

Town Warrant

Annual Town Meeting – Monday, April 2, 2012

Meeting Called to Order. Town Moderator Irene Rabinowitz convened the Annual Town Meeting at 6:00 p.m. on Monday, April 2, 2012 in the in the Town Hall Auditorium and hearing no objection decided to hold the Special Town Meeting first.

Town Moderator Irene Rabinowitz convened the Annual Town Meeting at 8:44 p.m. on Monday, April 2, 2012.

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 2, 2012 Annual 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*; Nathan Weeks, *Senior Project Engineer; GHD, Inc.*; James Golden, *Staff Lieutenant*; Beth Singer, *Superintendent of Schools*; Kim Y. Pike, *District Principal*; Russell Braun, *Building Commissioner*; Beau Jackett, *Information Systems Director*; Michelle Jarusiewicz, *Housing Specialist/Grant Administrator*; Maxine Notaro, *Permit Coordinator*; Jennifer DuBois, *Trustees of the Reservations*.

Motion Passed.

Elaine Anderson moved that on all matters to come before the April 2, 2012 Annual 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. To Hear Town Reports. To see if the Town will vote to hear the reports of the Town Officials and Committees and to act thereon.

[Requested by the Board of Selectmen]

Board of Selectmen Recommends: 5-0-0

Elaine Anderson moved that the Town vote to hear the reports of the Town Officials and Committees and to act thereon.

Motion Passed.

Article 2. FY 2013 Operating Budget. To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$21,340,542 to fund

operating budgets for the several Town departments for Fiscal Year 2013 in accordance with Chapter 9, section 1 of the Provincetown Charter, as follows:

Budget Divisions	FY 2012	FY 2013	% '12-'13
I. General Government	\$1,146,867	\$1,152,728	+1.3%
II. Finance	8,617,767	8,511,941	-1.2
III. Public Safety	4,289,059	4,489,657	+4.7%
IV. Public Works	3,008,302	3,064,094	+1.9%
V. Public Services	803,458	855,226	+6.4 %
Sub-total, I-V	\$17,865,453	\$18,073,646	+1.2%
VI. Public Schools	3,187,211	3,266,896	+2.5%
Total, I-VI	\$21,052,664	\$21,340,542	+1.4%

or to take any other action relative thereto.

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

**Article 2. FY 2013 Municipal Operating Budget.
Division I. General Government.**

**Board of Selectmen Recommends: 5-0-0
Finance Committee Recommends: 7-0-0**

Elaine Anderson moved that the Town vote to raise and appropriate the sum of \$852,371, transfer \$124,000 from Cable Receipts Reserved for Appropriation, \$4,696 from Wetlands Protection Fund, and \$129,975 from the Land Bank Fund for a total of \$1,111,042 to fund operating budgets for the several Town departments for Fiscal Year 2013 under budget Division I, General Government, as requested by the Board of Selectmen and recommended by the Finance Committee.

David Bedard moved to amend the motion by transferring the amount of \$48, 640 from budget 123 Town Manager Personnel Services to budget 122 Board of Selectmen without any increase in the total amount appropriated for Division 1.

Motion to Amend Passed.

Motion As Amended Passed.

**Article 2. FY 2013 Municipal Operating Budget.
Division II. Finance**

**Board of Selectmen Recommends: 5-0-0
Finance Committee Recommends: 7-0-0**

Elaine Anderson moved that the Town vote to raise and appropriate the sum of \$8,481,286, transfer \$30,655 from Title V Septic Revolving fund for a total of \$8,511,941 to fund operating budgets for the several Town departments for Fiscal Year 2013 under budget Division II, Finance, as requested by the Board of Selectmen and recommended by the Finance Committee. **Motion Passed.**

***Article 2. FY 2013 Municipal Operating Budget.
Division III. Public Safety***

**Board of Selectmen Recommends: 5-0-0
Finance Committee Recommends: 7-0-0**

Elaine Anderson moved that the Town vote to raise and appropriate the sum of \$4,423,157, transfer \$6,500 from the Ferry Embarkation fund, transfer \$60,000 from Municipal Waterways fund for a total of \$4,489,657 to fund operating budgets for the several Town departments for Fiscal Year 2013 under budget Division III, Public Safety, as requested by the Board of Selectmen and recommended by the Finance Committee.

Howard Hintz moved to amend the Public Safety budget by reducing the amount by \$48,986. The amount set aside for three summer officers and one police at ¼ officer for the pilot program for police on the pier.

**Motion to Amend Does Not Pass.
Motion Passed.**

10:04 p.m. Mary-Jo Avellar moved to adjourn Annual Town Meeting until tomorrow, April 3, 2012 at 6 p.m.

Motion Passed.

Town Moderator Irene Rabinowitz called the meeting to order at 6:00 p.m. on Tuesday, April 3, 2012.

Elaine Anderson moved that the Town vote to grant Betty White, Business Manager, who is not a registered voter of the Town of Provincetown, permission to speak at the April 2, 2012 Annual Town Meeting.

Motion Passed.

***Article 2. FY 2013 Municipal Operating Budget.
Division IV. Public Works***

**Board of Selectmen Recommends: 5-0-0
Finance Committee Recommends: 7-0-0**

Elaine Anderson moved that the Town vote to raise and appropriate the sum \$3,064,094 to fund operating budgets for the several Town departments for Fiscal

Year 2013 under budget Division IV, Public Works, as requested by the Board of Selectmen and recommended by the Finance Committee. **Motion Passed.**

**Article 2. FY 2013 Municipal Operating Budget.
Division V. Public Services**

**Board of Selectmen Recommends: 5-0-0
Finance Committee Recommends: 7-0-0**

Elaine Anderson moved the Town vote to raise and appropriate the sum \$855,226 to fund operating budgets for the several Town departments for Fiscal Year 2013 under budget Division V, Public Services, as requested by the Board of Selectmen and recommended by the Finance Committee. **Motion Passed.**

**Article 2. FY 2013 Municipal Operating Budget.
Division VI. Public Schools**

**Board of Selectmen Recommends: 5-0-0
Finance Committee Recommends: 7-0-0**

Elaine Anderson moved that the Town vote to raise and appropriate the sum of \$3,266,892 to fund the Provincetown Public School System Budget for Fiscal Year 2013. **Motion Passed.**

Article 3. FY 2013 Cape Cod Regional Technical High School

Assessment. To see if the Town will vote to raise and appropriate a sum of money to fund the Town of Provincetown's assessment for the CCRTHS FY2013 operating budget, 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**

F. John Santos moved that the Town vote to raise and appropriate the sum of \$86,743 for its assessment for Cape Cod Technical Regional High School for FY 2013. **Motion Passed.**

Article 4. FY 2013 Enterprise Funds. To see if the Town will vote to raise and appropriate or transfer from available funds the following amounts for enterprise funds of the Town of Provincetown for Fiscal Year 2013:

440 Wastewater Enterprise	FY 2012	FY 2013	12-13%
Enterprise Fund Costs	\$2,900,215	\$3,149,858	
General Fund Costs	80,434	144,257	

TOTAL COSTS	\$2,980,649	\$3,294,115	10.5%
450 Water Enterprise Fund	FY 2012	FY 2013	12-13%
Enterprise Fund Costs	\$2,093,560	\$2,120,314	
General Fund Costs	269,361	280,898	
TOTAL COSTS	\$2,362,921	\$2,401,212	1.6%

or to take any other action relative thereto.

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

Article 4. FY 2013 Enterprise Funds.

440 Wastewater Enterprise Fund.

Board of Selectmen Recommends: 5-0-0

Finance Committee Recommends: 7-0-0

Austin Knight moved that the Town vote that \$3,294,115 be appropriated to operate the Wastewater Enterprise Fund, 2,575,855 to come from Wastewater Enterprise Fund revenues and \$574,003 from reserved for debt service, and further, \$144,257 to be appropriated in the general fund and funded from Wastewater Enterprise revenues. **Motion Passed.**

Article 4. FY 2013 Enterprise Funds.

450 Water Enterprise Fund

Board of Selectmen Recommends: 5-0-0

Finance Committee Recommends: 6-1-0

Austin Knight moved that the Town vote that \$2,401,212 be appropriated to operate the Water Enterprise Fund, \$1,998,037 to come from Water Enterprise Fund revenues and \$122,277 from Retained Earnings, and further, \$280,898 to be appropriated in the general fund and funded from Water Enterprise revenues. **Motion Passed.**

Article 5. FY 2013 Capital Improvements Program. To see if the Town will vote to raise and appropriate, borrow, or transfer from available funds the following sums to defray the costs of the Fiscal Year 2013 Capital Improvements Program submitted in accordance with Chapter 9, section 2 of the Provincetown Charter as follows provided that one or more of the appropriations listed below shall be contingent on a Proposition 2 ½ Capital Outlay or Debt Exclusion ballot question:

1. Shortel Telephone Network Expansion - \$50,000 to be expended under the direction of the Town Manager and the MIS Director for the expansion of the town's Shortel telephone system for town staff departments and costs related thereto;

2. Police Fleet Upgrade Plan - \$24,960 to be expended under the direction of the Town Manager and the Chief of Police for the 1st year of a three year lease of two police vehicle, and costs related thereto;
 3. Police Fleet Upgrade Plan - \$8,800 to be expended under the direction of the Town Manager and the Chief of Police for the 2nd year of a three year lease of one police vehicle as initially approved by town voters at the April 2011 Annual Town Meeting, Article 5-2 and costs related thereto;
 4. Police Fleet Upgrade Plan - \$19,835 to be expended under the direction of the Town Manager and the Chief of Police for the 3rd year of a three year lease of two police vehicles as initially approved by town voters at the April 2010 Annual Town Meeting, Article 5-5 and costs related thereto;
 5. Police Portable Radio Replacement - \$45,116 to be expended under the direction of the Town Manager and the Chief of Police for purchase of police department portable radios, and costs related thereto;
 6. Storm Water Management - \$100,000 to be expended under the direction of the Town Manager and the Director of Public Works to be used for ongoing improvements to the town's drainage system, and costs related thereto, in conjunction with making application for various grants, which become available;
 7. Public Works Fleet Replacement Plan - \$221,000 to be expended under the direction of the Town Manager and the Director of Public Works for the replacement purchase of four pick-up trucks and two tractors with mowers, and costs related thereto, and further to authorize the Town Manager, with the approval of the Board of Selectmen, to enter into lease purchase agreements for terms not exceeding 5 years;
 8. Replace Rescue Ambulance - \$174,000 to be expended under the direction of the Town Manager and the Board of Fire Engineers for the replacement of one (1) rescue ambulance, and costs related thereto;
 9. Re-paving of Commercial Street - \$800,000 to be expended under the direction of the Town Manager and the Director of Public Works for the re-paving of Commercial Street, and costs related thereto;
 10. Open Cape Connections - \$200,000 to be expended under the direction of the Town Manager and the Management Information Systems Director for the installation and connection of the Open Cape Network, and costs related thereto;
 11. Town Emergency Shelter Retrofit - \$406,417 to retrofit the town's emergency management shelter with shutters and an emergency generator, and costs related thereto, subject to the town receiving a reimbursable grant for 75% of the total cost to be expended under the direction of the Town Manager;
- or to take any other action relative thereto.

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

5-1. Shortel Telephone Network Expansion

Board of Selectmen Recommends: 5-0-0
Finance Committee Recommends: 6-0-0

David Bedard moved that the Town vote to transfer \$50,000 from free cash to be expended under the direction of the Town Manager and the MIS Director for the expansion of the Shortel Telephone Network System and costs related thereto.

Motion Passed.

5-2. Police Fleet Upgrade

Two-Thirds Vote Required

Board of Selectmen Recommends: 5-0-0
Finance Committee Recommends: 6-0-0

David Bedard moved that the Town vote to transfer the sum of \$3,149.03 from the following warrant articles and transfer \$21,810.97 from free cash for a total of \$24,960 to pay for the first year of a lease of two police vehicles to be expended under the direction of the Town Manager and Chief of Police and costs related thereto and further that the Town Manager be authorized to enter into a lease purchase agreement for a term not to exceed 3 years;

- \$175.69 from 2006 Special Town Meeting Article 6 Insurance Proceeds
- \$25 from 2002 Annual Town Meeting Article 4-3 Police Vehicles
- \$85.69 from 1999 Special Town Meeting Article 7-2 Town Hall Electrical
- \$439.76 from 2010 Special Town Meeting Article 4 New Fueling Station
- \$3.14 from 2010 Annual Town Meeting Article 5-5 Police Vehicles
- \$3.14 from 2011 Annual Town Meeting Article 5-3 Police Vehicles
- \$3.36 from 1999 Annual Town Meeting Article 5-6 Sidewalks
- \$259.68 from 2009 Annual Town Meeting Article 2 Prior Year Bills
- \$2,153.57 from 2005 Annual Town Meeting Article 8-4 Sidewalks

Benjamin Fox moved to indefinitely postpone Article 5-2.

Motion to Indefinitely Postpone Article 5-2 Does Not Pass.

Motion Passed. (2/3rd's Vote Declared)

5-3. Police Fleet Upgrade Plan

Board of Selectmen Recommends: 5-0-0
Finance Committee Recommends: 6-0-0

David Bedard moved that the Town vote to transfer the sum of \$8,800 from free cash to pay for the second year of a lease of one police vehicle to be expended under the direction of the Town Manager and Chief of Police and costs related thereto. **Motion Passed.**

5-4. Police Fleet Upgrade Plan

Board of Selectmen Recommends: 5-0-0

Finance Committee Recommends: 6-0-0

David Bedard moved that the Town vote to transfer the sum of \$19,835 from free cash to pay for the third and final year of a lease of two police vehicle to be expended under the direction of the Town Manager and Chief of Police and costs related thereto. **Motion Passed.**

5-5. Police Portable Radio Replacement

Board of Selectmen Recommends: 5-0-0

Finance Committee Recommends: 6-0-0

David Bedard moved that the Town vote to transfer the sum of \$45,116 from free cash to purchase replacement portable radios for the police department to be expended under the direction of the Town Manager and Chief of Police and costs related thereto. **Motion Passed.**

5-6. Storm Water Management

Two-Thirds Vote Required

Board of Selectmen Recommends: 5-0-0

Finance Committee Recommends: 5-0-0

Conservation Commission Recommends: 4-0-0

Board of Health Recommends: 3-0-0

David Bedard moved that the Town vote to appropriate the sum of \$100,000 to be expended under the direction of the Town Manager and the Director of Public Works for improvements to the town's drainage system and costs related thereto, that to meet this appropriation the Treasurer with the approval of the Board of Selectmen is hereby authorized to borrow \$100,000 pursuant to General Laws Chapter 44, sections 7 and 8, or any other enabling authority and to issue bonds and notes therefor; provided that the appropriation shall be contingent on the passage of a Proposition 2 and ½ debt exclusion by the voters of the town in accordance with General Laws Ch. 59 section 21C(m).

Motion Passed. (2/3rd's Vote Declared)

5-7. Public Works Fleet Replacement Plan

Two-Thirds Vote Required

Board of Selectmen Recommends: 5-0-0

Finance Committee Recommends: 6-0-0

David Bedard moved that the Town vote to appropriate the sum of \$221,000 to be expended under the direction of the Town Manager and the Director of Public Works for the purchase of four (4) replacement pick-up trucks and two (2) tractors with mowers for the Department of Public Works and costs related thereto, that to meet this appropriation the Treasurer with the approval of the Board of Selectmen is hereby authorized to borrow \$221,000 pursuant to General Laws Chapter 44, sections 7 and 8 or any other enabling authority and to issue bonds and notes therefor; provided that the appropriation shall be contingent on the passage of a Proposition 2 and ½ debt exclusion by the voters of the town in accordance with General Laws Ch. 59 section 21C(m).

Motion Passed. (2/3rd's Vote Declared)

5-8. Replace Rescue Ambulance

Two-Thirds Vote Required

Board of Selectmen Recommends: 5-0-0

Finance Committee Recommends: 6-0-0

F. John Santos moved that the Town vote to appropriate the sum of \$174,000 to be expended under the direction of the Town Manager and the Board of Fire Engineers for the purchase of one (1) rescue ambulance, and costs related thereto, that to meet this appropriation the Treasurer with the approval of the Board of Selectmen is hereby authorized to borrow \$174,000 pursuant to General Laws Chapter 44, sections 7 and 8, or any other enabling authority and to issue bonds and notes therefor; provided that the appropriation shall be contingent on the passage of a Proposition 2 and ½ debt exclusion by the voters of the town in accordance with General Laws Ch. 59 section 21C(m).

Motion Passed. (2/3rd's Vote Declared)

5-9. Paving Commercial Street

Two-Thirds Vote Required

Board of Selectmen Recommends: 5-0-0

Finance Committee Recommends: 6-0-0

Conservation Commission Recommends: 4-0-0

Board of Health Recommends: 3-0-0

David McChesney moved that the Town vote to appropriate the sum of \$800,000 to be expended under the direction of the Town Manager and the Director of Public Works for the paving of portions of Commercial Street and costs related thereto, that to meet this appropriation the Treasurer with the approval of the Board of Selectmen is hereby authorized to borrow \$800,000 pursuant to General Laws Chapter 44, sections 7 and 8, or any other enabling authority and to issue bonds and notes therefor; provided that the appropriation shall be

contingent on the passage of a Proposition 2 and ½ debt exclusion by the voters of the town in accordance with General Laws Ch. 59 section 21C(m).

Motion Passed. (2/3rd's Vote Declared)

5-10. Open Cape Connections

Two-Thirds Vote Required

Board of Selectmen Recommends: 5-0-0

Finance Committee Recommends: 6-0-0

Austin Knight moved that the Town vote to appropriate the sum of \$200,000 to be expended under the direction of the Town Manager and the Director of Management Information Systems for the installation and connection of the Open Cape Network and costs related thereto, that to meet this appropriation the Treasurer with the approval of the Board of Selectmen is hereby authorized to borrow \$200,000 pursuant to General Laws Chapter 44, sections 7 and 8, or any other enabling authority and to issue bonds and notes therefor; provided that the appropriation shall be contingent on the passage of a Proposition 2 and ½ debt exclusion by the voters of the town in accordance with General Laws Ch. 59 section 21C(m). **Motion Passed. (2/3rd's Vote Declared)**

5-11. Town Emergency Shelter Retrofit

Two-Thirds Vote Required

Board of Selectmen Recommends: 5-0-0

Finance Committee Recommends: 6-0-0

Board of Health Recommends: 3-0-0

Elaine Anderson moved that the Town vote to appropriate the sum of \$406,417 to be expended under the direction of the Town Manager to retrofit the town's emergency management shelter with shutters and an emergency generator, subject to the town receiving a 75% reimbursable Hazard Mitigation Grant Program grant and costs related thereto, that to meet this appropriation the Treasurer with the approval of the Board of Selectmen is hereby authorized to borrow \$406,417 pursuant to General Laws Chapter 44, sections 7 and 8, or any other enabling authority and to issue bonds and notes therefor; provided that the appropriation shall be contingent on the passage of a Proposition 2 and ½ debt exclusion by the voters of the town in accordance with General Laws Ch. 59 section 21C(m). **Motion Passed. (2/3rd's Vote Declared)**

Article 6. FY 2013 Revolving Accounts. To see if the Town will vote to continue for FY 2013 the following revolving accounts established pursuant to MGL C.44, §53E½:

(1) Preservation of Town Hall Auditorium: to allow receipts from the rental and custodial fees charged for the public use of Town Hall Auditorium to be segregated into a special account; and with funds therefrom, up to a limit of \$50,000 annually, to be expended for the repair, updating, refurbishing and maintenance of the Town Hall Auditorium under the direction of the Town Manager and Board of Selectmen;

(2) Shellfish Grants: to allow receipts from Shellfish Grants to be segregated into a special account; and with funds therefrom, up to a limit of \$2,500 annually, to be expended under the direction of the Shellfish Warden and the Board of Selectmen for the purpose of shellfish seeding and cultivation on public shellfish areas;

(3) B Street Garden: to allow receipts from the annual community garden membership fees charged for the public use of the community garden to be segregated into a special account; and with funds there from, up to a limit of \$2,500 annually, to be expended for the repair, updating and maintenance of the B-Street Garden under the direction of the Town Manager and the Conservation Commission; 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

Conservation Commission Recommends #2 an #3: 4-0-0

David McChesney moved that the Town vote to continue for FY 2013 the revolving accounts established pursuant to MGL C.44, §53E½ as printed in the warrant.

Motion Passed.

Article 7. Fuel Reimbursement Revolving Account. To see if the Town will vote to establish a Revolving Account for the reimbursement of fuel costs to the town, as established pursuant to MGL C.44 §53 E1/2, to allow receipts from the sale of fuel to be segregated into a special account; and with funds there from, up to a limit of \$100,000 annually, to be expended for the purchase of fuel under the direction of the Town Manager and the Director of Public Works; or to take any other action relative thereto.

[Requested by the Town Manager]

Board of Selectmen Recommends: 5-0-0

Finance Committee Recommends: 6-0-0

Austin Knight moved that the Town vote to establish a Revolving Account for fuel reimbursement pursuant to MGL C.44, §53E½ as printed in the warrant.

Motion Passed.

Article 8. Cape Cod Greenhead Fly Control District Assessment. To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$938.75 for Greenhead Fly Control as authorized by Section 24, Chapter

252 of the General Laws; and authorize the Town Treasurer to pay said appropriation into the State Treasury; 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

Conservation Commission Recommends: 4-0-0

Board of Health Recommends: 3-0-0

David Bedard moved that the Town vote to raise and appropriate the sum of \$938.75 for Greenhead Fly Control as authorized by Section 24, Chapter 252 of the General Laws; and authorize the Town Treasurer to pay said appropriation into the State Treasury. **Motion Passed.**

Article 9. Community Preservation Budget for FY 2013. To see if the Town will vote to hear and act on the report of the Community Preservation Committee on the Fiscal Year 2013 Community Preservation Budget, to appropriate or reserve for future spending the following amounts as recommended by the Community Preservation Committee, with each item considered a separate appropriation:

1. Reserves:

- A. \$240,000 for Open Space;
- B. \$45,000 for Community Housing;
- C. \$45,000 for Historic Resources;

2. Appropriations:

- A. \$230,449 for affordable housing debt service
\$59,733 for open-space debt service
\$193,966 for historic preservation debt service;
- B. \$19,106 for vital records preservation held by the Town Clerk and said funds to be expended under the direction of the Town Manager in consultation with the Community Preservation Committee;
- C. \$40,000 for Winthrop Street Cemetery stone restoration and said funds to be expended under the direction of the Town Manager in consultation with Community Preservation Committee;
- D. \$25,000 for the plaster ceiling restoration at the UU Meeting House and said funds to be expended under the direction of the Town Manager in consultation with the Community Preservation Committee, said expenditure to be subject to the execution of a grant agreement;
- E. \$50,000 Foss Woods Addition/Sateriale Property for the acquisition of 6 adjoining lots, totaling approximately 2.34 acres located on Snail Road and a preservation restriction and said funds to be expended under the direction of the Town Manager in consultation with the Community Preservation Committee and the Open Space Committee;
- F. \$150,000 Dunes Edge Campground Conservation Project for the acquisition of

a conservation restriction and said funds to be expended under the direction of the Town Manager in consultation with the Community Preservation Committee and the Provincetown Conservation Trust;
G. \$35,000 to create a playground at the Provincetown School and said funds to be expended under the direction of the Town Manager in consultation with Community Preservation Committee;
H. \$31,369 for Housing Office support;
I. \$16,317 for CPA general administration;
or to take any other action relative thereto.

[Requested by the Community Preservation Committee]

Article 9-1. Community Preservation Budget for FY 2013.

Board of Selectmen Recommends: 5-0-0

Finance Committee Recommends: 6-0-0

Community Preservation Committee Recommends: 5-0-0

Dorothy Palanza moved that the Town vote to set aside from Community Preservation Act undesignated reserves the sum of \$240,000 for the Open Space reserve fund, the sum of \$45,000 for the Community Housing Reserve Fund and the sum of \$45,000 for the historic resources reserve fund.

Motion Passed.

Article 9-2A. Community Preservation Budget for FY 2013.

Debt Service Appropriation

Board of Selectmen Recommends: 5-0-0

Finance Committee Recommends: 6-0-0

Community Preservation Committee Recommends: 5-0-0

Dorothy Palanza moved that the Town vote to appropriate the sum of \$484,148 to fund debt service for Fiscal Year 2013 as follows: the sum of \$230,449 from Affordable Housing reserves, the sum of \$59,733 from Open Space reserves, and the sum of \$193,966 from Historic Preservation estimated reserves.

Motion Passed.

Article 9-2B - Community Preservation FY 2013 Budget

Vital Records Preservation

Board of Selectmen Recommends: 5-0-0

Finance Committee Recommends: 6-0-0

Community Preservation Committee Recommends: 8-0-0

Historical Commission Recommends: 5-0-0

James Hall moved that the Town vote to appropriate from Community Preservation Historic Preservation reserves the sum of \$19,106 for vital records

preservation. **Motion Passed.**

**Article 9-2C - Community Preservation FY 2013 Budget
Winthrop Street Cemetery Stone Restoration**

**Board of Selectmen Recommends: 5-0-0
Finance Committee Recommends: 6-0-0
Community Preservation Committee Recommends: 8-0-0
Historical Commission Recommends: 5-0-0**

James Hall moved that the Town vote to appropriate from Community Preservation undesignated reserves the sum of \$40,000 for Winthrop Street Cemetery stone restoration. **Motion Passed.**

**Article 9-2D - Community Preservation FY 2013 Budget
UU Meeting House Ceiling Restoration**

**Board of Selectmen Recommends: 5-0-0
Finance Committee Recommends: 5-1-0
Community Preservation Committee Recommends: 7-0-0
Historical Commission Recommends: 4-0-1**

Judith Cicero moved that the Town vote to appropriate from Community Preservation Historic Preservation reserves the sum of \$25,000 for the restoration of the UU Meeting House ceiling with said funds to be expended under the direction of the Town Manager in consultation with the Community Preservation Committee, said expenditure to be subject to the execution of a grant agreement. **Motion Passed.**

**Article 9-2E - Community Preservation FY 2013 Budget
Foss Woods Addition/Sateriale Property**

**Board of Selectmen Recommends: 4-1-0
Finance Committee Recommends: 5-1-0
Community Preservation Committee Recommends: 8-0-0
Conservation Commission Recommends: 3-0-1**

Dorothy Palanza moved that the Town vote to appropriate \$50,000 from Open Space Reserves for the acquisition of 6 adjoining lots, totaling approximately 2.34 acres located on Snail Road and said funds to be expended under the direction of the Town Manager in consultation with the Community Preservation Committee and the Open Space Committee. **Motion Passed.**

**Article 9-2F - Community Preservation FY 2013 Budget
Dunes Edge Campground Conservation Project**

Board of Selectmen Recommends: 4-1-0
Finance Committee Recommends: 6-0-0
Community Preservation Committee Recommends: 5-0-0
Conservation Commission Recommends: 3-0-1

Dorothy Palanza moved that the Town vote to appropriate \$150,000 from estimated revenue for the acquisition of a conservation restriction on the Dunes Edge Campground Conservation Project and said funds to be expended under the direction of the Town Manager in consultation with the Community Preservation Committee and the Provincetown Conservation Trust.

Motion Passed.

**Article 9-2G - Community Preservation FY 2013 Budget
Provincetown School Playground**

Board of Selectmen Recommends: 5-0-0
Finance Committee Recommends: 6-0-0
Community Preservation Committee Recommends: 7-1-0

Dorothy Palanza moved that the Town vote to appropriate \$35,000 from estimated revenue to create a playground at the Provincetown School and said funds to be expended under the direction of the Town Manager in consultation with Community Preservation Committee. **Motion Passed.**

**Article 9-2H - Community Preservation FY 2013 Budget
Housing Office Support**

Board of Selectmen Recommends: 5-0-0
Finance Committee Recommends: 6-0-0
Community Preservation Committee Recommends: 8-0-0
Housing Authority Recommends: 3-0-0

Dorothy Palanza moved that the Town vote to appropriate from Affordable Housing Reserves the sum of \$31,369 for Housing Office and CPA support. **Motion Passed.**

**Article 9-2I - Community Preservation FY 2013 Budget
General Administration**

Board of Selectmen Recommends: 5-0-0
Finance Committee Recommends: 6-0-0
Community Preservation Committee Recommends: 8-0-0

Dorothy Palanza moved that the Town vote to appropriate the sum of \$16,317 from estimated revenues to be used for CPA general administration. **Motion Passed.**

Article 10. Amendments to Personnel By-law/Classification and Compensation Plan. To see if the Town will vote as follows:

1. **Schedule A:** to amend Schedule A, "Permanent Full and Part-time Non-Union Positions," of the Classification and Compensation Plan of the Town, effective July 1, 2012, as follows:

Grade	Actual FY 2012		Proposed FY 2013		Position Title
	Min.	Max.	Min.	Max.	
21	95,000	139,125	97,375	146,801	Town Manager <i>[exempt – MGL C.41, §108N]</i>
20	78,667	125,000	80,634	128,125	Chief of Police <i>[exempt – MGL C.41, §108O]</i> Director of Public Works
19	74,567	92,601	74,567	94,916	<i>No positions assigned</i>
18	70,679	90,000	69,494	92,250	Police Staff Lieutenant Assistant Town Manager
17	66,994	77,640	66,994	79,581	Director of Municipal Finance
16	63,501	76,094	63,501	77,996	Building Commissioner
15	60,189	69,756	60,189	73,500	Deputy Director of Public Works MIS Director
14	56,783	68,044	57,173	69,745	Health & Environmental Affairs Manager
13	53,570	62,083	54,450	63,635	<i>No positions assigned</i>
12	50,538	60,559	51,858	65,000	Human Services/Council on Aging Director Library Director Town Clerk Principal Assessor Town Accountant
11	48,131	57,674	49,388	60,000	Collector Treasurer Tourism Director
10	45,839	54,929	46,500	56,302	Deputy Town Accountant Executive Assistant to Town Manager Employee Benefits Coordinator Recreation Director MIS Analyst Public Health & Safety Officer

9	43,656	52,313	44,797	53,621	Local Building Inspector Permit Coordinator Parking Administrator
8	41,185	49,352	42,663	50,586	COA Outreach Coordinator Library Public and Member Services Coordinator
7	38,855	46,559	40,632	47,723	Electrical/Deputy Building Inspector Assistant Town Accountant MIS Technician Licensing Agent
6	37,753	45,241	38,697	46,372	Assistant Tourism Director Admin. Accounting Assistant Admin Asst. to the Chief of Police Library Marketing and Program Director

2. **Schedule B:** to amend Schedule B, "Fire Department Positions," effective July 1, 2012, as requested by the Board of Fire Engineers, as follows:

Annual Stipends for Reimbursement of Expenses

<u>Position</u>	<u>Current</u>	<u>Proposed</u>
Deputy Fire Chief	\$6,600	\$6,600
District Fire Chief/Engineer	2,200	2,200
Firefighter	750	750
Fire Auxiliary.....	375	375
Fire Captain.....	500	500
Fire Lieutenant	305	305
House Steward	880	880
House Steward	1,100	1,100
Ladder Steward	1,300	1,300
LaFrance Steward	500	500
Main Station Steward	LCA.....	LCA
Oil Inspector	1,747	
Rescue Captain.....	1,450	1,450
Rescue Lieutenant	880	880
Rescue Steward.....	3,000	3,000
Rescue Training Officer	1,650.....	1,650
Radio Officer	550	550
Air Officer	1000	1,000
Summer Standby Coordinator (new) ..		2,500

Annual Salary

<u>Position</u>	
Fire Chief.....	\$40,000 40,000

Non-Firefighter Positions

<u>Position</u>	
First Responders.....	\$12.00 per call
EMT-Basic.....	20.70/hour ... 21.32
EMT-Intermediate	22.30 22.97
EMT-Paramedic	24.40 25.13
Stand-by	25.00
Safety Inspections.....	14.03
Rescue Squad participation	\$250.00 per quarter

3. **Schedule C:** to amend Schedule C, "Seasonal and Part-time Non-Union Positions," effective July 1, 2012, as follows:

<i>Grade</i>	<i>Actual FY 2012</i>	<i>Proposed FY 2013</i>	<i>Proposed Position Classifications</i>
L	\$16.89	\$17.22	Parking Lot Technical Manager Property Inspector (Assessors)
K	16.41	16.73	Assistant Harbormaster with police powers Police Officer, Summer/Auxiliary
J	15.94	16.25	<i>No Positions Assigned</i>
I	15.63	15.94	Parking Meter Collection/Repair On-call Van Driver
H	15.18	15.48	Police Matron Police Summer Dispatcher
G	14.89	15.18	<i>No Positions Assigned</i>
F	14.46	14.74	Assistant Harbormaster w/o police powers Parking and Traffic Officers Parking Lot Assistant Technical Manager Parking Meter Enforcement Part-time Clerical Secretary, On-call Relief Transfer Station Laborer
E	14.20	14.48	Part-time Library Circulation Aide
D	13.78	14.05	On-call Library Circulation Aide Parking Lot Attendant/Out-booth/Floater
C	13.38	13.64	Barrels & Grounds Laborer Restroom/Building Custodian Seasonal Recreation Supervisor
B	13.13	13.39	<i>No Positions Assigned</i>
A	12.92	13.17	Council on Aging Cook Parking Lot Attendant/In-booth

	<i>Actual</i>	<i>Proposed</i>	
<i>Grade</i>	<i>FY 2012</i>	<i>FY 2013</i>	<i>Proposed Position Classifications</i>
			Seasonal Recreation Aides

or to take any other action relative thereto.

[Requested by the Personnel Board and the Town Manager]

Board of Selectmen Recommends: 5-0-0
Finance Committee Has No Recommendation

Sharon Lynn moved that the Town vote to approve Article 10 as printed in the warrant.

Benjamin Fox moved to postpone consideration of Article 10 until 6:00 pm tomorrow evening, April 4, 2012.

Motion to Postpone Passed.

10:00 p.m. Clarence Walker moved to adjourn Annual Town Meeting until tomorrow, April 4, 2012 at 6 p.m.

Motion Passed.

Town Moderator Irene Rabinowitz called the meeting to order at 6:05 p.m. on Wednesday, April 4, 2012.

Discussion continued on Article 10 on original motion:

Sharon Lynn moved that the Town vote to approve Article 10 as printed in the warrant.

Motion Passed.

Article 11. Expenditures from the Tourism Fund. To see if the Town will vote to transfer from the Tourism Fund the sum of \$ 600,000 to be expended under the direction of the Board of Selectmen and the Visitor Services Board to fund the following expenditures which market, beautify or enhance tourism in Provincetown pursuant to Chapter 178 of the Acts of 1996:

1. \$120,000 for coordination/support of the Visitor Services Board and the Tourism Department; and costs related thereto;
2. \$ 320,000 for marketing, and costs related thereto;
3. \$ 35,000 for municipal projects, and costs related thereto; and
4. \$ 110,000 for tourism grants, and costs related thereto;
5. \$ 15,000 for Beautification Committee;

or to take any other action relative thereto.

[Requested by the Board of Selectmen and the Visitor Services Board]

Board of Selectmen Recommends: 5-0-0
Finance Committee Recommends: 6-0-0
Visitor Services Board Recommends: 5-0-0

David McChesney moved that the Town vote to approve Article 11 as printed in the warrant.

Motion Passed.

Town Moderator Irene Rabinowitz recused herself and relinquished the role of moderator to Town Clerk Doug Johnstone.

Article 12: FY 2013 Human Services Grant Program. To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$58,375 to be expended under the direction of the Board of Selectmen, to fund grants to assist non-profit agencies and organizations to maximize available resources to meet needs identified by the community by providing services to local residents, particularly those of low- and moderate-income and those who are uninsured or underinsured, as follows:

AIDS Support Group of Cape Cod	\$7,700
Cape Cod Children's Place	4,650
Consumer Assistance Council	400
Gosnold on Cape Cod	14,300
Helping Our Women	7,000
Homeless Prevention Council	3,500
Independence House	4,000
Lower Cape Outreach Council, Inc.	5,000
Mass-A-Peal	525
Outer Cape Health Services	6,100
Sight Loss Services, Inc.	500
South Coast Counties Legal Services	<u>4,700</u>
Total	\$58,375

or to take any other action relative thereto.

[Requested by the Board of Selectmen, Human Services Committee and Town Manager]

Board of Selectmen Recommends: 5-0-0

Finance Committee Recommends: 6-0-0

Board of Health Recommends: 3-0-0

Elaine Anderson moved that the Town vote to raise and appropriate the sum of \$58,375 to be expended under the direction of the Board of Selectmen, to fund grants to assist non-profit agencies and organizations to maximize available resources to meet needs identified by the community by providing services to local residents, particularly those of low and moderate-income and those who are uninsured or underinsured, as printed in the warrant.

Motion Passed.

Town Moderator Irene Rabinowitz returned to the meeting.

Article 13. July 4th Celebration. To see if the Town will vote to transfer from any available funds the sum of \$22,000 to be expended under the direction of the Town Manager, the Chief of Police and the Director of Public Works for costs associated with the July 4th fireworks display; 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

Visitor Services Board Recommends: 5-0-0

Austin Knight moved that the Town vote to transfer \$720.34 from free cash and transfer \$2,197.42 from 2011 Annual Town Meeting Article 14, transfer \$19,082.24 from 2005 Annual Town Meeting Article 15 for a total of \$22,000, to be used to pay for town expenses associated with the costs for the July 4th fireworks display, as printed in the warrant.

Motion Passed.

Article 14. Renaming Veteran's Memorial Elementary School. To see if the Town will vote to change the name of the Veteran's Memorial Elementary School to 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 Has No Recommendation

School Committee Recommends: 5-0-0

F. John Santos moved that the town vote to change the name of the Veteran's Memorial Elementary School to the Veteran's Memorial Community Center; or to take any other action relative thereto.

Mary-Jo Avellar moved to amend the motion by adding that the wing housing the senior center be named the Grace Gouveia Wing.

Motion to Amend Passed.

Motion As Amended Passed.

Article 15. 0.5% Real Estate Transfer Fee - A Home Rule Petition. To see if the Town will vote to authorize the Board of Selectmen to petition the General Court for special legislation authorizing the Town to impose a 0.5% Real Estate Transfer Fee as set forth below; 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 AUTHORIZING THE TOWN OF PROVINCETOWN TO IMPOSE A 0.5% REAL ESTATE TRANSFER FEE.

Section 1: There is hereby imposed a Real Estate Transfer Fee equal to 0.5% (half percent, ½%) of the purchase price upon the transfer of any real property interest in any real property situated in the Town of Provincetown. Said fee shall be the liability of the purchaser of such property interest, and any agreement between the purchaser and the seller or any other person with reference to the allocation of the responsibility for bearing said fee shall not affect such liability of the purchaser. The fee shall be paid to the Town of Provincetown. The first \$250,000 collected in each fiscal year shall be deposited in the Town's Capital Improvement Stabilization Fund. The remaining funds collected each fiscal year shall be deposited into the Town's General Fund.

Section 2: The following transfers of real property interests shall be exempt from the Real Estate Transfer Fee:

A. First time homebuyers who live in the home for at least 5 years. A lien shall accompany the deed stating that "There is running with the land a lien equal to the amount of fee exempted, plus accumulated interest and penalties until such time as all conditions of this sub-section are met."

B. Transfers to the Government of the U.S., The Commonwealth, the Town of Provincetown and any of their instrumentalities, agencies or sub-divisions, such as the Provincetown Housing Authority.

C. Transfers made without additional consideration to confirm, correct, modify or supplement a transfer previously made.

D. Transfers of convenience with consideration under \$100.00 which include: name change, into trusts, out of trust, etc.

E. Transfers to any charitable organization as defined in Clause Third of Section Five of Chapter 59 of the General Laws or any religious organization providing that the real property interests so transferred will be held solely for public charitable or religious purposes.

F. Transfers between family members, marriage partners, parents and children, grandchildren, step-parents and step-children, brothers and sisters.

Section 3: A: The fee imposed shall be due at the time of the transfer of the real property interest.

B: The buyer shall pay interest on any unpaid amount of the fee at the rate the Town collects on unpaid Real Estate Taxes.

C: The Town shall notify a buyer by Registered or Certified Mail of any failure to discharge the amount in full of fee due.

D: All fees and interest required to be paid under this Act shall constitute a personal debt of the buyer and may be recovered in an action of contract;

Section 4: This Act shall take effect on passage.
or take any action relative thereto.

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

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

Elaine Anderson moved that the Town vote to approve Article 15 as printed in the warrant.

Dennis Scales moved to amend the motion by deleting the "The first \$250,000" in the second to last line in Section 1 to read: "The amount collected in each fiscal year shall be deposited in the Town's Capital Improvement Stabilization Fund." And removing the last sentence in section 1 as printed in the warrant.

Motion to Amend Does Not Pass.

Motion Passed. (For 116, Against 3)

Article 16. Room Occupancy Tax. To see if the Town will vote to authorize the Board of Selectmen to petition the General Court for special legislation applying the local room occupancy tax to seasonal rentals as set forth below; 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 APPROVING THE APPLICATION BY THE TOWN OF
PROVINCETOWN
OF THE LOCAL OPTION ROOM OCCUPANCY EXCISE TO
SEASONAL RENTAL PROPERTIES IN THE TOWN OF PROVINCETOWN

Section 1. Notwithstanding the provisions of any general or special law to the contrary, in addition to the authority to impose a local excise tax upon any transfer of occupancy of any room or rooms as may be set forth in and authorized by Chapter 64G section 3A of the Massachusetts General Laws or other law, as the same may be amended from time to time, the town of Provincetown shall, commencing on the first day of the fiscal year that begins after the effective date of this Act, be authorized to impose a local excise tax upon the transfer of occupancy of any room in a seasonal rental property or other transient accommodations located within said town by any operator at the rate of up to but not exceeding six (6) percent of the total amount of rent of each such occupancy.

Section 2. For the purposes of this chapter, all terms used herein shall, unless the context requires otherwise, have the same meanings as set forth in Chapter 64G section 1 of the Massachusetts General Laws and as follows:

"Occupancy", the use or possession, or the right to the use or possession, of any room or rooms in a bed and breakfast establishment, bed and

breakfast home, hotel, lodging house, motel, seasonal rental property or other transient accommodation designed and normally used for sleeping and living purposes, or the right to the use or possession of the furnishings or the services and accommodations, including breakfast in a bed and breakfast establishment or bed and breakfast home, accompanying the use and possession of such room or rooms, for a period of ninety consecutive calendar days or less, regardless of whether such use and possession is as a lessee, tenant, guest or licensee.

“Seasonal rental property or other transient accommodations” shall mean any bed and breakfast home, as defined by Chapter 64G section 1 of the Massachusetts General Laws and any residential or commercial dwelling, dwelling unit or part thereof, unit of a condominium as defined by Chapter 183A of the Massachusetts General Laws or time-share as defined by Chapter 183B of the Massachusetts General Laws, used for the lodging of guests or invitees in exchange for rent.

Section 3. No excise shall be imposed upon for the transfer of occupancy of any room in a seasonal rental property or other transient accommodations if the total amount of rent is less than fifteen dollars per day or its equivalent or if the accommodation, other than a bed and breakfast home, is exempt under the provisions of Chapter 64G section 2 of the Massachusetts General Laws.

Section 4. All operators of seasonal rental property or other transient accommodations shall be responsible for assessing, collecting reporting and paying such local excise tax as set forth in Chapter 64G sections 3, 4, 5, 6 and 7A of the Massachusetts General Laws and shall be liable in the same manners as operators in Chapter 64G section 7B of the Massachusetts General Laws.

Section 5. This act shall take effect upon its passage.
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: 4-0-1

[Austin Knight moved that the Town vote to approve Article 16 as printed in the warrant.](#)

Motion Passed. (For 133 Against 3)

Article 17. Home rule petition to amend the Provincetown Charter to reduce the size of the Finance Committee. To see if the Town will vote to authorize the Board of Selectmen to petition the General Court for special legislation to amend Chapter 6, §7-1 of the Town Charter relative to the Finance Committee, 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 FINANCE COMMITTEE OF THE TOWN OF PROVINCETOWN

Section 1: Chapter 6, §7-1 of the Charter of the Town of Provincetown is hereby amended by deleting the current text which reads: “There shall be a finance committee as provided by G.L. c. 39 s 16, consisting of nine regular members and two alternate members appointed by the moderator for three year overlapping terms so arranged that the terms of at least three regular members shall expire each year.” and replacing it with the following:

“There shall be a finance committee as provided by G.L. c. 39 s 16, consisting of seven regular members and two alternate members appointed by the moderator for three year overlapping terms so arranged that the terms of at least three members shall expire each year, provided that no more than one alternate member’s term expires in any given year.”

Transitional provisions:

1. The effective date of this change to the charter will be the last day of April following final passage and approval of the act.
2. As the terms of members expire over the next three years following the effective date of the act, the Moderator will adjust the terms so that the terms of three members including the alternate members will expire each year, with no more than one alternate member’s term expiring in any given year.

or to take any other action relative thereto.

[Requested by the Finance Committee]

Board of Selectmen Recommends: 5-0-0

Finance Committee Recommends: 6-0-0

Charter Enforcement Commission Recommends: 3-0-0

[Tom Coen moved that the Town vote to approve Article 17 as printed in the warrant.](#)

Motion Passed Unanimously.

Article 18. GIS Flyover/Aerial Photographs. To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$27,000 to be expended under the direction of the Board of Selectmen and Principal Assessor for the purpose of taking aerial photographs of the town in order to replot buildings onto the Assessors Maps to aid in correcting the Assessor’s maps; 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

Board of Assessors Recommends: 3-0-0

Sharon Lynn moved that the Town vote to transfer \$20,048.31 from 2008 Annual Town Meeting article 10 and \$6,951.69 from 2004 Annual Town Meeting article 4-8 for a total of \$27,000 for the purpose of taking aerial photographs of the town in order to replot buildings onto the Assessor's Maps.

Motion Passed.

Article 19. Purchase/Conservation Restriction at Dune's Edge

Campground. To see if the Town will vote to authorize the Board of Selectmen, acting as the Board of Park Commissioners, to acquire by gift, purchase, and/or eminent domain a perpetual conservation restriction in accordance with MGL c. 184, § 31-33 on all or a portion of land in Provincetown, Barnstable County, Massachusetts, to be managed and controlled as a public park, in accordance with Chapter 45 Section 3, for recreation purposes, being described as follows: the parcels of land, located at 386 Route 6 and 390 Route 6, Provincetown, Barnstable County, Massachusetts, held in ownership by Miriam Collinson, Trustee of Outer Edge Nominee Trust, containing a total of 17.32 acres, more or less, shown as Provincetown Assessors Map 13-3, Parcels 18 and 20, a copy of which is on file in the Office of the Town Clerk, and also shown as Lots 2, and 3, inclusive, on Land Court Plan 38944-A and as Lot 1 on Land Court Plan 39970-A; and, further, to raise and appropriate, transfer from available funds, borrow or otherwise, a sum of money for the acquisition of a perpetual conservation restriction on the foregoing land, including costs incidental and related thereto; to appropriate under Chapter 293 of the Acts of 1998 entitled, "An Act Relative to the Establishment of the Cape Cod Open Space Land Acquisition Program" (the so-called "Land Bank" program) a sum of money to be used for such acquisition and all expenses incidental and related thereto, said sum to be in addition to the amount appropriated for this purpose from the Community Preservation Fund pursuant to Article 9 of the Warrant for the April 2, 2012 Annual Town Meeting; that to meet this appropriation the Treasurer with the approval of the Board of Selectmen is hereby authorized to borrow, pursuant to General Laws Chapter 44, sections 7 and 8 or any other enabling authority, and to issue bonds and notes therefor; and, further, to authorize the Board of Selectmen and the Town Manager, at the Board of Selectmen's direction, to submit, on behalf of the Town, any and all applications deemed necessary under the PARC (formerly Urban Self-Help) Act, as amended, Chapter 933 Acts of 1977, and/or any other sources, including those in aid of recreation land acquisition, to enter into all agreements and execute any and all instruments as may be necessary on behalf of the Town to effect said purchase, and to receive and accept such grants or reimbursements for this purpose from these sources for the acquisition within the scope of this Article, or take any other actions relative thereto.

[Requested by the Open Space Committee]

Two-Thirds Vote Required

Board of Selectmen Recommends: 5-0-0

Finance Committee Recommends: 6-0-0

Conservation Commission Recommends: 3-0-1

Dennis Minsky moved that the Town vote to authorize the Board of Selectmen, acting as the Board of Park Commissioners, to acquire by gift, purchase, and/or eminent domain a perpetual conservation restriction in accordance with MGL c. 184, § 31-33 on all or a portion of land in Provincetown, Barnstable County, Massachusetts, to be managed and controlled as a public park, in accordance with Chapter 45 Section 3, for recreation purposes, being described as follows: the parcels of land, located at 386 Route 6 and 390 Route 6, Provincetown, Barnstable County, Massachusetts, held in ownership by Miriam Collinson, Trustee of Outer Edge Nominee Trust, containing a total of 17.32 acres, more or less, shown as Provincetown Assessors Map 13-3, Parcels 18 and 20, a copy of which is on file in the Office of the Town Clerk, and also shown as Lots 2, and 3, inclusive, on Land Court Plan 38944-A and as Lot 1 on Land Court Plan 39970-A; and, further, to appropriate the sum of \$850,000 under Chapter 293 of the Acts of 1998 entitled, "An Act Relative to the Establishment of the Cape Cod Open Space Land Acquisition Program" (the so-called "Land Bank" program) for the acquisition of the foregoing perpetual conservation restriction, including costs incidental and related thereto, said sum to be in addition to the \$150,000 appropriated for this purpose from the Community Preservation Fund pursuant to Article 9 of the Warrant for the April 2, 2012 Annual Town Meeting, for a total appropriation of \$1,000,000; that to meet this appropriation of \$850,000 the Treasurer with the approval of the Board of Selectmen is hereby authorized to borrow, pursuant to General Laws Chapter 44, sections 7 and 8 or any other enabling authority, and to issue bonds and notes therefor; and, further, to authorize the Board of Selectmen and the Town Manager, at the Board of Selectmen's direction, to submit, on behalf of the Town, any and all applications deemed necessary under the PARC (formerly Urban Self-Help) Act, as amended, Chapter 933 Acts of 1977, and/or any other sources, including those in aid of recreation land acquisition, to enter into all agreements and execute any and all instruments as may be necessary on behalf of the Town to effect said purchase, and to receive and accept such grants or reimbursements for this purpose from these sources for the acquisition within the scope of this Article.

Motion Passed Unanimously.

Article 20. Acquisition of Sateriale Property. To see if the Town will vote to raise and appropriate, transfer from available funds, borrow, or otherwise, a sum of money, including closing costs, for the acquisition of the fee interest in six parcels of land, located at 37, 45, 53, 59, 67 and 75 Snail Road, Provincetown, Barnstable County, Massachusetts, held in ownership by Patricia R. Sateriale,

individually, and Patricia R. Sateriale and Fred E. Sateriale, Trustees, Beach Point Realty Trust, containing 2.34 acres, more or less, shown as Provincetown Assessors Map 18-1, Parcels 23A, 23B, 23C, 23D, and 23E, and Map 18-3, Parcel 1, copies of which are on file in the Office of the Town Clerk, and also shown as Lots 10-15, inclusive, on Land Court Plan 3512-J, together with and subject to all rights, restrictions and easements of record; to authorize the Board of Selectmen to acquire said parcels by gift, purchase, or eminent domain, for conservation and passive recreation purposes, on such terms and conditions as the Selectmen may determine; to appropriate under Chapter 293 of the Acts of 1998 entitled, "An Act Relative to the Establishment of the Cape Cod Open Space Land Acquisition Program" (the so-called "Land Bank" program) a sum of money to be used for such acquisition and all expenses incidental and related thereto, said sum to be in addition to the amount appropriated for this purpose from the Community Preservation Fund pursuant to Article 9 of the Warrant for the April 2, 2012 Annual Town Meeting; to authorize the Treasurer, with the approval of the Board of Selectmen, to borrow funds to meet this appropriation pursuant to General Laws Chapter 44, Sections 7 and 8 or any other enabling authority, and to issue bonds and notes therefor; provided further that said land is to be conveyed to the Town of Provincetown under the provisions of Massachusetts General Laws, Chapter 40, Section 8C, and as it may be hereafter amended, and other Massachusetts statutes relating to conservation and passive recreation, to be managed and controlled by the Provincetown Conservation Commission, and, to the extent that any federal, state or other funds are or become available for the purposes outlined in this Article, to authorize the Board of Selectmen, the Conservation Commission and/or other applicable boards or commissions to apply for and accept such funds; including but not limited to grants and/or reimbursement from the Commonwealth of Massachusetts under Massachusetts General Laws Chapter 132A, Section 11 (now, so-called LAND Grants) or any other enabling authority or any other applications for funds, and to accept and expend funds which may be provided by any other public or private sources to defray a portion or all of the costs of acquiring these properties and in any way connected with the scope of this acquisition; to enter into all agreements and execute any and all instruments as may be necessary on behalf of the Town of Provincetown to effect said acquisition or purchase or grants, or to take any other action relative thereto; and, further, to authorize the Board of Selectmen and the Conservation Commission to convey to the Trustees of the Provincetown Conservation Trust, for no consideration, a perpetual conservation restriction on said land as authorized by Massachusetts General Laws, Chapter 184, Sections 31-33, allowing conservation and passive recreation uses described in Massachusetts General Laws, Chapter 40, Section 8C.

[Requested by the Open Space Committee]

Two-Thirds Vote Required

Board of Selectmen Recommends: 4-1-0

Finance Committee Recommends: 5-1-0

Conservation Commission Recommends: 3-0-1

Dennis Minsky moved that the Town vote to appropriate under Chapter 293 of the Acts of 1998 entitled, "An Act Relative to the Establishment of the Cape Cod Open Space Land Acquisition Program" (the so-called "Land Bank" program) the sum of \$608,000, including costs incidental or related thereto, for the acquisition of the fee interest in six parcels of land, located at 37, 45, 53, 59, 67 and 75 Snail Road, Provincetown, Barnstable County, Massachusetts, held in ownership by Patricia R. Sateriale, individually, and Patricia R. Sateriale and Fred E. Sateriale, Trustees, Beach Point Realty Trust, containing 2.34 acres, more or less, shown as Provincetown Assessors Map 18-1, Parcels 23A, 23B, 23C, 23D, and 23E, and Map 18-3, Parcel 1, copies of which are on file in the Office of the Town Clerk, and also shown as Lots 10-15, inclusive, on Land Court Plan 3512-J, together with and subject to all rights, restrictions and easements of record, which sum is in addition to the \$50,000 appropriated for this purpose from the Community Preservation Fund pursuant to Article 9 of the Warrant for the April 2, 2012 Annual Town Meeting, for a total appropriation of \$658,000; to authorize the Board of Selectmen to acquire said parcels by gift, purchase, or eminent domain, for conservation and passive recreation purposes, on such terms and conditions as the Selectmen may determine; to authorize the Treasurer, with the approval of the Board of Selectmen, to borrow \$608,000 pursuant to General Laws Chapter 44, Sections 7 and 8 or any other enabling authority, and to issue bonds and notes therefor; provided further that said land is to be conveyed to the Town of Provincetown under the provisions of Massachusetts General Laws, Chapter 40, Section 8C, and as it may be hereafter amended, and other Massachusetts statutes relating to conservation and passive recreation, to be managed and controlled by the Provincetown Conservation Commission, and, to the extent that any federal, state or other funds are or become available for the purposes outlined in this Article, to authorize the Board of Selectmen, the Conservation Commission and/or other applicable boards or commissions to apply for and accept such funds; including but not limited to grants and/or reimbursement from the Commonwealth of Massachusetts under Massachusetts General Laws Chapter 132A, Section 11 (now, so-called LAND Grants) or any other enabling authority or any other applications for funds, and to accept and expend funds which may be provided by any other public or private sources to defray a portion or all of the costs of acquiring these properties and in any way connected with the scope of this acquisition; to enter into all agreements and execute any and all instruments as may be necessary on behalf of the Town of Provincetown to effect said acquisition or purchase or grants, or to take any other action relative thereto; and, further, to authorize the Board of Selectmen and the Conservation Commission to convey to the Trustees of the Provincetown Conservation Trust, for no consideration, a perpetual conservation restriction on said land as authorized by Massachusetts General Laws, Chapter 184, Sections 31-33, allowing conservation and passive recreation uses described in Massachusetts General Laws, Chapter 40, Section 8C.

Motion Passed. (2/3rd's Vote Declared)

Article 21. Definitions. *To see if the Town will vote to amend the Provincetown Zoning Bylaw, Article 1, Definitions, as follows:*

Story That portion of a building included between the upper surface of a floor and the upper surface of the floor or roof next above it. For the purposes of determining the number of stories specified in the Dimensional Requirements of the Zoning By-Law, the following restrictions shall apply:

- a. If the top story of a building is roofed by a dormer covering fifty (50) percent or more of the floor area, it shall be considered a full story.
- b. Cellars, basements and/or foundation work shall not be considered a story unless used for a principal use or the walls of which extend more than an average of 3'6" (three feet six inches) on all pertinent sides from the finished grade.
- c. Floor area under a gambrel or mansard roof shall be considered a full story; or to take any other action relative thereto.

[Requested by the Provincetown Planning Board]

Two-Thirds Vote Required

Board of Selectmen Recommends: 5-0-0
Finance Committee Has No Recommendation
Planning Board Recommends: 5-0-0

Maryanne Clements moved that the Town vote to amend Article 1 of the Zoning By-law by amending the definition of the word "story" as printed in the warrant.

Motion Passed. (2/3rd's Vote Declared)

Article 22. Signage. *To see if the Town will vote to amend the Provincetown Zoning Bylaw, Article 1, Definitions and Section 3200, Sign Regulations as follows:*

Article 1 Definitions

~~**Sign** shall mean any device designed to inform or attract the attention of persons not on the premises on which the device is located. Any exterior building surfaces which are internally illuminated or decorated with gaseous tube or other lights are considered signs, as are advertising devices attached to motor vehicles, trailers or other movable objects if regularly located for fixed display. The following however, shall not be considered signs within the context of this By-Law:~~

Sign shall mean any device, contrivance, assemblage, or construction, whether temporary or permanent, designed to inform or attract the attention of a person, not within the building or structure on the premises, to the principal service or product offered for sale at the location on which the device is located. Any exterior building surface which is internally illuminated or decorated with gaseous tube or other lights shall be considered a sign as is any advertising device attached to a motor vehicle, trailer or other movable object if it is regularly located for fixed display.

The following, however, shall not be considered a sign within the context of this By-Law:

- a. ~~Flags and insignia of any government except when displayed in connection with commercial promotion;~~
- b. Legal notices or informational signs erected or required by public agencies;
- c. Standard gasoline pumps bearing thereon, in usual size, the name, type, and price of gasoline;
- d. Integral decorative or architectural features of buildings, except letters, trademarks, moving parts or parts internally illuminated or decorated with gaseous tube or other lights;
- e. On premise signage guiding and directing traffic and parking; not exceeding 2 square feet in area, and bearing no advertising matter;
- f. ~~Awnings or similar devices, lettering not exceeding 3" in height, or symbols not exceeding four square feet in area;~~ provided that no lettering or symbols thereon shall exceed 3" in height and no lettering or symbols shall exceed a total of four square feet in area
- g. Paper or cardboard signs inside display windows, provided that they are illuminated only by building illumination only.
- h. Any device with lettering or symbols placed on interior walls, provided that the device shall be placed more than 4 feet from any window or shall be placed so as to be perpendicular to the street that any window faces.
- i. Temporary holiday decorations and lighting that are void of any commercial message placed between Thanksgiving and Martin Luther King Day of each year.

~~Any contrivance assemblage, or construction whether mechanical, mobile or structural and whether temporary or of permanent character and which has the effect of attracting attention by reason of the particular shape, size form and/or material employed to the principal service, product offered for sale shall be considered a sign.~~

Article 3 Section 3200 Sign Regulations

No changes to Sections 3210 to 3223

3224 Neon, gas-filled tube type illuminated or internally illuminated signs shall not be permitted on the exterior of a building or structure. Neon, gas-filled tube

type illuminated or internally illuminated signs that are visible from the outside of a building or structure in a manner that attracts the attention of a person, who is located outside of the building or structure at the premises, for any reason to the premises or to any product offered for sale may be permitted internally within storefront windows not to exceed a maximum of 25% of the window surface area. No sign shall be projected upon a building, street or walkway. No sign shall produce glare, flash, move or have activated lights or elements. Signage on record within the Community Development Department as of January 1, 2012 shall be exempt from this section.

No changes to Sections 3225 to 3227

3230 Sign Size

The Basic Maximum Sign Area for exterior building signs is as follows:

Residential District Res1	2 sq. feet
Residential District Res2	2 sq. feet
Residential District Res3, ResB	16 sq. feet
Commercial District TCC	16 sq. feet
Commercial District GC	16 sq. feet
<u>Other Uses-Properties with greater than 200 ft of street frontage</u>	32 sq. feet
Other Districts (S-Seashore, M-Municipal Use)	16 sq. feet

No further changes; or to take any other action relative thereto.

[Requested by the Provincetown Planning Board]

Two-Thirds Vote Required

Board of Selectmen Recommends: 5-0-0

Finance Committee Has No Recommendation

Planning Board Recommends: 5-0-0

Historical Commission Does Not Recommend: 5-0-0

Mark Weinress moved that the Town vote to amend Article 1 defining the term “sign” and Article 3, Section 3200 of the Zoning By-law as printed in the warrant.

Raphael Richter moved to amend the motion by striking out the language in section 3224 “...within storefront windows not to exceed a maximum of 25% of the window surface area.”

Motion to Amend Passed.

Dennis Scales moved to amend the motion by sticking out the language in section i after “.....placed between Thanksgiving and Martin Luther King Day of each year.

Motion To Amend Passed.

Mark Weinress moved to indefinitely postpone Article 22.
Motion to Indefinitely Postpone Does Not Pass.

Scott Caldwell moved to amend the main motion by reinstating the language in section 3224 as printed in the warrant but change 25% to 50%.
Motion to Amend Passed.

Motion As Amended Passed. (2/3rd's Vote Declared)

Article 23. General By-law Amendment: Sign Code. To see if the Town will vote to amend the Provincetown General By-laws by deleting in its entirety Chapter 10, Sign Regulations; or take any other action relative thereto.
[Requested by the Town Manager]

Board of Selectmen Recommends: 5-0-0
Finance Committee Has No Recommendation
Historical Commission Does Not Recommend: 5-0-0

Sharon Lynn moved that the Town vote to approve Article 23 as printed in the warrant.
Motion Passed.

Article 24. General By-law Amendment: Non-Criminal Disposition of Pier Corporation Regulations. To see if the Town will vote to amend the Provincetown General By-laws by amending §2-3-1-1 to read as follows:

2-3-1-1. Any rule or regulation of the Provincetown Public Pier Corporation duly enacted as of ~~April 4, 2014~~ April 2, 2012 shall be deemed a regulation of the Board of Selectmen. Violation of such rules or regulations may be enforced by any available means in law or equity, including but not limited to non-criminal disposition pursuant to G.L. c.40, §21D, and Sections 2-3-1 through 2-3-3 of the General By-laws. For the purposes of this by-law, the following officials shall be enforcing persons: the Harbormaster and his designees and any police officer of the Town of Provincetown.

2-3-2-1. Violations of the Provincetown Public Pier Corporation Regulations in Effect on ~~April 4, 2014~~ April 2, 2012 (attached as Appendix 1 to Schedule A): 1st offense, \$100.00; 2nd offense, \$200.00; 3rd and subsequent offenses, \$300.00; or to take any other action relative thereto.

[Requested by Provincetown Public Pier Corporation]

Board of Selectmen Recommends: 5-0-0
Finance Committee Has No Recommendation

Ellen Battaglini moved that the Town vote to approve Article 24 as printed in the warrant.
Motion Passed.

Article 25. Abolish the Water Meter Charge

Whereas: The lowest users of water in Provincetown are paying more than their fair share for water;

Whereas: We have established a pay scale for water users which is higher for those using more water which is fair;

Whereas: The Water Department has added a Meter Charge to everyone's bill, twice a year, which is bigger than many homeowners' Water Usage Bill;

Whereas: The 3,549 water meters in Provincetown and Truro brought the Water Department \$526,660, which is 25% of the total water budget of \$2,103,929;

I move to see if the Town will vote to abolish the Water Meter Charges and put the total cost of running the Water Department on the water usage scale. The rates will be higher with the Meter Charge abolished, but will be less in total for many low users and will encourage water conservation; or to take any other action relative thereto.

[Requested by Barbara Rushmore and others]

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

Finance Committee Does Not Recommend: 6-0-0

Water & Sewer Board Does Not Recommend: 7-0-0

Whereas: The lowest users of water in Provincetown are paying more than their fair share for water;

Whereas: We have established a pay scale for water users which is higher for those using more water which is fair;

Whereas: The Water Department has added a Meter Charge to everyone's bill, twice a year, which is bigger than many homeowners' Water Usage Bill;

Whereas: The 3,549 water meters in Provincetown and Truro brought the Water Department \$526,660, which is 25% of the total water budget of \$2,103,929;

Barbara Rushmore moved to see if the Town will vote to abolish the Water Meter Charges and put the total cost of running the Water Department on the water usage scale. The rates will be higher with the Meter Charge abolished, but will be less in total for many low users and will encourage water conservation; or to take any other action relative thereto.

Motion Does Not Pass.

Article 26. Ban Herbicides in Provincetown (By-law)

Whereas: Roundup® and other herbicides, even when in parts-per-billion draining into the water table has an adverse effect on people and pets;

Whereas: NStar and homeowners use herbicides rather than manually weeding or clear cutting;

Whereas: Appeals to users to stop for the good of the community have not stopped the use of herbicides for weed control;

I move to see if the Town will vote a By-law that bans the use of Roundup® (glyphosphate) and other weed controlling herbicides in Provincetown; or to take any other action relative thereto.

[Requested by Barbara Rushmore and others]

Board of Selectmen Does Not Recommend: 5-0-0
Finance Committee Has No Recommendation
Board of Health Recommends: 3-0-0

Barbara Rushmore moved that be it resolved that the Town cease the use of herbicides on all Town-owned property.

Greg Howe moved to amend the motion to insert "except that all cemeteries in Town shall be exempt from this requirement."

Motion to Amend Does Not Pass.

Motion Passed.

Article 27. Eliminate Zoning By-Law 3224. To see if the Town will vote to eliminate Zoning By-Law 3224 which reads: "Neon, gas-filled tube type illuminated or internally illuminated signs shall not be permitted. No sign shall produce glare, flash, move or have activated lights or elements"; or to take any other action relative thereto.

[Submitted by Scott Caldwell and others]

Board of Selectmen Does Not Recommend: 5-0-0
Finance Committee Has No Recommendation
Planning Board Does Not Recommend: 5-0-0

Mary-Jo Avellar moved to indefinitely postpone Article 27.

Motion Passed.

Article 28. Shut the Pilgrim Nuclear Plant Down (Resolution)

Whereas: The license to operate the Pilgrim Nuclear Plant has almost run out;

Whereas: The disaster in Japan of the Fukushima Nuclear Power Plant has forced the evacuation of all people within 25 miles;

Whereas: The prevailing winds on Cape Cod are from the Southwest where we can see the Pilgrim plant;

Whereas: Geographically it is impossible to evacuate Cape Cod without exposing all evacuees to radiation;

Whereas: We are really not in need of that power plant;

I move to see if the Town will vote this Resolution: We petition our Massachusetts Congressional Delegates and Senators, our Governor, Deval Patrick, the Attorney General of Massachusetts, Martha Coakley and our President, Barack Obama to urge the Nuclear Regulatory Commission to not

renew the License to Operate the Pilgrim Nuclear Plant; or to take any other action relative thereto.

[Requested by Barbara Rushmore and others]

**Board of Selectmen Does Not Recommend: 5-0-0
Finance Committee Has No Recommendation**

Whereas: The license to operate the Pilgrim Nuclear Plant has almost run out;

Whereas: The disaster in Japan of the Fukushima Nuclear Power Plant has forced the evacuation of all people within 25 miles;

Whereas: The prevailing winds on Cape Cod are from the Southwest where we can see the Pilgrim plant;

Whereas: Geographically it is impossible to evacuate Cape Cod without exposing all evacuees to radiation;

Whereas: We are really not in need of that power plant;

Barbara Rushmore moved to see if the Town will vote this Resolution: We petition our Massachusetts Congressional Delegates and Senators, our Governor, Deval Patrick, the Attorney General of Massachusetts, Martha Coakley and our President, Barack Obama to urge the Nuclear Regulatory Commission to not renew the License to Operate the Pilgrim Nuclear Plant; or to take any other action relative thereto.

Motion Passed.

Article 29. Social Security For All and By All

Whereas: Social Security and Medicare are not entitlements, but are earned benefits paid for by payroll deductions on every worker's paycheck;

Whereas: Social Security has reduced poverty among the aged and disabled and enabled better health for the middle class;

Whereas: The Social Security Tax is 6.2% of money earned (reduced by President Obama to 4.2% this year) and there is a cap of \$106,800 on income taxed in this way, and those earning millions only pay on that first \$106,800;

Whereas: The top 1% of taxpayers includes over three hundred thousand taxpayers who make over one million dollars a year,

I move to see if the Town will vote to petition all our Congressmen from Massachusetts to enact a change, that is, to abolish the cap on income and levy the Social Security Tax on all income, earned and unearned (interest, dividends, bonuses, capital gains and variable pre-paid forward contracts); or to take any other action relative thereto.

[Requested by Barbara Rushmore and others]

**Board of Selectmen Has No Recommendation
Finance Committee Has No Recommendation**

Whereas: Social Security and Medicare are not entitlements, but are earned benefits paid for by payroll deductions on every worker's paycheck;

Whereas: Social Security has reduced poverty among the aged and disabled and enabled better health for the middle class;

Whereas: The Social Security Tax is 6.2% of money earned (reduced by President Obama to 4.2% this year) and there is a cap of \$106,800 on income taxed in this way, and those earning millions only pay on that first \$106,800;

Whereas: The top 1% of taxpayers includes over three hundred thousand taxpayers who make over one million dollars a year,

Barbara Rushmore moved to see if the Town will vote to petition all our Congressmen from Massachusetts to enact a change, that is, to abolish the cap on income and levy the Social Security Tax on all income, earned and unearned (interest, dividends, bonuses, capital gains and variable pre-paid forward contracts); or to take any other action relative thereto.

Motion Passed.

Article 30. Tax on Stock Trades (Financial Transaction Fee)

Whereas: Our country has a huge deficit and our taxes don't equal our yearly budget;

Whereas: This Financial Transaction Fee, called a *Robin Hood Tax*, is supported by Bill Gates, George Soros, Al Gore, Ralph Nader, Pope Benedict XVI and the Archbishop of Canterbury;

Whereas: This tax is now in effect at a rate of \$3 per \$10,000 in England and France and would not adversely affect the U.S. markets;

Whereas: A tax on the financial markets is long overdue;

I move to see if the Town will vote to petition the Massachusetts Congressmen and Senators to enact a \$3 per \$10,000 tax on all stock and bond trades, the money to go into the U.S. Treasury for our budget and to help pay off the deficit; or to take any other action relative thereto.

[Requested by Barbara Rushmore and others]

Board of Selectmen Has No Recommendation Finance Committee Has No Recommendation

Whereas: Our country has a huge deficit and our taxes don't equal our yearly budget;

Whereas: This Financial Transaction Fee, called a *Robin Hood Tax*, is supported by Bill Gates, George Soros, Al Gore, Ralph Nader, Pope Benedict XVI and the Archbishop of Canterbury;

Whereas: This tax is now in effect at a rate of \$3 per \$10,000 in England and France and would not adversely affect the U.S. markets;

Whereas: A tax on the financial markets is long overdue;

Barbara Rushmore moved to see if the Town will vote to petition the Massachusetts Congressmen and Senators to enact a \$3 per \$10,000 tax on all stock and bond trades, the money to go into the U.S. Treasury for our budget and to help pay off the deficit; or to take any other action relative thereto.

Motion Passed.

Article 31. Peace, Thank You

I move to see if the Town will vote the following Resolution:

We, the People of Provincetown, Massachusetts, do send our thanks to President Barack Obama for ending the War in Iraq.

We urge him to end the War in Afghanistan as soon as possible.

We urge our Congressmen that sending troops to fight overseas and a Declaration of War should only be done by a recorded vote of Congress as is stated in our Constitution; or to take any other action relative thereto.

[Requested by Barbara Rushmore and others]

**Board of Selectmen Recommends: 5-0-0
Finance Committee Has No Recommendation**

Barbara Rushmore moved to see if the Town will vote the following Resolution:

We, the People of Provincetown, Massachusetts, do send our thanks to President Barack Obama for ending the War in Iraq.

We urge him to end the War in Afghanistan as soon as possible.

We urge our Congressmen that sending troops to fight overseas and a Declaration of War should only be done by a recorded vote of Congress as is stated in our Constitution; or to take any other action relative thereto.

Motion Passed.

Town Moderator Irene Rabinowitz motioned to dissolve the April 2, 2012 Annual Town Meeting at 9:30 p.m.

Motion Passed.

Annual Town Meeting dissolved at 9:30 p.m.