

ANNAUL TOWN MEETING  
"DOINGS"  
June 20, 2020

The Annual and Special Town Meetings were held on Saturday, June 20, 2020 at the Nauset Regional Middle School Field. The Annual Town Meeting was opened at 10:00 a.m. after a quorum of 200 was declared by the Town Clerk. Election workers were Patricia Bradley, Louise Brady, Hannah Caliri, Cynthia Eagar, Mary Hidden, Susan Milton and Mary Walker. Constable on duty was Mary Stevens. A total of 439 voters were in attendance.

**PROCEDURAL MOTION**

To dispense with the reading of the warrant except the Preamble, Conclusion and Attestation thereof.

**ACTION:** Voice vote carries unanimously.

**PROCEDURAL MOTION**

That all Town Officials or department managers or their duly designated representatives, required to attend Town Meeting pursuant to Section 2-7-3 of the Charter. Giovanni Venditti, Nauset Regional School Director of Finance and Operations, Noelle Pina, Orleans Chamber of Commerce Executive Director, Thomas E. Parece, AECOM Associate Vice President, Ian B. Catlow, Tighe & Bond Vice President, Mark Robinson, and The Compact of Cape Cod Conservation Trusts Executive Director, who are not residents of the Town of Orleans, be permitted to address the Town Meeting on matters affecting their office, department or organization, projects for which they have performed services for the Town, or articles in which they have an interest.

**ACTION:** Voice vote carries unanimously.

**PROCEDURAL MOTION**

To adjourn the Annual Town Meeting until the close of Special Town Meeting.

**ACTION:** Voice vote carries unanimously.

**Special Town meeting was opened at 10.10 a.m.**

**PROCEDURAL MOTION**

To dispense with the reading of the warrant except the Preamble, Conclusion and Attestation thereof.

**ACTION:** Voice vote carries unanimously.

### **PROCEDURAL MOTION**

That all Orleans Officials or department managers or their duly designated representative, required to attend Town Meeting pursuant to Section 2-7-3 of the charter all of whom are not residents of the Town of Orleans be permitted to address the Special Town Meeting on matters affecting their office, department or organization, or projects for which they have performed services for the Town.

**ACTION:** Voice vote carries unanimously.

### **ARTICLE 1. PAY BILLS OF PRIOR YEARS**

To see if the Town will vote to transfer from available funds a sum of money to pay bills of prior years under the provisions of Chapter 179, Acts of 1941, as amended, or to take any other action relative thereto. (9/10 Vote Required)

**MOTION:** To accept and adopt Article 1 and the sum of Nine Thousand Six Hundred Ninety and 56/100 Dollars (\$9690.56) be transferred from the Overlay Surplus account to pay the following unpaid bills:

The following is a list of unpaid bills of prior years as of June 20, 2020:

<u>Department</u>	<u>Vendor</u>	<u>Amount</u>
Planning Department	YSI Inc.	\$1650.00
Building and Facilities	Cape & Vineyard Electric Cooperative	\$8040.56
<b>TOTAL</b>		<b>\$9690.56</b>

And further that the sum of Eight Hundred Seventy-Nine and 47/100 Dollars (\$879.47) be transferred from the Water Surplus account to pay the following unpaid bills:

The following is a list of unpaid bills of prior years as of June 20, 2020:

<u>Department</u>	<u>Vendor</u>	<u>Amount</u>
Water Department	Yarmouth Police Dept.	\$816.00
Water Department	Unifirst Corporation	\$56.72
Water Department	Invoice Cloud	\$6.75
<b>TOTAL</b>		<b>\$879.47</b>

**ACTION:** Voice vote carries unanimously.

## **ARTICLE 2. FY 20 BUDGET ADJUSTMENTS**

To see if the Town will vote to transfer from available funds and/or authorize the transfer from various line items within current appropriations, such sums of money as necessary to supplement the operating budgets of the various Town departments for Fiscal Year 2020 as follows:

1. Transfer from Overlay Surplus the sum of Six Thousand and 00/100 Dollars (\$6,000.00), or any other sum, to the Telecommunication Account for the purpose of funding a change in Verizon billing, additional phone lines and OpenCape charges.
2. Transfer from the Overlay Surplus Account the sum of Nineteen Thousand Six Hundred Twenty Two and 00/100 Dollars (\$19,622.00), or any other sum, to the Town/School Unemployment Accounts to fund the unforeseen unemployment claims. (Simple Majority Vote Required)

**MOTION:** To accept and adopt Article 2, as read, and the transfers be made from available funds for the purpose(s) set forth in the article.

**ACTION:** Voice vote carries unanimously.

## **ARTICLE 3. FUND ORLEANS POLICE FEDERATION CONTRACT (FY20)**

To see if the Town will vote to transfer from available funds the sum of One Hundred One Thousand Four Hundred Fifty and 00/100 Dollars (\$101,450.00), or any other sum, to be added to the Fiscal Year 2020 Salaries Account for the Police Department budget and for the Medicare Taxes Budget for employees covered under the collective bargaining agreement between the Town and the Orleans Police Federation, or to take any other action relative thereto. (Simple Majority Vote Required)

**MOTION:** To accept and adopt Article 3 as printed in the warrant and that the sum of Ninety Four Thousand Six Hundred Eighty Eight and 00/100 Dollars (\$94,688.00) be transferred from the Overlay Surplus account and Six Thousand Seven Hundred Sixty Three and 00/100 Dollars (\$6,763.00) be transferred from Free Cash for this purpose.

**ACTION:** Voice vote carries unanimously.

#### **ARTICLE 4. FUND ORLEANS PERMANENT FIREFIGHTERS ASSOCIATION CONTRACT (FY20)**

To see if the Town will vote to transfer from available funds a sufficient sum of money to be added to the Fiscal Year 2020 Salaries Account for the Fire Department budget and for the Medicare Taxes Budget for employees covered under the collective bargaining agreement between the Town and the Orleans Permanent Firefighters Association, or to take any other action relative thereto. (Simple Majority Vote Required)

**MOTION:** To accept and adopt Article 4 as printed in the warrant and that the sum of One Hundred Three Thousand Three Hundred Fifteen and 00/100 Dollars (\$103,315.00) be transferred from Free Cash for this purpose.

**ACTION:** Voice vote carries unanimously.

#### **ARTICLE 5. FUND UNANTICIPATED EMPLOYEE BUYOUTS**

To see if the Town will vote to transfer from available funds the sum of Twenty Two Thousand One Hundred Forty Five and 00/100 Dollars (\$22,145.00) or any other sum, to fund unanticipated employee-related buyouts, or to take any other action relative thereto. (Simple Majority Vote Required)

**MOTION:** To accept and adopt Article 5 as printed in the warrant and that the sum of Twenty-Two Thousand One Hundred Forty-Five and 00/100 Dollars (\$22,145.00) be transferred from Free Cash for this purpose.

**ACTION:** Voice vote carries unanimously.

#### **ARTICLE 6. FUND RADIO TRANSMITTERS FOR REMOTE SITE COMMUNICATION WITH THE WATER TREATMENT PLANT**

To see if the Town will vote to transfer from available funds the sum of Thirty Seven Thousand and 00/100 Dollars (\$37,000.00) or any other sum, for the purpose of engineering oversight and radio transmitter purchase and installation at seven remote well and tank sites to work with programmable logic controllers (PLC) for communication to the Water Treatment Plant's supervisory control and data acquisition system (SCADA), or to take any other action relative thereto. (Simple Majority Vote required.)

**MOTION:** To accept and adopt Article 6 as printed in the warrant and that the sum of Thirty-Seven Thousand and 00/100 Dollars (\$37,000.00) be transferred from the Water Surplus account for the purposes set forth in the article.

**ACTION:** Voice vote carries unanimously.

**ARTICLE 7. FUND REPAIR OF WELL NO. 5**

To see if the Town will vote to transfer from available funds the sum of Twenty Seven Thousand Three Hundred and 00/100 Dollars (\$27,300.00) or any other sum, for the purpose of relining and replacing pump, column, shaft and bearings at well number 5, or to take any other action relative thereto. (Simple Majority required)

**MOTION:** To accept and adopt Article 7 as printed in the warrant and that the sum of Twenty-Seven Thousand Three Hundred and 00/100 Dollars (\$27,300.00) be transferred from the Water Surplus account for the purposes set forth in the article.

**ACTION:** Voice vote carries unanimously.

**ARTICLE 8. CLOSING ARTICLE**

And to act on any other business that may legally come before the meeting. (Simple Majority Vote Required)

**MOTION:** To adjourn the Special Town Meeting

**ACTION:** Voice vote carries unanimously.

**Special Town meeting was adjourned at 10:20 a.m.**

**Annual Town meeting was reconvened at 10:21 a.m.**

**CONSENT CALENDAR ARTICLES**

**ARTICLE 1. REPORT OF THE SELECTMEN, TOWN OFFICERS AND SPECIAL COMMITTEES**

To act upon the Annual Report of the Board of Selectmen, Town Officers and other Special Committees.

**ARTICLE 2. ACCEPT TRANSPORTATION BOND BILL FUNDS**

To see if the Town will vote to authorize the Board of Selectmen to accept and enter into a contract for the expenditure of any funds allocated or to be allocated from year to year by the Commonwealth of Massachusetts and/or Barnstable County for the construction, reconstruction and improvements of roads and bikeways within the Town of Orleans, or to take any other action relative thereto. (Board of Selectmen)

### **ARTICLE 3. HOLD STATE HARMLESS FOR WORK**

To see if the Town will vote to assume liability in the manner provided by Section 29 of Chapter 91 of the General Laws, as most recently amended by Chapter 5 of the Acts of 1955, for all damages that may be incurred by work to be performed by the Massachusetts Department of Environmental Management for the improvement, development, maintenance and protection of tidal and non-tidal rivers and streams, harbors, tide-waters, foreshores and shores along a public beach, in accordance with Section 11 of Chapter 91 of the General Laws and authorize the Selectmen to execute and deliver a bond of indemnity therefore to the Commonwealth, or to take any other action relative thereto. (Board of Selectmen)

### **ARTICLE 4. AUTHORIZATION TO SELL SURPLUS EQUIPMENT & ACCEPT GIFTS**

To see if the Town will vote to authorize the Town Administrator to dispose of surplus supplies and equipment under such terms and conditions as the Town Administrator deems advisable, provided all proceeds from any such disposition are returned to the General Fund, Water Surplus Fund or Reserve for Appropriation account where applicable and to accept any gift items that may be given to the Town on behalf of the citizens of Orleans, or to take any other action relative thereto. (Board of Selectmen)

### **ARTICLE 5. DEPARTMENTAL REVOLVING FUNDS AUTHORIZATION**

To see if the Town will vote to authorize revolving funds for certain town departments under M.G.L. c. 44, § 53E½ and Chapter 82 of the Code of the Town of Orleans as follows:

- 1) Council on Aging Revolving Fund, said account not to exceed Seventy Five Thousand and 00/100 Dollars (\$75,000.00). The Account will be used to fund programs, class instructor fees, fees for reservations and tickets related to trips and functions, and an annual volunteer appreciation function. All funds to be spent under the direction of the department manager and the Town Administrator.
- 2) Council on Aging Transportation Revolving Fund, said account not to exceed Thirty Thousand and 00/100 Dollars (\$30,000.00). The Account will be used to fund driver salaries, vehicle maintenance and other necessary expenses related to the transportation program. Said funds to be spent under the direction of the department manager and the Town Administrator.
- 3) The Home Composting Bin/Recycling Revolving Fund, said account not to exceed Fifteen Thousand and 00/100 Dollars (\$15,000.00). The Account will be used to purchase additional composting bins and recycling containers. Said funds to be spent under the direction of the department manager and the Town Administrator.
- 4) Cultural Council Awards Revolving Fund, said account not to exceed Two Thousand and 00/100 Dollars (\$2,000.00). The Account will be used for the depositing of entry fees, expense reimbursements, and for awarding of cash prizes to participants in special exhibits and cultural events. Said funds to be spent under the direction of the Cultural Council and the Town Administrator.
- 5) The Beach Store Revolving Fund, said account not to exceed Seventy Five Thousand and 00/100 Dollars (\$75,000.00) The Account will be used to purchase items for resale

and to pay for other beach store related expenses. Said funds to be spent under the direction of the department manager and the Town Administrator.

- 6) The H.K. Cummings Collection Revolving Fund, said account not to exceed Five Thousand and 00/100 Dollars (\$5,000.00). The Account will be used for costs associated with reproduction and digitization of prints. Said funds to be spent under the direction of the department manager and the Town Administrator.
- 7) The Solar Credits Revolving Fund, said account not to exceed Fifty Thousand and 00/100 Dollars (\$50,000.00). The Account will be used to pay the Town's utility bills. Said funds to be spent under the direction of the department manager and the Town Administrator.

Or to take any other action relative thereto.

## **ARTICLE 6. CONTINUATION OF MUNICIPAL RENTAL REVOLVING ACCOUNT**

To see if the Town will vote to reauthorize the establishment of the following municipal building or property rental revolving accounts under M.G.L. c. 40, §3 and, further, that any balance at the close of the fiscal year shall remain in the account and may be expended for the upkeep and maintenance of the building or property by the board, committee or department head in control of the building or property:

- 1) The Conservation Properties Account, said account not to exceed Twenty Five Thousand and 00/100 Dollars (\$25,000.00). The Account will be used to pay utility bills and other necessary expenses associated with the rental of the Town owned properties under the jurisdiction and control of the Conservation Commission. Said funds to be spent under the direction of the Conservation Commission and the Town Administrator.
- 2) The Seasonal Housing Properties Account, said account not to exceed Thirty Thousand and 00/100 Dollars (\$30,000.00). The Account will be used to pay utility and other necessary expenses associated with the rental of the former Gavigan property located on Wildflower Lane and the former Hubler property located on Beach Road. Said funds to be spent under the direction of the department manager and the Town Administrator.
  - 3) The Community Building Account, said account not to exceed Twenty Thousand and 00/100 Dollars (\$20,000.00). The Account will be used to pay utility bills and other necessary expenses associated with the rental of the property at 44 Main Street. Said funds to be spent under the direction of the department manager and the Town Administrator. Or to take any other action relative thereto

## **ARTICLE 7. CONTINUATION OF PARKS AND RECREATION REVOLVING FUND**

To see if the Town will vote, having previously accepted the provisions of M.G.L. c. 44, §53D, to continue a revolving fund which shall be kept separate and apart from all other monies by the Treasurer and in which shall be deposited the receipts received in connection with the conduct of self-supporting recreation and park services of the town.

The principal and interest thereon shall be expended at the direction of the authority, commission, board or official of the Town with said responsibility, and with the approval of the Town Administrator, without further appropriation; and only for the purpose of operating self-supporting recreation and park services; provided, further, that the unreserved fund balance shall not exceed Ten Thousand Dollars (\$10,000.00) at the close of each fiscal year and any such amount in excess of Ten Thousand Dollars (\$10,000.00) shall be paid into the Town treasury as provided in c.40, §53.  
Or to take any other action relative thereto

## **ARTICLE 8. ADOPT M.G.L. CH. 71, § 16B, ASSESSMENT FORMULA – NAUSET REGIONAL SCHOOLS**

To see if the Town will vote to accept the provisions of Massachusetts General Law Chapter 71, § 16B, which would reallocate the sum of the member towns' contribution to the Nauset Regional School District in accordance with the Regional Agreement rather than the Education Reform Formula, so-called, or to take any other action relative thereto. (Nauset Regional School Committee) (Simple Majority Vote Required)

**CONSENT CALENDAR MOTION:** That Articles 1, 2, 3, 4, 5, 6, 7 and 8 be accepted and adopted as printed in the warrant.

**ACTION:** Voice vote carries unanimously.

## **ARTICLE 9. TOWN / SCHOOL BUDGET (FY21)**

To see if the Town will vote to raise and appropriate and/or transfer from available funds a sum of money to fund and pay departmental expenses for the fiscal year commencing July 1, 2020 and ending June 30, 2021 and to authorize the Board of Selectmen to sell, trade, lease or exchange or otherwise dispose of old equipment or vehicles deemed advisable and in the best interest of the Town. The proceeds from any such disposition to be applied toward the cost of acquiring said equipment or service as the case may be, or to take any other action relative thereto. (Simple Majority Vote Required)

**MOTION:** To accept and adopt Article 9 and that the Town Meeting adopt the Selectmen's proposed FY 2021 budget as printed in the warrant, with the following revision under Line 74, Principal - Notes & Bonds, increase the amount from Four Million Seven Hundred Forty Thousand and 00/100 Dollars (\$4,740,000) to Four Million Nine Hundred Thirty Six Thousand One Hundred Fifty and 00/100 Dollars (\$4,936,150), and as funding therefore, to:

1. raise and appropriate the sum of Thirty-Five Million Eight Hundred Ninety-Nine Thousand Three Hundred Five and 00/100 Dollars (\$35,899,305.00),
2. appropriate from Water Fees the sum of Two Million Six Hundred Eighty-Five Thousand Six Hundred Eighty-Seven and 00/100 Dollars (\$2,685,687.00),



3. transfer from Free Cash the sum of Forty-Two Thousand Five Hundred Sixty Four and 00/100 Dollars (\$42,564.00),
4. transfer from the Ambulance Receipts Reserved for Appropriation account the sum of Six Hundred Thousand and 00/100 Dollars (\$600,000.00),
5. transfer from the Water Ways Improvement account the sum of One Hundred Twenty- Six Thousand and 00/100 Dollars (\$126,000.00),
6. transfer from the Cable Fees Receipts Reserved for Appropriation account the sum of One Hundred Thirty-Eight Thousand and 00/100 Dollars (\$138,000.00),
7. transfer from the Municipal Insurance Fund the sum of Fifteen Thousand and 00/100 Dollars (\$15,000.00),
8. transfer from the Water Pollution Abatement Trust account the sum of Five Thousand and 00/100 Dollars (\$5,000.00),
9. transfer from the Wetlands Protection Fund the sum of Ten Thousand and 00/100 Dollars (\$10,000.00),
10. and transfer from the General Fund- Bond Premiums Reserved for Debt Exclusion the sum of Twenty Thousand Seven Hundred Eighty-Eight and 00/100 Dollars (\$20,788.00);

for a total appropriation of Thirty-Nine Million Five Hundred Forty-Two Thousand Three Hundred Forty-Four and 00/100 Dollars (\$39,542,344.00).

**ACTION:** Voice vote carries unanimously.

#### **ARTICLE 10. CAPITAL IMPROVEMENTS PLAN (FY22 – FY26)**

To see if the Town will vote pursuant to Chapter 8 Financial Provisions and Procedures, Section 7, Action of Town Meeting, Subsection 8-7-1 of the Orleans Home Rule Charter, to act on the Capital Improvements Plan as published in the Warrant, by adopting said Plan with or without amendments thereto, which amendments may include an increase or decrease in the amount of money allocated to any particular line item contained therein, the addition of new line items or the deletion of line items contained therein, or to take any other action relative thereto. (Simple Majority Vote Required)

**MOTION:** To accept and adopt Article 10 and that pursuant to Chapter 8, Financial Provisions and Procedures, Section 7, Action of Town Meeting, Sub-section 8-7-1 of the Orleans Home Rule Charter, the Town Meeting accept the Capital Improvement Plan as printed in the warrant.

**ACTION:** Voice vote carries by the necessary simple majority.

#### **ARTICLE 11. FUND COMMUNITY PRESERVATION ACT PROGRAM BUDGET**

To see if the Town will vote to act on the report of the Community Preservation Committee on the Fiscal Year 2021 Community Preservation budget and to appropriate or reserve for later appropriation monies from the Community Preservation Fund's Annual Revenues and/or available funds for the payment of debt service, undertaking of Community

Preservation projects, the Administrative Expenses of the Community Preservation Committee and all other necessary and proper expenses for FY21, or take any other action relative thereto. (Simple Majority Vote Required)

**MOTION:** To accept and adopt Article 11 as printed in the warrant and that the sum of One Million Five Hundred Sixty-Five Thousand Thirty-Two and 00/100 Dollars (\$1,565,032.00) be transferred from the Community Preservation Fund for the purposes and in the amounts set forth in the article.

**ACTION:** Voice vote carries unanimously.

## **ARTICLE 12. ACQUIRE LAND OWNED BY PECK FAMILY ON AREY'S POND**

To see if the Town will vote to authorize the Board of Selectmen to acquire by gift, by purchase, by eminent domain or otherwise, for conservation and passive recreation purposes, the land located at 12 Peck's Way, Orleans, MA, consisting of approximately 2.54 acres, and being shown as Lot 3 on a plan recorded with the Barnstable Registry of Deeds in Plan Book 608 Page 99 and described in a deed recorded with said Registry in Book 32020 Page 153; and to raise and appropriate or transfer from available funds, or transfer from Community Preservation Act funds, or borrow a sum of Seven Hundred Seventy-Five Thousand and 00/100 Dollars (\$775,000.00) for such acquisition, including all expenses incidental and related thereto; further, to authorize the Board of Selectmen and/or the Conservation Commission to apply for, accept and expend any funds that may be provided by the Commonwealth or other public or private sources to defray all or a portion of the costs of said acquisition, including, but not limited to, grants and/or reimbursement from the Commonwealth under the Self-Help Act, G.L. Ch. 132A, Section 11 (now, so-called LAND grants), which grants and/or funds so received prior to the issuance of bonds or notes authorized hereunder shall be used to reduce the amount authorized to be borrowed hereunder; and/or any others in any way connected with the scope of this article, and, further, to authorize the Board of Selectmen to negotiate the purchase of the land and to make the decision to enter into any agreement to purchase the land and to execute any and all instruments as may be necessary on behalf of the Town; and to authorize the Board of Selectmen to grant to the Orleans Conservation Trust, a perpetual conservation restriction pursuant to the provisions of G.L. Ch. 184, Sections 31-33, protecting the property for the purposes for which it is acquired, or to take any other action relative thereto. (2/3 Majority Vote Required)

**MOTION:** To Call the Question

**ACTION:** Voice vote carries unanimously to call the question.

**MOTION:** To accept and adopt Article 12 as printed in the warrant and that the sum of Seven Hundred Seventy Five Thousand and 00/100 Dollars (\$775,000.00) be appropriated for this purpose and for costs incidental and related thereto, and to raise such appropriation, the Treasurer, with approval of the Board of Selectmen, is authorized to borrow the sum of Seven Hundred Seventy Five Thousand and 00/100 Dollars (\$775,000.00), pursuant to Massachusetts General Laws, Chapter 44, Sections 7 and 8,

Chapter 44B, or any other enabling authority, and to issue bonds or notes of the Town therefore; while any debt issued hereunder is a general obligation of the Town, it is the Town's intent that the amounts required to pay the principal and interest on the borrowing authorized by this vote shall, in the first instance, be transferred from Community Preservation Act funds. Any premium received by the Town upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

**ACTION:** On the Main Motion, Standing count. YES = 297, NO = 97. Motion passes by the necessary 2/3 vote.

### **PROCEDURAL MOTION TO CHANGE THE ORDER OF CONSIDERATION OF ARTICLE 42 (2/3 Majority Vote Required)**

**MOTION:** That Article 42 be considered after Article 12 has been acted upon.

**ACTION:** Voice vote carries by the necessary 2/3 majority.

### **ARTICLE 42. FUND ADDITIONAL COST FOR DOWNTOWN SEWER PROJECT CONSTRUCTION**

To see if the Town will vote to raise and appropriate, borrow and/or transfer from available funds the sum of Twelve Million Two Hundred Eighteen Thousand and 00/100 Dollars (\$12,218,000.00), or any other sum, for the purpose of funding the additional cost of construction of the Downtown Area Collection System, Wastewater Treatment Plant and Effluent Disposal System including Contract Administration and Owner's Project Management Services; provided however that such vote shall not take effect until the Town votes to exempt from the limitations of total taxes imposed by Massachusetts General Law Chapter 59 § 21C (Proposition 2 1/2) amounts required to pay the principal and interest of the borrowing approved by such vote and further authorize the Board of Selectmen and/or Town Administrator to apply for and accept any Federal, State, County or other funds that may be available for this purpose and to enter into Intermunicipal Agreements for acceptance of any such grants or funds which shall be used to offset the total appropriation authorized herein, or to take any other action relative thereto. (2/3 Vote Required)

**MOTION:** To accept and adopt Article 42 as printed in the warrant and that the sum of Twelve Million Two Hundred Eighteen Thousand and 00/100 Dollars (\$12,218,000.00), be appropriated for this purpose and for costs incidental and related thereto, and that the Treasurer, with approval of the Board of Selectmen, is authorized to borrow the sum of Twelve Million Two Hundred Eighteen Thousand and 00/100 Dollars (\$12,218,000.00) pursuant to Massachusetts General Laws, Chapter 29C and Chapter 44 Sec. 7 and 8, or any other enabling authority, and to issue bonds or notes of

the Town therefore, provided however that this vote shall not take effect until the Town votes to exempt from the limitations on total taxes imposed by the Massachusetts General Laws Chapter 59, Section 21C (Proposition 2 ½ so called) the amounts required to pay the principal and interest on the borrowing approved by such vote. Any premium received by the Town upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

**MOTION:** To call the question

**ACTION:** Voice vote carries by the necessary 2/3 majority to call the question.

**ACTION on the Main Motion:** Voice vote carries by the necessary 2/3 majority

### **ARTICLE 13. FUND COMPREHENSIVE WATER RESOURCES MANAGEMENT PLAN IMPLEMENTATION**

To see if the Town will vote to raise and appropriate, borrow and/or transfer from available funds the sum of One Million Seven Hundred Thousand Five Hundred and 00/100 Dollars (\$1,700,500.00), or any other sum, for the purpose of funding the Utility Survey and Preliminary Design of the Meetinghouse Pond Area Wastewater Facilities including Contract Administration and Owner's Project Management Services; and for funding Permeable Reactive Barriers including monitoring the demonstration project off Eldredge Parkway and conducting Watershed-Wide Planning and Investigations, including all expenses incidental and related thereto; provided however that such vote shall not take effect until the Town votes to exempt from the limitations of total taxes imposed by Massachusetts General Law Chapter 59 § 21C (Proposition 2 1/2) amounts required to pay the principal and interest of the borrowing approved by such vote and further authorize the Board of Selectmen and/or Town Administrator to apply for and accept any Federal, State, County or other funds that may be available for this purpose and to enter into Intermunicipal Agreements for acceptance of any such grants or funds which shall be used to offset the total appropriation authorized herein, or to take any other action relative thereto. (2/3 Vote Required)

**MOTION:** To accept and adopt Article 13 as printed in the warrant and that the sum of One Million Seven Hundred Thousand Five Hundred and 00/100 Dollars (\$1,700,500.00), be appropriated for this purpose and for costs incidental and related thereto, and that the Treasurer, with approval of the Board of Selectmen, is authorized to borrow the sum of One Million Seven Hundred Thousand Five Hundred and 00/100 Dollars (\$1,700,500.00) pursuant to Massachusetts General Laws, Chapter 29C and Chapter 44 Sec. 7 and 8, or any other enabling authority, and to issue bonds or notes of the Town therefore, provided however that this vote shall not take effect until the Town votes to exempt from the limitations on total taxes imposed by the Massachusetts General Laws Chapter 59, Section 21C (Proposition 2 ½ so called) the amounts required to pay the principal and interest on the borrowing approved by such vote. Any

premium received by the Town upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

**ACTION:** Voice vote carries by the necessary 2/3 majority.

#### **ARTICLE 14. FUND BREWSTER CROSS ROAD AND LOCUST ROAD WATER QUALITY PROJECTS**

To see if the Town will vote to appropriate, and/or transfer from available funds the sum of Forty Five Thousand and 00/100 Dollars (\$45,000.00), or any other sum, for the purpose of funding the construction of a stormwater improvement projects on Brewster Cross Road and Locust Road, including all expenses incidental and related thereto, and further authorize the Board of Selectmen and/or Town Administrator to apply for and accept any Federal, State, County or other funds that may be available for this purpose, and to enter into Intermunicipal Agreements for acceptance of any such grants or funds, or to take any other action relative thereto. (3/4 Vote Required)

**MOTION:** To accept and adopt Article 14 as printed in the warrant and that the sum of Forty-Five Thousand and 00/100 Dollars (\$45,000.00) be raised and appropriated for this purpose.

**ACTION:** Voice vote carries unanimously.

#### **ARTICLE 15. FUND REPLACEMENT OF ROCK HARBOR ROAD WATER MAIN**

To see if the Town will vote to raise and appropriate, borrow and/or transfer from available funds the sum of Nine Hundred Ninety Eight Thousand Five Hundred and 00/100 Dollars (\$998,500.00), or any other sum, for the purpose of funding the construction of the replacement of the water main on Rock Harbor Road, including all expenses incidental and related thereto, and to further authorize the Board of Selectmen and/or the Town Administrator to apply for and accept any Federal, State, County or other funds that may be available for this purpose and to enter into Intermunicipal Agreements for acceptance of any such grants or funds which shall be used to offset the total appropriation authorized herein, or to take any other action relative thereto. (2/3 Vote Required)

**MOTION:** To accept and adopt Article 15 as printed in the warrant and that the sum of Nine Hundred Ninety Eight Thousand Five Hundred and 00/100 Dollars (\$998,500.00), be appropriated for this purpose and for costs incidental and related thereto, and that the Treasurer, with approval of the Board of Selectmen, is authorized to borrow the sum of Nine Hundred Ninety Eight Thousand Five Hundred and 00/100 Dollars (\$998,500.00),

pursuant to Massachusetts General Laws, Chapter 44, Sec. 8 (5), or any other enabling authority, and to issue bonds or notes of the Town therefore, and that any premium received by the Town upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

**ACTION:** Voice vote carries unanimously.

## **ARTICLE 16. FUND FIRE STATION HVAC/INTERIM IMPROVEMENTS**

To see if the Town will vote to raise and appropriate, borrow and/or transfer from available funds the sum of Four Hundred Thousand and 00/100 Dollars (\$400,000.00), or any other sum, for the purpose of funding improvements to the heating, ventilation and air conditioning system at the Orleans Fire Station, including all expenses incidental and related thereto; provided however that such vote shall not take effect until the Town votes to exempt from the limitations of total taxes imposed by Massachusetts General Law Chapter 59 § 21C (Proposition 2 1/2) amounts required to pay the principal and interest of the borrowing approved by such vote and further authorize the Board of Selectmen and/or Town Administrator to apply for and accept any Federal, State, County or other funds that may be available for this purpose and to enter into Intermunicipal Agreements for acceptance of any such grants or funds which shall be used to offset the total appropriation authorized herein, or to take any other action relative thereto. (3/4 Vote Required)

**MOTION:** To accept and adopt Article 16 as printed in the warrant and that the sum of Four Hundred Thousand and 00/100 Dollars (\$400,000.00), be appropriated for this purpose and for costs incidental and related thereto, and that the Treasurer, with approval of the Board of Selectmen, is authorized to borrow the sum of Four Hundred Thousand and 00/100 Dollars (\$400,000.00) pursuant to Massachusetts General Laws, Chapter 29C and Chapter 44 Sec. 7 and 8, or any other enabling authority, and to issue bonds or notes of the Town therefore, provided however that this vote shall not take effect until the Town votes to exempt from the limitations on total taxes imposed by the Massachusetts General Laws Chapter 59, Section 21C (Proposition 2 ½ so called) the amounts required to pay the principal and interest on the borrowing approved by such vote. Any premium received by the Town upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

**ACTION:** Voice vote carries unanimously.

## **ARTICLE 17. FUND WATER TREATMENT PLANT MEMBRANE REPLACEMENT**

To see if the Town will vote to transfer from available funds the sum of Eighty One Thousand Eight Hundred and 00/100 Dollars (\$81,800.00), or any other sum, for the purpose of funding the replacement of Water Treatment Plant membranes, as needed, including all expenses incidental and related thereto; and further authorize the Board of Selectmen and/or Town Administrator to apply for and accept any Federal, State, County or other funds that may be available for this purpose and to enter into Intermunicipal Agreements for acceptance of any such grants or funds which shall be used to offset the total appropriation authorized herein, or to take any other action relative thereto. (Simple Majority Vote Required)

**MOTION:** To accept and adopt Article 17 as printed in the warrant and that the sum of Eighty-one Thousand Eight Hundred and 00/100 Dollars (\$81,800.00) be transferred from the Water Surplus Account for this purpose.

**ACTION:** Voice vote carries unanimously.

## **ARTICLE 18. FUND WATER MAIN SUSPENSION UNDER ROUTE 28 BRIDGE**

To see if the Town will vote to transfer from available funds the sum of Fifty Thousand and 00/100 Dollars (\$50,000.00), or any other sum, for the purpose of funding the replacement of the approximately 60-year-old hangers that support the Town's 8-inch cast iron water main under the Route 28 bridge in South Orleans, including all expenses incidental and related thereto; and further authorize the Board of Selectmen and/or Town Administrator to apply for and accept any Federal, State, County or other funds that may be available for this purpose and to enter into Intermunicipal Agreements for acceptance of any such grants or funds which shall be used to offset the total appropriation authorized herein, or to take any other action relative thereto. (3/4 Vote Required)

**MOTION:** To accept and adopt Article 18 as printed in the warrant and that the sum of Fifty Thousand and 00/100 Dollars (\$50,000.00) be transferred from the Water Surplus Account for this purpose.

**ACTION:** Voice vote carries unanimously.

## **ARTICLE 19. FUND REPLACEMENT OF WATER SERVICES IN SEWER AREA**

To see if the Town will vote to raise and appropriate, borrow and/or transfer from available funds the sum of One Hundred Twenty Five Thousand and 00/100 Dollars (\$125,000.00), or any other sum, for the purpose of funding the replacement of all remaining original 1963+/- iron water services within the limits of the downtown sewer project, including all expenses incidental and related thereto; and further authorize the

Board of Selectmen and/or Town Administrator to apply for and accept any Federal, State, County or other funds that may be available for this purpose and to enter into Intermunicipal Agreements for acceptance of any such grants or funds which shall be used to offset the total appropriation authorized herein, or to take any other action relative thereto. (3/4 Vote Required)

**MOTION:** To accept and adopt Article 19 as printed in the warrant and that the sum of One Hundred Twenty Five Thousand and 00/100 Dollars (\$125,000.00), be appropriated for this purpose and for costs incidental and related thereto, and that the Treasurer, with approval of the Board of Selectmen, is authorized to borrow the sum of One Hundred Twenty Five Thousand and 00/100 Dollars (\$125,000.00), pursuant to Massachusetts General Laws, Chapter 44. Sec. 8 (5) and (6), or any other enabling authority, and to issue bonds or notes of the Town therefore, and that any premium received by the Town upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

**ACTION:** Voice vote carries unanimously.

## **ARTICLE 20. FUND REPLACEMENT OF CANAL ROAD WATER MAIN**

To see if the Town will vote to raise and appropriate, borrow and/or transfer from available funds the sum of Three Hundred Thousand and 00/100 Dollars (\$300,000.00), or any other sum, for the purpose of constructing water main replacement on Canal Road, including all expenses incidental and related thereto; and further authorize the Board of Selectmen and/or Town Administrator to apply for and accept any Federal, State, County or other funds that may be available for this purpose and to enter into Intermunicipal Agreements for acceptance of any such grants or funds which shall be used to offset the total appropriation authorized herein, or to take any other action relative thereto. (3/4 Vote Required)

**MOTION:** To accept and adopt Article 20 as printed in the warrant and that the sum of Three Hundred Thousand and 00/100 Dollars (\$300,000.00) be appropriated for this purpose and for costs incidental and related thereto, and that the Treasurer, with approval of the Board of Selectmen, is authorized to borrow the sum of Three Hundred Thousand and 00/100 Dollars (\$300,000.00), pursuant to Massachusetts General Laws, Chapter 44. Sec. 8 (5) and (6), or any other enabling authority, and to issue bonds or notes of the Town therefore, and that any premium received by the Town upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

**ACTION:** Voice vote carries unanimously.



## **ARTICLE 21. FUND WATER QUALITY DRAINAGE IMPROVEMENTS**

To see if the Town will vote to raise and appropriate, and/or transfer from available funds the sum of One Hundred Eighty Seven Thousand Three Hundred Thirteen and 00/100 Dollars (\$187,313.00), or any other sum, into the Stabilization Fund for Water Quality Drainage Improvements, and further to transfer from the Stabilization Fund the sum of One Hundred Eighty Seven Thousand Three Hundred Thirteen and 00/100 Dollars (\$187,313.00) for the purpose of funding the design and construction of improvements to the Town's drainage infrastructure systems, including all expenses incidental and related thereto, and further authorize the Board of Selectmen and/or Town Administrator to apply for and accept any Federal, State, County or other funds that may be available for this purpose, and to enter into Intermunicipal Agreements for acceptance of any such grants or funds, or to take any other action relative thereto. (2/3 Vote Required)

**MOTION:** To accept and adopt Article 21 as printed in the warrant and that the sum of One Hundred Eighty-Seven Thousand Three Hundred Thirteen and 00/100 Dollars (\$187,313.00) be raised and appropriated for this purpose.

**ACTION:** Voice vote carries unanimously.

## **ARTICLE 22. FUND TOWN PAVEMENT MANAGEMENT PROGRAM**

To see if the Town will vote to raise and appropriate, and/or transfer from available funds the sum of Three Hundred Seventy Four Thousand Six Hundred Forty Nine and 00/100 Dollars (\$374,649.00), or any other sum, into the Stabilization Fund for the Town Pavement Management Program, and further to transfer from the Stabilization Fund the sum of Three Hundred Seventy Four Thousand Six Hundred Forty Nine and 00/100 Dollars (\$374,649.00) for the purpose of funding the local share of the Town's ongoing Pavement Management Program to repair, resurface, and reconstruct Town roadways, including all expenses incidental and related thereto, and further authorize the Board of Selectmen and/or Town Administrator to apply for and accept any Federal, State, County or other funds that may be available for this purpose, and to enter into Intermunicipal Agreements for acceptance of any such grants or funds, or to take any other action relative thereto. (2/3 Vote Required)

**MOTION:** To accept and adopt Article 22 as printed in the warrant and that the sum of Three Hundred Seventy-Four Thousand Six Hundred Forty-Nine and 00/100 Dollars (\$374,649.00) be raised and appropriated for this purpose.

**ACTION:** Voice vote carries unanimously.

## **ARTICLE 23. FUND FIRE DEPARTMENT NEW AMBULANCE**

To see if the Town will vote to raise and appropriate, borrow and/or transfer from available funds a sum of Three Hundred Forty Thousand and 00/100 Dollars (\$340,000.00), or any other sum, for the purpose of purchasing a new ambulance for the Fire Department, including all expenses incidental and related thereto; and further authorize the Board of Selectmen and/or Town Administrator to apply for and accept any Federal, State, County or other funds that may be available for this purpose and to enter into Intermunicipal Agreements for acceptance of any such grants or funds which shall be used to offset the total appropriation authorized herein, or to take any other action relative thereto. (Simple Majority Vote Required)

**MOTION:** To accept and adopt Article 23 as printed in the warrant and that the sum of Three Hundred Forty Thousand and 00/100 Dollars (\$340,000.00) be transferred from the Ambulance Receipts Reserved for Appropriation Account for this purpose and for costs incidental and related thereto.

**ACTION:** Voice vote carries unanimously.

## **ARTICLE 24. FUND REPLACEMENT WATER DEPARTMENT EQUIPMENT**

To see if the Town will vote to raise and appropriate, borrow and/or transfer from available funds a sum of Twelve Thousand and 00/100 Dollars (\$12,000.00), or any other sum, for the purpose of funding the replacement of a ride-on mower, including all expenses incidental and related thereto; and further authorize the Board of Selectmen and/or Town Administrator to apply for and accept any Federal, State, County or other funds that may be available for this purpose and to enter into Intermunicipal Agreements for acceptance of any such grants or funds which shall be used to offset the total appropriation authorized herein, or to take any other action relative thereto. (Simple Majority Vote Required)

**MOTION:** To accept and adopt Article 24 as printed in the warrant and that the sum of Twelve Thousand and 00/100 Dollars (\$12,000.00) be transferred from the Water Surplus Account for this purpose and for costs incidental and related thereto.

**ACTION:** Voice vote carries unanimously.

## **ARTICLE 25. APPROPRIATION OF UNEXPENDED BOND PROCEEDS**

To see if the Town will appropriate the following unexpended amounts of money that were initially borrowed to finance the following project, that are no longer needed due to the receipt of a State Grant, to pay costs associated with Comprehensive Water Resources Management Plan Implementation – Planning, Engineering & Adaptive Management

authorized under Annual Town Meeting (ATM) Article 14 at the May 7, 2018 Town meeting, as permitted by Chapter 44, Section 20 of the General Laws:

<u>Unexpended Amount</u>	<u>Date of Approval</u>	<u>Warrant Article</u>	<u>Original Purpose</u>
\$147,200	5/13/2019	23	Replace Bulkheads at Rock Harbor/Town Cove Design

Or take any other action relative thereto. (2/3 Vote Required)

**MOTION:** To accept and adopt Article 25 as printed in the warrant and that the sum of One Hundred Forty-Seven Thousand Two Hundred and 00/100 Dollars (\$147,200.00) be appropriated for this purpose.

**ACTION:** Voice vote carries unanimously.

## **ARTICLE 26. APPROPRIATION OF UNEXPENDED BOND PROCEEDS**

To see if the Town will appropriate the following unexpended amounts of money that were initially borrowed to finance the following projects that are now complete and for which no further liability remains, to pay costs associated with Comprehensive Water Resources Management Plan Implementation – Planning, Engineering & Adaptive Management authorized under ATM Article 14 at the May 7, 2018 Town meeting, as permitted by Chapter 44, Section 20 of the General Laws:

<u>Unexpended Amount</u>	<u>Date of Approval</u>	<u>Warrant Article</u>	<u>Original Purpose</u>
\$90,225.27	5/09/2016	10	Rock Harbor Bulkhead Improvements
\$19,334.00	5/09/2016	5	Police Station Construction

Or take any other action relative thereto. (2/3 Vote Required)

**MOTION:** To accept and adopt Article #26 as printed in the warrant and that the sum of One Hundred Nine Thousand Five Hundred Fifty Nine and 27/100 Dollars (\$109,559.27) be appropriated from the unexpended bond proceeds identified in the article for this purpose and the amount appropriated and authorized to be borrowed under Article 14 of the 2018 Annual Town Meeting is reduced accordingly.

**ACTION:** Voice vote carries unanimously.

## **ARTICLE 27. APPLICATION OF BOND ANTICIPATION NOTES PREMIUMS**

To see if the Town will vote to appropriate the premium paid to the Town upon the sale of notes issued on February 7, 2020 to pay costs of capital projects and to reduce the

amounts appropriated for such projects by the same amount; or to take any other action relative thereto. (Simple Majority Vote Required)

**MOTION:** To accept and adopt Article 27 as printed in the warrant and that the sum of Three Hundred Nine Thousand Eight Hundred Eighty Seven and 66/100 Dollars (\$309,887.66) be appropriated from the premium paid to the Town upon the sale of the notes issued on February 7, 2020 to pay costs of the following projects:

- (a) Water Quality Management Plan project authorized by vote of the Town on May 7, 2018 (ATM Article 14) in the amount of Two Hundred Forty Two Thousand Six Hundred Fifty and 13/100 Dollars (\$242,650.13) and to reduce the amount authorized to be borrowed for such project, but not yet permanently financed by the Town, by the same amount;
- (b) Engineering and Design to connect Well No.7 to Water Treatment Plant Facility project authorized by vote of the Town on May 7, 2018 (ATM Article 22) in the amount of Three Thousand Four Hundred Ninety Four and 65/100 Dollars (\$3,494.65) and to reduce the amount authorized to be borrowed for such project, but not yet permanently financed by the Town, by the same amount;
- (c) Nauset Beach Retreat Master Plan and Design project authorized by vote of the Town on May 7, 2018 (STM Article 6) in the amount of Three Thousand Thirty Eight and 14/100 Dollars (\$3,038.14) and to reduce the amount authorized to be borrowed for such project, but not yet permanently financed by the Town, by the same amount.
- (d) Main Street Reconstruction and Village Center Streetscape project authorized by vote of the Town on May 13, 2019 (ATM Article 25) in the amount of Nine Thousand Eight Hundred Ninety Four and 58/100 Dollars (\$9,894.58) and to reduce the amount authorized to be borrowed for such project, but not yet permanently financed by the Town, by the same amount.
- (e) Construction to Connect Well #7 to the Water Treatment Plant project authorized by vote of the Town on May 13, 2019 (ATM Article 21) in the amount of Forty Two Thousand One Hundred Sixty Five and 88/100 Dollars (\$42,165.88) and to reduce the amount authorized to be borrowed for such project, but not yet permanently financed by the Town, by the same amount.
- (f) Construction to Replace Bulkheads at Rock Harbor and Town Cove project authorized by vote of the Town on May 13, 2019 (ATM Article 23) in the amount of Seven Thousand Seven Hundred Sixty Three and 93/100 Dollars (\$7,763.93) and to reduce the amount authorized to be borrowed for such project, but not yet permanently financed by the Town, by the same amount.
- (g) Replace Landfill Methane Gas Flare Design and Installation project authorized by vote of the Town on May 13, 2019 (ATM Article 22) in the amount of Eight Hundred Eighty and 35/100 Dollars (\$880.35) and to reduce the amount authorized to be borrowed for such project, but not yet permanently financed by the Town, by the same amount.

**ACTION:** Voice vote carries unanimously

## **ARTICLE 28. FUND OTHER POST-EMPLOYMENT BENEFITS (OPEB) LIABILITY TRUST FUND**

To see if the Town will vote to raise and appropriate the sum of Four Hundred Fifty Thousand and 00/100 Dollars (\$450,000.00) to be deposited in the Other Post-Employment Benefits (OPEB) Liability Trust Fund; or take any other action relative thereto. (Simple Majority Vote Required)

**MOTION:** To accept and adopt Article 28 as printed in the warrant and that the sum of Four Hundred Fifty Thousand and 00/100 Dollars (\$450,000.00) be raised and appropriated for this purpose.

**ACTION:** Voice vote carries unanimously.

## **ARTICLE 29. FUND AFFORDABLE HOUSING TRUST FUND**

To see if the Town will vote to raise and appropriate the sum of Two Hundred Seventy Five Thousand and 00/100 Dollars (\$275,000.00), to be deposited in the Affordable Housing Trust Fund, or to take any other action relative thereto. (Simple Majority Vote Required)

**MOTION:** To accept and adopt Article 29 as printed in the warrant and that the sum of Two Hundred Seventy-Five Thousand and 00/100 Dollars (\$275,000.00) be raised and appropriated for this purpose.

**ACTION:** Voice vote carries unanimously.

## **ARTICLE 30. FUND MAINTENANCE OF BUILDINGS AND FACILITIES**

To see if the Town will vote to raise and appropriate, and/or transfer from available funds the sum of Three Hundred Fifty Thousand and 00/100 Dollars (\$350,000.00), or any other sum, into the Stabilization Fund for Building and Facility Maintenance, and further to transfer from the Stabilization Fund the sum of Three Hundred Fifty Thousand and 00/100 Dollars (\$350,000.00) for the purpose of funding building and facility maintenance projects, including all expenses incidental and related thereto, and further authorize the Board of Selectmen and/or Town Administrator to apply for and accept any Federal, State, County or other funds that may be available for this purpose, and to enter into Intermunicipal Agreements for acceptance of any such grants or funds, or to take any other action relative thereto. (2/3 Vote Required)

**MOTION:** To accept and adopt Article 30 as printed in the warrant and that the sum of Three Hundred Fifty Thousand and 00/100 Dollars (\$350,000.00) be raised and appropriated for the purpose of funding Building and facility Maintenance, including all expenses incidental and related thereto.

**ACTION:** Voice vote carries unanimously.

### **ARTICLE 31. FUND PURCHASE OF MOTOR VEHICLES AND EQUIPMENT**

To see if the Town will vote to raise and appropriate, and/or transfer from available funds the sum of Five Hundred Seventy Thousand and 00/100 Dollars (\$570,000.00), or any other sum, into the Stabilization Fund for Motor Vehicles and Equipment, and further to transfer from the Stabilization Fund the sum of Five Hundred Seventy Thousand and 00/100 Dollars (\$570,000.00) for the purpose of funding vehicle and equipment purchases, including all expenses incidental and related thereto, and further authorize the Board of Selectmen and/or Town Administrator to apply for and accept any Federal, State, County or other funds that may be available for this purpose, and to enter into Intermunicipal Agreements for acceptance of any such grants or funds, or to take any other action relative thereto. (2/3 Vote Required)

**MOTION:** To accept and adopt Article 31 as printed in the warrant and that the sum of Five Hundred Seventy Thousand and 00/100 Dollars (\$570,000.00) be raised and appropriated for the purpose of funding Motor Vehicles and Equipment, including all expenses incidental and related thereto.

**ACTION:** Voice vote carries unanimously.

### **ARTICLE 32. FUND VISITOR MANAGEMENT SERVICES BY ORLEANS CHAMBER OF COMMERCE**

To see if the Town will vote to raise and appropriate and/or transfer from available funds the sum of Thirty Three Thousand and 00/100 Dollars (\$33,000.00), or any other sum, to be spent under the direction of the Orleans Chamber of Commerce, Inc. and the Board of Selectmen for the purposes of managing year round visitors and making the Town more user friendly; or to take any other action relative thereto. (Simple Majority Vote Required)

**MOTION:** To accept and adopt Article 32 as printed in the warrant and that the sum of Thirty-Three Thousand and 00/100 Dollars (\$33,000.00), be raised and appropriated for this purpose.

**ACTION:** Voice vote carries unanimously.

**ARTICLE 33. FUND HUMAN SERVICES AGENCIES (FY21)**

To see if the Town will vote to raise and appropriate and/or transfer from available funds the sum of One Hundred Twenty-Six Thousand Six Hundred Ten Dollars (\$ 126,610.00), or any other sum, to fund the following human services organizations for the period July 1, 2020 to June 30, 2021.

**Funding for FY 2021**

AIDS Support Group of Cape Cod	\$ 5,000.00
Alzheimers Support Group of Cape Cod	\$ 10,000.00
Big Brothers/Big Sisters	\$ 2,000.00
Cape Cod Children’s Place	\$ 3,250.00
Consumer Assistance Council, Inc.	\$ 700.00
Duffy Health Center	\$ 1,000.00
Elder Services of Cape Cod and the Islands, Inc.	\$ 2,500.00
Family Food Pantry	\$ 5,000.00
Food for Kids	\$ 3,500.00
Homeless Prevention Council	\$ 12,360.00
Independence House, Inc.	\$ 10,000.00
Lower Cape Outreach Council	\$ 10,000.00
Nauset Together We Can	\$ 12,000.00
Orleans After School Activities Program	\$ 20,000.00
Outer Cape Health Services	\$ 20,000.00
Sight Loss Services, Inc.	\$ 1,600.00
South Coastal Counties Legal Services, Inc.	\$ 2,700.00
Sustainable CAPE	<u>\$ 5,000.00</u>
TOTAL:	\$ 126,610.00

Or to take any other action relative thereto. (Simple Majority Vote Required)

**MOTION:** To accept and adopt Article 33 as printed in the warrant, and that the sum of One Hundred Twenty-Six Thousand Six Hundred Ten Dollars (\$ 126,610.00) be raised and appropriated for this purpose.

**ACTION:** Voice vote carries unanimously.

**ARTICLE 34. FUND FOURTH OF JULY CELEBRATION**

To see if the Town will vote to raise and appropriate and/or transfer from available funds the sum of Eight Thousand and 00/100 Dollars (\$8,000.00), or any other sum, for the purpose of funding the July 4<sup>th</sup> celebration within the Town of Orleans. Said funds to be expended under the direction of the Town Administrator, or to take any other action relative thereto. (Simple Majority Vote Required)

**MOTION:** To accept and adopt Article 34 as printed in the warrant, and that the sum of Eight Thousand and 00/100 Dollars (\$8,000.00) be raised and appropriated for this purpose.

**ACTION:** Voice vote carries unanimously.

### **ARTICLE 35. FUND CULTURAL COUNCIL GRANTS**

To see if the Town will vote to raise and appropriate and/or transfer from available funds the sum of Two Thousand and 00/100 Dollars (\$2,000.00), or any other sum, for the purpose of funding Cultural Council awards to organizations that benefit Orleans residents. Said funds to be expended under the direction of the Town Administrator, or to take any other action relative thereto. (Simple Majority Vote Required)

**MOTION:** To accept and adopt Article 36 as printed in the warrant, and that the sum of Two Thousand and 00/100 Dollars (\$2,000.00) be raised and appropriated for this purpose.

**ACTION:** Voice vote carries unanimously.

### **ARTICLE 36. AUTHORIZE AND FUND HABITAT CONSERVATION PLAN PERMITS**

To see if the Town will vote to raise and appropriate and/or transfer from available funds the sum of Forty Two Thousand and 00/100 Dollars (\$42,000.00), or any other sum, for the purpose of funding the implementation costs, including all expenses incidental and related thereto, of the Habitat Conservation Plan (HCP) approved by the Federal and State Fish and Wildlife Services. The HCP provides for limited over sand vehicle use of Nauset Beach south of the bathing beach parking lot during the summer migratory bird nesting season, or to take any other action relative thereto. (Board of Selectmen)  
(Simple Majority Vote Required)

**MOTION:** To accept and adopt Article 36 as printed in the warrant and that the sum of Forty-Two Thousand and 00/100 Dollars be raised and appropriated for this purpose.

**ACTION:** Voice vote carries unanimously.

### **ARTICLE 37. FUND ELECTED OFFICIALS COMPENSATION (FY21)**

To see if the Town will vote to fix the salaries of elected officials for the twelve month period beginning July 1, 2020 as follows:

- |    |                        |            |
|----|------------------------|------------|
| 1) | Board of Selectmen (5) | \$3,000.00 |
| 2) | Board Chairman         | \$ 500.00  |
| 3) | Moderator              | \$ 300.00  |
| 4) | Constables (2)         | \$ 150.00  |



and to raise and appropriate and/or transfer from available funds the sum of Sixteen Thousand One Hundred and 00/100 Dollars (\$16,100.00), or any other sum, for this purpose, or to take any other action relative thereto. (Simple Majority Vote Required)

**MOTION:** To accept and adopt Article 37 as printed in the warrant and that the sum of Sixteen Thousand One Hundred and 00/100 Dollars (\$16,100.00) be raised and appropriated for this purpose.

**ACTION:** Voice vote carries unanimously.

### **ARTICLE 38. TRANSFER WATER SERVICE CONNECTION FUNDS**

To see if the Town will vote to transfer from available funds the sum of Thirty Thousand and 00/100 Dollars (\$30,000.00), or any other sum, to the Water Special Revenue Fund - Water Service Connection Account for the purpose of maintaining water service connections, or to take any other action relative thereto. (Simple Majority Vote Required)

**MOTION:** To accept and adopt Article 38 as printed in the warrant and the sum of Thirty Thousand and 00/100 Dollars (\$30,000.00) be transferred from the Water Special Revenue Fund – Fund Balance Reserved for Water Service Connections for this purpose.

**ACTION:** Voice vote carries unanimously.

### **ARTICLE 39. FUND ORLEANS POLICE FEDERATION CONTRACT (FY21)**

To see if the Town will vote to raise and appropriate and/or transfer from available funds a sum of Seventy Four Thousand Fifteen and 00/100 Dollars (\$74,015.00), or any other sum, to be added to the FY21 Salaries Account for the Police Department budget and the Medicare Taxes budget for employees covered under the collective bargaining agreement between the Town and the Orleans Police Federation, or to take any other action relative thereto. (Simple Majority Vote Required)

**MOTION:** To be accept and adopt Article 39 as printed in the warrant and that the sum of Seventy-Four Thousand Fifteen and 00/100 Dollars (\$74,015.00) be raised and appropriated for this purpose.

**ACTION:** Voice vote carries unanimously.

### **ARTICLE 40. FUND ORLEANS PERMANENT FIREFIGHTERS ASSOCIATION CONTRACT (FY21)**

To see if the Town will vote to transfer from available funds a sufficient sum of money to be added to the FY21 Salary Accounts for the Fire Department budget and the Medicare Taxes budget for employees covered under the collective bargaining

agreement between the Town and the Orleans Permanent Firefighters Association, Local 2675 I.A.F.F., or to take any other action relative thereto. (Simple Majority Vote Required)

**MOTION:** To accept and adopt Article 40 as printed in the warrant and that a sufficient sum be transferred from Free Cash for this purpose.

**ACTION:** Voice vote carries unanimously.

#### **ARTICLE 41. AMEND GENERAL BYLAW CH. 40 – PERSONNEL AND FUND NON-UNION EMPLOYEE COLA**

To see if the Town will vote to amend Chapter 40, Personnel, to approve a 2% cost of living wage increase for the period of July 1, 2020 to June 30, 2021 (FY21) for those employees who are covered by the Personnel Bylaw Compensation Plans and those employees covered by individual contracts and employment agreements; and to amend part-time plan B by adding two positions, a copy of the update is on file with the Town Clerk, or take any action relative thereto. (Simple Majority Vote Required)

**MOTION:** To accept and adopt Article 41 as printed in the warrant.

**ACTION:** Voice vote carries unanimously.

#### **ARTICLE 43. COMMERCIAL USE-SINGLE PLASTIC WATER BOTTLE BAN – BY PETITION**

To see if the Town will vote to adopt the following as a general by-law and to insert it into the Code of the Town of Orleans, Massachusetts, Chapter 129 Section 129-2.

##### Section 1. Sale of Single-use Plastic Water Bottles

Effective on September 1, 2021, it shall be unlawful to sell non-carbonated, unflavored drinking water in single-use plastic bottles of less than one gallon in the Town of Orleans. Enforcement of this regulation will begin September 1, 2021.

##### Section 2. Definitions

A single-use plastic bottle is a beverage container made from any type of plastic resin.

##### Section 3. Exemptions

Sales or distribution of non-carbonated, unflavored drinking water in single-use plastic bottles occurring subsequent to a declaration of emergency (by the Emergency Management Director or other duly authorized Town, County, Commonwealth or Federal official) affecting the availability and/or quality of drinking water to residents of the Town shall be exempt from this bylaw until seven days after the declaration has ended.

##### Section 4. Enforcement

Enforcement of this article shall be the responsibility of the Board of Health or its designee. The Board of Health shall determine the inspection process to be followed,

incorporating the process into other Town duties as appropriate. Any establishment conducting sales in violation of this article shall be subject to a non-criminal disposition fine as specified in G. L. Chapter 40 § 21D. The following penalties apply:

- First violation: Written warning
- Second violation: \$150 fine
- Third and subsequent violations: \$300 fine

Each day a violation continues constitutes a separate violation, incurring additional fines. Any such fines collected shall be payable to the Town of Orleans.

All businesses will be routinely inspected until the Board of Health deems the inspection to no longer be required.

Or to take any other action relative thereto. (By Petition) (Simple Majority Vote Required)

**MOTION:** To indefinitely postpone Article 43.

**ACTION:** Voice vote carries by the necessary simple majority.

#### **ARTICLE 44. CLIMATE CRISES RESPONSE RESOLUTION – BY PETITION**

To see if the Town will vote to direct the Select Board to develop a Comprehensive Climate Action Plan for Orleans in 2020 in response to the global climate emergency and identify a focal point in Town Government for managing the process. The plan should have two main pillars; one related to mitigation (reducing carbon emissions) and the other directed to adaptation (managing the impacts from legacy and ongoing carbon emissions).

The mitigation element would start with a green-house gases inventory (an estimation of the 'carbon footprint' of the town). This would become the base line for measuring reductions to reach a net carbon neutral outcome with net zero greenhouse gas emission by 2035. It would then lay out a set of actions to reach that goal.

Similarly, the adaptation plan would undertake an integrated review of the vulnerabilities the Town faces and recommend necessary actions.

All aspects of the process should include an active program of public outreach and education.

Or to take any other action relative thereto (Simple Majority Vote Required)

**MOTION:** To indefinitely postpone Article 44.

**ACTION:** Voice vote carries by the necessary simple majority.

#### **ARTICLE 45. PERMIT AND DREDGE FRESHWATER LAKES & PONDS – BY PETITION**

To see if the Town will vote to take the necessary steps to permit and dredge the freshwater lakes and ponds. Scientific studies have shown that thick accumulations of

sediment on the bottom of freshwater lakes and ponds are the dominant source of phosphorous in the water column which is the cause of algae blooms. In addition, the loaded sediment is smothering the springs and seepage on the bottom of these water bodies and is impacting the health of fish and aquatic life. Clearing Orleans' freshwater lakes and ponds of this poor sediment would improve the water quality significantly and restore the natural levels of their marine life. (Simple Majority Vote Required)

**MOTION:** To indefinitely postpone Article 45

**ACTION:** Voice vote carries by the necessary simple majority.

#### **ARTICLE 46. FUND COMMUNITY CENTER FEASIBILITY STUDY – BY PETITION**

To see if the Town will vote to raise and appropriate, borrow and/or transfer from available funds the sum of Seventy Five Thousand and 00/100 Dollars (\$75,000.00), or any other sum, for the purpose of funding a feasibility study for purchasing existing property or renovating current town property, for the construction of a Community Center, including all expenses incidental and related thereto; provided however that such vote shall not take effect until the Town votes to exempt from the limitations of total taxes imposed by Massachusetts General Law Chapter 59 § 21C (Proposition 2 ½) amounts required to pay the principal and interest of the borrowing approved by such vote and further authorize the Board of Select and/or Town Administrator to apply for and accept any Federal, State, County or other funds that may be available for this purpose and to enter into Intermunicipal Agreements for acceptance of any such grants or funds which shall be used to offset the total appropriation authorized herein, or to take any other action relative thereto. (3/4 Vote Required)

**MOTION:** To indefinitely postpone Article 46.

**ACTION:** Voice vote to indefinitely carries by the necessary simple majority.

#### **ARTICLE 47. CLOSING ARTICLE**

And to act on any other business that may legally come before the meeting. (Simple Majority Vote Required)

**MOTION:** To adjourn Town Meeting.

**ACTION:** Voice vote carries unanimously. **Town Meeting adjourned at 12:30 pm.**

A True Record, Attest:

Cynthia S. May, Town Clerk