

# Special Town Meeting – Monday, April 2, 2018

**Meeting Called to Order.** Town Moderator Mary-Jo Avellar convened the Special Town Meeting at 6:05 p.m. on Monday, April 2, 2018 in the Town Hall Auditorium.

## **Preliminary Motions:**

Cheryl Andrews moved that the Town vote to waive the reading of the warrant.

**Motion Passed.**

Cheryl Andrews moved that the Town vote to grant permission to speak at the April 2, 2018 Annual and Special Town Meetings 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 KP Law, P.C., *Town Counsel*; Jay Coburn, *Community Development Partnership*; Amy Davies, *Provincetown Community Television*; Josee Cardinal Young, *Finance Director*; Morgan Clark, *Director of Health*; Scott Fahle, *Principal Assessor*; James Golden, *Chief of Police*; Gregory Hennick, *Police Lieutenant*; Beau Jackett, *Director of Management Information Systems*; Michelle Jarusiewicz, *Housing Specialist & Grant Administrator*; Laura Marin, *Health Agent*; Rex McKinsey, *Pier Manager/Harbormaster*; Brandon Motta, *Recreation Director*; Elizabeth Paine, *Secretary to the Board of Selectmen*; Sherry Prada, *Operations Director of Public Works*; Domenic Rosati, *Parking Administrator*; Cody Salisbury, *Water Superintendent*; Beth Singer, *Superintendent of Schools*; Elisabeth Verde, *Executive Assistant to the Town Manager*; Alexander Williams, *Treasurer*; Steve Wisbauer, *Shellfish Constable*; Steven Wlodkowski, *Deputy Director of Public Works*.

**Motion Passed.**

Cheryl Andrews moved that on all matters to come before the April 2, 2018 Special and Annual Town Meetings, 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 2018 Budget Adjustments.** To see what amendments the Town will vote to make to the Fiscal Year 2018 operating budgets established under Article 2 of the April 2017 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 Town Manager]*

David Panagore moved the Town vote to indefinitely postpone article 1.

**Board of Selectmen Recommends to indefinitely postpone: 5-0-0**

**Finance Committee Recommends to indefinitely postpone: 4-0-0**

**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 Board of Selectmen and Town Manager]*

David Panagore moved the Town vote to indefinitely postpone article 2.

**Board of Selectmen Recommends to indefinitely postpone: 5-0-0**  
**Finance Committee Recommends to indefinitely postpone: 4-0-0**  
**Requires a 9/10's Vote.**  
**Unanimous**

**Article 3. Close Prior Year Unspent Articles.** To see if the Town will vote to close and transfer from the following unspent articles; or to take any other action relative thereto.

1. 2010 STM Article 15 Land Bank Preacquisition Expenses – Unspent appropriation to be closed and transferred to the Land Bank Fund
  
2. 2012 STM Article 8 Cemetery Lot Buyback – Unspent appropriation to be closed and transferred to the Sale of Cemetery Lots Fund

or to take any other action relative thereto.

*[Requested by the Town Manager]*

David Panagore moved that the Town vote to transfer \$15,761.33 from 2010 STM Article 15, Landbank preacquisition costs to the Lankbank Fund and \$4,350.00 from 2012 STM Article 8, Cemetery Plots to the Sale of Cemetery Lots Fund.

**Board of Selectmen Recommends: 5-0-0**  
**Finance Committee Recommends: 4-0-0**  
**Motion passed.**

**Article 4. Rescind Borrowing Authority.** To see if the Town will vote to rescind the following unused borrowing authorizations:

Date of Vote	Town Meeting	Art No.	Purpose	Fund	Amount Authorized	Total Borrowed to 4/02/18	Rescind Unused Balance
4/04/11	2011 ATM	5-5	DPW Fleet	General	\$181,782	\$179,617	\$2,165
4/10/12	2012 ATM	5-11	Emergency Shelter Shutter Grant	General	\$406,417	\$11,836	\$394,581
4/01/13	2013 STM	14	Excavator	Water Enterprise	\$55,000	\$50,000	\$5,000

or to take any other action relative thereto.

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

David Panagore moved that the Town vote to rescind the unused borrowing authorities as follows:

- ATM 04/04/11 Article 5-5 DPW Fleet \$2,165
- ATM 04/10/12 Article 5-11 Emergency Shelter Shutter Grant \$394,581
- STM 04/01/13 Article 14 Excavator \$5,000

**Board of Selectmen Recommends: 5-0-0**  
**Finance Committee Recommends: 4-0-0**

**Motion passed.**

**Article 5. Request for Bulletproof Vests for the Police Department.** To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$11,000 to be expended under the direction of the Town Manager and the Chief of Police for the purchase of 12 bulletproof vests; or to take any other action relative thereto.

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

David Panagore moved that the Town vote to transfer

- \$1,017.21 from 2013 ATM Article 11-5, Bulletproof Vests; and
- \$9,982.79 from Free Cash

for a total of \$11,000 to be expended under the direction of the Town Manager and Chief of Police to pay for police department bulletproof vests and costs related thereto.

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

**Finance Committee Recommends: 4-0-0**

**Motion passed.**

**Article 6. Request for Radar Speed Advisory Signs for the Police Department.** To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$5,800 to be expended under the direction of the Town Manager and the Chief of Police for the purchase of two radar speed advisory signs; or to take any other action relative thereto.

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

David Panagore moved that the Town vote to transfer \$5,800 from Free Cash to be expended under the direction of the Town Manager and Chief of Police to pay for police department radar speed advisory signs and costs related thereto.

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

**Finance Committee Recommends: 4-0-0**

**Motion passed.**

**Article 7. Provincetown Schools Special Education Funding.** To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$199,744 to be expended under the direction of the School Superintendent for costs associated with a residential placement of a student in fulfillment of an Individual Education Plan; or to take any other action relative thereto.

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

David Panagore moved that the Town vote to transfer from Free Cash the sum of \$199,744 to be expended under the direction of the School Superintendent for residential placement of a student in fulfillment of an Individual Education Plan and costs related thereto.

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

**Finance Committee Recommends: 4-0-0**

**School Committee No Recommendation**

**Motion passed.**

**Article 8. Aquaculture Support Services.** To see if the Town will raise and appropriate or transfer from available funds the sum of \$8,000 to be expended under the direction of the Town Manager and Shellfish Constable to install four (4) additional nursery boxes, with associated

plumbing, at Bennett Pier Nursery and to pay for fees associated with the pre-permitting process of aquaculture on the Town's tidal flats; or to take any other action relative thereto.

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

David Panagore moved that the Town vote to transfer \$8,000 from Free Cash to be expended under the direction of the Town Manager and Shellfish Constable to pay for the installation of four additional nursery boxes and related costs thereto.

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

**Finance Committee Recommends: 4-0-0**

**Pier Corporation Recommends: 5-0-0**

**Harbor Committee Recommends: 3-0-0**

**Shellfish Committee Recommends 5-0-0**

**Motion passed.**

**Article 9. Charter Commission Expenses.** To see if the Town will vote to transfer from free cash the sum of \$6,575 for the printing and distribution of the Final Report of the Provincetown Charter Commission, which must be distributed by law according to the provisions of MGL 43B, Sec. 11, to each residence of one or more registered voters; or to take any other action relative thereto.

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

David Panagore moved that the Town vote to transfer \$6,575 from Free Cash to fund the expenses associated with the printing and distribution of the Final Report of the Provincetown Charter Commission.

**Charter Commission Recommends: 4-0-1**

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

**Finance Committee Recommends: 4-0-0**

**Motion passed.**

**Article 10. CIP Request for Replacement of Fire Vehicles.** To see if the Town will vote to raise and appropriate, transfer from available funds, or borrow the following sums for replacement of two fire vehicles provided that one or more of the appropriations listed below shall be contingent on a Proposition 2 1/2 debt exclusion ballot question:

1. Fire Truck I - \$500,000 to be expended under the direction of the Town Manager and the Board of Fire Engineers for the replacement of the 2002 Freightliner, and costs related thereto;
2. Fire Truck II - \$500,000 to be expended under the direction of the Town Manager and the Board of Fire Engineers for the replacement of the 2003 HME, and costs related thereto; or to take any other action relative thereto.

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

David Panagore moved that the Town vote to appropriate the sum of \$1,000,000 to be expended under the direction of the Town Manager and the Fire Chief to repair or replace two fire trucks which were ruined in the storm on January 4, 2018 and costs related thereto, and, that to meet this appropriation the Treasurer with the approval of the Board of Selectmen is hereby authorized to borrow \$1,000,000 pursuant to M.G.L. c.44, §§ 7 and 8, or any other enabling authority and to issue bonds and notes therefor; provided that this appropriation shall be contingent on the

passage of a Proposition 2½ debt exclusion by the voters of the Town in accordance with M.G.L. c.59 §21C(k); and further, that any premium received by the Town upon the sale of any bonds or notes approved by this vote, less any premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with M.G.L. c.44, §20, thereby reducing by a like amount the amount authorized to be borrowed to pay such costs.

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

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

**Board of Fire Engineers Recommends: 4-0-0**

**Requires a Two-Thirds Vote**

**Unanimous, Motion Passed**

**Erik Yingling moved to dissolve the April 2, 2018 Special Town Meeting.**

**Motion Passed.**

**Special Town Meeting dissolved at 6:31 p.m. on April 2, 2018.**