

# Special Town Meeting – Monday, April 7, 2014

**Meeting Called to Order.** Town Moderator Mary-Jo Avellar convened the Special Town Meeting at 6:00 p.m. on Monday, April 7, 2014 in the Town Hall Auditorium.

## **Preliminary Motions:**

Elaine Anderson moved that the Town vote to waive the reading of the warrant.

### **Motion Passed.**

Elaine Anderson moved that the Town vote to grant permission to speak at the April 7, 2014 Special Town Meeting to the following persons who are not registered voters of the Town of Provincetown: John W. Giorgio, Esq., and other attorneys of the firm of Kopelman & Paige, P.C., *Town Counsel*; Connie Boulos, *Treasurer*; Russell Braun, *Building Commissioner*; Morgan Clark, *Public Health and Safety Officer*; Martin R. Donahue, *Coastal Engineering*; James Golden, *Acting Chief of Police*; Beau Jackett, *Management Information Systems Director*; Michelle Jarusiewicz, *Housing Specialist/Grant Administrator*; Eric Larsen, *Deputy Director of the Public Works*; Rex McKinsey, *Pier Manager/Harbormaster*; Gloria McPherson, *Town Planner*; Brandon Motta, *Recreation Director*; Kim Y. Pike, *District Principal*; Domenic Rosati, *Parking Administrator*; Cody Salisbury, *Water Superintendent*; Beth Singer, *Superintendent of Schools*; Richard Waldo, *Director of Public Works*.

### **Motion Passed.**

Elaine Anderson moved that on all matters to come before the April 7, 2014 Special Town Meeting, requiring a two-thirds vote by statute, that a count need not be taken unless the vote so declared is immediately questioned by seven or more registered voters.

### **Motion Passed.**

**Article 1. FY 2014 Budget Adjustments.** To see what amendments the Town will vote to make to the Fiscal Year 2014 operating budgets established under Article 2 of the April 2013 Annual Town Meeting and what sums the Town will vote to raise and appropriate or transfer from available funds therefor; or to take any other action relative thereto.

*[Requested by the Board of Selectmen and the Town Manager]*

**Board of Selectmen Recommends: 4-0-0**

**Finance Committee Recommends: 6-0-0**

Tom Donegan moved that the Town vote the following budget adjustments: Transfer \$224,972 from department 910 Benefits & Insurance to the following departments: \$850 to department 122, Board of Selectmen B budget for the Charter Ad Hoc Review Committee's work; \$50,000 to department 151, legal expenses; \$19,000 to department 156, general administrative; \$3,600 to department 192, Buildings and Grounds B Budget; \$52,000 to department 421, DPW Administration B Budget; \$30,000 to

department 423, Snow and Ice B Budget; \$69,522 to department 300, Provincetown Schools B Budget.

**Motion Passed.**

**Article 2. Prior Year Bills.** To see what sum the Town will vote to raise and appropriate or transfer from available funds for the purpose of paying prior year unpaid bills; or to take any other action relative thereto.

*[Requested by the Town Manager]*

**Board of Selectmen Recommends Indefinite Postponement: 5-0-0**

**Finance Committee Recommends: 6-0-0**

Austin Knight moved that the town vote to indefinitely postpone Article 2.

**Motion Passed.**

**Article 3. Rescind Unused Borrowing Authority.** To see if the Town will vote to rescind unused borrowing authority, as follows:

Date of Vote	Town Mtg	Article No.	Authorized and Unissued Debt	Fund	Amount Authorized	Total Borrowed or reduced by grants to 03/01/14	Rescind Unused Balance
04/07/04	ATM	4-8	Water-New Source	Water Enterprise	\$250,000	\$203,281	\$46,718.59
04/04/05	ATM	8-10	S. Hollow Pump House	Water Enterprise	\$200,000	\$184,600	\$15,400
04/04/05	ATM	8-11	S. Hollow Well	Water Enterprise	\$200,000	\$198,500	\$1,500
04/04/07	ATM	6-2	Parking Equipment	General	\$33,400	\$0	\$33,400
04/07/08	STM	3	Water Dept Block Grant	Water Enterprise	\$50,000	\$0	\$50,000
04/02/12	ATM	20	Purchase of Sateriale Property	LandBank	\$608,000	\$0	\$608,000
04/02/12	ATM	19	Deed Restriction on Dunes Edge Campground	LandBank	\$850,000	\$0	\$850,000
04/05/10	ATM	19	Purchase of Aunt Sukey's Way	LandBank	\$526,800	\$252,864	\$273,936
04/05/10	ATM	16	Library Renovations	General	\$2,092,000	\$1,736,500	\$355,500

or to take any other action relative thereto.

*[Requested by the Board of Selectmen and the Town Manager]*

**Board of Selectmen Recommends: 5-0-0**

**Finance Committee Recommends: 6-0-0**

Elaine Anderson moved that the Town vote to rescind the following unused borrowing authority:

- April 2004 Annual Town Meeting article 4-8 New Water Source in the amount of \$46,718.59
- April 2005 Annual Town Meeting article 8-10 South Hollow Pump House in the amount of \$15,400
- April 2005 Annual Town Meeting article 8-11 South Hollow Well in the amount of \$1,500
- April 2007 Annual Town Meeting article 6-2 Parking Equipment in the amount of \$33,400
- April 2008 Special Town Meeting article 3 Water Dept Block Grant in the amount of \$50,000
- 2012 Annual Town Meeting article 20, Land Bank purchase of Sateriale property in the amount of \$608,000
- 2012 Annual Town Meeting article 19, Land Bank purchase of deed restriction on Dunes Edge Campground property in the amount of \$850,000
- 2010 Annual Town Meeting article 19, Land Bank purchase of Aunt Sukey's Way property in the amount of \$273,936
- 2010 Annual Town Meeting article 16, Library Renovations in the amount of \$355,500

For a total of \$2,234,454.59.

**Motion Passed.**

**Article 4. Transfer of Funds from previous article.** To see if the Town will vote to transfer \$80,000 from Article 6 of the April 2012 Special Town Meeting, VMCC Heating, for the installation of air conditioning at the Veteran's Memorial Community Center; or to take any other action relative thereto.

*[Requested by the Board of Selectmen and the Town Manager]*

**Board of Selectmen Recommends: 5-0-0**

**Finance Committee Recommends: 6-0-0**

Tom Donegan moved that the town vote to transfer \$80,000 in unused funds from article 6 of the April 2012 Special Town Meeting, VMCC Heating for the installation of air conditioning at the Veteran's Memorial Community Center.

**Motion Passed.**

**Article 5. Fund Collective Bargaining Agreement.** To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to fund the cost items contained in the one year collective bargaining agreement for Fiscal Year 2014 reached between the Town and NEPBA; or to take any other action relative thereto.

*[Requested by the Board of Selectmen and the Town Manager]*

**Board of Selectmen Recommends: 5-0-0**

**Finance Committee Recommends: 6-0-0**

Erik Yingling moved that the Town vote to ratify the funding of the cost items contained in a one year collective bargaining agreement between the Town and the New England Benevolent Association for Fiscal Year 2014, the necessary funding having already been appropriated into the Fiscal Year 2014 Police Department budget.

**Motion Passed.**

**Article 6. School MSBA Feasibility Study.** To see if the Town will vote to appropriate, borrow or transfer from available funds, the sum of \$300,000 to be expended under the direction of the School Building Committee for a feasibility study of the heating system repairs or replacement, window repair or replacement and the replacement of the gymnasium roof at Provincetown High School, 12 Winslow Street, Provincetown, MA 02657, for which feasibility study the Town may be eligible for a grant from the Massachusetts School Building Authority. The MSBA's grant program is a non-entitlement, discretionary program based on need, as determined by the MSBA, and any costs the Town incurs in connection with the feasibility study in excess of any grant approved by and received from the MSBA shall be the sole responsibility of the Town; or to take any other action relative thereto.

*[Requested by the Board of Selectmen and the Town Manager]*

**Board of Selectmen Recommends: 5-0-0**

**Finance Committee Recommends: 7-0-0**

**School Committee Recommends: 5-0-0**

**Recycling and Renewable Energy Committee Recommends: 4-0-0**

Elaine Anderson moved that the Town transfer the sum of \$300,000 from October 2012 Special Town Meeting article #7, High School Repairs for the purpose of paying costs for a feasibility study For the repair or replacement of the gymnasium roof and windows and the repair or replacement of components of the heating system at Provincetown High School, 12 Winslow Street, Provincetown, MA 02657, including the payment of all costs incidental or related thereto, and for which the Town may be eligible for a grant from the Massachusetts School Building Authority ("MSBA"), said amount to be expended under the direction of The School Building Committee. The Town acknowledges that the MSBA's grant program is a non-entitlement, discretionary program based on need, as determined by the MSBA, and any costs the Town incurs in excess of any grant approved by and received from the MSBA shall be the sole responsibility of the Town, and that the amount of borrowing authorized pursuant to this vote shall be reduced by any grant amount set forth in the Feasibility Study Agreement that may be executed between the Town and the MSBA.

Barbara Rushmore moved to amend the motion by substituting the following from the main motion: to reduce the scope of the Provincetown High School repairs to the heating system or replacements, and to transfer the sum of \$100,000 from the October 2012 Special Town Meeting article #7.

**Motion to Amend Does Not Pass.**

**Motion Passed.**

**Article 7. Funding for Police Station Feasibility Study.** To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$45,300 to be expended under the direction of the Town Manager and the Building Committee, for the preliminary design and estimated construction costs to evaluate a police station to be located either at the current location on Shank Painter Road or the former VFW location on Jerome Smith Road, and costs related thereto; or to take any other action relative thereto.

*[Requested by the Board of Selectmen and the Town Manager]*

**Board of Selectmen Does Not Recommend: 5-0-0**

**Finance Committee Does Not Recommend: 6-0-0**

**Building Committee Does Not Recommend: 4-1-0**

Tom Donegan moved that the town vote to approve Article 7 as printed in the warrant.

**Motion Does Not Pass.**

**Special Town Meeting dissolved at 6:58 p.m. on April 7, 2014.**