

**Town of Mashpee
Mashpee High School
Annual Town Meeting
Monday, May 7, 2018**

**Town Meeting opened at 7:24 PM
Voters Present 150
Quorum 0**

Barnstable, ss:

Greetings to the Constables of the Town,

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and summon the inhabitants of the Town of Mashpee who are qualified to vote in the elections to meet at the Mashpee High School on Monday, the 7th day of May 2018 at 7:00 p.m. for the following purposes:

To act on the articles contained in the following Warrant:

Article 1

To see if the Town will vote to accept the reports of the Town officers, or take any other action relating thereto.

Submitted by the Board of Selectmen

Explanation: The 2017 Annual Town Report in which the reports of Town officers are presented is available at the Town Meeting and at the Town Hall.

The Board of Selectmen recommends approval of Article 1 by a vote of 5-0.

The Finance Committee recommends approval of Article 1 by a vote of 6-0.

Motion made by Selectman Carol Sherman.

Motion: I move the Town vote to accept the reports of the Town officers.

Motion passes unanimously at 7:24 PM.

Article 2

To see if the Town will vote to fix the salaries of the following elected officers as provided in Chapter 41, Section 108, of the Massachusetts General Laws for the period of July 1, 2018 to June 30, 2019, and further, to see if the Town will vote to appropriate, raise, and/or transfer a sum of money to defray the Town's expenses for the ensuing fiscal year, according to the following line item budget, with the maximum amount to be appropriated as shown in the

column entitled "FY 2019 Department Request" (see Omnibus Budget), or take any other action relating thereto.

Submitted by the Board of Selectmen

Explanation: This article seeks to fund the annual operating budgets for the various Town Departments.

The Board of Selectmen recommends approval of Article 2 by a vote of 5-0.

The Finance Committee recommends approval of Article 2 by a vote of 4-0-1.

DEPARTMENT		FY 2018 DEPARTMENT BUDGET	FY 2019 DEPARTMENT REQUEST	FY 2019 FINANCE COMMITTEE RECOMMEND	FY 2019 TOWN MANAGER RECOMMEND
MODERATOR					
SALARY	1	200	200	200	200
TOTAL		200	200	200	200
SELECTMEN					
SALARY-ELECTED	2	15,500	15,500	15,500	15,500
SALARY/WAGE	3	346,196	369,822	369,822	369,822
EXPENSE	4	38,500	38,500	38,500	38,500
LEG/ENG/CONSULTING	5	310,000	310,000	310,000	310,000
TOTAL		710,196	733,822	733,822	733,822
FINANCE COMMITTEE					
RESERVE FUND	6	100,000	100,000	100,000	100,000
EXPENSE	7	65,000	65,000	65,000	65,000
TOTAL		165,000	165,000	165,000	165,000
TOWN ACCOUNTANT					
SALARY/WAGE	8	241,475	256,280	256,280	256,280
EXPENSE	9	2,790	2,790	2,790	2,790
TOTAL		244,265	259,070	259,070	259,070
ASSESSORS					
SALARY-APPOINTED	10	3,000	3,000	3,000	3,000
SALARY/WAGE	11	257,413	269,067	269,067	269,067
EXPENSE	12	7,750	7,800	7,800	7,800
TOTAL		268,163	279,867	279,867	279,867
TREASURER/TAX COLLECTOR					
SALARY/WAGE	13	238,434	246,441	249,441	246,441
EXPENSE	14	53,700	52,200	52,200	52,200
DEBT SERVICE	15	2,000	2,500	2,500	2,500
FORECLOSURE	16	10,000	20,000	10,000	10,000
TOTAL		304,134	321,141	311,141	311,141

DEPARTMENT		FY 2018 DEPARTMENT BUDGET	FY 2019 DEPARTMENT REQUEST	FY 2019 FINANCE COMMITTEE RECOMMEND	FY 2019 TOWN MANAGER RECOMMEND
HUMAN RESOURCES					
SALARY/WAGE	17	297,836	308,363	308,363	308,363
EXPENSE	18	86,084	87,184	87,184	87,184
TOTAL		383,920	395,547	395,547	395,547
INFORMATION TECHNOLOGY					
SALARY/WAGE	19	242,210	254,388	254,388	254,388
EXPENSE	20	243,178	276,809	242,503	242,503
EQUIPMENT REPLACEMENT	21	27,000	27,000	27,000	27,000
TOTAL		512,388	558,197	523,891	523,891
GIS					
SALARY/WAGE	22	72,250	73,800	73,800	73,800
EXPENSE	23	10,037	10,037	10,037	10,037
TOTAL		82,287	83,827	83,827	83,827
TOWN CLERK					
SALARY-ELECTED	24	76,500	81,070	79,875	79,875
SALARY/WAGE	25	86,209	88,377	87,177	87,177
EXPENSE	26	9,785	9,350	9,350	9,350
TOTAL		172,494	178,797	176,402	176,402
ELECTIONS REGISTRATIONS	&				
SALARY/WAGE	27	48,497	55,703	55,703	55,703
EXPENSE	28	13,000	16,300	16,300	16,300
TOTAL		61,497	72,003	72,003	72,003
CONSERVATION					
SALARY/WAGE	29	191,957	200,512	200,512	200,512
EXPENSE	30	4,620	4,764	4,764	4,764
HERRING EXPENSE	31	500	2,500	500	500
TOTAL		197,077	207,776	205,776	205,776

DEPARTMENT		FY 2018 DEPARTMENT BUDGET	FY 2019 DEPARTMENT REQUEST	FY 2019 FINANCE COMMITTEE RECOMMEND	FY 2019 TOWN MANAGER RECOMMEND
NATURAL RESOURCES					
SALARY/WAGE	32	383,382	467,422	462,987	462,987
EXPENSE	33	75,500	71,200	71,200	71,200
PROPAGATION	34	50,000	210,000	80,000	80,000
TOTAL		508,882	748,622	614,187	614,187
PLANNING BOARD					
EXPENSE	35	7,765	14,965	7,765	7,765
TOTAL		7,765	14,965	7,765	7,765
PLANNING DEPARTMENT					
SALARY/WAGE	36	144,374	162,670	112,355	112,355
EXPENSE	37	5,555	5,300	5,300	5,300
TOTAL		149,929	167,970	117,655	117,655
TOWN HALL					
EXPENSE	38	274,000	274,000	264,000	264,000
TOTAL		274,000	274,000	264,000	264,000
POLICE					
SALARY/WAGE	39	3,647,914	3,831,141	3,725,050	3,725,050
EXPENSE	40	347,681	347,681	317,681	317,681
DISPATCHERS SALARY/WAGE	41	479,928	478,639	478,639	478,639
TOTAL		4,475,523	4,657,461	4,521,370	4,521,370
FIRE					
SALARY/WAGE	42	3,397,857	3,416,595	3,416,595	3,416,595
EXPENSE	43	462,093	478,053	476,961	476,961
TOTAL		3,859,950	3,894,648	3,893,556	3,893,556
BUILDING INSPECTOR					
SALARY/WAGE	44	317,348	326,063	326,063	326,063
EXPENSE	45	17,225	17,325	17,325	17,325
TOTAL		334,573	343,388	343,388	343,388
TREE WARDEN					
EXPENSE	46	425	425	425	425
TOTAL		425	425	425	425

DEPARTMENT		FY 2018 DEPARTMENT BUDGET	FY 2019 DEPARTMENT REQUEST	FY 2019 FINANCE COMMITTEE RECOMMEND	FY 2019 TOWN MANAGER RECOMMEND
SCHOOL					
BUDGET	47	20,870,383	21,381,532	21,381,532	21,381,532
TOTAL		20,870,383	21,381,532	21,381,532	21,381,532
D.P.W.					
SALARY/WAGE	48	2,489,761	2,610,813	2,569,043	2,569,043
EXPENSE	49	672,565	784,220	778,992	778,992
BUILDINGS & GROUNDS	50	1,209,600	1,261,900	1,204,519	1,204,519
TOTAL		4,371,926	4,656,933	4,552,554	4,552,554
SNOW & ICE					
EXPENSE	51	116,570	116,570	116,570	116,570
TOTAL		116,570	116,570	116,570	116,570
STREET LIGHTING					
EXPENSE	52	28,000	28,000	28,000	28,000
TOTAL		28,000	28,000	28,000	28,000
TRANSFER STATION					
EXPENSE	53	846,623	876,337	859,685	859,685
TOTAL		846,623	876,337	859,685	859,685
SEWER COMMISSION					
EXPENSE	54	180	35,200	35,200	35,200
TOTAL		180	35,200	35,200	35,200
CEMETERY					
EXPENSE	55	15,000	15,000	15,000	15,000
TOTAL		15,000	15,000	15,000	15,000
HEALTH					
SALARY-APPOINTED	56	3,000	3,000	3,000	3,000
SALARY/WAGE	57	243,310	238,842	238,842	238,842
EXPENSE	58	24,005	23,590	23,590	23,590
TOTAL		270,315	265,432	265,432	265,432

DEPARTMENT		FY 2018 DEPARTMENT BUDGET	FY 2019 DEPARTMENT REQUEST	FY 2019 FINANCE COMMITTEE RECOMMEND	FY 2019 TOWN MANAGER RECOMMEND
COUNCIL ON AGING					
SALARY/WAGE	59	237,157	246,366	246,366	246,366
EXPENSE	60	37,950	37,492	37,492	37,492
TOTAL		275,107	283,858	283,858	283,858
VETERANS					
EXPENSE	61	105,000	105,000	105,000	105,000
MEMBERSHIP	62	35,143	35,500	35,500	35,500
TOTAL		140,143	140,500	140,500	140,500
HUMAN SERVICES					
SALARY/WAGE	63	69,157	72,066	72,066	72,066
EXPENSE	64	51,910	51,910	51,910	51,910
TOTAL		121,067	123,976	123,976	123,976
LIBRARY					
SALARY/WAGE	65	465,846	478,759	478,759	478,759
EXPENSE	66	178,012	189,073	189,073	189,073
TOTAL		643,858	667,832	667,832	667,832
RECREATION					
SALARY/WAGE	67	262,625	282,431	266,031	266,031
EXPENSE	68	35,570	35,970	32,000	32,000
TOTAL		298,195	318,401	298,031	298,031
HISTORICAL					
TEMP WAGE	69	9,000	9,000	9,000	9,000
EXPENSE	70	1,375	7,030	7,030	7,030
TOTAL		10,375	16,030	16,030	16,030
CULTURAL COUNCIL					
EXPENSE	71	90	90	90	90
TOTAL		90	90	90	90
PRINCIPAL INSIDE 2 1/2	72	1,217,548	1,198,545	1,198,545	1,198,545
PRINCIPAL OUTSIDE 2 1/2	73	615,000	605,000	605,000	605,000
INTEREST INSIDE 2 1/2	74	213,125	182,166	182,166	182,166

DEPARTMENT		FY 2018 DEPARTMENT BUDGET	FY 2019 DEPARTMENT REQUEST	FY 2019 FINANCE COMMITTEE RECOMMEND	FY 2019 TOWN MANAGER RECOMMEND
INTEREST OUTSIDE 2 1/2	75	195,025	170,425	170,425	170,425
TEMP BORROW INSIDE 2 1/2	76	30,000	150,000	150,000	150,000
TEMP BORROW OUTSIDE 2 1/2	77	-	220,000	220,000	220,000
RETIREMENT EXPENSE	78	2,843,559	3,025,933	3,025,933	3,025,933
UNEMPLOYMENT	79	60,000	60,000	40,000	40,000
MEDICAL INSURANCE	80	7,715,400	8,515,760	8,385,320	8,385,320
GROUP INSURANCE	81	14,700	14,500	14,500	14,500
MEDICARE	82	453,318	453,318	453,318	453,318
TOWN INSURANCE	83	792,000	830,640	830,640	830,640
GRAND TOTAL		54,870,175	57,708,714	57,029,039	57,029,039

Motion made by Selectman John Cahalane.

Motion: I move the Town vote to fix the salaries of the elected officers as specified under the columns entitled "Town Manager Recommendation": in line items 2 and 24 of the "Omnibus Budget" as distributed to voters at the Town Meeting and further the Town defray the expenses for the ensuing fiscal year by appropriation, those amounts shown under columns entitled "Town Manager Recommendation" and that to fund said appropriation, the Town raise and appropriate \$53,639,224; and further appropriate and transfer from the Ambulance Receipts Reserved for Appropriation Account \$450,000 to line item 42, \$50,000 to line item 43, \$95,000 to line item 72, \$3,800 to line item 74 and \$17,605 to line item 76; appropriate and transfer from the Hotel/Motel Receipts Account \$25,000 to line item 80; appropriate and transfer from the Conservation Revolving Account \$10,000 to line item 29; appropriate and transfer from the Shellfish Receipts Reserved for Appropriation Account \$25,000 to line item 34; appropriate and transfer from the Cemetery Receipts Reserved for Appropriation Account \$15,000 to line item 55; appropriate and transfer from the Street Betterment Receipts Reserved for Appropriation Account \$425,000 to line item 72, \$88,025 to line item 74 and \$80,933 to line item 76;

appropriate and transfer from the Septic Betterment Receipts Reserved for Appropriation Account \$29,196 to line item 72, \$11,856 to line item 57; and appropriate and transfer from the Community Preservation Act Fund \$460,000 to line item 72, and \$53,400 to line Item 74; and appropriate and transfer from Revenue Available for Appropriation \$1,550,000 to line item 80.

Motion passes at 7:42 PM.

Article 3

To see if the Town will vote to appropriate and transfer the sum of \$1,423,700 from available funds to various department Capital Accounts, as specified in the chart accompanying this Article, or take any other action relating thereto.

Submitted by the Board of Selectmen

DEPARTMENT		FY 2019 CIP COMMITTEE REPORT	FY 2019 TOWN MANAGER RECOMMENDATION
Police			
10 Police Vehicles - Year 2 of 3	1	\$144,000	\$144,000
4 Police Vehicles - Year 1 of 3	2	\$64,400	\$64,400
Total Police		\$208,400	\$208,400
Fire			
Fire Engine/Tanker	3	\$350,000	\$350,000
Purchase (1) Ambulance	4	\$275,000	\$275,000
Total Fire		\$625,000	\$625,000
DPW			
Replacement of 1997 Itg Loader -Year 1 of 3	5	\$75,000	\$75,000
Replacement of 2003 Econo Van	6	\$30,000	\$30,000
Replacement of 1996 Wood Chipper	7	\$60,000	\$60,000
Replacement of 2000 CAT Skid Steer	8	\$55,000	\$55,000
Replacement of 2011 Ford F-350	9	\$45,000	\$45,000
Total DPW		\$265,000	\$265,000
Info Tech (IT)			
Permitting Software	10	\$84,000	\$84,000
Total IT		\$84,000	\$84,000
Recreation			
ADA Compliant Van (Year 1 of 3)	11	\$16,300	\$16,300
Total Recreation		\$16,300	\$16,300
Natural Resources			
Harbormaster Boat	12	\$50,000	\$50,000
Total Natural Resources		\$50,000	\$50,000
Planning & Construction			
Flooring Replacement	13	\$50,000	\$50,000
Storage Garage & Parking @ DPW	14	\$125,000	\$125,000
Total Planning & Construction		\$175,000	\$175,000
TOTAL CAPITAL APPROPRIATION		\$1,423,700	\$1,423,700

Explanation: This article is to appropriate funds for the FY 2019 capital budget.

The Board of Selectmen recommends approval of Article 3 by a vote of 5-0.

The Finance Committee recommends approval of Article 3 by a vote of 4-0-1.

Motion made by Selectman Andrew Gottlieb.

Motion: I move the Town vote to appropriate and transfer from the Ambulance Receipts Reserved for Appropriation Account, \$275,000 to line item 4; appropriate and transfer from the Recreation Revolving Fund, \$16,300 to line item 11; appropriate and transfer from the Waterways Improvement Fund, \$50,000 to line item 12 and appropriate and transfer from Revenue Available for Appropriation \$1,082,400 to the remaining various department Capital Accounts itemized in Article 3.

Motion passes unanimously at 7:45 PM.

Article 4

To see if the Town will vote to approve the annual regional school district budget for the Cape Cod Regional Technical High School District for the fiscal year beginning July 1, 2018, in the amount of \$14,944,000, and further, to see if the Town will vote to raise and appropriate the sum of \$1,088,399 to meet its share of the cost of operation and maintenance of the Cape Cod Regional Technical High School District for the fiscal year beginning July 1, 2018, or take any other action relating thereto.

Submitted by the Board of Selectmen

Explanation: Mashpee's share of the Cape Cod Regional Technical High School budget is \$1,088,399. There are 53 students from Mashpee at the Cape Cod Regional Technical High School, a decrease of 4 students from last year.

The Board of Selectmen recommends approval of Article 4 by a vote of 5-0.

The Finance Committee recommends approval of Article 4 by a vote of 6-0.

Motion made by Selectman Thomas O'Hara.

Motion: I move the Town vote to approve the annual regional school district budget for the Cape Cod Regional Technical High School District for the fiscal year beginning July 1, 2018, in the amount of \$14,944,000, and further, to raise and appropriate the sum of \$1,088,399 to meet its share of the cost of operation and maintenance of the Cape Cod Regional Technical High School District for the fiscal year beginning July 1, 2018.

Motion passes unanimously at 7:47 PM.

Article 5

To see if the Town will vote to appropriate and transfer a sum of money from revenue available for appropriation to the Other Postemployment Benefits Irrevocable Trust Fund, or take any other action relating thereto.

Submitted by the Board of Selectmen

Explanation: This article is to add funds to the OPEB Irrevocable Trust Fund which was established in FY 2013. This trust fund was established to assist the Town with meeting its potential post-employment benefits obligation.

The Board of Selectmen made no recommendation.

The Finance Committee recommends approval of Article 4 by a vote of 6-0.

Motion made by Selectman John Cotton.

Motion: I move the Town vote to appropriate and transfer the sum of \$200,000 from revenue available for appropriation to the Other Postemployment Benefits Irrevocable Trust Fund.

Motion passes unanimously at 7:48 PM.

Article 6

To see if the Town will vote to appropriate and transfer the sum of \$1,176,537 from revenue available for appropriation, to be deposited into the Capital Stabilization Fund, or take any other action relating thereto.

Submitted by the Board of Selectmen

Explanation: This article will set aside funds in to Capital Stabilization account for future capital expenditures in an effort to ensure the Town will maintain its assets at a level adequate to protect the Town's capital investments and to minimize future maintenance and replacement costs.

The Board of Selectmen recommends approval of Article 6 by a vote of 5-0.

The Finance Committee recommends approval of Article 6 by a vote of 6-0.

Motion made by Selectman Carol Sherman.

Motion: I move the Town vote to appropriate and transfer the sum of \$1,176,537 from revenue available for appropriation to be deposited into the Capital Stabilization Fund.

Motion passes unanimously at 7:48 PM.

Article 7

To see if the Town will vote to authorize the total expenditures for the following revolving funds pursuant to G.L. Ch 44 Section 53E ½ for the fiscal year beginning July 1, 2018 to be expended in accordance with the Bylaw establishing said revolving funds, heretofore approved, or take any other action relating thereto.

FUND	FY 2019 AUTHORIZATION
RECREATION	\$521,000
LIBRARY	\$ 20,000
SENIOR CENTER	\$ 15,000
HISTORICAL COMMISSION	\$ 2,500

Submitted by the Finance Director

Explanation: This article establishes the FY 2019 expenditure limits for departmental revolving funds.

The Board of Selectmen recommends approval of Article 7 by a vote of 5-0.

The Finance Committee recommends approval of Article 7 by a vote of 6-0.

Motion made by Selectman John Cahalane.

Motion: I move the Town vote to authorize the total expenditures for the respective revolving funds identified in Article 7 pursuant to G.L. Ch 44 Section 53E ½ for the fiscal year beginning July 1, 2018 to be expended in accordance with the Bylaw establishing said revolving funds, heretofore approved.

Motion passes unanimously at 7:50 PM.

Article 8

To see if the Town will vote to appropriate \$557,524 to establish a budget for the PEG Access and Cable Related fund for fiscal year 2019, with said appropriation to be funded through the current balance of the fund, or take any other action relating thereto.

Submitted by the Finance Director

Explanation: The Department of Revenue now requires the Town to vote a yearly budget based on estimated expenditures from the fund for the next fiscal year. The total budget voted may not exceed the current balance within the fund.

The Board of Selectmen recommends approval of Article 8 by a vote of 5-0.

The Finance Committee recommends approval of Article 8 by a vote of 6-0.

Motion made by Selectman Andrew Gottlieb.

Motion: I move the Town vote to appropriate the sum of \$557,524 to establish a budget for the PEG Access and Cable Related fund for fiscal year 2019, with said appropriation to be funded through the current balance of the fund.

Motion passes unanimously at 7:51 PM.

Article 9

To see if the Town will vote to raise and appropriate, borrow or transfer from available funds \$600,830 to provide for road improvement projects under the Chapter 90 program, or take any other action relating thereto.

Submitted by the Department of Public Works

Explanation: This article authorizes use of funds which will be 100% reimbursed by the Commonwealth of Massachusetts. The budget approved each fiscal year by the Legislature and Governor establishes the total funding available for Chapter 90 local transportation aid for that year. These funds are then apportioned to the 351 Massachusetts towns and cities.

The funding authorized by this article is the maximum anticipated Town's share of the FY19 Chapter 90 program.

The Board of Selectmen recommends approval of Article 9 by a vote of 5-0.

The Finance Committee recommends approval of Article 9 by a vote of 6-0.

Motion made by Selectman Thomas O'Hara.

Motion: I move the Town vote to appropriate \$600,830 to provide for road improvement projects in and for the Town, in accordance with the provisions of Chapter 90 of the Massachusetts General Laws, and to authorize the Treasurer, with the approval of the Board of Selectmen, to borrow said sum of \$600,830 under and pursuant to the provisions of M.G.L., Chapter 44, Sections 7 & 8, or any other enabling authority, and to issue bonds and notes of the Town therefore.

Motion passes unanimously at 7:52 PM.

Article 10

To see if the Town will vote to appropriate and transfer the sum of \$39,000 from revenue available for appropriation to the Department of Natural Resources to fund the third and final year of a monitoring contract with the University of Massachusetts Dartmouth for monitoring water quality associated with Shellfish Aquaculture in Popponesset Bay and Waquoit Bay and its effectiveness in reducing water-column nutrient concentrations, or take any other action relating thereto.

Submitted by the Board of Selectmen

Explanation: The Town's wastewater program relies heavily on aquaculture to reduce nitrogen in the bays. While the Town has an excellent understanding of the nitrogen reduction reductions from each clam or oyster, it is less clear what nitrogen reductions occur in the sediments beneath healthy shellfish populations. This study will quantify the additional nitrogen reductions that are a distinct benefit from the aquaculture program. The results of this study will enable the Town to understand the additional incremental reductions in nitrogen that it can take credit for with state and federal regulatory agencies, and therefore, offset and avoid additional and more expensive means of nitrogen management. This is the third year of a three year analysis.

The Board of Selectmen recommends approval of Article 10 by a vote of 5-0.

The Finance Committee recommends approval of Article 10 by a vote of 6-0.

Motion made by Selectman John Cotton.

Motion: I move the Town vote to appropriate and transfer the sum of \$39,000 from revenue available for appropriation to the Department of Natural Resources to fund the third and final year of a monitoring contract with the University of Massachusetts Dartmouth for monitoring water quality associated with Shellfish Aquaculture in Popponesset Bay and Waquoit Bay, and its effectiveness in reducing water-column nutrient concentrations.

Motion passes unanimously at 7:53 PM.

Article 11

To see if the town will vote to appropriate and transfer the sum of \$19,000 from the Waterways Improvement Fund to the Great River/Little River Extension Account for the purpose of conducting an engineering survey of the channels area from the center of Waquoit Bay to the existing Little River Channel then continuing from the existing Little River Channel to the entrance of Hamblin Pond and extending from the end of the existing Little River Channel to the end of Great River and entrance to Jehu Pond, or take any other action relating thereto.

Submitted by the Waterways Commission

Explanation: This Article will transfer funds from the Waterways Improvement Fund to cover engineering survey costs to establish the location of the entire channel complex to be covered in a future dredging permit application.

The Board of Selectmen recommends approval of Article 11 by a vote of 5-0.

The Finance Committee recommends approval of Article 11 by a vote of 6-0.

Motion made by Selectman Carol Sherman.

Motion: I move the Town vote to appropriate and transfer the sum of \$19,000 from the Waterways Improvement Fund to the Great River/Little River Extension Account for the purpose of conducting an engineering survey of the channel areas identified in Article 11.

Motion passes unanimously at 7:55 PM.

Article 12

To see if the Town will vote to appropriate and transfer the sum of \$25,000 from the Waterways Improvement Fund to the Department of Natural Resources Equipment Expense Account for the purpose of purchasing equipment/hardware for maintenance of the waterways by the Department of Natural Resources/Harbormaster, or take any other action relating thereto.

Submitted by the Waterways Commission

Explanation: This Article will transfer funds from the Waterways Improvement Fund to cover the costs of channel markers, associated hardware, chains, anchors and miscellaneous equipment which is needed by the Harbormaster to properly identify the channels for safe navigation.

The Board of Selectmen recommends approval of Article 12 by a vote of 5-0.

The Finance Committee recommends approval of Article 12 by a vote of 4-0-1.

Motion made by Selectman John Cahalane.

Motion: I move the Town vote to appropriate and transfer the sum of \$25,000 from the Waterways Improvement Fund to the Department of Natural Resources Equipment Expense Account for the purpose of purchasing equipment/hardware for maintenance of the waterways by the Department of Natural Resources/Harbormaster.

Motion passes unanimously at 7:55 PM.

Article 13

To see if the Town will vote to appropriate \$405,320 for the operation of the Kids Klub Enterprise Fund for Fiscal Year 2019; such sums to be raised from \$405,320 in receipts of the Enterprise, or take any other action relating thereto.

Submitted by the Recreation Department

ESTIMATED REVENUES

Registration Fees	\$ 5,120
Tuition	\$400,000
Investment Income	\$ 200
Total Budgeted Revenue	\$405,320

ESTIMATED EXPENSES

Salary (Full-Time; incl. longevity)	\$259,125
Salary (Part-Time)	\$ 45,945
Benefits (Health, Life, Medicare)	\$ 40,000
Building Expenses	\$ 60,250
Total Budgeted Expenses	\$405,320
Net Profit/Loss	\$ 0

Explanation: The proposed Recreation Kids Klub Enterprise budget for next year will authorize the Recreation Department to operate a Toddler/Pre-School Program as a self-sufficient, self-funded operation. All costs related to the operation of the program are projected to be offset by the program revenues. All surpluses of this account at the end of the year will remain within the account.

The Board of Selectmen recommends approval of Article 13 by a vote of 5-0.

The Finance Committee recommends approval of Article 13 by a vote of 6-0.

Motion made by Selectman Andrew Gottlieb.

Motion: I move the Town vote to appropriate the following sums for the operation of the Kids Klub Enterprise Fund for FY 2019:

Personnel	\$305,070
Benefits	\$ 40,000
Operating Expense	\$ 60,250
TOTAL	\$405,320

such sums to be raised from \$405,320 in receipts of the Enterprise.

Motion passes unanimously at 7:57 PM.

Article 14

To see if the Town will vote to appropriate and transfer from the FY 2019 Community Preservation Fund Estimated Revenues the sum of \$40,000 to the Community Preservation Committee Administrative and Operating Expense Account, pursuant to the provisions of M.G.L., C. 44B, §5, including any necessary costs related thereto, as recommended by the Community Preservation Committee or take any other action relating thereto.

Submitted by the Community Preservation Committee

Explanation: To provide annual funding in FY 2019 for the administrative and operational costs of the Community Preservation Committee which includes project costs associated with and incidental to the Community Preservation Committee. Under the CPA Act, up to 5% of the annual CPA funds may be spent on the operation and administrative costs of the Community Preservation Committee. Funding supports legal and professional fees, technical reviews, appraisal costs, signage, annual Community Preservation Coalition dues, administrative wages, office supplies and similar costs associated with and incidental to the development of a CPA project.

The vote of the Community Preservation Committee was 9-0 in support of this article.

The Board of Selectmen recommends approval of Article 14 by a vote of 5-0.

The Finance Committee recommends approval of Article 14 by a vote of 6-0.

Motion made by Selectman Thomas O'Hara.

Motion: I move the Town vote to appropriate and transfer the sum of \$40,000 from the FY 2019 Community Preservation Fund Estimated Revenues to the Community Preservation Committee Administrative and Operating Expense Account, including any necessary costs related thereto, as recommended by the Community Preservation Committee.

Motion passes unanimously at 7:58 PM.

Article 15

To see if the Town will vote to continue participation in the Community Septic Management Program and the Massachusetts Clean Water Trust for the purpose of making loans to residents of the Town for repairing and/or upgrading residential septic systems pursuant to agreements between the Board of Health and residential property owners, including all costs incidental and related thereto, or to take any other action relating thereto.

Submitted by the Board of Health

Explanation: The Commonwealth of Massachusetts, through the Clean Water Trust (formerly Water Pollution Abatement Trust), has provided approximately \$660,000.00 at 0% interest to the Town of Mashpee to assist homeowners in complying with failed Title V systems since 1998. The loans are available to homeowners at 5% interest, to cover any ongoing costs of the

program. Loans must be secured by a betterment assessed by the Town on the property being improved by the loan. In 2006, Barnstable County created their own community loan program. The repayment of the loans to the Town with the 5% interest is being repaid through previously issued property betterments. In order for the Town to be able to re-loan funds to future additional septic projects, the Town must annually reauthorize/re-approve participation in the Community Septic Management Program. Failure to reauthorize participation in the Program will restrict the Town from re-lending funds to homeowners with failed septic systems. The repaid monies will be held in an account with the principal amount repaid to the Massachusetts Clean Water Trust as scheduled.

The Board of Selectmen recommends approval of Article 15 by a vote of 5-0.

The Finance Committee recommends approval of Article 15 by a vote of 6-0.

Motion made by Selectman John Cotton.

Motion: I move the Town vote to continue participation in the Community Septic Management Program and the Massachusetts Clean Water Trust (MCWT) for the purpose of making loans to residents of the Town for repairing and/or upgrading residential septic systems pursuant to agreements between the Board of Health and residential property owners, including all costs incidental and related thereto.

Motion passes unanimously at 7:59 PM.

Article 16

To see if the Town will vote to authorize the Board of Selectmen and/or the Conservation Commission to acquire title to a portion of that certain parcel of land designated on Mashpee Assessors' Map 45 as Block 50-0, located at 103 Meetinghouse Rd. in Mashpee, Barnstable County, Massachusetts, consisting of Three and Seventy Two One Hundredths (3.72 ac.) acres, more or less, as more specifically shown on the Plan of Land dated April 13, 2017, prepared for Mark and Donna Lopez by Cape & Islands Engineering (the "Plan"), by purchase from or exchange

with owners thereof for open space, conservation and passive recreation purposes, consistent with the provisions of M.G.L. Ch.40, §8C and Article 97 of the Amendments to the Constitution of the Commonwealth of Massachusetts; and, in consideration of said acquisition, to authorize the Selectmen and/or Conservation Commission to transfer and convey by sale or exchange a portion of that certain parcel of Town owned land designated on the Mashpee Assessors' Map 45 as Block 9-0, located at 127 Meetinghouse Rd. in Mashpee, Barnstable County, Massachusetts, consisting of Three and Seventy Two One Hundredths (3.72 ac.) acres, more or less, as shown on said Plan; further, to authorize the Board of Selectmen and Conservation Commission to petition the General Court for such authorization and approval as may be required under Article 97 of the Amendments to the Constitution of the Commonwealth of Massachusetts to effect the exchange of land proposed herein; and to authorize the Board of Selectmen and Conservation Commission to enter into all agreements and execute any and all instruments on behalf of the Town, upon such terms and conditions as they shall deem to be in the best interest of the Town, to effect said exchange of real property interests; or take any other action relating thereto.

Submitted by the Board of Selectmen/Conservation Commission

Explanation: The purpose of this article is to authorize the execution of an even swap of land acreage between privately owned land and Town owned conservation land (3.72 acre areas, respectively). A portion of Mashpee conservation land known as Lopez Conservation land, located at 103 Meetinghouse Rd, contains a driveway/ easement that provides access between Meetinghouse Rd and the Lopez family residence at 127 Meetinghouse Rd. The Lopez family desires to swap an even acreage of undeveloped land on their lot (a 3.72 acre portion of their existing private land) that directly abuts Mashpee conservation land and abuts a portion of the Mashpee River. By executing this even acreage land swap, the Lopez family would no longer need an easement through conservation land to use their existing driveway by virtue of acquiring the land around it. In exchange, the Mashpee Conservation Department would receive an equal acreage piece of undeveloped private land that directly abuts existing conservation land and provides a direct connection to the Mashpee River. Acquiring this piece of land provides permanent protection for a portion of riverfront habitat, which is considered to have substantial wildlife habitat value. Additionally, this portion of land currently owned by the Lopez family provides a connective wildlife habitat corridor between two abutting parcels to the north and south, both of which are preserved as conservation land (Massachusetts Division of Fish and Wildlife and Trustees of Reservation lands respectively). The current conservation land to be swapped is comprised of upland habitat with an existing dirt driveway running through it.

The Board of Selectmen recommends approval of Article 16 by a vote of 5-0.

The Finance Committee recommends approval of Article 16 by a vote of 4-0-1.

Vote made and passed to dispense with reading of article.

Motion made by Selectman Carol Sherman.

Motion: I move the Town vote to authorize the Board of Selectmen and/or the Conservation Commission to acquire title to a portion of that certain parcel of land designated on Mashpee Assessors' Map 45 as Block 50-0, located at 103 Meetinghouse Rd. in Mashpee, Barnstable County, Massachusetts, consisting of Three and Seventy Two One Hundredths (3.72 ac.) acres, more or less, as more specifically shown on the Plan of Land dated April 13, 2017, prepared for Mark and Donna Lopez by Cape & Islands Engineering (the "Plan"), by purchase from or exchange with the owners thereof for open space, conservation and passive recreation purposes, consistent with the provisions of M.G.L. Ch.40, §8C and Article 97 of the Amendments to the Constitution of the Commonwealth of Massachusetts; and, in consideration of said acquisition, to authorize the Selectmen and/or Conservation Commission to transfer and convey by sale or exchange a portion of that certain parcel of Town owned land designated on the Mashpee Assessors' Map 45 as Block 9-0, located at 127 Meetinghouse Rd. in Mashpee, Barnstable County, Massachusetts, consisting of Three and Seventy Two One Hundredths (3.72 ac.) acres, more or less, as shown on said Plan; further, to authorize the Board of Selectmen and Conservation Commission to petition the General Court for such authorization and approval as may be required under Article 97 of the Amendments to the Constitution of the Commonwealth of Massachusetts to effect the exchange of land proposed herein; and to authorize the Board of Selectmen and Conservation Commission to enter into all agreements and execute any and all instruments on behalf of the Town, upon such terms and conditions as they shall deem to be in the best interest of the Town, to effect said exchange of real property interests.

Motion passes unanimously at 8:02 PM.

Article 17

To see if the Town will vote to amend the Zoning Bylaws by adding a new section § 174-17.1 to read as follows:

§174-17.1 Raze and Replace:

No pre-existing, non-conforming single or two family dwelling structure shall be razed and replaced on any lot unless a Special Permit issued by the Zoning Board of Appeals authorizes such action. For purposes of this section, "razed and replaced" shall be defined as the voluntary removal of one hundred percent (100%) of all pre-existing structural materials and mechanical systems of a structure or structures, exclusive of foundations, and the replacement of those materials and systems with new materials and systems in furtherance of the creation of housing. Such a Special Permit may be granted only if the Zoning Board of Appeals finds that any changes, extensions or alterations of the pre-existing non-conformities are not substantially more detrimental to the neighborhood than those non-conformities existing prior to the razing of the existing structure and that there is adequate land area on the lot to provide sufficient parking. In no case shall any new non-conformities be created with respect to any replacement structure without the issuance of a Variance or take any other action relating thereto.

Submitted by the Zoning Board of Appeals

Explanation: This article will clarify the authority of the Zoning Board of Appeals and the procedure to review and regulate the razing and replacement of pre-existing non-conforming dwelling structures under the Zoning Bylaws.

The Board of Selectmen recommends approval of Article 17 by a vote of 5-0.

The Finance Committee recommends approval of Article 17 by a vote of 4-0-1.

Motion made by Selectman John Cahalane.

Motion to indefinitely postponed passes at 8:04 PM.

Article 18

To see if the Town will vote pursuant to M.G.L. ch. 40 to authorize the Board of Selectmen to purchase an 80 percent low income restriction on a real property identified as 37 Center Street, (Mashpee Assessors Map 36, Parcel 47D) using general funds, Community Preservation Act, donations, and/or other sources of revenue, and to authorize the Board of Selectmen to prepare and execute such agreements, deeds, and other instruments necessary to effect such transfer upon such terms and conditions as the Selectmen shall deem to be in the interest of the Town, or take any other action relating thereto.

Submitted by Petition

Explanation: The 37 Center Street condominium was built pursuant to a comprehensive permit issued under M.G.L. C. 40B. When it was sold to Ms. McBrien, a deed restriction was placed on the property limiting the resale to persons who make no more than 120 percent of the median area income. While the property was constructed under a comprehensive permit, the property does not contribute to the Town's affordable/subsidized housing inventory. The purchase of the restriction to persons who make 80 percent of the median area income would increase the Town's affordable/subsidized housing inventory by adding the property to it.

The Board of Selectmen does not recommend approval of Article 18 by a vote of 4-0-1.

The Finance Committee does not recommend approval of Article 18 by a vote of 5-0-1.

Motion made by Petitioner Kathryn McBrien Donahue.

Motion: I withdraw Article 18.

Article 19

To see if the Town will vote pursuant to M.G.L. ch. 40 to authorize the Board of Selectmen to release and extinguish a 120 percent moderate income restriction on a real property identified as 37 Center Street, (Mashpee Assessors Map 36, Parcel 47D) and recorded in the Land Court Department of the Barnstable Registry of Deeds as part of Document No. 1,021,017 in consideration of the payment of all funds in excess of that allowed under the resale provisions of the deed restriction to the Mashpee Affordable Housing Trust for purposes of developing affordable housing, and to authorize the Board of Selectmen to prepare and execute such agreements, deed, and other instruments necessary to effect such transfer upon such terms and conditions as the Selectmen shall deem to be in the interest of the Town.

Submitted by Petition

Explanation: The 37 Center Street condominium was built pursuant to a comprehensive permit issue under M.G.L. C. 40B. When it was sold to Ms. McBrien, a deed restriction was placed on the property limiting the resale price. It also requires that it be marketed first through the Housing Assistance Corporation (HAC) to persons who make no more than 120 percent of the median area income and if unable to be sold through HAC, could be sold to a "non-eligible" purchaser, but would remain subject to the restriction. HAC did not attempt to market the property as it has no "eligible" purchasers and no "non-eligible" price. While the property was constructed under a comprehensive permit, the property does not contribute to the Town's affordable/subsidized housing inventory because only properties restricted to 80 percent of the median area income qualify for the inventory. The article provides authority for the Board of Selectmen to release the restriction in exchange for Ms. McBrien providing a payment of all funds in excess of the resale price for the Affordable Housing Trust. A release of the restriction under the proposed article will provide needed funds to support affordable housing and not impact the Town's attempts to attain the ten percent affordable housing goal of M.G.L. C. 40B.

The Board of Selectmen recommends approval of Article 19 by a vote of 4-0-1.

The Finance Committee recommends approval of Article 19 by a vote of 4-0-1.

Motion made by Petitioner Kathryn McBrien Donahue.

Motion: I withdraw Article 19.

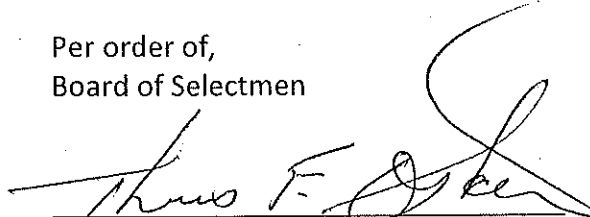
Motion made to adjourn Town Meeting passes unanimously at 8:06 PM.

And you are hereby directed to serve this Warrant by posting up attested copies thereof, one at the Town Hall, one at the Post Office, and one each on the bulletin boards, thirty days at least before said meeting.

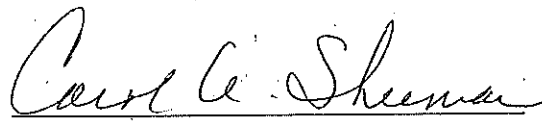
Hereof fail not and make return of this Warrant with your doings thereon to the Town Clerk at the time and place of said meeting.

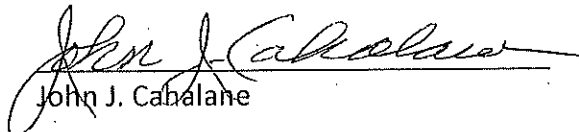
Given under our hands this 26th day of March in the year two thousand and eighteen.

Per order of,
Board of Selectmen



Thomas F. O'Hara, Chairman


John J. Cotton, Vice Chairman


Carol A. Sherman, Clerk


John J. Cabalane


Andrew R. Gottlieb


William J. Dalton-Constable
Posted April 2, 2018