

ANNUAL TOWN MEETING
Town of Dennis
May 3, 2011

Robert C. Chamberlain, Moderator, called the Annual Town Meeting held at the Nathaniel H. Wixon Middle School to order at 7:00 p.m. He declared a quorum present and noted that the Warrant had been posted by George Sawyer, Constable. Tellers were Gladys Kearney, Robert Duffy, John Schnaible, Peter McDowell, Frank Ciambriello and Paul Covell, Head Teller.

Moderator Chamberlain asked the assembly to kindly rise as the Wixon 8th Grade Band, conducted by 8th Grader Drew Cochran, played the "Star Spangled Banner".

On motion of Finance Committee Chairman James Plath, duly seconded, it was unanimously voted to waive the formal reading of the Warrant.

The Henry C. Boles Achievement Awards were presented by Committee Member Julia Johnson. The Henry C. Boles Achievement Award Committee was named in honor of the late Selectman Henry C. Boles, who served from 1973 to 1977. Mr. Boles' leadership and extensive personal contribution to town programs was largely responsible for Dennis winning recognition in 1978 as an All-American Town. Mr. Boles set a high standard of excellence for citizen participation in town government. He died in 1979. Henry's wife, Myrtle Boles, died in 2009 in Florida at the age of 92. Myrtle was a member of this committee for many years.

The Committee honors the memory of Henry Boles by encouraging our younger residents to exhibit examples of good citizenship and community involvement. The committee unanimously decided to award a \$100 US Savings Bond to a third grade boy and girl graduating from Ezra Baker Elementary School and to one eighth grade young man and woman graduating from the Nathaniel Wixon Middle School.

The Certificates and \$100 US Savings Bonds were awarded to Miss Jenna Beebe and Master David Malone, students at the Ezra Baker Elementary School. Both Jenna and David have demonstrated excellent examples of citizenship, cooperation, diligence, kindness, and friendship as witnessed by their classmates and teachers. They exhibit good sportsmanship and respect for adults and fellow students.

From the Nathaniel H. Wixon Middle School: Miss Tess Ciarcia and Mr. Thomas Coute. Both Tess and Thomas demonstrate outstanding citizenship and leadership qualities. They are greatly admired by their peers. They respect the differences of other and always offer a helping hand. Tess and Tom work hard to achieve academic success. They enjoy challenge and face it with strength and perseverance. Each of these award winners is involved in more than one sport, and they encourage, motivate and lead their fellow teammates on and off the field. Tess and Tom also participate in their churches' youth groups. These young people exemplify what it means to be a good citizen and leader.

All of the recipients are a credit to their families, their schools and our community. They are all leaders among their peers.

Barbara "Bobbie" Trepte, widow of the honored Donald Trepte, presented the 2011 Donald Trepte Memorial Scholarship Award to Ms. Hannah Bowie. Hannah is outstanding scholastically and is a born leader. She is an athlete and has received many sportsmanship and leadership awards. At D/Y she played Field Hockey, Softball and Basketball. She has taught swimming and swims competitively. She has also taken up rowing.

Hannah loves being involved with community service. Among other things, she has coached recreational basketball for the Dennis Recreation Department, volunteers at the Ezra Baker Nurses office, serves meals to the homeless, makes blankets for hospitalized children and helps with beach cleanup.

She is a member of the Green Zone Environmental Club and is a National Honor Society member. She was a D/Y High School Girls State Representative and has received many leadership, good citizen and good cheer awards. She is a Student Ambassador, Class Marshall, attended the National Youth Leadership Forum on Medicine and works at Showtime Pizza.

Hannah will attend Fairfield University in Connecticut in the fall and will start by taking the necessary courses to become a nurse.

ARTICLE 1: Unanimously Voted: To accept the reports of the Town Officers as presented.

ARTICLE 2: Unanimously Voted: To accept the unpublished reports of the following committees: Dennis Port Revitalization Committee. The Committee jumped into action regarding Charrette Report recommendations and continues to actively seek volunteers and helpers in the ongoing revitalization. The year was filled with activity, as highlighted below:

- Built a park in the village center by seeking donations of skills and materials and by working collaboratively with area merchants, interested citizens and the dedicated employees of the Department of Public Works. Park volunteers were recently presented with the Dennis Garden Club's Golden Trowel Award.
- Initiated a memorial bench program and installed two new benches along Rt. 28 in downtown Dennis Port. More to be installed as private donations are made.
- Began a review of design features to attract users to the Dennis Port Village Green and the Mike Stacy Playground.
- Created arts working group focused on Dennis Port.
- As a result of the Charrette, public awareness was raised on Economic Development Committee initiatives, which stimulated discussion on Hotel/Motel and Cottage Colony Zoning Bylaws, both of which were passed at Town meeting.
- Implemented a common format to coordinate the efforts of interested parties and other stakeholders for working with community groups and other volunteers' skills and talents.
- Welcomed the changing of hands of the village center's main building on the south side of Rt. 28. Summit Realty's acquisition and renovations of the building led the relocating of Buckie's Biscotti in new space early in 2011.
- Additional businesses opened including the reinstatement of Puzzles, Toys and More.
- We have begun collaborating on bicycle route designations and a proposal to improve sidewalk circulation along Rt. 28. We are continuing to advocate addressing wastewater issues in Dennis Port.
- We added new member Fritz Lauenstein and said thank you and best wishes to Alex Kennedy for his service.

Respectfully submitted:

Thomas Huettner and Carlyn Carey, Co-Chairs,
Hank Bowen, Fritz Lauenstein, and Tony Noto

ARTICLE 3: Unanimously Voted: To assume liability in the manner provided by Section 29, Chapter 91 of the Massachusetts General Laws as amended, for all damages that may be incurred by the 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, tidewaters, foreshores, and shores along a public beach in accordance with Section 11 of Chapter 91 of the Massachusetts General Laws and authorize the Selectmen to execute and deliver a bond of indemnity therefore to the Commonwealth.

ARTICLE 4: Majority Voted: To raise and appropriate \$25,437,804 for the operating expenses of the Town for the fiscal year commencing July 1, 2011 and ending June 30, 2012:

To transfer \$135,000.00 from Overlay Reserve to Finance Committee Reserve Fund, Line Item #10.

To transfer \$40,000 from Overlay Reserve to Town Administrator, Capital Outlay, Line Item #7.

To transfer \$ 61,742 from the Cable Special Revenue Fund to Town Administrator Personal Services, Line Item #3.

To transfer \$ 11,116 from Cable Special Revenue Fund to Central Purchasing Purchase of Services, Line Item #15.

To transfer \$5,000 from Waterways Maintenance & Improvement Fund to Central Purchasing Supplies, Line Item #16.

To transfer \$950 from the Cable Special Revenue Fund to Central Purchasing Supplies, Line Item #16.

To transfer \$ 85,250 from the Cable Special Revenue Fund to Data Processing Purchase of Services, Line Item #33.

To transfer \$ 15,000 from the Cable Special Revenue Fund to Data Processing Purchase of Services, Line Item #34.

To transfer \$ 816 from the Cable Special Revenue Fund to Data Processing Other Charges & Expenditures, Line Item #36.

To transfer \$ 8,564 from the Cable Special Revenue Fund to Property/Buildings, Personal Services, Line Item #53.

To transfer \$ 463 from the Cable Special Revenue Fund to Public Buildings Purchase of Services, Line Item #54.

To transfer \$2,250 from the Cable Special Revenue Fund to Property/Liability Insurance, Other Charges – Expenditures, Line Item #58.

To transfer \$1,075,000 from the Ambulance Receipts Reserve for Appropriations Account to Fire Dept. Personal Services, Line Item #65.

To transfer \$ 45,000 from Waterways Maintenance & Improvement Fund to Harbormaster Capital Outlay, Line Item #82.

To transfer \$ 15,000 from Cemetery Lots Sales Account to Dept. of Public Works, Personal Services, Line Item #91.

To transfer \$ 25,000 from Cemetery Perpetual Care Interest Account to Dept. of Public Works, Personal Services, Line Item #91.

To transfer \$1,000 from the Bass River Receipts Reserved Account to Beach Purchase of Service, Line Item #135.

To transfer 410,000 Beach Capital Improvement Fund to Beach Capital Outlay, Line Item #138.

To transfer \$ 856 from the Cable Special Revenue Fund to Fringe Benefits, Workers Comp., Line Item #157.

To transfer \$ 1,222 from the Cable Special Revenue Fund to Fringe Benefits, Unemployment Insurance, Line Item #158.

To transfer \$14,329 from the Cable Special Revenue Fund to Fringe Benefits, Retirement Contribution, Line Item #159.

To transfer \$ 24,616 from the Cable Special Revenue Fund to Fringe Benefits, Group Insurance, Line Item #160.

To transfer \$ 1,576 from the Cable Special Revenue Fund to Fringe Benefits, Medicare Tax (Town Share), Line Item #161.

To transfer \$ 535,000 from the Community Preservation Act Fund to Retirement of Debt Principal, Line Item #153.

To transfer \$ 19,525 from the Septic Loan Program Account to Retirement of Debt Principal, Line Item #153.

To transfer \$231,925 from the Community Preservation Act Fund to Long Term Debt – Interest, Line Item #154, and any unexpended transfer be returned to the Community Preservation Act Fund.

To transfer \$8,000 from the Community Preservation Act Fund to Short Term Debt – Interest, Line Item #155, and any unexpended transfer be returned to the Community Preservation Act Fund.

Making a total of \$27,812,004.

And further recommend that said appropriations be allocated in accordance with line item amounts defined under the column, FinCom Recommended FY2012.

OPERATING BUDGET FY 2012

GENERAL GOVERNMENT

SELECTMEN

1	Purchase of Services	4,213.00
2	Other Charges – Expenditure	7,000.00
TOTAL		11,213.00

TOWN ADMINISTRATOR

3	Personal Services	546,670.00
4	Settlements	315,655.00
5	Purchase of Services	28,300.00
6	Other Charges - Expenditure	5,750.00
7	Capital Outlay	45,000.00
TOTAL		941,375.00

FINANCE COMMITTEE

8	Purchase of Services	1,200.00
9	Other Charges - Expenditure	1,400.00
10	Reserve Fund	135,000.00
TOTAL		137,600.00

ACCOUNTANT

11	Personal Services	147,983.00
12	Purchase of Services	36,000.00
13	Supplies	500.00
14	Other Charges - Expenditure	1,005.00
TOTAL		185,488.00

CENTRAL PURCHASING

15	Purchase of Services	486,712.00
16	Supplies	328,000.00
TOTAL		814,712.00

ASSESSORS

17	Personal Services	276,633.00
18	Purchase of Services	3,134.00
19	Supplies	400.00
20	Other Charges - Expenditure	7,555.00
21	Capital Outlay	0.00
TOTAL		287,722.00

REVALUATION

22	Personal Services	18,062.00
23	Purchase of Services	33,000.00
24	Supplies	250.00
25	Other Charges - Expenditure	322.00
TOTAL		51,634.00

TREASURER/COLLECTOR

26	Personal Services	231,108.00
27	Purchase of Services	23,636.00
28	Supplies	3,387.00
29	Other Charges - Expenditure	1,520.00
TOTAL		259,651.00

LAW DEPARTMENT

30	Personal Services	77,032.00
31	Purchase of Services	125,300.00
32	Other Charges - Expenditure	2,300.00
TOTAL		204,632.00

INFORMATION TECH & DATA

33	Personal Services	178,910.00
34	Purchase of Services	157,295.00
35	Supplies	5,913.00
36	Other Charges - Expenditure	660.00
37	Capitol Outlay	50,000.00
TOTAL		392,778.00

TAX TITLE/FORECLOSURE

38	Purchase of Services	12,000.00
TOTAL		12,000.00

CLERK

39	Personal Services	71,454.00
40	Purchase of Services	6,300.00
41	Supplies	400.00
42	Other Charges - Expenditure	1,120.00
TOTAL		79,274.00

ELECTIONS

43	Personal Services	21,025.00
44	Purchase of Services	16,011.00
45	Supplies	1,100.00
TOTAL		38,136.00

NATURAL RESOURCE/CONS

46	Personal Services	236,471.00
47	Purchase of Services	2,500.00
48	Supplies	11,100.00
49	Other Charges - Expenditure	1,240.00
TOTAL		251,311.00

PLANNING

50	Personal Services	117,966.00
51	Purchase of Services	400.00
52	Other Charges - Expenditure	1,250.00
TOTAL		119,616.00

PUBLIC PROPERTY/BUILDINGS

53	Personal Services	322,089.00
54	Purchase of Services	128,093.00
55	Supplies	58,355.00
56	Other Charges - Expenditure	11,300.00
57	Capital Outlay	4,200.00
TOTAL		524,037.00

PROPERTY/LIABILITY INSURANCE

58 Other Charges - Expenditure 276,216.00
TOTAL 276,216.00

TOWN REPORTS

59 Purchase of Services 8,800.00
TOTAL 8,800.00

POLICE

60 Personal Services 3,985,889.00
61 Purchase of Services 124,344.00
62 Supplies 56,101.00
63 Other Charges - Expenditure 8,036.00
64 Capital Outlay 137,500.00
TOTAL 4,311,870.00

FIRE

65 Personal Services 3,478,500.00
66 Purchase of Services 209,625.00
67 Supplies 141,700.00
68 Other Charges - Expenditure 6,900.00
69 Capital Outlay 9,400.00
TOTAL 3,846,125.00

BUILDING INSPECTOR

70 Personal Services 343,091.00
71 Supplies 3,261.00
72 Other Charges - Expenditure 8,167.00
73 Capital Outlay 0.00
TOTAL 354,519.00

ANIMAL CONTROL

74 Personal Services 82,588.00
75 Purchase of Services 8,050.00
76 Supplies 1,800.00
77 Other Charges - Expenditure 70.00
TOTAL 92,508.00

HARBORMASTER

78 Personal Services 171,891.00
79 Purchase of Services 35,836.00
80 Supplies 10,748.00
81 Other Charges - Expenditure 1,201.00
82 Capital Outlay 48,100.00
TOTAL 267,776.00

SHELLFISH

83 Personal Services 70,323.00
84 Purchase of Services 1,100.00
85 Supplies 8,170.00
86 Other Charges - Expenditure 1,320.00
TOTAL 80,913.00

ENGINEERING/SURVEYOR

87 Personal Services 326,793.00
88 Purchase of Services 2,450.00
89 Supplies 2,813.00
90 Other Charges - Expenditure 1,100.00
TOTAL 333,156.00

DEPT. OF PUBLIC WORKS

91 Personal Services 1,349,010.00
92 Purchase of Services 119,527.00
93 Supplies 266,377.00
94 Supplies - Paving, Resurfacing 108,000.00
95 Other Charges - Expenditure 6,335.00
96 Capital Outlay 16,445.00
TOTAL 1,865,694.00

SNOW AND ICE REMOVAL

97 Snow and Ice Removal 135,637.00
TOTAL 135,637.00

STREET LIGHTING

98 Purchase of Services 181,857.00
TOTAL 181,857.00

WASTE COLLECT/DISPOSAL

99 Personal Services 478,922.00
100 Purchase of Services 618,946.00
101 Supplies 43,961.00
102 Other Charges - Expenditure 2,390.00
TOTAL 1,144,219.00

HEALTH INSPECTION SERVICE

103 Personal Services 307,563.00
104 Purchase of Services 25,070.00
105 Supplies 2,700.00
106 Other Charges - Expenditure 2,620.00
TOTAL 337,953.00

COUNCIL ON AGING

107 Personal Services 166,641.00
108 Supplies 2,500.00
109 Other Charges - Expenditure 5,175.00
TOTAL 174,316.00

VETERAN'S SERVICES

110 Purchase of Services 40,131.00
111 Other Charges - Expenditure 119,850.00
TOTAL 159,981.00

COMM. ON DISABILITIES

112 Purchase of Services 2,000.00
113 Other Charges - Expenditure 859.00
TOTAL 2,859.00

OTHER HUMAN SERVICES

114 Nauset Workshop 4,300.00
115 Cape Cod Child Development 5,000.00
116 Consumer Assist Council 550.00
117 Independence House 3,000.00
118 Legal Services 2,700.00
119 Salvation Army 2,500.00
120 AIDS Support Group of Cape Cod 2,500.00
121 Sight Loss Services 3,000.00
122 Elder Services/Meals 5,000.00
123 Family Pantry 4,500.00
124 Big Brothers/Big Sisters 2,000.00
125 Hands of Hope Outreach Center 4,200.00
126 Gosnold Center 3,000.00
TOTAL 42,250.00

LIBRARY

127 Personal Services 209,093.00
128 Purchase of Services 19,478.00
129 Supplies 70,630.00
130 Other Charges - Expenditure 144,996.00
TOTAL 444,197.00

RECREATION

131 Personal Services 89,749.00
132 Purchase of Services 4,200.00
133 Other Charges - Expenditure 0.00
TOTAL 93,949.00

BEACHES

134 Personal Services	511,161.00
135 Purchase of Services	81,561.00
136 Supplies	23,265.00
137 Other Charges - Expenditure	8,575.00
138 Capital Outlay	16,700.00
TOTAL	641,262.00

GOLF

139 Personal Services	1,085,926.00
140 Purchase of Services	270,837.00
141 Supplies	346,849.00
142 Other Charges - Expenditure	8,165.00
143 Capital Outlay	5,000.00
TOTAL	1,716,777.00

HISTORICAL COMMISSION

144 Purchase of Services	1,861.00
145 Supplies	75.00
TOTAL	1,936.00

S. DENNIS HISTORIC DIST. COMM.

146 Personal Services	11,487.00
147 Purchase of Services	100.00
148 Supplies	224.00
TOTAL	11,811.00

HISTORICAL DIST-OKHRHD

149 Personal Services	29,042.00
150 Purchase of Services	300.00
151 Supplies	300.00
152 Other Charges - Expenditure	219.00
TOTAL	29,861.00

DEBT SERVICE - PRINCIPAL

153 Debt Services	1,339,525.00
TOTAL	1,339,525.00

INTEREST - LONG TERM DEBT

154 Debt Services	645,913.00
TOTAL	645,913.00

INTEREST - SHORT TERM DEBT

155 Debt Services	15,250.00
TOTAL	15,250.00

FRINGE BENEFITS

156 Sick Pay Liability	5,000.00
157 Worker's Compensation	118,946.00
158 Unemployment	100,000.00
159 Retirement Contribution	2,113,130.00
160 Group Insurance	2,420,886.00
161 Medicare Tax -Town Share	185,733.00
TOTAL	4,943,695.00

GRAND TOTAL **27,812,004.00**

ARTICLE 5: Unanimously Voted: To approve an annual school budget for the Dennis-Yarmouth Regional School District in the amount of \$49,228,734 and to raise and appropriate \$14,853,715 as the Town's assessment of the operating expenses for the Fiscal Year beginning July 1, 2011.

ARTICLE 6: Unanimously Voted: To indefinitely postpone the Article. To see if the Town will vote, consistent with Section 6 of the Agreement between the Towns of Dennis and Yarmouth establishing a Regional School District as amended in September, 2006 (hereinafter "Agreement") to authorize an amendment thereto, and to

amend, Section 13 of said Agreement by striking the first sentence, and replacing the language with the following: "Subject to the provisions of this Section 13 and Section 14, all pupils in grades kindergarten through eight shall receive their education in facilities that are located in the respective towns in which the pupils reside, except that in the case of children with special needs, the Committee may provide for other appropriate arrangements," and further, to approve and to authorize any necessary action by the Dennis-Yarmouth Regional School Committee to effectuate this provision.

ARTICLE 7: Unanimously Voted: To indefinitely postpone the Article. To see if the Town of Dennis will vote, consistent with Section 6 of the Agreement between the Towns of Dennis and Yarmouth establishing a Regional School District as Amended in September, 2006 (hereinafter "Agreement"), to authorize an amendment to, and to amend, Section 13 of said Agreement by striking the first sentence, and replacing the language with the following: "Subject to the provisions of this Section 13 and Section 14, all pupils in grades Kindergarten through three shall receive their education in facilities that are located in the respective towns in which the pupils reside, except that in case of children with special needs, the Committee may provide for other appropriate arrangements," so as to no longer require the education of pupils in grades four through eight in facilities that are located in the respective towns in which the pupils reside, to approve and to authorize any necessary action by the Dennis-Yarmouth Regional School Committee to effectuate this provision.

ARTICLE 8: Unanimously Voted: To approve the \$3,400,000 debt authorized by the Dennis-Yarmouth Regional School District (the "District") on March 30, 2011, to pay costs of replacing the roof and windows and making various building code improvements at the Ezra H. Baker Elementary School located at 810 Route 28 in West Dennis, Massachusetts, which proposed repair project (the "Project") would materially extend the useful life of the school and preserve an asset that is otherwise capable of supporting the District's required educational program. The Town acknowledges that the Massachusetts School Building Authority's ("MSBA") grant program is a non-entitlement, discretionary program based on need, as determined by the MSBA, and that any costs the district incurs in excess of any grant approved by and received from the MSBA shall be the sole responsibility of the District and its member towns, and that any grant that the district may receive from the MSBA for the project shall not exceed the lesser of (1) 37.95 percent (37.95%) of eligible, approved project costs, as determined by the MSBA, or (2) the total maximum grant amount determined by the MSBA; and that the amount of borrowing authorized pursuant to the vote of the District described above shall be reduced by any grant amount set forth in the project funding agreement that may be executed between the District and the MSBA relating to the project.

ARTICLE 9: Unanimously Voted: To transfer \$55,540 from Cable Receipts for the purpose of providing matching funds for a Safety and Security/Technology grant for the purchase of related equipment and software for the Dennis-Yarmouth Regional School District.

ARTICLE 10: Unanimously Voted: To approve and annual school budget for the Cape Cod Regional Technical High School in the amount of \$12,781,986 and to raise and appropriate \$1,514,967 as the Town's apportioned share of the operating expenses for the Fiscal Year beginning July 1, 2011.

ARTICLE 11: Unanimously Voted: To raise and appropriate \$68,511 to fix the Fiscal Year 2011 salary and compensations of the elected officers of the Town for the Fiscal Year commencing July 1, 2011 and ending June 30, 2012, as provided for in Massachusetts General Laws, Chapter 41, Section 108 and acts and amendment thereof:

5 Selectmen at \$ 2,000 each
1 Moderator at \$ 450
Town Clerk at \$58,061

And that the salaries and compensations be fixed as given in this article and further, that all other elected officers serve without compensation.

ARTICLE 12: Unanimously Voted: To transfer \$412,589 from free cash to supplement the Fiscal Year 2011 Line Item appropriations under Article 4 of the May 4, 2010 Annual Town Meeting:

a. Central Purchasing, Supplies, Line Item #17	50,000	
b. Finance Committee, Reserve Fund, Line Item #11.	19,736	
c. Law Dept., Purchase of Services, Line Item # 33	30,000	
d. Police, Personal Services, Line Item #63	20,000	
e. Fire, Personal Services, Line Item #68	125,000	
f. Snow & Ice Removal, Line Item #102	110,000	
g. Beaches, Personal Services, Line Item #144	57,853	
		Total \$412,589

ARTICLE 13: Unanimously Voted: To transfer \$200,000 from free cash for the purpose of reducing the tax rate for the Fiscal Year beginning July 1, 2011.

ARTICLE 14: Unanimously Voted: To indefinitely postpone the Article. To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to pay for the following prior year's unpaid bills.

ARTICLE 15: Unanimously Voted: To transfer \$200,216 from free cash; transfer \$100,000 from the Beach Capital Improvement Fund; transfer \$79,555 from the Ambulance Receipts Fund; transfer \$172,000 from the Golf Capital Improvement Fund; transfer \$9,000 from the Wetlands Protection Fund; and transfer \$16,100 from Article 13 of the May 5, 2009 Annual Town Meeting, for a total of \$576,871 to pay for the following capital outlay items:

1. <u>Engineering</u>	
a. West Dennis Beach Rotary	\$ 272,000
	\$ 272,000
2. <u>Fire</u>	
a. Ambulance 105 Lease	\$ 79,555
	\$ 79,555
3. <u>Golf</u>	
a. Golf Equipment Lease A	\$ 64,000
b. GSP Irrigation Hardware/Software	20,500
c. Angel Master Bed Knife Grinder	14,000
d. Turfo 1530 Top Dresser	13,500
e. Golf Equipment Lease B	<u>60,000</u>
	\$ 172,000
4. <u>MIS</u>	
a. GEO TMS Modules	\$ 12,000
	\$ 12,000
5. <u>Police Dept.</u>	
a. Ballistic Vests	\$ 10,000
	\$ 10,000
6. <u>School</u>	
a. Wixon Circular Pumps	\$ 15,216
b. Wixon Hot Water Tank/Baker Air Compressor	<u>16,100</u>
	\$ 31,316
GRAND TOTAL	\$ 576,871

ARTICLE 16: Unanimously Voted: To raise and appropriate \$1,430,000 and transfer \$75,000 from the Cable Receipts Fund for a total of \$1,505,000 to pay for the Fiscal Year 2012 following Capital Outlay items, and further, to authorize the board of Selectmen to enter into a four (4) year lease for the replacement of the Fire Pumper listed under paragraph 3(b) below:

1. <u>Council-On-Aging</u>	
a. Senior Center Bldg. Design & Eng.	\$ 30,000
	\$ 30,000
2. <u>Engineering</u>	
a. Drainage	\$ 100,000
b. Guardrail Replacement	80,000
c. Secondary Roads	400,000
d. Sidewalks	<u>18,000</u>
	\$ 598,000
3. <u>Fire Dept.</u>	
a. Refurbish Ladder Truck 110	\$ 225,000
b. Replace Fire Pumper 115 (4 yr. Lease)	<u>137,000</u>
	\$ 362,000
4. <u>GIS</u>	
a. GIS – Planimetrics	<u>\$ 150,000</u>
	\$ 150,000
5. <u>Harbor</u>	
a. Maintenance Dredging	<u>\$ 150,000</u>
	\$ 150,000
6. <u>Municipal Buildings</u>	
a. West Dennis Graded School House Painting	\$125,000
b. Multiple Roof Projects	<u>45,000</u>
	\$170,000
7. <u>Police</u>	
a. Police IT Replacement	\$ 10,000
b. Gas BoyRefueling	<u>35,000</u>
	\$ 45,000
GRAND TOTAL	\$1,505,000

ARTICLE 17: Unanimously Voted: To raise and appropriate \$357,391 to pay for the Fiscal Year 2012 following Capital Outlay items:

1. <u>Administration</u>	
a. Munis – Systems Upgrades	<u>\$ 23,241</u>
	\$ 23,241
2. <u>DPW-Highway</u>	
a. Traffic Signal Repair	\$ 55,000
b. New Skid Steer	<u>75,000</u>
	\$ 130,000
3. <u>Engineering</u>	
a. Replace/Transfer Dodge RAM	<u>\$ 27,000</u>
	\$ 27,000
4. <u>Fire</u>	
a. Replace Fire 4 WD Vehicle 111	<u>\$ 30,000</u>
	\$ 30,000
5. <u>Harbor</u>	
a. Replace 1997 Harbor One Ton Truck	<u>\$ 50,000</u>
	\$ 50,000
6. <u>Natural Resources</u>	
a. Princess Beach Pavilion, Restrooms and site improvements.	<u>\$ 97,150</u>
	\$ 97,150
GRAND TOTAL	\$ 357,391

ARTICLE 18: Unanimously Voted: To adopt a Community Preservation Committee Budget for Fiscal Year 2012 in the amount of \$1,244,109 and to appropriate and transfer from the Community Preservation Fund the following:

1. \$124,411 (10%) to be reserved for community housing;
2. \$124,411 (10%) to be reserved for open space;
3. \$124,411 (10%) to be reserved for historic preservation;
4. \$766,925 for debt service;
5. \$8,000 for short term interest;
6. \$10,000 for committee expenses;
7. \$85,951 to be reserved for undesignated purposes.

ARTICLE 19: Voted 119 yes to 57 no: To appropriate the sum of \$825,000 to pay costs of designing, engineering, and constructing the Corporation Beach Bathhouse, including the payment of all other costs incidental and related thereto, and that to meet this appropriation, the Treasurer, with the approval of the Selectmen, is authorized to borrow said amount under and pursuant to Chapter 44, Section 7(3) of the General Laws, or pursuant to any other enabling authority, and to issue bonds or notes of the Town therefore.

ARTICLE 20: Unanimously Voted: To appropriate the sum of \$250,000 to pay costs of designing, engineering, and constructing improvements to the Transfer Station Building, including the payment of all other costs incidental and related thereto, and that to meet this appropriation, the Treasurer, with the approval of the Selectmen, is authorized to borrow said amount under and pursuant to Chapter 44, Section 7(3a) of the General Laws, or pursuant to any other enabling authority, and to issue bonds or notes of the Town therefore.

ARTICLE 21: Unanimously Voted: To re-authorize for Fiscal Year 2012 the crediting to the Cable Receipts Revolving Fund, as established by vote of the Dennis Annual Town Meeting on May 4, 2010, Article 27, and pursuant to MGL Chapter 44, Section 53e ½, providing for a means by which monies received from cable receipts may, after receipt, be expended, and without further appropriation to fund cable related expenses, by the Board of Selectmen, up to a limit of fifty thousand dollars (\$50,000.00) during Fiscal Year 2012.

ARTICLE 22: Unanimously Voted: To re-authorize for Fiscal Year 2012 the crediting to the Council-On-Aging Revolving Fund, as established by vote of the Dennis Annual Town Meeting on May 2, 1995, Article 42, and pursuant to the MGL Chapter 44, Section 53e ½, providing for a means by which fees or charges received in connection with a Council-On-Aging program or activity, may after receipt, be applied directly and without further appropriation to support that program or activity, for expenditure by the Director of the Council-On-Aging, up to a limit of seventy-five thousand dollars (\$75,000.00) during Fiscal Year 2012.

ARTICLE 23: Unanimously Voted: To re-authorize for Fiscal Year 2012 the crediting to the Council On-Aging Bus Revolving Fund, as established by vote of the Dennis Annual Town Meeting on May 4, 2010, Article 29, and pursuant to MGL Chapter 44, Section 53e ½, providing a means by which fees or charges received from the operation of the Council-On-Aging bus may, after receipt and authorization by the Council-On-Aging Director, be applied directly and without further appropriation to support the operations of said bus, for expenditure by the Council On Aging Director, up to a limit of fifty thousand dollars (\$50,000.00) during Fiscal Year 2012.

ARTICLE 24: Unanimously Voted: To re-authorize for Fiscal Year 2012 the crediting to the Golf Department Revolving Fund, as established by vote of the Dennis Annual Town Meeting on May 4, 2010, Article 21, and pursuant to MGL Chapter 44, Section 53e ½, providing for a means by which 25% of cart rental fee received may after receipt, be applied directly without further appropriation to the fund to pay for the rental

of golf carts. In addition, revenue from the golf course pro-shops fees or charges may be applied directly, without further appropriation to support the operations of the golf pro-shops. In addition, revenue from GHIN (Golf Handicap and Information Network) be applied directly, without further appropriation to the fund to pay Massachusetts Golf Association dues for members handicaps, after receipt and authorization by the Golf Director, be applied directly and without further appropriation to support the operations for expenditure by the Golf Director, up to a limit of three hundred thousand dollars (\$300,000) during Fiscal Year 2012.

ARTICLE 25: Unanimously Voted: To re-authorize for Fiscal Year 2012 the crediting to the Town Library Revolving Fund, as established by vote of the Dennis Annual Town Meeting on May 5, 1998, Article 16, and pursuant to MGL Chapter 44, Section 53e ½, providing for a means by which fees, fines or charges received in connection with a town library program or activity may, after receipt, be applied directly and without further appropriation to support that program or activity, for expenditure by the Library Director up to a limit of ten thousand dollars (\$10,000.00) during Fiscal Year 2012.

ARTICLE 26: Unanimously Voted: To re-authorize for Fiscal Year 2012 the establishment of a Board of Health Medicare Reimbursement Revolving Fund, as established by vote of the Dennis Annual Town Meeting on May 3, 2005, Article 18, pursuant to MGL Chapter 44, Section 53e ½, providing for a means by which reimbursements received from Medicare for flu shots may, after receipt, be applied directly and without further appropriation to the purchase of additional vaccine or other medical supplies, and costs associated with providing volunteer management and clinical support, by the Health Director up to a limit of twenty thousand dollars (\$20,000) during Fiscal Year 2012.

ARTICLE 27: Unanimously Voted: To transfer \$70,963 from the May 3, 2011 Annual Town Meeting under Article 4, Line Item #4, Town Administrator Settlements, to fund a collective bargaining agreement between the Town and the Dennis Professional Firefighters, IAFF Local 2583 personnel for Fiscal Year 2012.

ARTICLE 28: Unanimously Voted: To indefinitely postpone the Article. To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to fund a collective bargaining agreement between the Town and the Service Employees International Union, Local 888 personnel and to fund non-union wages for Fiscal Year 2012.

ARTICLE 29: Unanimously Voted: To transfer \$49,392 from the May 3, 2011 Annual Town Meeting under Article 4, Line Item #4, Town Administrator Settlements, to fund a collective bargaining agreement between the Town and the Mass Laborers' District Council, Local 1249 Personnel for Fiscal Year 2012.

ARTICLE 30: Unanimously Voted: To transfer \$58,924 from the May 3, 2011 Annual Town Meeting under Article 4, Line Item #4, Town Administrator Settlements, to fund a collective bargaining agreement between the Town and AFSCME Council 93, Local 2977 Union for Fiscal Year 2012.

ARTICLE 31: Unanimously Voted: To transfer \$27,608 from the May 3, 2011 Annual Town Meeting under Article 4, Line Item #4, Town Administrator Settlements to fund non-union personnel wages for Fiscal Year 2012.

ARTICLE 32: Unanimously Voted: To transfer \$27,439.75 from Article 24 of the May 4, 2010 Annual Town Meeting to supplement the funds appropriated under Article 23 of said Town Meeting which authorized the Board of Selectmen to issue a request for proposals for a lease and/or operating agreement, and/or power purchasing agreement on behalf of the Town, with a term of up to twenty years, for the design, construction and operation of a solar farm to be located on town-owned property adjacent to the Dennis Transfer Station, provided, however, that the award of the lease or operating agreement shall be subject to the approval of Town Meeting; and further, that said funds will be used to pay for engineering, consulting and legal services required to conduct procurement and negotiate an agreement with the successful proposer.

ARTICLE 33: Unanimously voted: To indefinitely postpone the Article. To see if the Town will vote to authorize the Board of Selectmen to petition the General Court for approval to seek special legislation, either individually or jointly with the Dennis Water District, permitting the Dennis Water District to lease or otherwise “dispose of” land of the District covered by Article 97 of the Articles of Amendment to the Massachusetts Constitution, for the purposes of siting, constructing and operating a wind turbine owned by the Town of Dennis, if such approval is deemed by the Board of Selectmen to be needed; provided that the General Court may vary the form and substance of the requested legislation within the scope of the general public objectives of this petition.

ARTICLE 34: Unanimously Voted: To adopt the Beach Capital Improvement Fund By-Law, pursuant to Chapter 82 of Acts of 2005, which authorized the establishment of said fund:

“Beach Capital Improvement Fund By-Law”

In accordance with Chapter 82 of the Acts of 2005, the Board of Selectmen is hereby authorized to increase the portion of the revenue derived from beach fees to be deposited into the Beach Capital Improvement Fund as follows:

- (i) (25%) of the daily beach parking sticker
- (ii) (20%) of the resident beach parking sticker

ARTICLE 35: Unanimously Voted: To transfer \$200,000 from free cash to be deposited into the Beach Capital Improvement Fund.

ARTICLE 36: Unanimously Voted: To establish a Municipal Capital Stabilization Fund, as authorized by G.L. C.40, §5b, to be used to purchase or fund capital equipment or projects, and as funding therefore, to raise and appropriate \$111,500 to be deposited into said fund.

ARTICLE 37: Unanimously Voted: To adopt the Waterways Dredge and Maintenance Program Receipts Reserved Capital Improvements Fund By-Law, pursuant to Chapter 118 of the Acts of 2008, authorizing the establishment of said fund:

“Waterways Dredge and Maintenance Program Receipts Reserved Capital Improvements Fund By-Law”

In accordance with Chapter 118 of the Acts of 2008, Board of Selectmen is hereby authorized to increase the portion of the revenue derived from the Waterways fees to be deposited into said fund as follows:

- (i) 100% of the transient fees
- (ii) 50% of the parking fees
- (iii) 7% of the non-resident slip holders fees
- (iv) 6% of the resident slip holders fees
- (v) 60% of private dock and rack fees.

and further, that this By-Law take effect July 1, 2012.

ARTICLE 38: Unanimously Voted: To transfer \$4,840 from the Shellfish Mitigation Fund to purchase an additional 605,000 2-3mm of quahog seed to be grown out in the Town’s upweller and then deposited in Bass River.

ARTICLE 39: Unanimously Voted: To transfer \$20,000 from free cash to pay for the following: water quality testing throughout the Town, compilation of management strategies and assessment for Scargo Lake, completion of bird surveys for Cedar and Flax ponds, and identification of stormwater inputs into Cedar Pond.

ARTICLE 40: Unanimously Voted: To transfer \$18,000 from free cash to pay for the continuation of water quality testing within Swan River, Bass River, Sesuit Harbor and Chase Garden Creek, and that sample collections will be accomplished by the Department of Natural Resources staff with assistance from volunteers.

ARTICLE 41: Unanimously Voted: To transfer \$6,800 from the Beach Capital Improvement Fund for the purchase and installation of two (2) rinse towers, one to be located at the West Dennis Beach first comfort station and the other at Glendon Beach.

ARTICLE 42: Unanimously Voted: To raise and appropriate \$7,900 for the purchase and implementation of a Code Red E911 system at the Dennis Police Station, and the cost of which will be reduced by grants, gifts and other means of funding.

ARTICLE 43: Majority Vote: To accept the provisions of MGL Chapter 59, §5(54), added by Chapter 159 of the Acts of 2000, and establish a minimum fair cash value requirement of \$1,000 for personal property accounts to be taxed, effective as of the Fiscal Year beginning July 1, 2011.

ARTICLE 44: Unanimously Voted: In accordance with the Selectmen's Fee Limitation By-Law, to adopt the following new Waterways/Harbor Fees:

- a. Winter Shellfish Dock Fee.....\$10.00 per dock cleat
- b. Winter Shellfish Dock Piling Fee.....\$25.00 per dock
- c. Transient Slip Fee up to 4 hours . . . \$10.00

and further, that said fees may be amended from time to time by the Board of Selectmen in accordance with said By-Law.

ARTICLE 45: Unanimously Voted as amended: In accordance with the Selectmen's Fee Limitation By-Law, to adopt the following new Solid Waste Disposal Fees:

Usage Fee – Yard Waste Off-Scale:

- a. Minimum Entry Fee for one barrel\$ 3.00
- b. Small Pickup Truck or Small Trailer less than or equal to 6 ft in length... 10.00
- c. Full Size Pickup Truck or large trailer greater than 6 ft in length 15.00
- d. One Ton Truck20.00

and further, that disposal fees for yard waste from the two privately managed cemeteries in the Town of Dennis, namely Swan Lake Cemetery in Dennisport, and Quivet Cemetery in East Dennis, shall be waived;

and further, that said fees may be amended from time to time by the Board of Selectmen in accordance with said By-Law.

ARTICLE 46: Unanimously Voted: In accordance with Chapter 19, Section 19-9(b) (7) of the Dennis Code, to authorize the Dennis Affordable Housing Trust Fund Board of Trustees, with the approval of the Board of Selectmen, to loan a sum of money not to exceed \$150,000 with an interest rate of not less than one percent (1%) from the Affordable Housing Trust Fund to the Housing Assistance Corporation for pre-development costs for the proposed affordable housing project to be built on a portion of the former Melpet Farm property, on Route 134, South Dennis, and to enter into a loan agreement with said Housing Assistance Corporation setting forth the terms and conditions upon which the funds may be expended and the repayment of the loan funds.

ARTICLE 47: Unanimously Voted: To transfer \$33,800 from Cable Receipts to the Capital Improvement Fund.

ARTICLE 48: Unanimously Voted: To amend the Dennis Zoning By-Law by amending Section 2.2.2 Use Regulation Schedule to add 2.2.2.7.j Modular Building Manufacturing and Section 5 Definitions to add a definition of Modular Building Manufacturing.

PRINCIPAL USES	DISTRICT									
	R-40 R-60	Quivet Neck/ Crowe's Pasture Resource Protection District	R R	L B	E B	GC-I	GC- II GC- III	I	DPVC Area A	DPVC Area B
7. INDUSTRIAL, UTILITY AND OTHER USES										
j. Modular Building Manufacturing	N	N	N	N	N	N	N	Y	N	N

Section 5 Definitions

MODULAR BUILDING MANUFACTURING: An enclosed manufacturing facility dedicated to the fabrication, assembly or construction of structural insulated panels, pre-fabricated walls, roofs, flooring, ceilings and other structural elements intended for delivery to and assembly on a building.

ARTICLE 49: Unanimously Voted: To amend Section 4.3.2 of the Dennis Zoning By-Law as to add the word “line” after the word “lot”

4.3.2. Requirements

4.3.2.1 Setbacks - No marine use shall be located within thirty (30) feet, and no structure shall be located within fifty (50) feet of a lot **line**.

ARTICLE 50: Unanimously Voted: To transfer \$28,500 from free cash to pay for the collection of scientific data within Chase Garden Creek, to be used for subsequent design and permitting efforts to obtain dredging and beach re-nourishment approvals at Chapin Beach.

ARTICLE 51: Voted 82 yes to 40 no: It was adopted to direct our Representatives to the MA Legislature and United States Congress to work for ratification of a Constitutional Amendment that reads: “Corporations, Political Action Committees (PACs), and Foreign Agents are not citizens under the U.S. Constitution and shall not be allowed to financially influence elections.

ARTICLE 52: Unanimously Voted: To indefinitely postpone the Article. To see if the Town will vote to limit placement of land based wind turbines 45 feet or higher (no less than 1.5 km/4752 feet by line of sight), from the nearest residence (based on European’s Standards). Also, that no exemptions from this directive be allowed for anyone wishing to erect a land based wind turbine. This is to preserve the health, safety and welfare of all citizens of Dennis, MA.

It was unanimously voted to adjourn (dissolve) the meeting at 10:27 p.m. on May 3, 2011

A True Copy, Attest:

Theresa T. Bunce, Town Clerk