00 F			\$10,000.00 F	
51	GROUNDS MAINTENANCE - DRAINAGE/FENCING		\$6,000.00 F			
52	GYM FLOOR REFINISHING		\$15,000.00 F			
53	COMPUTER HARDWARE/REPLACEMENTS/UPGRADES	\$25,000.00 F		\$25,000.00 F		\$25,000.00 F
54	BUILDING MAINTENANCE/IMPROVEMENTS		\$25,000.00 F		\$25,000.00 F	
55	SEPTIC IMPROVEMENTS					\$50,000.00 F
56	PHONE SYSTEM UPGRADE					
57	SOUNDPROOF CAFÉ/MUSIC ROOM			\$13,000.00 F		
58	REPLACE CAFÉ TABLES				\$9,000.00 F	
59	GYM ELECRIC BACKSTOP					\$8,000.00 F
60	PORTABLE WIRELESS SOUND SYSTEM			\$1,000.00 F		
61	PORTABLE/SLIDE OUT STAGE IN GYM			\$25,000.00 F		
62	CAFÉ FLOOR EPOXY		\$5,000.00 F			
63	MAIN CORRIDORR TILE REPLACEMENT					\$10,000.00 F
64	CLASSROOM TILE REPLACEMENT				\$20,000.00 F	
65	REPLACE CARPET MUSIC/LIBRARY ROOM		\$4,000.00 F			
66	REPLACE/UPGRADE CLOCK - COMPUTERIZED					\$5,000.00 F
67	HVAC OVERHAUL/REPLACE					\$20,000.00 F
68	INDOOR/OUTDOOR LIGHTING REPLACE/UPGRADE			\$7,000.00 F		
69	KITCHEN PROOFER/WARMER REPLACEMENT	\$2,500.00 F				
70	BOOSTER WATER HEATER/KITCHEN				\$1,500.00 F	
71	KITCHEN REFRIDGERATOR REPLACEMENT		\$6,000.00 F			
72	REPLACE CONVECTION OVEN	\$5,500.00 F				
<b>SUB-TOTAL</b>		<b>\$63,000.00</b>	<b>\$66,000.00</b>	<b>\$71,000.00</b>	<b>\$70,500.00</b>	<b>\$118,000.00</b>

## FIVE YEAR CAPITAL PLAN FY18-FY22

DEPARTMENT	ITEM	FY18	FY19	FY20	FY21	FY22
<b>BEACHES/RECREATION</b>						
73	UPGRADE/ADA BATH HOUSES		\$15,000.00 F	\$20,000.00 F		
74	PARKING LOT REPAIRS (VARIOUS LOCATIONS)	\$10,000.00 F			\$10,000.00 F	
75	ADA BEACH CHAIR	\$3,000.00 F			\$3,500.00 F	
76	4 X 2 TRUCK	\$30,000.00 F			\$32,000.00 F	
77	4 X 2 TRUCK		\$30,000.00 F			
78	B-BALL RESURFACE/BASEBALL BACKSTOP REPL/FENCING	\$15,000.00 F			\$90,000.00 F	
79	PICKLEBALL COURTS (NEW ACTIVITY)				\$10,000.00 F	
80	BEACH GATE SHACKS				\$9,000.00 F	
81	WALKWAYS/DUNE MAIN FENCING/MOBI MAT EXTEND	\$20,000.00 F	\$25,000.00 F		\$20,000.00 F	\$20,000.00 F
82	REPLACE SOFT BALL SHEDS (2)					\$35,000.00 F
83	OUTDOOR SHOWERS @ WILEY PARK/COOKS BROOK,			\$50,000.00 F		
84	NEW BATHHOUSE FIRST ENCOUNTER		\$750,000.00 D			
<b>SUB-TOTAL</b>		<b>\$78,000.00</b>	<b>\$820,000.00</b>	<b>\$70,000.00</b>	<b>\$174,500.00</b>	<b>\$55,000.00</b>
<b>DPW</b>						
85	REPLACE/REFURBISH HYDRAULIC TRUCK LIFT	\$45,000.00 F				
86	ONE TON DUMP		\$55,000.00 F	\$55,000.00 F		
87	3/4 TON PICK UP	\$15,000.00 F	\$15,000.00 F		\$20,000.00 F	\$20,000.00 F
88	SANDER	\$18,000.00 F			\$20,000.00 F	
89	INTERL DUMP 6 WHEEL LARGE/LEASE/purchase	\$35,000.00 F	\$35,000.00 F	\$35,000.00 F	\$35,000.00 F	\$30,000.00 F
90	EXTRA LARGE DUMP 10 WHEELER (LEASE PURCHASE 5 YR)		\$40,000.00 F	\$40,000.00 F	\$40,000.00 F	\$40,000.00 F
91	ORDINARY ROAD M & R (NOT CHAP 90)	\$180,000.00 T	\$190,000.00 T	\$200,000.00 T	\$250,000.00 T	\$300,000.00 T
92	NEW TRASH TRAILERS	\$60,000.00 F				
93	SLOPE MOWER				\$30,000.00 F	
94	REPLACE/ADD RECYCLING COMPACTOR		\$20,000.00 F	\$40,000.00 F		\$35,000.00 F
95	LOADER REPLACEMENT (544)		\$40,000.00 F	\$40,000.00 F	\$40,000.00 F	
96	TWO (2) 40 YARD OPEN TOP ROLL OFF CONTAINERS	\$8,000.00 F	\$8,000.00 F	\$8,000.00 F	\$8,000.00 F	
97	ONE (1) 40 YARD CLOSED TOP ROLL OFF REFYRB	\$8,500.00 F				
98	STORM DRAIN UPGRADE/IMPROVEMENT/REPLACEMENTS	\$75,000.00 F		\$80,000.00 F		\$90,000.00 F
99	MOWER REPLACEMENTS ( 2 mowers)			\$20,000.00 F		
100	SWEeper REPLACEMENT (FIVE YEAR LEASE, \$150k)	\$30,000.00 F	\$30,000.00 F	\$30,000.00 F	\$30,000.00 F	
101	AIR COMPRESSOR (185 CFM) MOBILE					\$20,000.00 F
102	STATIONARY AIR COMPRESSOR	\$5,000.00 F				
103	"Mini" EXCAVATOR			\$35,000.00 F		
104	ROLL OFF TRUCK (YARD USE ONLY)				\$26,000.00 F	
<b>SUB-TOTAL</b>		<b>\$479,500.00</b>	<b>\$433,000.00</b>	<b>\$583,000.00</b>	<b>\$499,000.00</b>	<b>\$535,000.00</b>
<b>POLICE</b>						
105	DEFIBRILATORS REPLACEMENT			\$7,000.00 T		
106	UNMARKED ADMIN VEHICLE 4X4(3 YR LEASE)	\$11,000.00 T	\$11,000.00 T			
107	CRUISER/w video	\$34,000.00 T	\$34,000.00 T	\$34,000.00 T	\$34,000.00 T	\$36,000.00 T
108	CRUISER	\$34,000.00 T	\$36,000.00 T	\$36,000.00 T	\$36,000.00 T	\$38,000.00 T
109	REPLACE (800mhz) PORT ABLE RADIOS/ DISPATCH CONSOLI				\$531,696.00 F	
110	LAP TOP COMPUTER IN CAR REPLACEMENT (4)					\$25,000.00 F
111	BULLET PROOF VEST REPLACEMENT (ALL)			\$20,000.00 F		
112	NEW SPEED TRAILER	\$8,000.00 F				\$8,000.00 F
113	RADAR EQUIPMENT UPGRADE/REPLACEMENT			\$6,000.00 F		
114	DIGITAL VIDEO FOR CRUISERS				\$40,000.00 F	
115	TASER REPLACEMENTS	\$9,000.00 F				
116	HANDGUN REPLACEMENT				\$15,000.00 F	
<b>SUB-TOTAL</b>		<b>\$96,000.00</b>	<b>\$81,000.00</b>	<b>\$103,000.00</b>	<b>\$656,696.00</b>	<b>\$107,000.00</b>

### FIVE YEAR CAPITAL PLAN FY18-FY22

DEPARTMENT	ITEM	FY18	FY19	FY20	FY21	FY22
<b>FIRE (EQUIP)</b>						
117	REPLACE AMBULANCE (CHG BUY TWO SAME TIME)	\$175,000.00 A				\$200,000.00 A
118	LADDER TRUCK (5 YEAR LEASE \$1 MILLION)				\$200,000.00 A	\$200,000.00 A
119	SQUAD 1 REPLACEMENT (TRUCK 160)					\$50,000.00 A
120	ADMINISTRATIVE VEHICLE DEP/CHIEF REPLACE 2 @ 40K		\$28,000.00 A	\$28,000.00 A	\$28,000.00 A	
121	REPLACE SPECIAL HAZARDS TRUCK (91) (5 YEAR LEASE)		\$100,000.00 A	\$100,000.00 A	\$100,000.00 A	\$100,000.00 A
122	REPLACE COPIER					
123	UPGRAD/ REPLACE AIR PACKS - 4.5L			\$10,000.00 A		\$10,000.00 A
124	THERMAL IMAGER	\$10,000.00 A		\$12,000.00 A		
125	UPGRADE AND REPLACE TURNOUT GEAR (AS NEEDED)	\$10,000.00 A			\$10,000.00 A	
126	HYDRANT SYS SPECIAL EQUIPMENT				\$10,000.00 A	
127	REPLACE GAS METER			\$5,000.00 A		\$5,000.00 A
128	COMPUTER SOFTWARE ENHANCEMENTS	\$20,000.00 A			\$20,000.00 A	
129	MOBILE/DESKTOP COMPUTER HARDWARE ENHANCEMENT/ADDITIONS		\$20,000.00 A			
130	FIRE SUPPRESSION UPGRADES/REPLACEMENT/FOAM	\$5,000.00 A		\$5,000.00 A		\$5,000.00 A
	RESCUE/MEDICAL EQUIP UPGRADE/REPLACEMENT					
131	CARDIAC MONITORS (2) (AED)	\$64,000.00 A			\$15,000.00 A	
132	JAWS/AIR BAGS,EXTRACTION EQUIPMENT		\$10,000.00 A			
133	SPECIALTY GEAR, TURNOUT SUITS, SURVIVAL SUIT	\$25,000.00 A				
134	RADIO REPLACEMENT/UPGRADES			\$10,000.00 A		
135	FIRE HOSE (VARIOUS SIZES) CONTINUOUS REPL.			\$10,000.00 A		
136						
	<b>SUB-TOTAL</b>	<b>\$309,000.00</b>	<b>\$158,000.00</b>	<b>\$180,000.00</b>	<b>\$383,000.00</b>	<b>\$570,000.00</b>
137	RESOURCE LAND MANAGEMENT PLANS		\$25,000.00 F		\$25,000.00 F	
138	LONG RANGE PLAN IMPLEMENTATION ASSISTANCE			\$25,000.00 F		
139	LAND ACQUISITION(OPEN SPACE, RECREATION, MAINTENANCE)		\$25,000.00 F			
140	LAND ACQUISITION HOUSING/AFFORDABLE HOUSING PURCHASES					\$75,000.00 F
141	COASTAL EROSION PLANNING/MITIGATION	\$50,000.00 F		\$50,000.00 F		\$50,000.00 F
142	MUNICIPAL WASTE WATER/ WATER/PLANNING/IMPLEMENTATION	\$12,000,000.00 D		\$18,000,000.00 D		\$20,000,000.00 D
143	ALTERNATIVE/GREEN ENERGY INITIATIVES					\$50,000.00 F
144	FRESH WATER/POND STUDIES - REMEDIATION	\$65,000.00 F				
	<b>SUB-TOTAL</b>	<b>\$12,115,000.00</b>	<b>\$50,000.00</b>	<b>\$18,075,000.00</b>	<b>\$25,000.00</b>	<b>\$20,175,000.00</b>
	<b>TOTAL</b>	<b>\$13,692,900.00</b>	<b>\$6,444,000.00</b>	<b>\$19,307,000.00</b>	<b>\$2,194,596.00</b>	<b>\$21,792,500.00</b>
<b>TOTAL CAPITAL FUNDS NEEDED BY SOURCE (KEY)</b>						
	F = FREE CASH	\$804,900.00	\$676,000.00	\$800,000.00	\$1,380,596.00	\$773,500.00
	C = COMMUNITY PRESERVATION FUND					
	HST + HUMAN SERVICES GIFT FUND		\$34,000.00		\$36,000.00	
	A = AMBULANCE RECEIPTS	\$329,000.00	\$158,000.00	\$180,000.00	\$403,000.00	\$595,000.00
	EX = BOAT EXCISE			\$50,000.00		
	T = TAX LEVY	\$259,000.00	\$271,000.00	\$277,000.00	\$320,000.00	\$374,000.00
	D = CAPITAL DEBT EXCLUSION	\$12,300,000.00	\$5,300,000.00	\$18,000,000.00	\$50,000.00	\$20,050,000.00
	CT=CABLE TV REVENUE		\$5,000.00		\$5,000.00	
	<b>TOTAL</b>	<b>\$13,692,900.00</b>	<b>\$6,444,000.00</b>	<b>\$19,307,000.00</b>	<b>\$2,194,596.00</b>	<b>\$21,792,500.00</b>

**ARTICLE 15**

To see if the Town will vote to authorize the Board of Selectmen to petition the Great and General Court to approve a Home Rule Petition generally stated as follows, provided, however, that the General Court may make clerical or editorial changes of form only to said bill, unless the Board of Selectmen approves amendments thereto prior to enactment by the General Court, and provided further that Board of Selectmen is hereby authorized to approve amendments which shall be within the scope of the general public objectives of this petition:

**AN ACT RELATIVE TO THE CHARTER OF THE TOWN OF EASTHAM.**

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

**Section 1:** Chapter C9-5N of the charter of the Town of Eastham, which is on file in the office of the archivist of the commonwealth as provided in Section 12 of chapter 43B of the General Laws, is hereby amended by changing in the last sentence the word “three” to “five”, so that the sentence reads:-

“The Capital Projects committee shall consist of five **(5)** voting members and other nonvoting members, as follows”;

**Section 2:** Chapter C9-5N is further amended by adding in subsection (1) the words “and two at-large members”, so that the subsection reads:

(1) A Selectman and two at-large members, to be appointed by the Board of Selectmen (voting members);

or take any action relative thereto.

By Board of Selectmen

Summary:

This article will increase this number of members in the capital projects committee. When managing larger projects such as the water installation, a larger membership will allow for improved working efficiency and more points of view. As a charter change, this article will need to be approved by the legislature before it is effective.

BOARD OF SELECTMEN RECOMMENDATION: 5-0

FINANCE COMMITTEE: RECOMMENDATION: 6-0

*(Majority vote required)*

**ARTICLE 16**

To see if the Town will vote to amend the Eastham Zoning Bylaw, **Section II - ZONING DISTRICTS** by adding a new Overlay District entitled "Groundwater Protection Overlay District" by adding the following text:

**District J: Groundwater Protection Overlay District:**

For the purposes of this Bylaw, there is hereby established within the Town of Eastham a groundwater Protection Overlay District. This area is delineated on a map entitled Town of Eastham Groundwater Protection Overlay District dated January 7, 2016, which is hereby made part of the Groundwater Protection District Bylaw and is on file in the office of the Town Clerk.

And, further to, amend **SECTION V - USES** by adding the following text:

**DISTRICT J: GROUNDWATER PROTECTION OVERLAY DISTRICT:**

**SECTION 1: INTRODUCTION AND PURPOSE OF DISTRICT**

1.1. The Groundwater Protection District is an overlay district superimposed on the zoning districts. This overlay district shall apply to all new construction, reconstruction, or expansion of existing buildings and new or expanded uses. Applicable activities and uses in a portion of one of the underlying zoning districts that fall within the Groundwater Protection District must additionally comply with the requirements of this Bylaw. Uses prohibited in the underlying zoning districts shall not be permitted in the Groundwater Protection District.

- 1.2. The purpose of this Groundwater Protection District is to:
- a. promote the health, safety, and general welfare of the community by ensuring an adequate quality and quantity of drinking water for the Town of Eastham;
  - b. preserve and protect existing and potential sources of drinking water;
  - c. conserve natural resources in the Town of Eastham; and
  - d. prevent temporary and permanent contamination of the environment.

**SECTION 2: DEFINITIONS**

Automobile Graveyard: An establishment that is maintained, used, or operated for storing, keeping, buying, or selling wrecked, scrapped, ruined, or motor vehicle parts as defined in G.L. c.140B, s.1.

Aquifer: A geologic formation composed of rock, sand, or gravel that contains significant amounts of potentially recoverable water.

CMR: Code of Massachusetts Regulations.

Commercial Fertilizer: Any substance containing one or more recognized plant nutrients which is used for its plant nutrient content and which is designed for use, or claimed to have value in promoting plant growth, except un-manipulated animal and vegetable manures, marl, lime, limestone, wood ashes, and gypsum, and other products exempted by state regulations.

Discharge: The accidental or intentional disposal, deposit, injection, dumping, spilling, leaking, pouring, or placing of toxic or hazardous material or hazardous waste upon or into any land or water such that it may enter the surface or ground waters.

Groundwater Protection District: The land area consisting of aquifers and Zone II recharge areas as identified on a map and adopted pursuant to this Bylaw.

Hazardous Material: Any substance in any form which because of its quantity, concentration, or its chemical, corrosive, flammable, reactive, toxic, infectious or radioactive characteristics, either separately or in combination with one or more substances, constitutes a present or potential threat to human health, safety, welfare, or to the environment, when improperly stored, treated, transported, disposed of, used, or otherwise managed. Hazardous material includes, without limitation, synthetic organic chemicals, petroleum products, heavy metals, radioactive or infectious materials, and all substances defined as toxic or hazardous under G.L. c. 21E. This term shall not include hazardous waste or oil.

Historical High Groundwater Table Elevation: A groundwater elevation determined from monitoring wells and historical water table fluctuation data compiled by the United States Geological Survey.

Hazardous Waste: A substance or combination of substances, which because of quantity, concentration, or physical, chemical or infectious characteristics may cause, or significantly contribute to an increase in mortality or an increase in serious irreversible, or incapacitating reversible illness or pose a substantial present or potential hazard to human health, safety, or welfare or to the environment when improperly treated, stored, transported, used or disposed of, or otherwise managed. This term shall include all substances identified as hazardous pursuant to the Hazardous Waste Regulations, 310 CMR 30.000.

Impervious Surface: Material or structure on, above, or below the ground that does not allow precipitation or surface water runoff to penetrate into the soil.

Interim Wellhead Protection Area (IWPA): The MassDEP designated protection radius around a public water well that lacks a Zone II.

Junkyard: An establishment that is maintained, operated, or used for storing, keeping, buying, or selling junk, or for the maintenance or operation of an automobile graveyard, as defined in G.L. c.140B, s.1.

Landfill: A facility established in accordance with a valid site assignment for the purposes of disposing solid waste into or on the land, pursuant to the Solid Waste Regulations, 310 CMR 19.006.

MassDEP: Massachusetts Department of Environmental Protection.

G.L.: Massachusetts General Law.

Petroleum Product: Includes, but not limited to, fuel oil; gasoline; diesel; kerosene; aviation jet fuel; aviation gasoline; lubricating oils; oily sludge; oil refuse; oil mixed with other wastes; crude oils; or other liquid hydrocarbons regardless of specific gravity. Petroleum product shall not include liquefied petroleum gas including, but not limited to, liquefied natural gas, propane, or butane.

Non-Sanitary Wastewater: Wastewater discharges from industrial and commercial facilities containing wastes from any activity other than collection of sanitary sewage including, but not limited to, activities specified in 310 CMR 15.004(6).

Open Dump: A facility operated or maintained in violation of the Resource Conservation and Recovery Act 42 U.S.C. 4004(a) (b), or state regulations and criteria for solid waste disposal.

Recharge Areas: Land areas, such as a Zone II or Interim Wellhead Protection Area, where precipitation and surface water infiltrates into the ground to replenish groundwater and aquifers used for public drinking water supplies.

Septage: The liquid, solid, and semi-solid contents of privies, chemical toilets, cesspools, holding tanks, or other sewage waste receptacles. This term shall not include any material that is a hazardous waste, as defined by 310 CMR 30.000.

Sludge: The solid, semi-solid, and liquid residue that results from a process of wastewater treatment or drinking water treatment including wastewater residuals. This term shall not include grit, screening, or grease and oil, which are removed at the head-works of a facility

Treatment Works: Any and all devices, processes and properties, real or personal, used in the collection, pumping, transmission, storage, treatment, disposal, recycling, reclamation, or reuse of waterborne pollutants, but not including any works receiving a hazardous waste from off the site of the works for the purpose of treatment, storage, or disposal.

Utility Works: Regulated activities providing for public services, including roads, water, sewer, electricity, gas, telephone, transportation and their associated maintenance activities. This term shall include the installation of detention and retention basins for controlling storm water.

Very Small Quantity Generator: Any public or private entity, other than residential, which produces less than 27 gallons (100 kilograms) a month of hazardous waste or waste oil, but not including any acutely hazardous waste as defined in 310 CMR 30.136.

Waste Oil Retention Facility: A waste oil collection facility for automobile service stations, retail outlets, and marinas, which is sheltered and has adequate protection to contain a spill, seepage, or discharge of petroleum waste products in accordance with G.L. c.21. s.52A.

Zone I: The protective radius around a public water supply well or well field that must be owned by the water supplier, or controlled through recorded conservation restriction. In most cases, it is a four hundred (400) foot radius around the well (less for wells pumping less than one hundred thousand (100,000) gallons per day (gpd)).

Zone II: The delineated recharge area to a public drinking water well as approved by MassDEP and defined under the Massachusetts Drinking Water Regulations 310 CMR 22.00. The area of an aquifer which contributes water to a well under the most severe pumping and recharge conditions that can be realistically anticipated (180 days of pumping at safe yield with no recharge from precipitation), as defined by 310 CMR 22.00 and as approved by the Massachusetts Department of Environmental Protection (DEP).

### **SECTION 3: ESTABLISHMENT AND DELINEATION OF GROUNDWATER PROTECTION DISTRICT**

3.1. For the purposes of this Bylaw, there is hereby established within the Town of Eastham a Groundwater Protection Overlay District. This area is delineated on a map entitled Town of Eastham Groundwater Protection Overlay District dated January 7, 2016, which is hereby made part of the Groundwater Protection District Bylaw and is on file in the office of the Town Clerk.

### **SECTION 4: SPECIAL PERMIT**

4.1. The Planning Board may issue a special permit for any use prohibited within the Groundwater Protection District, as set forth in Section 6 hereof, if the applicant can adequately demonstrate to the Planning Board that the groundwater beneath the parcel and the water runoff from the parcel does not contribute to existing or potential sources of drinking water. Any application for a special permit for this purpose shall be accompanied by adequate documentation.

4.2. The burden of proof shall be upon the applicant to demonstrate that the groundwater beneath the parcel and the water runoff from the parcel does not contribute to existing or potential sources of

drinking water. The Town may engage professional engineers, hydrologists, geologists, or soil scientists to determine more accurately the boundaries of the groundwater watershed with respect to a particular parcel(s) of land, and may charge the owner for the cost of the investigation in accordance with Eastham Zoning Bylaw Section XII (G). If determined that a particular parcel does not in fact contribute to an existing or potential source of drinking water, a special permit may be granted subject to such conditions, as the Planning Board deems necessary and appropriate. The grant of a special permit does not alter the boundary of the Groundwater Protection District. Changes to the boundaries of the Groundwater Protection District require town meeting approval.

4.3. Where the boundary line of the Groundwater Protection District divides a lot or parcel, the requirements established by this Bylaw shall apply to the entire lot or parcel.

#### **SECTION 5: PERMITTED USES**

5.1. All uses permitted in the underlying zoning districts are permitted in the Ground Water Protection District except those specifically prohibited in Section 6 of this Bylaw.

5.2. All property used for municipal purposes by or on behalf of the Town of Eastham are exempt from the regulations of this Bylaw.

#### **SECTION 6: PROHIBITED USES**

6.1. The following land uses and activities are prohibited unless such uses and activities comply with the specified conditions provided herein:

- a. landfills and open dumps;
- b. automobile graveyards and junkyards;
- c. facilities that generate, treat, store, or dispose of hazardous waste that are subject to G.L. c.21C and 310 CMR 30.000, except for:
  1. very small quantity generators as defined under 310 CMR 30.000;
  2. household hazardous waste centers and events under 310 CMR 30.390;
  3. waste oil retention facilities required by G.L. c. 21, s.52A;
  4. water remediation treatment works approved by MassDEP for the treatment of contaminated waters.
- d. petroleum, fuel oil, and heating oil bulk stations and terminals including, but not limited to, those listed under North American Industry Classification System (NAICS) Codes 424710 and 454311, except for liquefied petroleum gas.
- e. storage of liquid hazardous materials and/or liquid petroleum products unless such storage is above ground level and on an impervious surface and either:
  1. in container(s) or above ground tank(s) within a building; or
  2. outdoors in covered container(s) or above ground tank(s) in an area that has a containment system designed and operated to hold either; 10% of the total possible storage capacity of all containers or 110% of the largest container's storage capacity, whichever is greater.

However, these storage requirements shall not apply to the replacement of existing tanks or systems for the keeping, dispensing or storing of gasoline provided the replacement is performed in a manner consistent with state and local requirements;

- f. storage of sludge and septage, unless such storage is in compliance with 310 CMR 32.30 and 310 CMR 32.31;
- g. storage of deicing chemicals unless such storage, including loading areas, is within a structure designed to prevent the generation and escape of contaminated runoff or leachate;
- h. storage of animal manure unless contained within a structure designed to prevent the generation and escape of contaminated runoff or leachate;
- i. storage of commercial fertilizers unless such storage is within a structure designed to prevent the generation and escape of contaminated runoff or leachate;
- j. stockpiling and disposal of snow and ice containing deicing chemicals brought in from outside the Groundwater Protection District;
- k. earth removal, consisting of the removal of soil, loam, sand, gravel, or any other earth material to within 4 feet of historical high groundwater as determined from monitoring wells and historical water table fluctuation data compiled by the United States Geological Survey, except for excavations for building foundations, roads, utility works or wetland restoration work conducted in accordance with a valid Order of Condition issued pursuant to G.L. c. 131, s.40; and
- l. treatment or disposal works subject to 314 CMR 5.00, for non-sanitary wastewater, including those activities listed under 310 CMR 15.004(6), except for:
  - 1. treatment works approved by MassDEP designed for the treatment of contaminated ground or surface water and operating in compliance with 314 CMR 5.05(3) or 5.05(13); and
  - 2. publicly owned treatment works.
- m. The use, generation, storage, treatment, or disposal of toxic or hazardous materials or wastes, including but not limited to: pesticides, herbicides, fungicides, rodenticides, nitrate fertilizers in quantities greater than those associated with normal household use or as regulated in the underlying zoning district.
- n. rendering impervious any lot or parcel more than 15% or 2,500 square feet, whichever is greater; unless artificial recharge, that will not degrade water quality, is provided using methods demonstrated to be capable of removing contaminants from storm water and which are consistent with methods described in MassDEP Stormwater Handbook, Vol. I, II and III, as amended.

## **SECTION 7: ENFORCEMENT**

7.1. Written notice of any violations of this Bylaw shall be given by the Building Commissioner to the responsible person as soon as possible after detection of a violation or a continuing violation. Notice to the assessed owner of the property shall be deemed notice to the responsible person. Such notice shall specify the requirement or restriction violated and the nature of the violation, and may identify the actions necessary to remove or remedy the violations and preventive measures required for avoiding future violations and a schedule of compliance.

7.2. A copy of such notice shall be submitted to the Town of Eastham Water Commissioners, the Eastham Board of Health and the Eastham Planning Board. The cost of containment, clean up, or other action of compliance shall be borne by the owner/operator of the premises.

7.3. A person aggrieved by a notice of violation may appeal said notice to the Eastham Zoning Board of Appeals. All appeals shall be brought within thirty (30) days from the date of the notice which is being appealed.

**SECTION 8: SEVERABILITY**

8.1. If any provision of this Bylaw is held invalid by a court of competent jurisdiction, the remainder of the Bylaw shall not be affected thereby. The invalidity of any section or sections or parts of any section or sections of this Bylaw shall not affect the validity of the remainder of this Bylaw; or take any other action in relation thereto

By Planning Board

Summary:

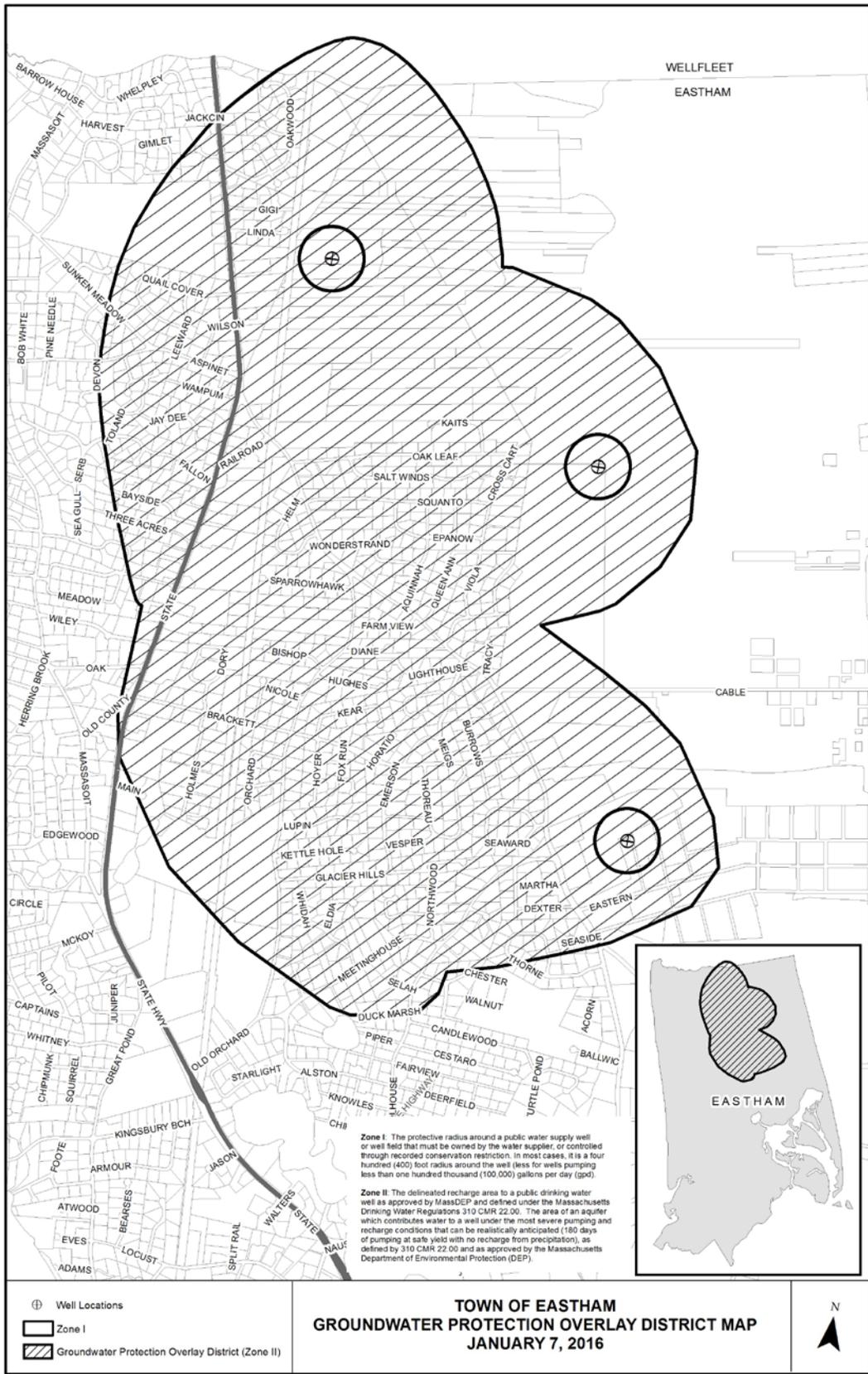
As part of the Municipal Water Project, the Town is required by the State Department of Environmental Protection to establish a Groundwater Protection District. The establishment of this district will create the regulatory framework that will allow the Town to properly manage and protect the public water supply by regulating the types of activities that can take place within the areas that contribute to the public water supply

BOARD OF SELECTMEN RECOMMENDATION: 5-0

FINANCE COMMITTEE RECOMMENDATION: 6-0

PLANNING BOARD: 7-0

*(2/3 rds Majority vote required)*



**ARTICLE 17**

To see if the Town will vote to transfer from the Reserved for Debt Account **\$348,461.66** and further to transfer **\$41,538.34** from available funds (free cash) for a total of **\$390,000** to the FY 16 Interest on Long Term Debt Account; or take any action relative thereto.

Town Treasurer/Tax Collector /Board of Selectmen

Summary:

Funds are required to pay the interest on bond anticipation notes. At the time of borrowing, the Town received a bond premium. The state allows communities to use these funds to offset the interest on the borrowing. However, the bond premium did not offset the total cost therefore, the Town must appropriate the balance from available funds.

BOARD OF SELECTMEN RECOMMENDATION: 5-0

FINANCE COMMITTEE RECOMMENDATION: 6-0

*(Majority vote required)*

**ARTICLE 18**

To see if the Town will vote to accept the provisions of G.L. c.39, section 23D in order to authorize a member of a town board who has been absent from no more than a single session of a hearing at which testimony is heard or received, to participate in the remaining hearing sessions, provided said member shall examine all evidence received at the missed session, and certify such examination in writing in compliance with subsection (a) of said statute or take any action relative thereto.

By Board of Selectmen Conservation Commission,  
Board of Health, Planning Board, Zoning Board of Appeals

Summary:

This acceptance statute will allow committee members of the above named committees to vote on decisions, wherein evidence is taken in more than one session, to vote at a subsequent session where such voting will take place. Per the statute, in order to be eligible to vote in this subsequent session, the member can have missed no more than one session at which evidence is taken and must be present for the vote. Currently members who miss one meeting of a multi session hearing, cannot vote on the case.

The relevant statute reads as follows:

Notwithstanding any general or special law to the contrary, upon municipal acceptance of this section for one or more types of adjudicatory hearings a member of any municipal board, committee or commission when holding an adjudicatory hearing shall not be disqualified from voting in the matter solely due to that member's absence from no more than a single session of the hearing at which testimony or other evidence is received. Before any such vote, the member shall certify in writing that he has examined all evidence received at the missed session, which evidence shall include an audio or video recording of the missed session or a transcript thereof. The written certification shall be part of the record of the hearing. Nothing in this section shall change, replace, negate, or otherwise supersede applicable quorum requirements.

BOARD OF SELECTMEN RECOMMENDATION: 5-0

FINANCE COMMITTEE RECOMMENDATION: 7-0

*(Majority vote required)*

**ARTICLE 19**

To see if the Town will vote to appropriate and transfer, pursuant to the provisions of G.L. C44B (6) from the FY2017 estimated community preservation revenues to reserves in the following amounts: **\$75,754** open space purposes, **\$75,754** historic preservation purposes **\$75,754** affordable housing

purposes, and **\$75,754** active recreation purposes and **\$454,527**, to the FY17 Community Preservation budgeted reserve for appropriation for a total of **\$757,543** as recommended by the Community Preservation Committee; or take any action relative thereto.

By Board of Selectmen/Community Preservation Committee

Summary:

This article seeks to set aside 10% of the estimated community preservation revenue for open space, historic resources, and affordable community housing, and active recreation, with the remaining estimated revenue reserved for appropriation as required by G.L. Chapter 44B (6).

BOARD OF SELECTMEN RECOMMENDATION: 5-0

FINANCE COMMITTEE RECOMMENDATION: 6-0

COMMUNITY PRESERVATION COMMITTEE: 8-0

*(Majority vote required)*

#### **ARTICLE 20**

To see if the Town will vote to transfer **\$37,877** from the Community Preservation Undesignated Fund Balance, for the purpose of administrative expenses; or take any action relative thereto

By Community Preservation Committee

Summary:

The State Legislation for the Community Preservation Act permits up to five percent (5%) of the estimated Community Preservation revenues to be used by the Community Preservation Committee for administrative purposes. These funds reflect the 5% limit and will be used to provide various administrative support services, including but not limited to membership dues, and professional and clerical support services. Any unused balance each year reverts to the Community Preservation Fund Balance.

BOARD OF SELECTMEN RECOMMENDATION: 5-0

FINANCE COMMITTEE RECOMMENDATION: 6-0

COMMUNITY PRESERVATION COMMITTEE: At Town Meeting

*(Majority vote required)*

#### **ARTICLE 21**

To see if the Town will vote to extend Article 27 of the 2013 Annual Town Meeting for an additional year (until May 31, 2017); or take any action relative thereto.

By Board of Selectmen/Community Preservation Committee

Summary:

Article 27 funded \$175,000 for the Rental Subsidy Program for a period of three years. Currently there is a balance of \$26,890.22. This article will extend the life beyond the three (3 year limitation), for an additional year so that the Eastham Affordable Housing Trust may expend these funds for the Rental Subsidy program.

BOARD OF SELECTMEN RECOMMENDATION: 5-0

FINANCE COMMITTEE RECOMMENDATION: 6-0

COMMUNITY PRESERVATION COMMITTEE: 8-0

*(Majority vote required)*

#### **ARTICLE 22**

To see if the Town will vote to transfer the sum of **\$207,000** from Community Preservation Historic Preservation Reserve and/or Undesignated Fund Balance as a grant to the Nauset Fellowship, a non-profit corporation, for the purpose of restoring and preserving the historical structure located on its property at 220 Samoset Road known as the "Chapel in the Pines"; and further to authorize the Board of Selectmen to enter into a grant agreement with said Nauset Fellowship, which agreement shall

require that said Nauset Fellowship grant to the town an historic preservation restriction on said property meeting the requirements of G.L. c. 184 and upon such other terms and conditions as the Town Administrator shall deem appropriate, and further to authorize the Board of Selectmen to acquire an historic preservation restriction on the property; or take any action relative thereto.

By Board of Selectmen/Community Preservation Committee

Summary:

This article will provide funding to restore and preserve one of the oldest and most historic properties in Eastham. The Chapel in the Pines is listed for eligibility on the National Register of Historic Places. The project is intended to restore and maintain the historic appearance of the Chapel. The project will also improve handicapped access, ensuring that the facility is fully accessible for all members of the community. The Nauset Fellowship has committed \$18,000 of its own funds to this project and will seek to offset the use of CPC funding through fundraising efforts.

BOARD OF SELECTMEN RECOMMENDATION: 5-0

FINANCE COMMITTEE RECOMMENDATION: 6-0

COMMUNITY PRESERVATION COMMITTEE: 8-0

*(Majority vote required)*

### **ARTICLE 23**

To see if the Town will vote to transfer the sum of **\$500,000** from Community Preservation Active Recreation Reserve and/or Undesignated Fund Balance, for expenditure under the direction of the Board of Selectmen for the construction of new recreational facilities or the repair of existing recreational facilities located at the Field of Dreams (rear of Town Hall); or take any action relative thereto.

By Board of Selectmen/Community Preservation Committee

Summary:

These funds would be used to reconstruct the existing basketball court, install new pickle ball courts, new children's play area, new shade shelters, and upgrade the surrounding area adjacent to the facilities in order to improve access to the facilities and provide additional amenities to the many groups and individuals who use the facilities. The Eastham Recreation Commission has endorsed the proposal.

BOARD OF SELECTMEN RECOMMENDATION: 5-0

FINANCE COMMITTEE RECOMMENDATION: 6-0

COMMUNITY PRESERVATION COMMITTEE: 8-0

*(Majority vote required)*

### **ARTICLE 24**

To see if the Town will vote to transfer **\$12,000** from the Community Preservation Affordable Housing Fund Reserves and/or the Undesignated Fund Balance, to the Town of Eastham Affordable Housing Trust for securing staff assistance; under such terms and conditions which the Board of Selectmen may require; or take any action relative thereto.

By Board of Selectmen/Community Preservation Committee

Summary:

The Eastham Affordable Housing Trust relies on staff expertise to advise the Trust and to carry out specific day-to-day duties. This article funds a position/consultant with an affordable housing background for a period of 12 months. This position supports and supplements in-house expertise.

BOARD OF SELECTMEN RECOMMENDATION: 5-0

FINANCE COMMITTEE RECOMMENDATION: 6-0

COMMUNITY PRESERVATION COMMITTEE: At Town Meeting

*(Majority vote required)*

**ARTICLE 25**

To see if the Town will vote to transfer the sum of **\$8,500** from Community Preservation Active Recreation Reserves and/or Undesignated Fund Balance, for expenditure under the direction of the Board of Selectmen for the construction of a new shade shelter at Wiley Park or take any action relative thereto.

By Board of Selectmen/Community Preservation Committee

Summary:

The project entails purchase of and installation of a shade umbrella (“pyramid shade”) to cover a portion of the playground area of Wiley Park. Providing shade will increase the use of this area throughout the summer when the sun and heat are extreme. This project will provide Eastham’s young children a place to play without the hazards of the summer sun and heat.

BOARD OF SELECTMEN RECOMMENDATION: 5-0

FINANCE COMMITTEE RECOMMENDATION: 6-0

COMMUNITY PRESERVATION COMMITTEE: 8-0

*(Majority vote required)*

**ARTICLE 26**

To see if the Town will vote to appropriate **\$428,500** from the Community Preservation Undesignated Fund Balance for the purpose of paying debt payments for the following land acquisitions; Dyer Prince (Harris) Land Purchase **\$350,000** and the Aschettino Land Purchase **\$78,500**; or take any action relative thereto.

By Town Accountant/Community Preservation Committee

Summary:

These are yearly debt payments for open space purchases approved at Town Meeting. The State Legislation allows for the principal and interest debt payments to be funded through the Community Preservation Fund, but only recently required that a separate article be voted each year of the long term debt payment.

BOARD OF SELECTMEN RECOMMENDATION: 5-0

FINANCE COMMITTEE RECOMMENDATION: 6-0

COMMUNITY PRESERVATION COMMITTEE: At Town Meeting

*(Majority vote required)*

**ARTICLE 27**

To see if the Town will vote to accept as a public way, the layout of the dirt road known as **Hay Road from Governor Prence to Bridge Road**, as a 40’ layout, and as shown on a plan entitled, “Plan of Land Showing a Portion of Hay Road, Eastham Ma,” Scale: 1”=40’, dated December, 2015, prepared by Schofield Brothers of Cape Cod, Orleans MA, on file with the office of the Town Clerk, and to authorize the Board of Selectmen to acquire by gift, purchase or eminent domain, the easement in said road to use for all purposes for which public ways are used in the Town of Eastham and all related easements thereto; or take any action relative thereto.

By Board of Selectmen

Summary:

This article is an effort by the Board of Selectmen to solve a long-standing problem in this area of town. Hay Road from Governor Prence Road to Bridge Road is a dirt road that is very narrow in places and unplowed in the winter. The three subdivision creating many of the lots in the area, was approved by the Planning Board based on a plan that identified Hay Road as a 40’ town/public way. However, its’ status as a town/public way has never been confirmed. There is no record of the road being accepted at a town meeting. This article, if approved, will formally establish Hay Road as a

town/public way and allow the town to make improvements to the road. The only goal of this article is to provide safe, passable, and adequate access for residents.

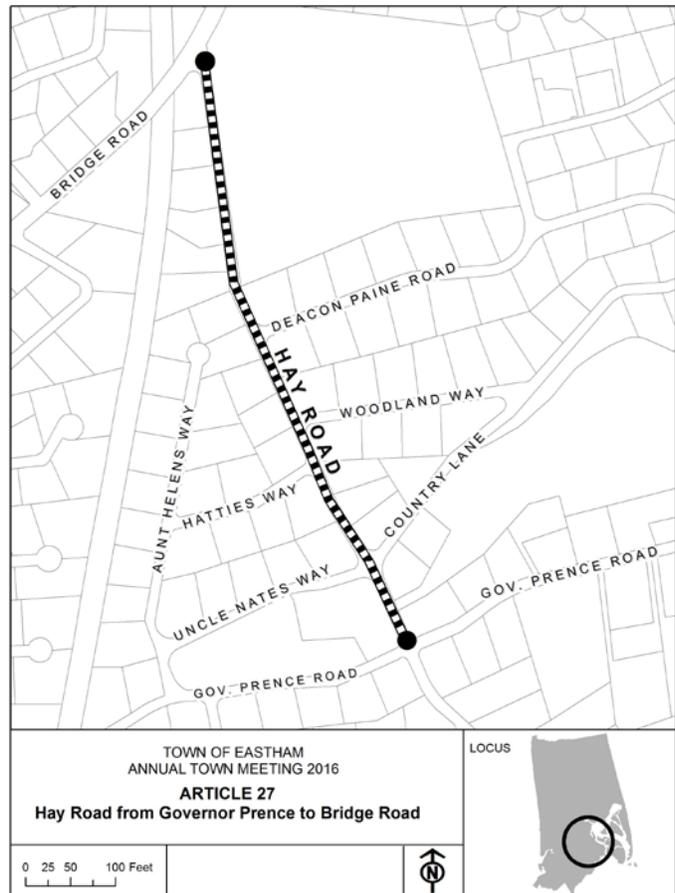
The layout is shown on the survey plan on file in the Town Clerk and Planning Board offices at Eastham Town Hall. The 40' layout is shown on plans of the area and sometimes described in the deeds for specific properties. The actual road is a dirt track that is marked by dotted lines on the plan. It exists within the layout in all but one place, where it has drifted onto private property. The town will not be taking any private property to accomplish this road project. We will be taking an interest in the land that is the road, an easement, not a fee in the land. There are no damages to the land or the property owners, and in fact, the town will be maintaining and improving the road, which should increase the value of the private property along the road. The dirt road that is the travel way does not need to be paved to be improved, and due to the concerns of abutters and neighbors that paving may create a speed throughway, the current Board of Selectmen have directed that improvements will be limited to widening the road in several (marked) places, grading and repairing its condition, adding a hardener to keep the surface condition in place longer, engineering services to improve drainage for the road from Woodland to Governor Prence where there is a steep grade, and moving the dirt track of the road back into the legal layout in the portion that has wandered onto private property (at the corner of Bridge and Hay). If this article is approved, the town will begin to design and implement these improvements, and be able to plow the road for residents in the winter.

BOARD OF SELECTMEN RECOMMENDATION: 4-0-1

FINANCE COMMITTEE: RECOMMENDATION: 5-2

PLANNING BOARD: At Town Meeting

(2/3 rds Majority vote required)



**ARTICLE 28**

To see if the Town will vote to accept as a public way, the layout of a portion of the dirt road known as **Hay Road from Governor Prence to Woodland Way**, as a 40' layout, and as shown on a plan entitled, "Plan of Land Showing a Portion of Hay Road, Eastham Ma," Scale: 1"=40', dated December, 2015, prepared by Schofield Brothers of Cape Cod, Orleans MA, on file with the office of the Town Clerk, and to authorize the Board of Selectmen to acquire by gift, purchase or eminent domain, easements to use such land for all purposes for which public ways are used in the Town of Eastham, and all easements related thereto; or take any action relative thereto.

By Board of Selectmen

Summary:

This article is the second option proposed to solve a long-standing problem of access in this area of town. It is identical in all ways to article 27, except that it would improve only the section of Hay Road from Governor Prence Road to Woodland Way. Layout is shown on the survey plan on file in the Town Clerk and Planning Board offices at Eastham Town Hall.

This section of Hay Road is a dirt track that already exists within the layout. The town will not be taking any private property to accomplish this road project. We will be taking an interest in the land that is the road, an easement, not a fee in the land. There are no damages to the land or the property owners, and in fact, the town will be maintaining and improving the road, may increase the value of the private property along the road. Abutters however maintain their right to claim damages.

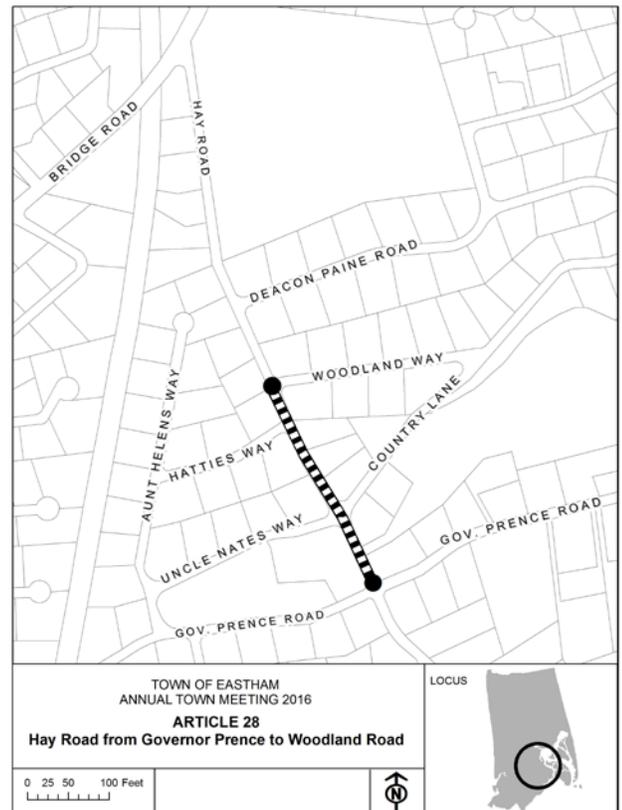
The dirt road that is the travel way does not need to be paved to be improved, and due to the concerns of abutters and neighbors that paving may create a speed throughway, the current Board of Selectmen have directed that improvements will be limited to widening the road in places where it is under 14' wide, grading and repairing its condition, adding a hardener to keep the surface condition in place longer, and providing engineering services to improve drainage for this section of the road. If this article is approved, the town will begin to design and implement these improvements, and expect to be able to plow the road this winter.

BOARD OF SELECTMEN RECOMMENDATION: 4-0-1

FINANCE COMMITTEE: RECOMMENDATION: 6-1

PLANNING BOARD: At Town Meeting

(2/3 rds Majority vote required)



**ARTICLE 29**

To see if the Town will vote to amend the Town of Eastham Code, Part 1, The Bylaws, Chapter 49, Section 4 Paragraph A, by deleting in its entirety and replacing it with the following:

*A. In the event of a vacancy or vacancies occurring on the Finance Committee, the original appointing authority for that member shall be notified and the original appointing authority shall appoint a new member to complete the remainder of the term.*

or take any action relative thereto.

By Moderator/Board of Selectmen

Summary:

Currently the Bylaw directs that a joint meeting of the remaining Finance Committee members and the Board of Selectmen fill mid-term vacancies. The result is that an appointment that was originally made, for example, by the moderator then, in a mid-term reappointment, is not made the original appointing authority, but by a combined vote of the remaining Finance Committee members and Board of Selectmen. This language change would ensure that the original appointing authority, Finance Committee, Board of Selectmen or Moderator, would make mid-term appointments.

BOARD OF SELECTMEN RECOMMENDATION: 5-0

FINANCE COMMITTEE: RECOMMENDATION: 7-0

*(Majority vote required)*

**ARTICLE 30**

To see if the Town will vote to authorize the Board of Selectmen to enter into a ground lease for affordable housing purposes for a term of up to 99 years, for two adjacent parcels of land (formerly owned by Purcell) consisting of a total of 11.2 acres more or less, and as shown on Eastham Assessor's Map 8, Parcel 147 and 147A, on such terms and conditions as the Board of Selectmen deem appropriate; or take any action relative thereto.

By Board of Selectmen

Summary:

The Request for Proposals (RFP solicitation for the property will close on May 4, and the Board will actively start review and evaluation the submissions. The Board would like to be prepared to include a long-term lease option as part of those negotiations. This article, if approved by Town Meeting, will assist in attracting developers to the above noted parcel for rental unit development. The Board will need to provide a long-term lease to guarantee the ownership and management of the units is the responsibility of the developer and is well handled.

BOARD OF SELECTMEN RECOMMENDATION: 5-0

FINANCE COMMITTEE: RECOMMENDATION: At Town Meeting

*(Majority vote required)*

**ARTICLE 31**

To see whether the Town will vote to authorize the Board of Selectmen to acquire, by gift, purchase, grant, and/or eminent domain pursuant to M.G.L. c. 79, for general municipal purposes, including, but not limited to public housing, recreational purposes, economic development opportunities, or under terms and conditions agreeable to the Selectmen, fee, easement and/or any other property interests in, on, over, across all or a portion of a parcel of land in Eastham located at 4790 State Highway of approximately 10.860 acres, more or less, together with any structures, improvements, and trees thereon, shown as Map 05, Parcel 124, on the Eastham Assessors Maps as more particularly identified in deeds recorded in the Barnstable County Registry of Deeds in Book 27046, Page 73, for the fair market price of **\$1,400,000**, or any other fair market value that may be determined by a certified land appraiser retained by the Town to conduct an independent appraisal of the property, and

with any other related costs associated therewith, or such lower sum acceptable to the Board of Selectmen, and incidental and related costs of debt issuance, and/or borrow said total sum which shall be reduced by the amount of any grants, or gifts received, provided that such appropriation and debt authorization shall be contingent upon the passage of a Proposition 2½ debt exclusion referendum under Massachusetts General Laws Chapter 59, Section 21C(k), and to authorize the Treasurer under the direction of the Board of Selectmen to issue any bonds or notes that may be necessary for that purpose, as authorized by Massachusetts General Laws Chapter 44, Section 7(3A) or any other general or special law; funds to be expended by the Board of Selectmen for such acquisition, and further, to determine whether the Town will authorize the Selectmen to take all actions necessary and to execute such documents as they deem necessary to accomplish the foregoing; or take any action relative thereto.

By Petition

Summary:

This article authorizes the Selectmen to purchase the property at 4790 State Highway, known as the Tee Time Property, from the current owners, for municipal purposes for the sum of \$1,400,000, or an otherwise negotiated sum, to be funded through a borrowing. Concerned citizens concluded that it is unlikely that a negotiated purchase agreement can be reached with the company. The petitioners believe it may be in the Town's best interests to take the property by eminent domain. State law allows town government to take private property by eminent domain, provided doing so serves a public purpose. The property can be used for public housing, recreational uses, or to encourage small business/trade opportunities for residents of Eastham. The property has current assessed value of \$1,261,300 and a purchase and sale agreement was in place for \$1,400,000. A taking by eminent domain requires that a new independent appraisal be conducted.

BOARD OF SELECTMEN RECOMMENDATION: 3-2

FINANCE COMMITTEE RECOMMENDATION: 3-4

*(2/3 rds Majority vote required)*

(Potential Debt Schedule Following)

<b>ARTICLE 31</b>						
<b>FORMER T-TIME POTENTIAL ACQUISITION DEBT SCHEDULE</b>						
					<b>TAX</b>	<b>COST</b>
	<b>FISCAL</b>				<b>PER</b>	<b>\$425,000</b>
	<b>YEAR</b>	<b>PRINCIPAL</b>	<b>INTEREST</b>	<b>GROSS</b>	<b>\$1,000</b>	<b>HOUSE</b>
<b>1</b>	17	\$70,000.00	\$42,000.00	\$112,000.00	\$0.04	\$17.38
<b>2</b>	18	\$70,000.00	\$39,900.00	\$109,900.00	\$0.04	\$16.89
<b>3</b>	19	\$70,000.00	\$37,800.00	\$107,800.00	\$0.04	\$16.40
<b>4</b>	20	\$70,000.00	\$35,700.00	\$105,700.00	\$0.04	\$15.92
<b>5</b>	21	\$70,000.00	\$33,600.00	\$103,600.00	\$0.04	\$15.45
<b>6</b>	22	\$70,000.00	\$31,500.00	\$101,500.00	\$0.04	\$14.99
<b>7</b>	23	\$70,000.00	\$29,400.00	\$99,400.00	\$0.03	\$14.53
<b>8</b>	24	\$70,000.00	\$27,300.00	\$97,300.00	\$0.03	\$14.08
<b>9</b>	25	\$70,000.00	\$25,200.00	\$95,200.00	\$0.03	\$13.64
<b>10</b>	26	\$70,000.00	\$23,100.00	\$93,100.00	\$0.03	\$13.21
<b>11</b>	27	\$70,000.00	\$21,000.00	\$91,000.00	\$0.03	\$12.78
<b>12</b>	28	\$70,000.00	\$18,900.00	\$88,900.00	\$0.03	\$12.37
<b>13</b>	29	\$70,000.00	\$16,800.00	\$86,800.00	\$0.03	\$11.95
<b>14</b>	30	\$70,000.00	\$14,700.00	\$84,700.00	\$0.03	\$11.55
<b>15</b>	31	\$70,000.00	\$12,600.00	\$82,600.00	\$0.03	\$11.15
<b>16</b>	32	\$70,000.00	\$10,500.00	\$80,500.00	\$0.03	\$10.76
<b>17</b>	33	\$70,000.00	\$8,400.00	\$78,400.00	\$0.02	\$10.38
<b>18</b>	34	\$70,000.00	\$6,300.00	\$76,300.00	\$0.02	\$10.00
<b>19</b>	35	\$70,000.00	\$4,200.00	\$74,200.00	\$0.02	\$9.63
<b>20</b>	36	\$70,000.00	\$2,100.00	\$72,100.00	\$0.02	\$9.26
		<b>\$1,400,000.00</b>	<b>\$441,000.00</b>	<b>\$1,841,000.00</b>		<b>\$262.33</b>
		<b>TOTAL LOAN AMOUNT</b>		<b>\$1,400,000.00</b>		
		<b>INTEREST RATE</b>		<b>3.00%</b>		
		<b>TERM</b>		<b>20 YEARS</b>		

**ARTICLE 32**

To see if the Town will amend Section 100 of the Town of Eastham Bylaws to add a new Article III- Each Town Employee, elected official and appointed board member shall be provided an email account within the town electronic mail system and said account will be used for all official correspondence of the town; or take any action relative thereto.

By Petition

Summary:

Massachusetts General Law 66 Section 10. (a) “Every person having custody of any public record, as defined in clause Twenty-sixth of section seven of chapter four, shall, at reasonable times and without unreasonable delay, permit it, or any segregable portion of a record which is an independent public record, to be inspected and examined by any person, under his supervision, and shall furnish one copy thereof upon payment of a reasonable fee.” The Secretary of the Commonwealth has determined the Public Records Law applies to all government records generated, received or maintained electronically, including computer records, electronic mail, video, and audiotapes. Currently, the Town has no control over public emails generated or received by elected officials, committee members or certain town employees.

BOARD OF SELECTMEN RECOMMENDATION: 3-2

FINANCE COMMITTEE: RECOMMENDATION: 7-0

*(Majority vote required)*

**ARTICLE 33**

To see if the Town will purchase the northernmost 40 foot portion of 1895 State Highway (map and parcel 15-120-A) from State Highway to 35 Hoffman Lane (map and parcel 15-120-B) for constructing a public way. Furthermore, exchanging the northernmost 40 foot portion of 35 Hoffman Lane belong to the Eastham Conservation Trust for that portion of town property at 75 Hoffman Lane not required for a public way to connect to Deacon Paine Road; or take any action relative thereto.

By Petition

Summary:

The Town of Eastham has public ways that cannot be reached by public roads between Route 6 and Hay Road. This will allow public access to these roads with the minimum impact upon the Town, abutters of Hoffman Lane and Hay Road.

BOARD OF SELECTMEN RECOMMENDATION: No Recommendation

FINANCE COMMITTEE: RECOMMENDATION: 3-4

*(Majority vote required)*

**ARTICLE 34**

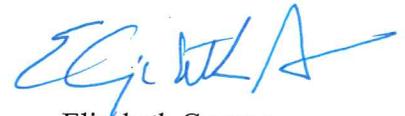
To see if the Town will accept the published reports of the Town officers as printed and made available to the public in the 2014 Town of Eastham Annual Report, and to hear any unpublished reports of committees and to do or act on anything which may legally come before this meeting.

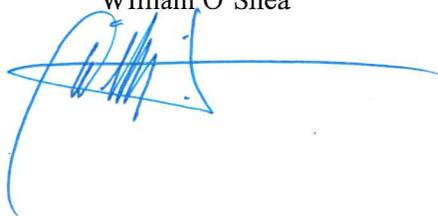
You are directed to serve this Warrant by posting attested copies thereof at the Post Office in Eastham and North Eastham fourteen days at least before the date of holding said meeting.

Hereof, fail not and make due return of this Warrant and your doings thereon to the Town Clerk at the time and place of holding said meeting.

Given under our hands and seals this 4<sup>th</sup> day of April in the year of our Lord, Two Thousand and Sixteen.

  
Linda S. Burt  
Clerk

  
Elizabeth Gawron  
Chair

William O'Shea  


  
Wallace F. Adams II

  
John F. Knight  
Vice Chair

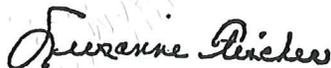
BOARD OF SELECTMEN

Greetings:

In a pursuance of the conditions of the foregoing warrant, I have posted attested copies, one each at the Post Office in Eastham and North Eastham fourteen days before time of said meeting.

  
Constable

A True Copy Attest:



Sue Fischer, Town Clerk

## PROCEDURES FOR TOWN MEETING

In accordance with Section C2-8.B of the Eastham Town Charter, the following procedures will be followed:

1. A registered voter wishing to speak at Town Meeting shall proceed to one of the microphones. Once recognized the voter shall give his or her name and address, speak to the question for not more than three minutes, and shall not speak again until all those wishing to speak thereon have done so. Persons making articles and demonstrations are exceptions to this rule.
2. Non-voters who wish to address Town Meeting and have identified themselves in advance to the Moderator may only speak if permitted by majority consent of voters.
3. Registered voters will be seated first. Additional seating for non-voters may be available only after the Town Clerk has determined that there are an adequate number of seats for all registered voters in attendance. **Voters who sit in the Non-Voter Section cannot vote.**
4. Discussion on each article shall terminate when no one wishes to speak or the discussion becomes redundant in the opinion of the Moderator or a motion to call the question is approved.
5. Votes may be taken by voice (Majority to be determined by the Moderator), by a show of hands or by electronic devices. Articles requiring a 2/3 vote will be by hand count or electronic device count, at the Moderator's discretion, unless unanimous. If seven Town Meeting members question a voice vote, the Moderator may then choose an alternative counting method.
6. An article may be reconsidered on the same day, no more than sixty (60) minutes from the time the vote on such article is declared by the Moderator. The Town Clerk's minutes shall record such times.
7. TOWN MEETING TIME, A Handbook of Parliamentary Law, Third Edition, 2001, is the Eastham Town Meeting parliamentary handbook.

The only persons allowed in the foyer at Town Meeting will be Registrars, Checkers and voters.  
Persons with handouts of any nature must be outside the building or in a designated area.

**PLEASE BE COURTEOUS  
ALLOW EACH SPEAKER TO PRESENT THEIR IDEAS WITHOUT INTERRUPTION.**