



# Provincetown

2008 ANNUAL TOWN REPORT



**ANNUAL TOWN REPORT  
YEAR 2008  
TOWN OF PROVINCETOWN**

PROVINCETOWN, MASSACHUSETTS

Annual Reports of the Officers of the Town of Provincetown,  
Massachusetts for the year ending December 31, 2008.  
Financial Reports for the fiscal year ending June 30, 2008.

**Cover:**

Rose Basile "Monument - Houses - Boats"  
2003, Oil on board, 16" x 12" signed on lower right  
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**Acknowledgements:**

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Compiled and Edited by  
Doug Johnstone, Town Clerk  
[www.provincetown-ma.gov](http://www.provincetown-ma.gov)

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## Directory of Town Officials

### Elected Officials

*Elected by Voters*

#### Town Moderator

Irene Rabinowitz 5/09

#### Board of Selectmen

Michele Couture, Chair 5/11  
 Elaine Anderson 5/11  
 Mary-Jo Avellar 5/10  
 Austin Knight 5/10  
 David Bedard 5/09

#### Board of Library Trustees

Paul Benatti 5/11  
 Edward Mick Rudd 5/11  
 James Cole 5/10  
 Tom Boland 5/09  
 Evelyn Kratz 5/09

#### Charter Enforcement

##### Commission

David McGlothlin 5/11  
 Todd Wagar 5/09  
 Vacant 5/11  
 Vacant 5/10  
 Vacant 5/09

#### Housing Authority

Cathy Reno Brouillet 5/13  
 Bryan Green 5/12  
 Cheryl L. Andrews 5/10  
 Molly Perdue 5/09  
 Nancy Jacobsen (State Appointed) 7/11

#### School Committee

Peter Grosso 5/11  
 Kerry Adams 5/10  
 Debra Trovato 5/10  
 Terese Nelson 5/09  
 Shannon Patrick 5/09

### Appointed Officials

*Appointed by the Board of Selectmen*

#### Town Manager

Sharon Lynn

#### Secretary to Bd of Selectmen

Vernon Porter

### Appointed Officials

*Appointed by the Town Manager*

#### Assistant Town Manager

David Gardner

#### Grant Administrator

Michelle Jarusiewicz

#### Information Systems Director

Beau Jackett

#### Tourism Director

Lisa Bowden

#### Town Clerk

Douglas Johnstone

#### Town Counsel

Kopelman & Paige, P.C

#### Town Mgr. Sec./Emp. Benefits Mgr.

Pamela Hudson

### Community Development

#### Building Commissioner

Russell Braun

#### Health Agent

Jane Evans

#### Health Inspector

Brian Carlson

**Licensing Agent**

Darlene Van Alstyne

**Permit Coordinator**

Maxine Notaro

**Human Services****Council on Aging/Public Health Dir.**

Valerie Carrano

**Library Director**

Debra A. DeJonker-Berry

**Recreation Director**Tracy Trewhella (Resigned)  
Brandon Motta**Municipal Finance****Municipal finance Dir./Town Acct.**

Alexandra Heilala

**Deputy Town Accountant**

Irene Silva (Retired)

**Treasurer**

Linda O'Brien

**Collector**

Barry Stephen

**Principal Assessor**

Paul Gavin

**Public Safety****Chief of Police**

Jeff Jaran

**Police Staff Sergeant**

Warren Tobias

**Harbormaster/Pier Manager**

Rex McKinsey

**Shellfish Constable**

Tony Jackett

**Public Works****Director of Public Works**

David Guertin

**DPW Deputy Director**

Sandra Turner

**Appointed Town Boards***As of January 13, 2009**Appointed by the Board of Selectmen***Airport Commission**

Heath Gatlin	12/11
Michael Valenti	12/11
Roger Lookingbill	12/10
Michael Leger	12/09
Steve Tait	12/09
Vacant Alt.	12/11

**Animal Welfare Committee**

Carol MacDonald	6/11
Stephen Milkowicz	6/10
Candace Nagle	6/10
Barbara Murphy	6/09
Vacant	6/11

**Art Commission**

James Bakker	12/11
Anton Haunstrup	12/11
Stephen Borkowski	12/10
Georgia Coxe	12/10
Erna Partoll	12/10
Vacant Alt.	12/10

**Board of Assessors**

Patricia DeLuca	12/10
Gregory Muse	12/09
Leslie Parsons	12/09
Paul Gavin	Indefinite
Vacant	12/10
Vacant Alt.	12/09

**Beautification Committee**

Mary Ann Powers	12/11
Jennifer Crooks	12/09
Two Vacant	12/11
Vacant	12/10
Cecilia Hall, Alt.	12/09



**Building Committee**

All Five Seats Vacant 12/09

**Cable Advisory Commission**

Richard Silver 6/10

Richard Kelley 6/09

Carol Pugliese 6/09

Vacant 6/11

Vacant 6/09

Vacant Alt. 6/09

**Cape Cod National Seashore****General Management Plan Implementation Advisory Committee**

Paul Tasha 6/11

Kerry L. Adams 6/10

Barbara Prato 6/10

John Thomas 6/09

Vacant 6/09

Vacant Alt. 6/10

**Community Housing Council**

Joe Carleo 6/11

William Dougal 6/10

Arturo Alon 6/09

Cathy Reno Brouillet 6/09

Molly Perdue 6/09

Jack McMahon, Alt. 6/11

**Community Preservation Comm.**

Arturo Alon 6/10

William Dougal 6/10

Bryan Green 6/10

Stephen Milkowicz 6/10

Dennis Minsky 6/10

Taylor Polites 6/10

Three Vacant 6/10

**Council on Aging**

Florence Alexander 12/11

Paul Mendes 12/11

David Ketchum 12/10

David Lynch 12/10

Karla Vogt 12/10

Charlene Priolo, Alt. 12/09

**Cultural Council**

Patricia Ann DeLuca 12/11

Michael Wright 12/11

Margaret Hamilton 12/10

Mary Alice Johnston 12/10

Frank Vasello 12/10

Dorothy Antczak 12/09

Cherie Mittenthal 12/09

Richard Olson 12/09

Two Vacant 12/11

Vacant 12/10

Vacant 12/09

**Economic Development Council**

Michael Carroll 6/11

Martin Huey 6/11

Thanassi Kuliopulos 6/11

Bonnie Adams Campbell 6/10

William Dougal 6/10

Stephen Melamed 6/09

Alix Ritchie 6/09

Gregory Howe, Alt. 6/09

Vacant, Alt. 6/09

**Harbor Committee**

Susan Avellar 6/11

Gerard Irmer 6/11

Philip Scholl 6/11

Melville Cote 6/09

Martin Huey 6/09

Keith Amato, Alt. 6/09

**Board of Health**

Ken Janson 12/11

Tom Gaudreau 12/11

Duane Gregory 6/10

Geraldine Anathan 12/10

John Livingstone 12/09

Vacant, Alt. 12/09

**Historic District Commission**

Polly Burnell 12/11

John Dowd 12/11

Carol Neal 6/10

Marcene Marcoux 12/09

David McGlothlin 12/09

E. Clothier Tepper, Alt. 12/09

Nathan Butera, Alt. 12/11

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<b>Human Services Committee</b>		<b>Recreation Commission</b>	
Diane Corbo	6/11	Treg Kaeselau	12/11
Kristin Hatch	6/11	Cassandra Benson	12/10
James Pipilas	6/10	Susan Cook	12/10
Al Proia	6/10	Jill Macara	12/10
David Goudreau	6/09	Carrie Notaro	12/09
Teri Nezbeth	6/09	Bronwyn Malicoat, Alt.	12/09
Vacant	6/10		
<b>John Anderson Francis Family Scholarship Committee</b>		<b>Recycling &amp; Renewable Energy Committee</b>	
Gail Browne	12/10	Lee Bartell	12/09
Mary Ann Cabral	12/10	Amy Germain	12/09
Eleanora Irving	12/10	Michael Leger	12/09
Olympia Ciliberto	12/09	Elizabeth Patrick	12/09
Bill Schneider	12/09	Jane Donoghue	12/09
Vacant, Alt.	12/10	Constance Black, Alt.	12/09
		Vacant, Alt.	12/09
<b>Licensing Board</b>		<b>Board of Registrars of Voters</b>	
Cassandra Benson	12/11	Olive Ahmuty	12/11
John Foley	12/11	Bob McCandless	12/10
Liz Angelino	12/10	Ronald Gamella	12/09
George Stephen Young	12/10	Doug Johnstone	Indefinite
Todd Wagar	12/09		
John Sheehan, Alt.	12/11	<b>Shellfish Committee</b>	
Vacant, Alt.	12/11	Alex Brown	6/10
		John Baldwin	12/10
<b>Open Space Committee</b>		Melville Cote	12/10
Stephen Milkewicz	6/11	Richard Macara	12/10
Dennis Minsky	6/10	Paul Tasha	12/09
Elizabeth Patrick	6/10	Nancyann Meads, Alt.	12/10
Vacant	6/10		
Vacant	6/09	<b>Visitor Services Board</b>	
Vacant, Alt.	6/11	Michael Peregon	6/11
		Rita Schwartz	6/11
<b>Planning Board</b>		Rob Tosner	6/11
Dorothy Palanza	12/11	Jim Bakker	6/10
Howard Burchman	12/10	Kathleen Fitzgerald	6/10
Marianne Clements	12/10	Michelle Haines Lohr	6/10
Joseph DeMartino	12/09	Mick Rudd	6/09
Peter Page	12/09		
Vacant, Alt.	12/09	<b>Water &amp; Sewer Board</b>	
		George Haunstrup	12/11
<b>Provincetown Public Pier Corp.</b>		Sacha Richter	12/09
Lee Ash	7/13	Jonathan Sinaiko	12/09
Leonard Clingham	7/12	Mark Collins	12/09
Kerry Adams	7/11	Vacant	12/09
George Hitchcock	7/10	Kathleen Meads, Alt.	12/10
Anthony Phillip Tarvers	7/09		



**Zoning Board of Appeals**

Robert Littlefield	12/11
Amy Germain	12/10
Patrick Eleey	12/09
Elisabeth Verde	12/09
Anne Howard	12/09
Peter Bez, Alt.	12/09
Vacant, Alt.	12/10
Three Vacant, Alts.	12/11

**Historical Commission**

Polly Burnell	12/11
Eric Dray	12/11
Stephen Borkowski	12/11
Stephen Milkowicz	12/09
Taylor Polites	12/09
Charlene Priolo, Alt.	12/11
Stephen Desroches, Alt.	12/09

**Appointed Town Boards***As of January 13, 2009**Appointed by the Town Manager***Cemetery Commission**

Astrid Berg	12/10
Gregory Howe	12/09
Richard Olson	12/09
Dwayne Prickett	12/09
Vacant	12/11
Vacant, Alt.	12/10

**Conservation Commission**

David Hale	12/09
Richard Silver	12/09
Lynne Martin	12/11
Jack McMahon	12/11
Dennis Minsky	12/11
Vacant, Alt.	12/11
Vacant, Alt.	12/10

**Disability Commission**

Jo Ann DiOrio	12/11
Jamia Kelly	12/11
Doug Johnstone	12/10
Richard Kapler	12/10
Michelle DeMarco	12/09
Vacant	12/11
Vacant	12/09

**Board of Fire Engineers**

Warren Alexander	12/09
Gerard Menangas	12/09
John Reis	12/09
James Roderick	12/09
Michael Trovato	12/09
Ronald White	12/09
Russell Zawaduk	12/09

**Appointed Town Boards***As of January 13, 2009**Appointed by Town Moderator***Finance Committee**

Thomas Coen	4/11
Philip Gaudiano	4/11
Thomas Thurston	4/11
Frederic Biddle	4/10
Virginia Ross	4/10
Ruth Gilbert	4/09
Robert Vetrick	4/09
Walt Winnowski	4/09
Vacant	4/09
Gabrielle Hanna, Alt.	4/10
Alfred Tedesco, Alt.	4/09

**Personnel Board**

Andrew Aull	12/11
Scott Powell	12/10
Lisa Westervelt	12/10
Anna Carter	12/09
Sandra Fay	12/09
Vacant Alt.	12/11



The Board of Selectman faced many challenges in 2008. In January a report detailed the deterioration of Town Hall after decades of neglect. In March of 2008, Selectman received a letter from structural engineer Arthur MacLeod recommending the closure of Town Hall for safety reasons. As a result, the Board voted to temporarily vacate the building and relocate town offices to a series of trailers at the Jerome Smith Parking Lot. A November Town Meeting was held and articles were placed on the warrant that addressed needed repairs to the building. An overwhelming vote supported going forward with the renovation. Restoration to the structure commenced in December 2008, and it is expected to end in July of 2009. Additionally, an engineered plan is currently being produced which will detail the outdated plumbing, heating and electrical systems. This second phase of repairs will necessitate a special summer Town Meeting to obtain financing.

In April 2008, The Board received the Financial Management Review requested from the Department of Revenue. This report produced thirty recommendations, which will enable the administration to correct past deficiencies and help re-establish public confidence in the Town's financial reporting.

The anticipated grant from the USDA for the Seashore Point sewer hook-up was received allowing the first phase nursing home component to be completed. The promised sewer user's rate reduction occurred in the Fall and the Selectmen continue to work toward additional rate reductions to bring us in line with other Massachusetts communities.

Board representatives from Provincetown, Truro, Wellfleet, and Eastham are in discussions regarding the prospect of regionalizing certain services in order to reduce redundancies and consolidate costs. Community Builders Inc. has been selected as the developers of the affordable housing units to be constructed at 90 Shank Painter Road. Once financing is secured construction can finally commence.

As we start 2009 the Board continues to work on the fiscal year 2010 budget. Increases in health care benefits, workers compensation and retirement benefits, coupled with an increase from a re-negotiated school tuition contract with Truro have combined to create a substantial deficit. The last several years have seen

Town Department heads slash budgets to the leanest ever. Provincetown cannot continue to provide critical Town services without additional sources of revenue. It is hoped that the state will pass legislation, which would allow Provincetown and other communities across the Commonwealth, the ability to place local option taxes on the upcoming Town warrant. We cannot continue to rely on property taxes as our main source of raising revenue.

The Selectmen continue to work in partnership with the Town Manager. Her knowledge and creativity enable the Board to meet the challenges presented in the worst economic downturn in decades. The open door policy and positive attitude of the Town Manager have promoted confidence in the government as never before. The diligence and hard work of town employees contribute immeasurably to citizens and visitors in Provincetown. We thank Vernon Porter and Pamela Hudson, secretaries to the Board and Town Manager, for their courtesy and efficiency. The contributions of the many volunteers who serve on Town Boards enable the smooth flow of government, and it is always appreciated.

In 2008 Selectman Mary-Jo Avellar and Austin Knight continued their service on the Board. Member Michele Couture was re-elected to a three year term. Elaine Anderson was also elected to a three year term. Pam Parmakian's resignation opened a one year term filled by David Bedard. The Board of Selectman held 69 meetings in 2008. Board attendance was as follows: Michele Couture 67, Elaine Anderson 32, Mary-Jo Avellar 63, Austin Knight 68, David Bedard 27 and Pamela Parmakian 13.

*Respectfully submitted,*

**Michele G. Couture**

Chair



*Board of Selectmen, (from left to right.): Austin Knight; Michele Couture, Chair; Mary-Jo Avellar; Elaine Anderson; David Bedard*

## Town Manager

I am pleased to submit my second annual report for 2008 as Town Manager of Provincetown. This has been an extremely busy, but productive year as the daunting task of moving out of our historic Town Hall consumed many hours of strategic planning and scheduling, and we managed to complete the work without sacrificing productivity. Continuing to serve the citizens of Provincetown at the Jerome Smith location, in the temporary trailers we all have to call “home” for a while, is everyone’s main focus.

**Fiscal Management:** In April 2008 the team of employees from the Department of Revenue who were tasked to examine all financial records as well as most accounting, assessing and even organizational practices of the Town completed the management review which was requested in the fall of 2007 by the Board of Selectmen. It took several months of staff time that were committed to the scrutiny of the Department of Revenue. The Board of Selectmen was included in this process as well as all relevant employees in the Finance Department, the Town’s administrative staff, and me. This time was well spent while proving to be most beneficial with the release of the final report. Over thirty recommendations for improvement were categorized and we began working to achieve these suggestions immediately. Unfortunately, many years worth of past practices can not be remedied overnight, however with determination, consistent and clear communication the guidelines will be set in place as many already have been tackled. The goal of this review was to increase both public awareness and confidence in fiscal management of the Town. I believe this has been accomplished and we will continue to forge ahead with other recommendations in order to bring clarity to the public while providing a much improved relationship with the Department of Revenue. Unfortunately the budget cycle that looms ahead for Fiscal Year 2010 is once again a challenging process where, like most towns in the state, we are being forced to do more, for less, and with less of an employee work force to accomplish it all. The Town continues to operate on a shoe-string budget, without the proper equipment or sufficient supplies and materials needed to fulfill many services that citizens have been accustomed to. The Town’s financial predicament continues to worsen as the bad news trickles out of the State House that revenue streams are steadily decreasing. The ever increasing costs of health care continue to hit budgets hard. Salary increases for union employees, while negotiated in good faith, have become a reason for concern as non-union employees forego an adjustment due to lack of funding. Reductions are almost certain until economic conditions drastically improve. The possibility of increased revenue sources for the Town will hopefully materialize in order to provide much needed relief from the dismal conditions we are faced to operate under. Until then, our Town’s financial future will remain as bleak as ever during these uncertain economic times.

**90 Shankpainter Road:** After a very long land conveyance process the property the Town acquired at 90 Shankpainter Road will finally begin to be developed during the end of 2009. After a team of volunteers and staff members interviewed interested developers the Board of Selectmen awarded the recommended proposal for the project to The Community Builders. A 50-unit rental community of mixed rate housing will be constructed where the Town's own employees from the Department of Public Works worked diligently and professionally to clear the land while saving many thousands of dollars in doing so. The mixed-use corridor of commercial properties along Shankpainter Road will soon see construction activity and improvements.

**Community and Economic Development:** Although Provincetown business owners were hit hard last year from a sizeable decrease in the amount of foreign workers permitted to enter the country, the summer season managed to be a successful one due to a greater increase of European visitors. All retail merchants, restaurant owners, innkeepers and their employees had to work even harder than they usually do to sustain their businesses with less staff to assist them. It was a remarkable effort and one which will clearly be the case again this summer.

On a very positive, upbeat note the long-awaited Seashore Point opened its doors in May 2008 to Provincetown Manor residents as well as new tenants desiring to live in a continuing care community designed for people over the age of 55. The transition was a smooth one for our aging seniors who either walked on their own or were assisted by family and staff to their new home just a few hundred feet away. For all those involved, whether it was from the beginning of this project or at the end, it was a proud day to see so many smiles radiating from the residents during the grand opening celebration held on September 12, 2008.

**Infrastructure:** In early January 2009 The Board of Selectmen gave the go-ahead for further exploration of the number of citizens residing in the east end of town who may be interested in obtaining a connection to the Town's sewer system in preparation for April 2009 Town Meeting. Engineers involved with the wastewater treatment plant and the Director of Public Works who are intimately involved with the system know there is sufficient capacity to warrant additional users on the system for those interested in having efficient connections to the system.

Monthly meetings of the *Pamet Lens Oversight Group* (PLOG) continued throughout the year with Provincetown and its neighbor, Truro, discussing water quality related issues of high importance to both towns. A watershed management plan was completed with the assistance from the Cape Cod Commission. Provincetown officials continue to negotiate a prompt settlement to acquire privately owned land in Truro for the crucial development of additional well

fields which will supply the much needed and mandated water source necessary to sustain a safe and viable water system to all Provincetown residents.

In December 2008 work began on the long awaited restoration and rehabilitation of the historic Town Hall. Provincetown voters approved Phase I of this project, including structural and envelope repairs, which will continue through July 2009. Voters also approved funding for the architect's cost of design and preparation of construction documents for the more extensive Phase II scope of work of the project. Monetary assistance through grant funding from various sources has been requested to help subsidize the work as the second Phase includes costly upgrades to all severely outdated systems, including mechanical, plumbing, electrical and fire suppression that are within the 120 year old structure. Although the argument can be made to once again delay this work due to poor economic conditions, the Town's amount of borrowing capacity is sufficient to seek low interest rates currently being offered. Further, the amount of debt required will decrease over the length of the twenty year loan period which will lessen the expense to Provincetown residents during ensuing years. In any case, should approval be granted from the voters, Phase II of the project will commence during the summer months of 2009 and extend well into 2010.

**Personnel:** Changes in personnel during 2008 included the hiring of a new local building inspector, Justin Post, who filled the vacant position. Interviews are underway to fill the position of Tourism Director due to the resignation of Lisa Bowden in late December 2008. In May 2008 Provincetown welcomed newly hired Jeff Jaran as Chief of Police. Chief Jaran's 20 year career in law enforcement, while having served in New Hampshire, has already proved to be the professional impetus needed to complement and lead the capable men and women of the Provincetown Police Department. The hard work accomplished every day of the year by all of Provincetown's extremely conscientious employees does not go unnoticed. I am proud to be working with a staff of dedicated and talented individuals who take their jobs seriously to complete the tasks associated with the business of Town government. I will continue to strive to effectively accomplish the goals subscribed to by the Board of Selectmen while fulfilling my own career expectations to humbly serve each and every citizen of Provincetown.

*Respectfully submitted,*

**Sharon Lynn**

Town Manager



*Town Manager  
Sharon Lynn*

## Grant Administrator

Another year of change! As grant funds become increasingly difficult to obtain, existing funds for my position ran out. While I continue to be involved with grant applications and activities, I was hired as the Community Housing Specialist in August 2008 and my focus has shifted to Community Housing.

### **Community Housing Office:**

Currently, the Housing Office has one part-time staff person, Community Housing Specialist Michelle Jarusiewicz, who provides staff support to the Community Housing Council and the Community Preservation Committee. In the five months since starting as the Housing Specialist, accomplishments have included rewriting the Local Preference Policy for conformance with state regulations while leaving it as broad as possible, drafting a refinance policy (both approved by the CHC and the Board of Selectmen), updating the 40B Subsidized Housing Inventory, submitting a Local Action Unit (LAU) LIP application for Herring Cove Village, participated in the selection of the development team for 90 Shankpainter Road rental housing development, ongoing participation with town staff on advancing that project, and assisting with the provision of \$10,000 in emergency housing assistance for Provincetown residents through the Homeless Prevention Council. Much work remains to be done, in addition to seeing the 90 Shankpainter project to fruition, many other LAU/LIP applications need to be compiled and submitted so that as many affordable units can be counted on the 40B Inventory as possible; monitoring procedures need to be implemented, and additional housing support and development needs to occur.

### **Mass. Community Development Block Grant: Water System Improvements:**

The Town processed close-out documents for all MCDBG Community Development Fund grants.

**Economic Development:** In 2008, the Provincetown Economic Development Council embarked on Phase 2 of a long-term economic development strategy process with \$35,000 awarded by the Cape Cod EDC. As a result of discussions at Business Summit 2 in the fall of 2007 and in response to the lack of legislation allowing returning H2B visa workers outside the national cap [which would prevent all H2B workers from returning for the season as the cap has already been met], at the end of December 2007, the Town distributed a business survey regarding the need for H2B & J1 visa employees for 2008. With 113 responses and a 25% response rate, results in January 2008 indicated that a total of 829 full and part-time H2B and J1 visa employees were needed with about half needed for restaurants. Business Summit 3 on March 18, 2008 focused on workforce needs and various resources available to employers. Businesses scrambled and



came up with various plans for covering their workforce needs including more J1 visa employees, extending H2B visa employees, more hours for existing staff, and more hours for the owners and managers. Somehow everyone made it through the season without any major catastrophes. Many were very, very tired.

In the late spring of 2008, the PEDC began work with New Commons on the Next Economy planning endeavor. A “What we know so far” document was drafted, a website established <http://www.ptownnexteconomy.org/>, and a briefing was conducted on 7/29/08. A broad-based steering committee along with a tourism sub-committee was set up to forge ahead drafting an economic development plan. Two Forums were conducted for additional public input on 10/29/08 and 12/9/08. From those, partnerships and new ideas are evolving including with the airport, the high speed ferry service, and Campus Provincetown.

**HIV/AIDS Home Health Program:** Following significant budget cuts at the state level, the Cape & Islands HIV/AIDS Home Health Program grant was unexpectedly terminated by the state late in 2008. I would like to thank HIV Grant Program Manager Patrick Manning for all of his hard work in administering this grant since 1999.

The success of all of our endeavors, including the grant funded projects, is through the very hard work of so many people. I would like to thank all of those involved, both paid staff and volunteers, for the many hours of effort to make this happen. Collaboration was a major theme in 2008 and will continue in 2009 along with creative thinking and creative financing!

*Respectfully submitted,*

**Michelle Jarusiewicz**

Grant Administrator/Community Housing Specialist



**Meeting Called to Order.** Town Moderator Irene Rabinowitz convened the Annual Town Meeting at 6:00 p.m. on Monday, April 7, 2008 in the Town Hall Auditorium and hearing no objection decided to hold the Special Town Meeting first. Town Moderator Irene Rabinowitz entertained a motion made by Doug Johnstone to move the meeting to the Provincetown Veterans Memorial Elementary School, in accordance with MGL C. 39, §14, based upon an engineers report that the Auditorium is not suitable to accommodate Town Meeting. Motion Passed. Town Moderator Irene Rabinowitz adjourned the meeting to the Veterans Memorial Elementary School.

Town Moderator Irene Rabinowitz reconvened the April 7, 2008 Special Town Meeting at 6:10 p.m. in the Veterans Memorial Elementary School.

Town Moderator Irene Rabinowitz convened the Annual Town Meeting at 7:25 p.m. on Monday, April 7, 2008.

**Preliminary motions:**

Mary-Jo Avellar moved that the Town vote to waive the reading of the warrant.  
**Motion Passed.**

Mary-Jo Avellar moved that the Town vote to grant permission to speak at the April 7, 2008 Annual Town Meeting to the following persons who are not registered voters of the Town of Provincetown: Russell Braun, *Building Commissioner*; Glenn Enos, *Police Prosecutor*; Jane Evans, *Health Agent*; Elizabeth Francis, *Assistant to VMES Principal*; John W. Giorgio, Esq., and other attorneys of the firm of Kopelman & Paige, P.C., *Town Counsel*; Jasmine Hadley, *Provincetown High School Student*; Alexandra Heilala, *Town Accountant*; Beau Jackett, *Information Systems Director*; Michelle Jarusiewicz, *Grant Administrator*; Linda Koelbel, *Director Special Education, School Department*; Amy Lawson, *Housing Specialist*; Sean McArdle, *New England Police Benevolent Representative*; Maxine Notaro, *Permit Coordinator*; Dr. Floriano Pavao, *PHS Principal*; Domenic Rosati, *Parking Lot Manager*; Warren D. Tobias, *Acting Chief of Police*; and Betty White, *Administrative Assistant for Business and Finance, School Department*. **Motion Passed.**

Mary-Jo Avellar moved that on all matters to come before the April 7, 2008 Annual Town Meeting, requiring a two-thirds vote by statute, that a count need not be taken unless the vote so declared is immediately questioned by seven or more registered voters.

**Motion Passed.**

**Article 1. To Hear Town Reports.** To see if the Town will vote to hear the reports of the Town Officials and Committees and to act thereon.

*[Requested by the Board of Selectmen]*

Mary-Jo Avellar moved that the Town vote to hear the reports of the Town Officials and Committees and to act thereon. **Motion Passed.**

**Article 2. FY 2009 Operating Budget.** To see to if the Town will vote to raise and appropriate or transfer from available funds the sum of \$19,498,565 to fund operating budgets for the several Town departments for Fiscal Year 2009 in accordance with Chapter 9, section 1 of the Provincetown Charter, as follows:

Provincetown		2008 Annual Town Report		17
Budget Divisions	FY 2008	FY 2009	% '08-'09	
I. General Government	\$1,167,934	\$1,291,048	+10.5%	
II. Finance	6,684,676	7,366,194	+10.2%	
III. Public Safety	3,496,446	3,941,801	+12.7%	
IV. Public Works	2,493,666	2,288,797	-8.2%	
V. Public Services	861,524	809,790	-6.0%	
<b>Sub-total, I-V</b>	<b>\$14,704,246</b>	<b>\$15,697,630</b>	<b>+6.8%</b>	
VI. Public Schools	3,854,666	3,800,935	-1.0%	
<b>Total, I-VI</b>	<b>\$18,558,912</b>	<b>\$19,498,565</b>	<b>+5.1%</b>	

or to take any other action relative thereto.

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

**Article 2. FY 2009 Municipal Operating Budget.**

**Division I. General Government.**

**BOARD OF SELECTMEN RECOMMENDS: 4-0-0**

**FINANCE COMMITTEE RECOMMENDS AS FOLLOWS:**

Budget	Actual FY 2007	Budget FY 2008	Selectmen FY 2009	FinCom FY 2009	% 08-'09
<b><u>I. GENERAL GOVERNMENT</u></b>					
<b>113 Elections &amp; Town Meetings</b>					
Expenses	\$10,628	\$10,159	\$12,544	\$12,544	23.5%
<b>122 Board of Selectmen</b>					
Personal Services	45,437	45,437	49,616	48,317	
Expenses	<u>7,460</u>	<u>7,800</u>	<u>8,900</u>	<u>8,900</u>	
sub-total	52,897	53,237	58,516	57,217	7.5%
<b>123 Town Manager</b>					
Personal Services	146,713	195,463	238,804	235,671	
Expenses	<u>4,029</u>	<u>10,350</u>	<u>12,508</u>	<u>12,508</u>	
sub-total	150,742	205,813	251,312	248,179	20.6%
<b>151 Legal Services</b>					
Expenses	262,388	175,000	200,000	200,000	14.3%
<b>156 Administration</b>					
Expenses	43,232	56,255	55,727	54,727	-2.7%
<b>157 Land Bank Funded by Land Bank Fund</b>					
Maintenance	3,394	11,672	10,002	10,002	
Affordable Hsg	33,976	38,337	33,341	33,341	
Debt Service	<u>359,631</u>	<u>322,613</u>	<u>304,013</u>	<u>304,013</u>	
sub-total	397,001	372,622	347,356	347,356	-6.8%
<b>161 Town Clerk</b>					
Personal Services	63,897	63,779	91,497	89,117	
Expenses	<u>7,459</u>	<u>8,375</u>	<u>8,375</u>	<u>8,375</u>	

	Actual	Budget	Selectmen	FinCom	%
Budget	FY 2007	FY 2008	FY 2009	FY 2009	08-'09
sub-total	71,356	72,154	99,872	97,492	35.1%
<b>169 Licensing</b>					
Personal Services	32,998	36,279	39,236	38,093	
Expenses	<u>1,718</u>	<u>1,600</u>	<u>600</u>	<u>600</u>	
sub-total	34,716	37,879	39,836	38,693	2.1%
<b>171 Conservation Commission</b>					
Expenses	1,923	5,760	7,486	7,846	36.2%
<b>173 Housing Partnership</b>					
Expenses	972	1,330	200	200	-85.0%
<b>174 Housing Office</b>					
Expenses	0	0	50,000	50,000	100%
<b>175 Planning Board</b>					
Expenses	3,880	2,883	2,110	2,110	-26.8%
<b>176 Zoning Board of Appeals</b>					
Expenses	2,510	2,655	3,550	3,550	33.7%
<b>179 Historical Commission</b>					
Expenses	45	500	500	500	0.0%
<b>180 Historic District Comm</b>					
Expenses	2,538	2,887	2,500	2,500	-13.4%
<b>182 Economic Development Council</b>					
Expenses	1,837	5,000	6,134	6,134	22.7%
<b>482 Airport Commission</b>					
Expenses	73,800	87,800	87,850	87,850	0.1%
<b>499 Cable Advisory Commission</b>					
Expenses	<u>63,038</u>	<u>76,000</u>	<u>74,150</u>	<u>74,150</u>	-2.4%
<b>I. General Government</b>	<b>\$1,173,503</b>	<b>\$1,167,934</b>	<b>\$1,299,643</b>	<b>\$1,291,048</b>	<b>10.5%</b>

**II. FINANCE****131 Finance Committee**

Expenses	\$11,964	\$8,665	\$5,615	\$5,615	
Reserve Fund	<u>23,335</u>	<u>30,000</u>	<u>50,000</u>	<u>50,000</u>	
sub-total	40,259	38,665	38,665	55,615	43.8%

**135 Town Accountant**

Personal Services	135,125	145,254	152,650	148,003	
Expenses	<u>68,836</u>	<u>45,310</u>	<u>49,410</u>	<u>49,410</u>	
sub-total	203,961	190,564	202,060	197,413	3.6%

**136 Information Systems Department**

Personal Services	64,814	63,283	143,308	142,932	
Expenses	<u>75,987</u>	<u>76,195</u>	<u>109,000</u>	<u>110,342</u>	

Provincetown		2008 Annual Town Report			19	
	Actual	Budget	Selectmen	FinCom	%	
Budget	FY 2007	FY 2008	FY 2009	FY 2009	08-'09	
sub-total	140,801	139,478	252,308	253,274	81.6%	
<b>141 Board of Assessors</b>						
Personal Services	125,268	122,986	138,968	134,948		
Expenses	<u>63,543</u>	<u>74,293</u>	<u>76,085</u>	<u>68,743</u>		
sub-total	188,811	197,279	215,053	203,691	3.3%	
<b>145 Treasurer/Collector</b>						
Personal Services	134,685	132,710	146,717	142,464		
Expenses	<u>40,712</u>	<u>44,600</u>	<u>44,600</u>	<u>39,600</u>		
sub-total	175,397	177,310	191,317	182,064	2.7%	
<b>710 Debt Service</b>						
Expenses	1,489,256	1,868,872	1,944,317	1,944,317	4.0%	
<b>820 Tax Title</b>						
Expenses	28,454	29,000	24,000	24,000	-17.2%	
<b>910 Retirement/Benefits/Insurance</b>						
Expenses	<u>400,316</u>	<u>4,043,508</u>	<u>4,650,899</u>	<u>4,505,820</u>	11.4%	
<b>II. Finance</b>	<b>\$2,667,254</b>	<b>\$6,684,676</b>	<b>\$7,518,619</b>	<b>\$7,366,194</b>	<b>10.2%</b>	
<b><u>III. PUBLIC SAFETY</u></b>						
<b>210 Police</b>						
Personal Services	\$1,588,259	\$1,638,360	\$1,920,509	\$1,891,984		
Expenses	<u>114,913</u>	<u>117,550</u>	<u>134,280</u>	<u>134,280</u>		
sub-total	1,703,172	1,755,910	2,054,789	2,026,264	15.4%	
<b>211 Police Station</b>						
Expenses	39,206	41,200	42,800	42,800	3.9%	
<b>220 Fire</b>						
Personal Services	280,924	303,979	317,361	317,361		
Expenses	<u>141,800</u>	<u>154,249</u>	<u>173,749</u>	<u>173,749</u>		
sub-total	422,724	458,228	491,110	491,110	7.2%	
<b>231 Ambulance Service</b>						
Expenses	249,200	405,300	535,057	535,057	32.0%	
<b>240 Inspections</b>						
Personal Services	113,465	134,318	163,919	161,966		
Expenses	<u>21,545</u>	<u>24,205</u>	<u>7,900</u>	<u>7,900</u>		
sub-total	135,010	158,523	171,819	169,866	7.2%	
<b>241 Community Development</b>						
Personal Services	107,584	107,584	85,585	87,151		
Expenses	<u>3,150</u>	<u>3,150</u>	<u>8,910</u>	<u>8,910</u>		
sub-total	110,734	110,734	94,495	96,061	-13.3%	
<b>294 Harbor Committee</b>						

	Actual	Budget	Selectmen	FinCom	%
Budget	FY 2007	FY 2008	FY 2009	FY 2009	08-'09
Expenses	1,342	1,545	1,545	1,295	-16.2%
<b>295 Harbormaster</b>					
Personal Services	0	0	0	0	
Expenses	<u>137,000</u>	<u>139,000</u>	<u>139,000</u>	<u>140,000</u>	
sub-total	137,000	139,000	139,000	140,000	0.7%
<b>296 Shellfish</b>					
Personal Services	37,468	35,088	42,275	41,055	
Expenses	<u>6,271</u>	<u>6,950</u>	<u>7,320</u>	<u>7,320</u>	
sub-total	43,739	42,038	49,595	48,375	15.1%
<b>299 Parking</b>					
Personal Services	329,214	302,368	317,373	317,373	
Expenses	<u>65,077</u>	<u>81,600</u>	<u>79,600</u>	<u>73,600</u>	
sub-total	<u>394,291</u>	<u>383,968</u>	<u>396,973</u>	<u>390,973</u>	1.8%
<b>III. Public Safety</b>	<b>\$3,236,418</b>	<b>\$3,496,446</b>	<b>\$3,977,183</b>	<b>\$3,941,801</b>	12.7%

**IV. PUBLIC WORKS****192 Buildings & Grounds**

Personal Services	\$442,137	\$455,065	\$482,035	\$473,546	
Expenses	<u>234,016</u>	<u>266,306</u>	<u>282,400</u>	<u>282,400</u>	
sub-total	676,153	721,371	764,435	755,946	
	0	0	<u>67,250</u>	<u>67,250</u>	
			831,685	823,196	14.1%

**421 Administration**

Personal Services	121,712	214,850	183,379	186,184	
Expenses	<u>226,502</u>	<u>283,250</u>	<u>256,900</u>	<u>249,100</u>	
sub-total	348,214	498,100	440,279	435,284	-12.6%

**422 Highway**

Personal Services	251,618	359,844	332,989	324,040	
Expenses	<u>70,848</u>	<u>95,025</u>	<u>74,300</u>	<u>74,300</u>	
sub-total	322,466	454,869	407,289	398,340	-12.4%

**423 Snow & Ice**

Personal Services	40,513	20,000	20,000	20,000	
Expenses	<u>18,883</u>	<u>39,400</u>	<u>39,400</u>	<u>39,400</u>	
sub-total	59,396	59,400	59,400	59,400	0.0%

**431 Solid Waste/Recycling**

Personal Services	247,751	379,526	383,160	234,977	
Expenses	<u>119,765</u>	<u>144,800</u>	<u>109,300</u>	<u>105,000</u>	
sub-total	367,516	524,326	492,460	339,977	-35.2%

**439 Waste Disposal/Other**

Provincetown		2008 Annual Town Report			21
Budget	Actual FY 2007	Budget FY 2008	Selectmen FY 2009	FinCom FY 2009	% 08-'09
Expenses	0	0	2,000	2,000	100.0%
<b>439 Waste Disposal/Other</b>					
Expenses	184,114	235,600	230,600	230,600	-2.1%
<b>IV. Public Works</b>	<b>\$1,957,859</b>	<b>\$2,493,666</b>	<b>\$2,463,713</b>	<b>\$2,288,797</b>	<b>-8.2%</b>

#### V. PUBLIC SERVICES

##### **511 Health Inspector/Agent**

Personal Services	\$82,280	\$100,551	\$107,946	\$103,044	
Expenses	<u>7,076</u>	<u>9,900</u>	<u>8,700</u>	<u>8,700</u>	
sub-total	89,356	110,451	116,646	111,744	1.2%

##### **512 Public Health/Nurse**

Personal Services	12,972	12,386	13,625	13,625	
Expenses	<u>21,210</u>	<u>29,455</u>	<u>28,737</u>	<u>28,737</u>	
sub-total	34,182	41,841	42,362	42,362	1.2%

##### **513 Board of Health**

Expenses	1,472	1,472	1,760	1,760	19.6%
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##### **525 Cape End Manor**

Personal Services	1,444,328				
Expenses	<u>1,261,602</u>				
sub-total	2,705,930	0	0	0	

##### **541 Council on Aging**

Personal Services	151,204	160,145	179,296	179,296	
Expenses	<u>9,033</u>	<u>10,045</u>	<u>10,045</u>	<u>10,045</u>	
sub-total	160,237	170,190	189,341	189,341	11.3%

##### **543 Veterans Services**

Personal Services	5,624	0	0	0	
Expenses	<u>13,453</u>	<u>29,899</u>	<u>29,839</u>	<u>29,839</u>	
sub-total	19,077	29,899	29,839	29,839	-0.2%

##### **610 Library**

Personal Services	189,155	214,571	229,534	214,571	
Expenses	<u>76,634</u>	<u>82,994</u>	<u>83,907</u>	<u>82,994</u>	
sub-total	265,789	297,565	313,441	303,408	2.0%

##### **620 Administration**

Expenses	0	46,450	2,500	2,500	-94.6%
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##### **630 Recreation Department**

Personal Services	102,498	116,456	130,060	90,916	
Expenses	<u>7,065</u>	<u>18,100</u>	<u>15,350</u>	<u>15,350</u>	
sub-total	109,563	134,556	145,410	106,266	-21.0%

##### **651 Beautification Cte**



22	Town Meeting and Elections			Town of
Expenses	627	8,500	4,000	4,000 -52.9%
<b>672 Art Commission</b>				
Expenses	15,874	16,300	14,670	14,670 -10.0%
<b>673 Cultural Council</b>				
Expenses	<u>2,106</u>	<u>4,300</u>	<u>3,900</u>	<u>3,900</u> -9.3%
<b>V. Public Services</b>	<b>\$3,404,213</b>	<b>\$861,524</b>	<b>\$863,869</b>	<b>\$809,790</b> -6.0%

#### VI. PUBLIC SCHOOLS

##### **300 Provincetown Public Schools**

Direct Costs	\$4,152,958	\$3,652,340	\$3,784,839	\$3,647,905	-0.1%
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##### **310 Cape Cod Regional Tech High**

Expense	<u>117,890</u>	<u>202,326</u>	<u>153,030</u>	<u>153,030</u>	-24.4%
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<b>VI. Public Schools</b>	<b>\$4,270,848</b>	<b>\$3,854,666</b>	<b>\$3,937,869</b>	<b>\$3,800,935</b>	-1.4%
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#### OPERATING BUDGET SUMMARY

I. General Government	\$1,173,503	\$1,167,934	\$1,299,643	\$1,291,048	10.5%
II. Finance	2,667,254	6,684,676	7,518,619	7,366,194	10.2%
III. Public Safety	3,236,418	3,496,446	3,977,183	3,941,801	12.7%
IV. Public Works	1,957,859	2,493,666	2,463,713	2,288,797	-8.2%
V. Public Services	<u>3,404,213</u>	<u>861,524</u>	<u>863,869</u>	<u>809,790</u>	-6.0%
<i>Subtotal, I-V</i>	<i>12,439,247</i>	<i>14,704,246</i>	<i>16,123,027</i>	<i>15,697,630</i>	<i>6.8%</i>
VI. Public Schools	<u>4,270,848</u>	<u>3,854,666</u>	<u>3,937,869</u>	<u>3,800,935</u>	-1%
<b>Total, I-VI</b>	<b>16,710,095</b>	<b>18,558,912</b>	<b>20,060,896</b>	<b>19,498,565</b>	<b>5.1%</b>

Mary-Jo Avellar moved that the Town vote to raise and appropriate the sum of \$886,396, and transfer from the Land Bank fund the sum of \$347,356, from the Wetlands Protection Fund the sum of \$7,296 for a total of \$1,241,048, to fund operating budgets for the several Town departments for Fiscal Year 2009 under budget Division I, General Government, as requested by the Board of Selectmen and recommended by the Finance Committee. **Motion Passed.**

#### *Article 2. FY 2009 Municipal Operating Budget.*

##### *Division II. Finance*

#### **BOARD OF SELECTMEN RECOMMENDS: 4-0-0**

#### **FINANCE COMMITTEE RECOMMENDS**

Mary-Jo Avellar moved that the Town vote to raise and appropriate the sum of \$7,033,125, and transfer from Reserve from Sale of Town Property the sum of \$315,069, for a total of \$7,348,194 to fund operating budgets for the several Town departments for Fiscal Year 2009 under budget Division II, Finance, as

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requested by the Board of Selectmen and recommended by the Finance Committee. **Motion Passed.**

*Article 2. FY 2009 Municipal Operating Budget.*  
*Division III. Public Safety*

**BOARD OF SELECTMEN RECOMMENDS: 4-0-0**  
**FINANCE COMMITTEE RECOMMENDS**

Michele Couture moved that the Town vote to raise and appropriate the sum of \$3,816,801, and transfer from the Municipal Waterways Improvement and Maintenance Fund the sum of \$75,000, from Ferry Embarkation Fees Receipts Reserved \$50,000, for a total of \$3,941,801, to fund operating budgets for the several Town departments for Fiscal Year 2009 under budget Division III, Public Safety, as requested by the Board of Selectmen and recommended by the Finance Committee. **Motion Passed.**

*Article 2. FY 2009 Municipal Operating Budget.*  
*Division IV. Public Works*

**BOARD OF SELECTMEN DOES NOT RECOMMEND: 2-2-0**  
**FINANCE COMMITTEE RECOMMENDS**

Michele Couture moved that the Town vote to raise and appropriate the sum of \$2,288,797 to fund operating budgets for the several Town departments for Fiscal Year 2009 under budget Division IV, Public Works, as requested by the Board of Selectmen and recommended by the Finance Committee. **Motion Passed.**

*Article 2. FY 2009 Municipal Operating Budget.*  
*Division V. Public Services*

**BOARD OF SELECTMEN RECOMMENDS: 3-1-0**  
**FINANCE COMMITTEE RECOMMENDS**

Austin Knight moved the Town vote to raise and appropriate the sum of \$809,790 to fund operating budgets for the several Town departments for Fiscal Year 2009 under budget Division V, Public Services, as requested by the Board of Selectmen and recommended by the Finance Committee.  
**Motion Passed.**

*Article 2. FY 2009 Municipal Operating Budget.*  
*Division VI. Public Schools*  
**Motion One**

**BOARD OF SELECTMEN DOES NOT RECOMMEND: 3-1-0**  
**FINANCE COMMITTEE RECOMMENDS**

Terese Nelson moved that the Town vote to raise and appropriate the sum of \$3,637,905 to fund the Provincetown Public School System Budget for Fiscal Year 2009. **Motion Passed.**

*Article 2. FY 2009 Municipal Operating Budget.*  
*Division VI. Public Schools*  
**Motion Two**

**BOARD OF SELECTMEN RECOMMENDS: 4-0-0**  
**FINANCE COMMITTEE RESERVES RECOMMENDATION.**

Mary-Jo Avellar moved that the Town vote to raise and appropriate the sum of \$153,030 for its assessment for Cape Cod Technical Regional High School for FY 2009. **Motion Passed.**

**10:35 pm Motion to adjourn until tomorrow, April 8, 2008 at 6:00 p.m.**  
**Motion Passed.**

**Town Moderator Irene Rabinowitz called the meeting to order at 6:00 p.m. on Tuesday, April 8, 2008.**

**Article 2A. Residential curbside collection of solid waste and recyclable materials.** To see if the Town will vote to raise and appropriate the sum of \$153,000 to fund the curbside collection of solid waste and recyclable materials for Town residents, provided that this appropriation shall be contingent on the passage of a Proposition 2 ½ override vote in accordance with General Laws Ch. 59 Section 21C(m); or to take any action relative thereto.*[Requested by the Board of Selectmen and the Town Manager]*

**BOARD OF SELECTMEN RECOMMENDS: 4-0-0**  
**FINANCE COMMITTEE RESERVES RECOMMENDATION: 9-0-0**  
**BOARD OF HEALTH RECOMMENDS: 3-0-0**  
**PROVINCETOWN HOUSING AUTHORITY RECOMMENDS: 4-0-0**  
**RECYCLING & RENEWABLE ENERGY COM. RECOMMENDS: 4-0-0**

Austin Knight moved that the Town vote to raise and appropriate the amount of \$153,000 to fund the curbside collection of solid waste and recycling materials for Town residents for the Fiscal Year beginning July 1, 2008, provided that this appropriation shall be contingent on the passage of a Proposition 2 and ½ override by the voters of the Town in accordance with General Laws c.59 § 21C(m).

Clarence Walker moved to amend Article 2A by deleting the text beginning with the word “provided” to the end of the motion.

Motion to Amend Does Not Pass.

**Motion Passed.**

**Article 2B. Public Safety and Services Positions.** To see if the Town will vote to raise and appropriate the sum of \$63,594 to supplement the operating budget of the Town for FY 2009 as voted under Article 2 of the 2008 Annual Town Meeting as follows:

Increase Budget Division No 2 by the amount of \$4,925;

Increase Budget Division No 3 by the amount of \$19,525;

Increase Budget Division No 5 by the amount of \$39,144;

provided that this supplemental appropriation shall be contingent on the passage of a Proposition 2 ½ override vote in accordance with General Laws Ch. 59 Section 21C(m) provided further that the supplemental appropriation shall be used to fund a level service budget for fiscal year 2009; or to take any action relative thereto.

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

**BOARD OF SELECTMEN RECOMMENDS: 4-0-0**

**FINANCE COMMITTEE RESERVES RECOMMENDATION: 9-0-0**

Michele Couture moved that the Town vote to raise and appropriate the amount of \$63,594 to supplement the operating budget of the Town for Fiscal Year 2009 as voted under Article 2 of the 2008 Town Meeting as follows: budget Division 2 by the amount of \$4,925, Budget Division 3 by the amount of \$19,525, Budget Division 5 by the amount of \$39,144, provided that the appropriation of the supplemental amount shall be contingent on the passage of a Proposition 2 and ½ override by the voters of the Town in accordance with General Laws c.59 § 21C(m).

Bryan Green moved to amend Article 2B by divide the motions by voting Division 2 and Division 5 together and then voting Division 3 separately.

**Motion to Divide the Question Passed.**

Bryan Green moved to raise and appropriate the sum of \$44,069 to supplement the operating budget of the Town for FY 2009 as voted under Article 2 of the 2008 Annual Town Meeting as follows: \$4,925 for Budget Division 2; \$39,144 for Division 5; provided that the appropriation of the supplemental amount shall be contingent on a Proposition 2 ½ override. **Motion Passed.**

Bryan Green moved to raise and appropriate the sum of \$19,525 to supplement Division 3 of the operating budget as voted under Article 2 of the 2008 Annual

Town Meeting provided that the appropriation shall be contingent on the passage of a Proposition 2 ½ override vote.

**Motion Passed.**

**Article 3. 3% merit increase for Town Employees.** To see if the Town will vote to raise and appropriate the sum of \$106,340 to supplement the operating budget of the Town for FY 2009 as voted under Article 2 of the 2008 Annual Town Meeting as follows:

Increase Budget Division No 1 by the amount of \$15,124;

Increase Budget Division No 2 by the amount of \$17,220;

Increase Budget Division No 3 by the amount of \$13,054;

Increase Budget Division No 4 by the amount of \$46,580;

Increase Budget Division No 5 by the amount of \$14,362;

provided that this supplemental appropriation shall be contingent on the passage of a Proposition 2 ½ override vote in accordance with General Laws Ch. 59 Section 21C(m) provided further that the supplemental appropriation shall be used to fund a 3 % salary increase for AFSCME employees and all full time non union personnel for fiscal year 2009; or to take any action relative thereto.

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

**BOARD OF SELECTMEN RECOMMENDS: 4-0-0**

**FINANCE COMMITTEE RECOMMENDS: 9-0-0**

**PERSONNEL BOARD RECOMMENDS: 3-0-0**

Mary-Jo Avellar moved that the Town vote to raise and appropriate the amount of \$106,340 to supplement the operating budget of the Town for Fiscal Year 2009 as voted under Article 2 of the Annual Town Meeting as follows:

Division 1 – General Govt:

Division 2 – Finance:

Division 3 – Public Safety:

Division 4 – Public Works:

Division 5 – Public Services:

provided that this appropriation shall be contingent on the passage of a Proposition 2 and ½ override by the voters of the Town in accordance with General Laws c.59 § 21C(m).

**Motion Passed.**

**Article 4. FY 2009 Cape Cod Regional Technical High School Assessment.** To see to if the Town will vote to accept the provisions of MGL C.71, §16B, which would reallocate the sum of the member towns' contribution to the Cape Cod Regional Technical High School District for FY 2009 in accordance with the Regional Agreement rather than the Education Reform Formula, so-called, or to take any other action relative thereto.

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

**BOARD OF SELECTMEN RECOMMENDS: 4-0-0**

**FINANCE COMMITTEE RECOMMENDS: 9-0-0**

Lynne Davies moved that the Town vote to accept the provisions of MGL C.71, §16B, which would reallocate the sum of the member towns' contribution to the Cape Cod Regional Technical High School District for FY 2009 in accordance with the Regional Agreement rather than the Education Reform Formula, so-called.

**Motion Passed.**

**Article 5. FY 2009 Enterprise Funds.** To see to if the Town will vote to raise and appropriate or transfer from available funds the following amounts for enterprise funds of the Town of Provincetown for Fiscal Year 2009:

440 Wastewater Enterprise Fund	<i>FY 2008</i>	<i>FY 2009</i>	<i>08-09 %</i>
Enterprise Fund Costs	\$2,759,511	\$2,181,730	
General Fund Costs	<u>285,600</u>	<u>152,453</u>	
TOTAL COSTS	\$3,045,111	\$2,334,183	-23.3%
450 Water Enterprise Fund	<i>FY 2008</i>	<i>FY 2009</i>	<i>08-09 %</i>
Enterprise Fund Costs	\$1,749,769	\$1,502,885	
General Fund Costs	<u>285,600</u>	<u>261,516</u>	
TOTAL COSTS	\$2,035,369	\$1,764,401	-13.3%

or to take any other action relative thereto.

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

**Article 5. FY 2009 Enterprise Funds.**

*Motion 1. 440 Wastewater Enterprise Fund.*

**BOARD OF SELECTMEN RECOMMENDS: 4-0-0**

**FINANCE COMMITTEE RECOMMENDS: 5-0-0**

**BOARD OF HEALTH RECOMMENDS: 3-0-0**

Michele Couture moved that the Town vote that \$2,334,183 be appropriated to operate the Wastewater Enterprise Fund, \$2,181,730 to come from Wastewater Enterprise Fund revenues and fund balance, and further, \$152,453 to be appropriated in the general fund and funded from Wastewater Enterprise revenues. **Motion Passed.**

**Article 5. FY 2009 Enterprise Funds.**

*Motion 2. 450 Water Enterprise Fund.*

**BOARD OF SELECTMEN RECOMMENDS: 4-0-0**

**FINANCE COMMITTEE RECOMMENDS: 9-0-0****BOARD OF HEALTH RECOMMENDS: 3-0-0**

Michele Couture moved that the Town vote that \$1,764,401 be appropriated to operate the Water Enterprise Fund, for \$1,502,885 to come from Water Enterprise Fund revenues and fund balance, and further, \$261,516 to be appropriated in the general fund and funded from Water Enterprise revenues.

**Motion Passed.**

**Article 6. FY 2009 Capital Improvements Program.** To see if the Town will vote to raise and appropriate, borrow, or transfer from available funds the following sums to defray the costs of the Fiscal Year 2009 Capital Improvements Program submitted in accordance with Chapter 9, section 2 of the Provincetown Charter, provided that the appropriation shall be contingent on the passage of a Proposition 2 and ½ capital outlay exclusion by the voters of the Town in accordance with General Laws Ch. 59, sec. 21C(m); as follows:

*DPW Street Sidewalk Replacement:* \$50,000 to be expended under the direction of the Town Manager and the Director of Public Works for maintenance and repair of streets and sidewalks, and costs related thereto;

or take any other action relative thereto.

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

**BOARD OF SELECTMEN RECOMMENDS: 3-1-0****FINANCE COMMITTEE RECOMMENDS: 5-0-0**

Austin Knight moved that the sum of \$50,000 is hereby appropriated, by taxation, to pay costs of maintenance and repair of streets and sidewalks, including the payment of all other costs incidental and related thereto, all in accordance with the Fiscal Year 2009 Capital Improvements Program submitted in accordance with Chapter 9, Section 2 of the Provincetown Charter, said sum to be expended under the direction of the Town Manager and the Director of Public Works; provided, however, that no sums shall be expended hereunder unless and until the Town shall have voted in accordance with Chapter 59, Section 21C(m) of the General Laws, to approve a capital outlay exclusion so that the amounts raised to pay the costs of this project can be raised outside of the limitations of Chapter 59, Section 21C of the General Laws (also known as Proposition 2 ½). **Motion Passed.**

**Article 7. FY 2009 Capital Improvements Program.** To see if the Town will vote to raise and appropriate, borrow, or transfer from available funds the following sums to defray the costs of the Fiscal Year 2009 Capital Improvements Program submitted in accordance with Chapter 9, section 2 of the Provincetown Charter, provided that the appropriation shall be contingent on the passage of a



Proposition 2 and ½ capital outlay exclusion by the voters of the Town in accordance with General Laws Ch. 59, sec. 21C(m); as follows:

*DPW Drainage Maintenance:* \$50,000 to be expended under the direction of the Town Manager and the Director of Public Works for maintenance and repair of Drainage Structures, and costs related thereto;

or take any other action relative thereto.

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

**BOARD OF SELECTMEN RECOMMENDS: 3-1-0**

**FINANCE COMMITTEE RECOMMENDS: 5-0-0**

**BOARD OF HEALTH RECOMMENDS: 3-0-0**

Michele Couture moved that the sum of \$50,000 is hereby appropriated, by taxation, to pay costs of maintenance and repair of Drainage Structures, including the payment of all other costs incidental and related thereto, all in accordance with the Fiscal Year 2009 Capital Improvements Program submitted in accordance with Chapter 9, Section 2 of the Provincetown Charter, said sum to be expended under the direction of the Town Manager and the Director of Public Works; provided, however, that no sums shall be expended hereunder unless and until the Town shall have voted in accordance with Chapter 59, Section 21C(m) of the General Laws, to approve a capital outlay exclusion so that the amounts raised to pay the costs of this project can be raised outside of the limitations of Chapter 59, Section 21C of the General Laws (also known as Proposition 2 ½). **Motion Passed.**

**Article 8. FY 2009 Revolving Accounts.** To see if the Town will vote to continue for FY 2009 the following revolving accounts established pursuant to MGL C.44, §53E½:

(1) *Preservation of Town Hall Auditorium:* to allow receipts from the rental and custodial fees charged for the public use of Town Hall Auditorium to be segregated into a special account; and with funds therefrom, up to a limit of \$20,000 annually, to be expended for the repair, updating and refurbishing of the Town Hall Auditorium under the direction of the Town Manager and Board of Selectmen;

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

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

**BOARD OF SELECTMEN RECOMMENDS: 4-0-0**

**FINANCE COMMITTEE RECOMMENDS: 9-0-0**

Mary-Jo Avellar moved that the Town vote to continue for FY 2009 the revolving accounts established pursuant to MGL C.44, §53E½ as printed in the warrant.

**Motion Passed.**

**Article 9. *Cape Cod Greenhead Fly Control District Assessment.*** To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$938.75 for Greenhead Fly Control as authorized by Section 24, Chapter 252 of the General Laws; and authorize the Town Treasurer to pay said appropriation into the State Treasury; or to take any other action relative thereto.

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

**BOARD OF SELECTMEN RECOMMENDS: 4-0-0**

**FINANCE COMMITTEE RECOMMENDS: 9-0-0**

**BOARD OF HEALTH RECOMMENDS: 3-0-0**

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

**Article 10. *Software Licenses.*** To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$75,000 to be expended under the direction of the Town Manager and MIS director for the purpose of updating software licenses for the town, or to take any other action relative thereto.

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

**BOARD OF SELECTMEN RECOMMENDS: 4-0-0**

**FINANCE COMMITTEE RECOMMENDS: 9-0-0**

Mary-Jo Avellar moved that the Town vote to raise and appropriate the sum of \$75,000 to be expended under the director of the Town manager and MIS Director for the purpose of updating software licenses for the Town.

**Motion Passed.**

**Article 11. *Community Preservation Budget for FY 2009.*** To see if the Town will vote to hear and act on the report of the Community Preservation Committee on the Fiscal Year 2009 Community Preservation Budget, to appropriate or reserve from FY 2009 Community Preservation Fund annual revenues the following amounts totaling \$652,191 , as recommended by the Community Preservation Committee, with each item considered a separate appropriation:

**I. Reserves:**

- A. \$0 for Open Space

B. \$ 265,700 for Community Housing;

C. \$26,389 for Historic Resources;

**2. Appropriations:**

A. \$66,927.50 for open space debt service from open space estimated annual revenues and open space reserves;

B. \$167,416 for community housing debt service from community housing funds;

C. \$50,000 of community housing funds for the Provincetown Housing Office Housing Specialist.

D. \$50,000 of historic resources funds to fund in part the Provincetown Library Façade Restoration Phase I, Main Gable and Lantern;

E. \$50,000 of historic resources funds to fund the installation of eleven new first floor windows in historic style, reconstruction of the first floor exterior wall and façade, shingled to replicate the existing historic exterior of the Days Lumberyard Building at the Fine Arts Work Center.

F. \$25,760 of historic resources funds to fund the restoration of 2 doors and 6 original windows, new cedar shingle roof, conversion to a handicapped bathroom of The Lodge of the Pilgrim Monument and Provincetown Museum;

or to take any other action relative thereto.

*[Requested by the Community Preservation Committee]*

**BOARD OF SELECTMEN RECOMMENDS ART. 11, SECTION 1: 4-0-0**  
**FINANCE COMMITTEE RECOMMENDS ART. 11, SECTION 1: 8-1-0**  
**COMMUNITY PRESERVATION COMMITTEE RECOMMENDS: 6-0-0**

Elaine Anderson moved that the Town vote to approve Article 11, Section 1, Reserves as printed in the warrant. **Motion Passed.**

**BOARD OF SELECTMEN RECOMMENDS ART. 11, SECTION 2-A: 4-0-0**  
**FINANCE COMMITTEE RECOMMENDS ART. 11, SECTION 2-A: 8-1-0**  
**COMMUNITY PRESERVATION COMMITTEE RECOMMENDS: 6-0-0**

Elaine Anderson moved that the Town vote to approve Article 11, Section 2-A, to appropriate \$66,927.50 for open space debt services from open space estimated annual revenue and open space reserves. **Motion Passed.**

**BOARD OF SELECTMEN RECOMMENDS ART. 11, SECTION 2-B: 4-0-0**  
**FINANCE COMMITTEE RECOMMENDS ART. 11, SECTION 2-B: 8-1-0**  
**COMMUNITY PRESERVATION COMMITTEE RECOMMENDS: 6-0-0**  
**HOUSING AUTHORITY RECOMMENDS ART. 11, SECTION 2-B: 4-0-0**

Elaine Anderson moved that the Town vote to approve Article 11, Section 2-b, to approve the sum of \$167,416 for community housing debt services from Community Housing estimated annual revenues. **Motion Passed.**

**BOARD OF SELECTMEN RECOMMENDS ART. 11, SECTION 2-C: 3-1-0**  
**FINANCE COMMITTEE RECOMMENDS ART. 11, SECTION 2-C: 8-1-0**  
**COMMUNITY PRESERVATION COMMITTEE RECOMMENDS: 6-0-0**  
**HOUSING AUTHORITY RECOMMENDS ART. 11, SECTION 2-C: 4-0-0**  
**COM. HOUSING COUNCIL RECOMMENDS ART. 11, SECTION 2-C: 4-0-0**

Elaine Anderson moved that the Town vote to approve Article 11, Section 2-c, to appropriate the sum of \$50,000 to fund the Provincetown Housing Office Specialist and that \$25,772 shall come from the Community Housing estimated annual revenue and \$24,228 from community housing reserves. **Motion Passed.**

**BOARD OF SELECTMEN RECOMMENDS ART. 11, SECTION 2-D: 3-1-0**  
**FINANCE COMMITTEE RECOMMENDS ART. 11, SECTION 2-D: 8-1-0**  
**COMMUNITY PRESERVATION COMMITTEE RECOMMENDS: 6-1-0**  
**HISTORICAL COM. RECOMMENDS ART. 11, SECTION 2-D: 5-0-0**

Elaine Anderson moved that the Town vote to approve Article 11, Section 2-d, the sum of \$50,000 to fund the Provincetown Library Façade Restoration Phase I and that the funds come from the estimated annual revenues.

Greg Howe moved to indefinitely postpone Article 11, Section 2-D. **Motion to Indefinitely Postpone Article 11, Section 2-D Does Not Pass.**  
**Motion Passed.**

**BOARD OF SELECTMEN RECOMMENDS ART. 11, SECTION 2-E: 3-1-0**  
**FINANCE COMMITTEE RECOMMENDS ART. 11, SECTION 2-E: 8-1-0**  
**COMMUNITY PRESERVATION COMMITTEE RECOMMENDS: 6-0-1**  
**HISTORICAL COM. RECOMMENDS ART. 11, SECTION 2-E: 4-0-1**

Elaine Anderson moved that the Town vote to approve Article 11-2-e, for the restoration of the exterior of the Days Lumberyard Building at the Fine Art Works Center the amount of \$50,000; and that these funds come from the Historic Resources reserves. **Motion Passed.**

**BOARD OF SELECTMEN RECOMMENDS ART. 11, SECTION 2-F: 3-1-0**  
**FINANCE COMMITTEE RECOMMENDS ART. 11, SECTION 2-F: 8-1-0**  
**COMMUNITY PRESERVATION COMMITTEE RECOMMENDS: 5-1-0**  
**HISTORICAL COM. RECOMMENDS ART. 11, SECTION 2-F: 4-1-0**

Elaine Anderson moved that the Town vote to approve Article 11-2-f; the sum of \$25,760 from the Historic Resources reserves to fund the restoration of 2 doors and 6 original windows, new cedar shingle roof of the Lodge of the Pilgrim Monument and Provincetown Museum. **Motion Passed.**

**10:25 pm Motion to adjourn until tomorrow, April 9, 2008 at 6:00 p.m. Motion Passed.**

**Town Moderator Irene Rabinowitz called the meeting to order at 6:00 p.m. on Wednesday, April 9, 2008.**

**Article 12. Amendments to Personnel By-law/Classification and Compensation Plan.** To see if the Town will vote as follows:

1. **Schedule A:** to amend Schedule A, "Permanent Full and Part-time Non-Union Positions," of the Classification and Compensation Plan of the Town, effective July 1, 2008, as follows:

	Actual FY 2008		Proposed FY 2009		
Gr	Min	Max.	Min.	Max.	Position Title
21	91,006	106,517	93,736	109,712	Town Manager [ <i>exempt – MGL C.41, §108N</i> ]
20	77,124	92,417	79,417	95,189	Chief of Police [ <i>exempt – MGL C.41, §108O</i> ] Director of Public Works
19	73,105	87,601	75,297	90,228	<i>no positions assigned</i>
18	69,293	83,034	71,371	85,525	<i>no positions assigned</i>
17	65,680	76,118	67,650	78,401	Director of Municipal Finance Police Staff Sergeant
16	62,256	74,602	64,123	76,841	<i>no positions assigned</i>
15	59,009	68,388	60,780	70,440	Assistant Town Manager Building Commissioner Deputy Director of Public Works
14	55,670	66,710	57,340	68,711	Health Agent
13	52,520	60,866	54,096	62,692	Health Inspector/Conservation Agent
12	49,547	59,372	51,034	61,153	Human Services/Council on Aging Director Information Services Director Library Director Principal Assessor Town Accountant
11	47,187	56,543	48,603	58,240	Collector Treasurer
10	44,940	53,852	46,288	55,468	Deputy Town Accountant DPW Finance Coordinator Recreation Director
9	42,800	51,287	44,084	52,825	Local Building Inspector Parking Administrator Administrative Director of Tourism Town Clerk
8	40,377	48,384	41,588	49,836	COA Outreach Coordinator

		Actual FY 2008		Proposed FY 2009		Position Title
Gr	Min	Max.	Min.	Max.		
						Library Operations Director
						Permit Coordinator
						Town Manager's Sec./Employee Benfits. Coor
7	38,093	45,646	39,236	47,015		Electrical/Deputy Building Inspector
						Licensing Agent
						MIS Technician
6	37,013	44,354	38,124	45,685		Secretary to the Board of Selectmen
						Secretary to the Chief of Police

2. **Schedule B:** to amend Schedule B," "Fire Department Positions," effective July 1, 2008, as requested by the Board of Fire Engineers, as follows:

**Annual Stipends for Reimbursement of Expenses**

<u>Position</u>	<u>Current</u>	<u>Proposed</u>
Deputy Fire Chief	\$6,600	
District Fire Chief/Engineer	2,200	
Firefighter	715	750
Fire Auxiliary	360	375
Fire Captain ( <i>additional stipend</i> )	500	
Fire Lieutenant ( <i>additional stipend</i> )	305	
House Steward ( <i>additional stipend</i> )	880	
House Steward ( <i>additional stipend</i> )	1,100	
Ladder Steward ( <i>additional stipend</i> )	1,300	
Main Station Steward ( <i>additional stipend</i> )	4,800	
Oil Inspector	1,747	
Rescue Captain ( <i>additional stipend</i> )	1,100	1,450
Rescue Lieutenant ( <i>additional stipend</i> )	880	880
Rescue Steward ( <i>additional stipend</i> )	2,640	3,000
Rescue Training Officer ( <i>additional stipend</i> )	1,650	
Radio Officer ( <i>additional stipend</i> )	550	
Air Officer ( <i>additional stipend</i> )	880	1,000

**Annual Salary**

<u>Position</u>	
Fire Chief	\$25,000

**Non-Firefighter Positions**

<u>Position</u>		
First Responders	\$12.00 per call	
EMT-Basic	18.50/hour	19.50
EMT-Intermediate	20.00	21.00
EMT-Paramedic	22.00	23.00
Stand-by	14.03	
Safety Inspections	14.03	
Rescue Squad participation	\$250.00 per quarter	

3. **Schedule C:** “Seasonal and Part-time Non-Union Positions,” no changes proposed.

*Grade Budget FY 2009*

*Position Classifications*

<b>L</b>	\$16.89	Parking Lot Technical Manager Property Inspector (Assessors)
<b>K</b>	16.41	Assistant Harbormaster with police powers Police Officer, Summer/Auxiliary
<b>J</b>	15.94	Seasonal Recreation Swimming Instructor
<b>I</b>	15.63	Parking Meter Collection/Repair
<b>H</b>	15.18	Police Matron Police Summer Dispatcher
<b>G</b>	14.89	<i>No Positions Assigned</i>
<b>F</b>	14.46	Assistant Harbormaster w/o police powers Parking and Traffic Officers Parking Lot Assistant Technical Manager Parking Meter Enforcement Secretary, On-call Relief Transfer Station Laborer
<b>E</b>	14.20	<i>No Positions Assigned</i>
<b>D</b>	13.78	Library Circulation Aide Parking Lot Attendant/Out-booth/Floater
<b>C</b>	13.38	Barrels & Grounds Laborer Restroom/Building Custodian Seasonal Recreation Supervisor
<b>B</b>	13.13	<i>No Positions Assigned</i>
<b>A</b>	12.88	Council on Aging Cook Parking Lot Attendant/In-booth Seasonal Recreation Aides

or to take any other action relative thereto.

*[Requested by the Town Manager]*

**PERSONNEL BOARD RECOMMENDS: 3-0-0**

**BOARD OF SELECTMEN RECOMMENDS: 4-0-0**

**FINANCE COMMITTEE HAS NO RECOMMENDATION.**

Sharon Lynn moved that the Town vote to approve Article 12 as printed in the warrant.

**Motion Passed.**

**Article 13. General By-law Amendment: Non-Criminal Disposition of Pier Corporation Regulations.** To see if the Town will vote to amend the Provincetown General By-laws by amending §2-3-1-1 to read as follows:

Article 2-3-1-1. Any rule or regulation of the Provincetown Public Pier Corporation duly enacted as of ~~April 4, 2007~~ April 7, 2008 shall be deemed a regulation of the Board of Selectmen. Violation of such rules or regulations may be enforced by any available means in law or equity, including but not limited to non-criminal disposition pursuant to G.L. c.40, §21D, and Sections 2-3-1 through 2-3-3 of the General By-laws. For the purposes of this by-law, the following officials shall be enforcing persons: the Harbormaster and his designees and any police officer of the Town of Provincetown.

2-3-2-1. Violations of the Provincetown Public Pier Corporation Regulations in Effect on ~~April 4, 2007~~ April 7, 2008 (attached as Appendix 1 to Schedule A): 1<sup>st</sup> offense, \$100.00; 2<sup>nd</sup> offense, \$200.00; 3<sup>rd</sup> and subsequent offenses, \$300.00;

or to take any other action relative thereto.

*[Requested by Provincetown Public Pier Corporation]*

**BOARD OF SELECTMEN RECOMMENDS: 3-0-1**

**FINANCE COMMITTEE HAS NO RECOMMENDATION**

Leonard Clingham moved that the Town vote to approve Article 13 as printed in the warrant.

**Motion Passed.**

**Article 14. Expenditures from the Tourism Fund.** To see if the Town will vote to transfer from the Tourism Fund the sum of \$423,136 to be expended under the direction of the Board of Selectmen and the Visitor Services Board to fund the following expenditures which market, beautify or enhance tourism in Provincetown pursuant to Chapter 178 of the Acts of 1996:

1. \$79,000 for coordination/support of the Visitor Service Board and the Tourism Department; and costs related thereto;
2. \$206,016 for marketing, and costs related thereto;
3. \$34,120 for municipal projects, and costs related thereto; and
4. \$100,000 for tourism grants, and costs related thereto;
5. \$4,000 for Beautification Committee

or to take any other action relative thereto.

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

**BOARD OF SELECTMEN RECOMMENDS: 4-0-0**

**FINANCE COMMITTEE RECOMMENDS: 9-0-0**



Kathleen Fitzgerald moved that the Town vote to approve Article 14 as printed in the warrant.

**Motion Passed.**

**Article 15. FY 2009 Human Services Grant Program.** To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$53,799 to be expended under the direction of the Board of Selectmen, to fund grants to assist non-profit agencies and organizations to maximize available resources to meet needs identified by the community by providing services to local residents, particularly those of low- and moderate-income and those who are uninsured or underinsured, as follows:

AIDS Support Group of Cape Cod .....	\$7,000
Cape Cod Children’s Place .....	3,500
Consumer Assistance Council .....	250
Gosnold .....	13,000
Helping Our Women .....	6,000
Independence House. ....	3,800
Interfaith Council for the Homeless .....	2,649
Lower Cape Outreach Council, Inc. ....	4,000
Mass Appeal .....	400
Outer Cape Health Services .....	5,500
Sight Loss Services, Inc. ....	400
Soup Kitchen in Provincetown .....	3,000
South Coast Counties Legal Services .....	<u>4,300</u>
<i>Total</i> .....	\$53,799

or to take any other action relative thereto.

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

**BOARD OF SELECTMEN RECOMMENDS: 4-0-0**

**FINANCE COMMITTEE RECOMMENDS: 9-0-0**

**BOARD OF HEALTH RECOMMENDS: 3-0-0**

Michele Couture moved that vote to raise and appropriate the sum of \$53,799 to be expended under the direction of the Board of Selectmen, to fund grants to assist non-profit agencies and organizations to maximize available resources to meet needs identified by the community by providing services to local residents, particularly those of low- and moderate-income and those who are uninsured or underinsured, as printed in the warrant. **Motion Passed.**

**Article 16. Imposition of Liens Upon Town of Truro Properties.** To see if the Town will vote to authorize the Board of Selectmen to file a home rule petition with the General Court in the following form:

AN ACT AUTHORIZING THE TOWN OF PROVINCETOWN TO IMPOSE A LIEN UPON PROPERTY IN THE TOWN OF TRURO TO SECURE UNPAID WATER FEES AND CHARGES.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

Section 1. Chapter 439 of the acts of 1952 is hereby amended by adding the following as section 7C: The town of Provincetown may impose a lien upon property in the town of Truro which is connected or in the future connects to the water system established within the town of Truro by the town of Provincetown pursuant to chapter 484 of the acts of 1907 or chapter 439 of the acts of 1952, including those properties which connect pursuant to section 7C of this act, pursuant to an intermunicipal agreement with the town of Truro, which lien shall secure unpaid fees and charges relative to connection to or use of the water system so established. If a charge or fee secured by such lien remains unpaid when the town of Truro assessor is preparing a real estate tax list and warrant, upon request by the town of Provincetown, the charge or fee shall be added to the tax on such property pursuant to section 58 of chapter 40 of the General Laws. Upon receipt of tax payments which include a charge or fee imposed pursuant to the agreement authorized by this act, the town of Truro shall forthwith transfer such charge or fee payment to the town of Provincetown.

Section 2. This act shall take effect upon its passage.

The General Court may make clerical or editorial changes of form only to the bill, unless the Board of Selectmen approves amendments to the bill before enactment by the General Court. The Board of Selectmen is hereby authorized to approve amendments which shall be within the scope of the general public objectives of this petition; or take any other action relative thereto.

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

**BOARD OF SELECTMEN RECOMMENDS: 4-0-0**

**FINANCE COMMITTEE RECOMMENDS: 8-0-1**

**WATER AND SEWER BOARD RECOMMENDS: 3-0-0**

Austin Knight moved that the Town vote to approve Article 16 as printed in the warrant.

**Motion Passed.**

**Article 17. *Replacement of Land Bank.*** To see if the Town will vote to approve adoption of Section 298 of Chapter 149 of the Acts of 2004, which approval constitutes the first step in replacing the Land Bank program with the Community Preservation Act; provided, however that in order for the Community Preservation Act to replace the Land Bank Program, the voters of the Town will also need to approve acceptance of Section 298 at an election; if the Town adopts Section 298, among other things, as of July 1 in the next fiscal year the assets of the Land Bank Fund will be automatically transferred to the Community Preservation Fund and all the investments of the Land Bank Fund will become investments of the Community Preservation Fund, the Open Space Committee will be dissolved, and the Town will be required to assess a surcharge of three percent on real property until Fiscal Year 2020; or take any other action relative thereto.

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

**BOARD OF SELECTMEN RECOMMENDS: 4-0-0  
FINANCE COMMITTEE HAS NO RECOMMENDATION.**

Mary-Jo Avellar moved that the Town vote to Indefinitely Postpone action on Article 17.

**Motion Passed.**

**Article 18. *Amendment of Community Preservation By-Law.*** To see if the Town will vote to amend Section 5-14 of the Town By-laws, the Community Preservation Committee By-law, by inserting the underlined language in Sections 5-14-1 and 5-14-2-4, as follows:

5-14-1 Membership of the Committee. There is hereby established a Community Preservation Committee, consisting of nine (9) voting members pursuant to the provisions of G.L., c.44B, §5 and Section 298(f) of Chapter 149 of the Acts of 2004, as amended. The composition of the committee, the appointing authority and the term of office for the committee members shall be as follows: one member of the Conservation Commission as designated by said Commission; one member of the Historical Commission as designated by said Commission; one member of the Planning Board as designated by said Board; one member of the Recreation Commission, as designated by the Commission; one member of the Provincetown Housing Authority as designated by said Authority; one member of the Provincetown Community Housing Council (PCHC) as designated by said Council; one member of the Open Space Committee as designated by said Committee; and two individuals to be appointed by the Board of Selectmen. Each

member of the Committee shall serve for a term of three years or until the person no longer serves in the position or on the board or committee as set forth above, whichever is earlier. Should any of the officers and commissions, boards, or committees who have appointing authority under this by-law be no longer in existence for whatever reason, the Board of Selectmen shall appoint a suitable person to serve in their place. Any member of the Committee may be removed for good cause in accordance with Section 10-2-1 of the Town Charter.

5-14-2-4 In every fiscal year, the community preservation committee must recommend either that the legislative body spend, or set aside for later spending, not less than 10% of the annual revenues in the Community Preservation Fund for open space (not including land for recreational use), not less than 10% of the annual revenues in the Community Preservation Fund for historic resources; and not less than 80% of the annual revenues in the Community Preservation Fund for community housing; notwithstanding any other provision of this by-law, however, if more than 10% of the annual revenues in the Community Preservation Fund are needed to pay debt service for open space borrowings undertaken pursuant to the Cape Cod Open Space Land Acquisition Program (the "Land Bank program"), the community preservation committee may recommend that such funds be spent for such purposes, and provided further, that if more than 80% of the Community Preservation Fund annual revenues are needed to pay debt service for open space borrowings undertaken pursuant to the Land Bank Program, the community preservation committee shall recommend that any remaining annual revenues be split between affordable housing and historic resources purposes.

And further, by deleting the text of Section 5-14-6 in its entirety and inserting in place thereof, the following:

Provided that Section 298 of Chapter 149 of the Acts of 2004 is accepted by the voters at the November 4, 2008 state election, the amendments to Section 15-4 approved by the Town at the 2008 Annual Town Meeting shall take effect upon approval by the Attorney General of the Commonwealth and after all requirements of MGL c. 40, section 32 have been met.

or take any other action relative thereto.

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

**BOARD OF SELECTMEN RECOMMENDS: 4-0-0**  
**FINANCE COMMITTEE HAS NO RECOMMENDATION**

Mary-Jo Avellar moved that the Town vote to Indefinitely Postpone action on Article 18.

**Motion Passed.**

**Article 19. Home Rule Petition/Charter Amendment/Eliminate Term Limits.** To see if the Town will vote to instruct its senator and representative in the General Court to file a home rule petition for a special act to read as follows:

SECTION 1. Section 3-4-4 of the Charter of the Town of Provincetown which is on file in the office of the Archivist of the Commonwealth as provided in Section 12 of Chapter 43B of the General Laws is hereby amended by adding the highlighted text as follows:

“A member of a town board **elected by popular vote** shall not serve on that town board for more than three consecutive terms. For the purposes of this section, service to complete the term of another member shall constitute service for one term if the balance of said term being completed is more than fifty percent of the original term. A person who has been prohibited from serving on a town board by this section may be reelected or reappointed to that board after two years have elapsed from the ending date of his or her previous service.”

SECTION 2. This act shall take effect upon its passage.

The General Court may make clerical or editorial changes of form only to the bill, unless the Board of Selectmen approves amendments to the bill before enactment by the General Court. The Board of Selectmen is hereby authorized to approve amendments which shall be within the scope of the general public objectives of this petition;

or to take any other action relative thereto.

*[Requested by the Board of Selectmen]*

**BOARD OF SELECTMEN RECOMMENDS: 3-1-0**  
**FINANCE COMMITTEE HAS NO RECOMMENDATION**  
**CHARTER ENFORCEMENT COMMISSION RECOMMENDS: 4-0-0**

Lynne Davies moved that the Town vote to approve Article 19 as printed in the warrant.

Marcene Marcoux moved to amend Article 19 Home Rule Petition/Charter Amendment/Eliminate Term Limits to read as follows: Section 1. The Charter of the Town of Provincetown which is on file in the office of the Archivist of the Commonwealth as provided in Section 12 of Chapter 43B of the General laws is hereby amended by amending Chapter 3, Article 3, section 3-4-4, to read as follows:

“An elected member of a town board shall not serve on that town board for more than three consecutive terms. An appointed member of a town board shall not serve on that town board for more than four consecutive terms. For the purposes of this section, service to complete the term of another member shall constitute service for one term if the balance of said term being completed is more than fifty percent of the original term. A person who has been prohibited from serving on a town board by this section may be reelected or reappointed to the board after two years have elapsed from the ending date of his or her previous service.”

**Motion to Amend Passed.**

**Motion As Amended Passed.**

**Article 20. *Payment of funeral and burial expenses of firefighters and police officers killed in performance of duties.*** To see if the Town will vote to accept the provision of Section 100G1/4 of Chapter 41 of the Massachusetts General Laws, which provides for the payment of \$15,000 for funeral expenses of firefighters and police officers who die in the line of duty; or take any other action relative thereto.

*[Requested by the Board of Fire Engineers]*

**BOARD OF SELECTMEN RECOMMENDS: 4-0-0**

**FINANCE COMMITTEE HAS NO RECOMMENDATION**

Lynne Davies moved that the Town vote to approve Article 20 as printed in the warrant.

**Motion Passed.**

**Article 21. *Energy Cooperative.*** To see if the Town will vote to apply for membership in the Cape & Vineyard Electric Cooperative, Inc. (the “Cooperative”) and to authorize its Board of Selectmen to negotiate terms and conditions of its membership in the Cooperative; or to take any other action relative thereto.

*[Requested by the Recycling and Renewable Energy Committee]*

**BOARD OF SELECTMEN RECOMMENDS: 4-0-0**

**FINANCE COMMITTEE HAS NO RECOMMENDATION****RECYCLING AND RENEWABLE ENERGY COM. RECOMMENDS: 3-0-0**

Amy Germaine moved that the Town vote to approve Article 21 as printed in the warrant.

**Motion Passed.**

**Article 22. July 4<sup>th</sup> Celebration.** To see if the Town will vote to raise and appropriate or transfer from available funds the amount of \$78,000 to fund the cost of fireworks and those expenditures associated with the July 4, 2008 event, provided that the appropriation shall be contingent on the passage of a Proposition 2 and ½ general override by the voters of the Town in accordance with General Laws Ch. 59, sec. 21C(m); or take any other action relative thereto.

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

**BOARD OF SELECTMEN RECOMMENDS: 4-0-0****FINANCE COMMITTEE RESERVES RECOMMENDATION: 9-0-0**

Austin Knight moved that the Town vote to raise and appropriate the amount of \$78,000 to fund the cost of fireworks and those expenditures associated with the July 4, 2008 event, provided that the appropriation of the supplemental amount shall be contingent on the passage of a Proposition 2 and ½ override by the voters of the Town in accordance with General Laws c.59 § 21C(m).

**Motion Passed.**

Richard Murray moved to amend Article 22 to vote to raise and appropriate or transfer from available funds the amount of \$64,000 to fund the cost of the 4<sup>th</sup> of July celebration and its entire days events including the Recreation department parade and BBQ, the actual fireworks and all associated expenditures, provided that the appropriations shall be contingent on the passage of a Proposition 2 ½ general override by the voters of the Town in accordance with General Laws Ch. 59, sec. 21C(m).

**Motion to Amend Passed.****Motion Passed.**

**Article 23. Fund Collective Bargaining Agreements.** To see what sums the Town will vote to raise and appropriate or transfer from available funds to fund collective bargaining agreements; or to take any other action relative thereto.

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

**BOARD OF SELECTMEN RECOMMENDS: 4-0-0**

**FINANCE COMMITTEE RESERVES RECOMMENDATION: 9-0-0**

Michele Couture moved that the town vote to indefinitely postpone action on Article 23.

**Motion Passed.**

**Article 24. General By-law Amendment: Chapter 12: Provincetown Wetlands Protection By-law.** To see if the Town will vote to amend the Provincetown General By-laws; Chapter 12, as on file with the Town Clerk, by inserting the following changes and additions to the following Sections and to read as follows:

To amend Section 12-5-1 to read as follows: Any person filing a permit application or a RFD with the Commission at the same time shall give written notice thereof, by certified mail (return receipt requested) or hand delivered, to all abutters at their mailing addresses shown on the most recent applicable tax list of the assessors, including owners of land directly opposite on any public or private street or way, and abutters to the abutters within ~~200~~ **100** feet of the property line of the applicant, including any in another municipality or across a body of water.

And further by amending Section 12-6 to read as follows: Any person filing a permit application or RFD with the Commission shall provide a copy thereof at the same time, by certified mail (return receipt requested) or hand delivery, to the ~~Director of Regulatory Management~~ **Conservation Agent**, who shall distribute copies thereof to the appropriate regulatory boards, the cost of which copies shall be at the applicant's expense.

And further by amending Section 12-9 to read as follows: **(ADD) 12-9-1-7 Passive Recreation. Passive recreation refers to non-consumptive, non-motorized uses such as wildlife observation, walking, biking, canoeing and fishing as well as trail-based hiking, mountain biking, horseback riding, picnicking. The goal of providing passive recreational uses is to promote the least impact on the wetland ecosystem. Passive recreation generally encompasses the less intensive range of outdoor activities compatible with preserving natural resource functions such as wildlife habitat and floodplain protection. Passive recreation is that which emphasizes the open-space aspect of a park and which involves a low level of development, including picnic areas and trails.**

And further by amending Section 12-11-3 to read as follows: The Commission shall have authority to enforce this by-law, its regulations, and permits issued thereunder by violation notices, enforcement orders, under the Town's non-criminal disposition section of its general by-laws, pursuant to G.L. c. 40, §21D, and civil and criminal court actions. Any Police Officer, Conservation Agent,



**(ADD) Harbormaster, or Shellfish Constable** shall have authority to enforce this by-law. Any person who violates provisions of this by-law may be ordered to restore the property to its original condition and take other action deemed necessary to remedy such violations, or may be fined, or both.

And further by adding Section 12-16 to read as follows: **(ADD) 12-16 Wetland Protection Act Fund (WPA). Under G.L. Ch. 131 Section 40, the Wetlands Protection Act, persons filing notices of intent to conduct certain activities on wetlands must pay a filing fee, a portion of which is paid to the city or town and the balance to the State Department of Environmental Protection (DEP). The fees are intended to help defray state and local administrative costs in connection with the Act, i.e., to provide DEP and local conservation commissions with resources to complete project reviews and issue regulatory decisions within the Act's required time periods. The Commission may spend these fees without appropriation, but only with the written approval of the Selectmen or Town Manager. Expenditures are still restricted to those related to the administration and enforcement of the Wetlands Protection Act. Guidelines: A: Wetlands Filing Fees (State and Local). 1. Persons filing notices of intent to conduct various activities pay a fee based on the type of project being proposed. This sliding scale fee structure is established by the Secretary of Administration and Finance. 801 Code of Massachusetts Regulations (CMR) 4.02(310). 2. The first \$25 of the applicable fee belongs to the town and the balance is split equally between the town and the state. 3. The applicant makes payment of the state portion of the fee directly to the Department of Environmental Protection (DEP) and pays the balance to the town. 4. In addition to the State Wetlands Filing Fee, applicants pay fees promulgated via regulations under Chapter 12 of the Provincetown General By-laws. These fees are considered local by-law fees and are deposited into a separate account from the Wetlands Protection Fund. These fees are maintained under the discretion of the local commission for the purposes of supporting the functions and duties of the commission as they relate to the Wetlands Protection Act, Provincetown Wetlands Protection By-law and its regulations.**

**B. Accounting Procedures. 1. The conservation commission must turn over to the treasurer all wetlands filing fees received. The fees should be paid over as soon as possible, but at least weekly accompanied by a report on the turnover. A copy of the report must also be forwarded to the town accountant. 2. The town accountant must credit all wetlands filing fees received by the conservation commission and paid to the treasurer to the Wetlands Protection Fund. No other revenue, including regulatory fines and penalties imposed by the conservation commission, is to be credited to the Wetlands Protection Act Fund. Any interest earned on the fund belongs to the general fund. 3. At the beginning of the fiscal year, and on a periodic basis thereafter or at the request of the commission, the town accountant shall certify to the conservation commission**

the accumulated amount in the Wetlands Protection Act Fund available for expenditure. Before making the certification, the accountant shall determine from the conservation commission whether there are any pending fee disputes. If a fee is in dispute, the amount of any potential refund should be reserved and not be spent until the dispute is resolved. If a refund is required, the amount of the refund should be charged to the revolving Wetlands Protection Act Fund.

**C. Use of Conservation Commission Funds. 1. The conservation commission may spend, without appropriation, unreserved monies in the Wetlands Protection Act Fund with the written approval of the Selectmen or Town Manager. 2. Approval of the commissions' proposed spending plan shall follow the fiscal year with the spending authority being broadly granted (on or before the start of the next fiscal year), such as for the kinds or amounts of expenditures the commission may make from funds. Upon approval the commission may then spend unreserved monies in the funds consistent with that plan. Further approval of the Selectmen or Town Manager during the year would only be needed for other proposed spending from the funds. 3. Monies in the Wetlands Protection Act Fund may only be used to carry out the conservation commission's duties under the Wetlands Protection Act, not for other commission activities. i. Allowable expenditures: Any expenditure directly related to the administration and enforcement of the Wetlands Protection Act may be paid from the revolving WPA fund. Monies in the revolving fund may also be used to pay salaries or regular employees to the extent attributable to Wetland Protection Act activities. Salaries can be paid from the fund via budget offset, split funding or full funding. ii. Non-allowable expenditures: Examples of expenditures that could not be charged to the revolving fund are attorney's fees, commission membership dues, subscriptions, conferences and other general travel expenses. iii. Payment of bills or payrolls being charged to the revolving WPA fund must follow the normal warrant process used for other municipal expenditures.**

or to take any other action relative thereto.

*[Requested by the Conservation Commission]*

**BOARD OF SELECTMEN RECOMMENDS: 4-0-0**

**FINANCE COMMITTEE HAS NO RECOMMENDATION.**

**BOARD OF HEALTH RECOMMENDS: 3-0-0**

**CONSERVATION COMMISSION RECOMMENDS: 5-0-0**

Dennis Minsky moved to adopt Article 24 as printed in the Warrant with the amendment of deleting in its entirety the newly proposed section 12-16.

**Motion Passed.**

**Article 25. Rescind Unused Borrowing Authority.** To see if the Town will vote to rescind unused borrowing authority, as follows:

04/07/97	STM 2-2	MacMillan Pier Electrical	\$	6,250
04/07/97	STM 2-3	MacMillan Pier Light Poles		13,250
04/06/98	ATM 4-7	Highway Dump Truck		2,187
04/06/98	ATM 6	School Architect/Eng Study		30,000
04/06/98	STM 7-1	School Roof Repair		1,520
04/06/98	STM 7-9	Shankpainter Fire Roof		1,000
04/07/03	ATM 4-11	Water DEP mgmt permit		5,000
04/07/04	STM 7-3	Hauling Trailers		5,000
04/03/06	ATM 7-2	Police Fleet Replacement		506

or to take any other action relative thereto.

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

**BOARD OF SELECTMEN RECOMMENDS: 4-0-0  
FINANCE COMMITTEE HAS NO RECOMMENDATION**

Michele Couture moved that the following authorized but unissued borrowing balances be and hereby are rescinded:

04/07/97STM 2-2	MacMillan Pier Electrical	\$ 6,250
04/07/97STM 2-3	MacMillan Pier Light Poles	13,250
04/06/98ATM 4-7	Highway Dump Truck	2,187
04/06/98ATM 6	School Architect/Eng Study	30,000
04/06/98STM 7-1	School Roof Repair	1,520
04/06/98STM 7-9	Shankpainter Fire Roof	1,000
04/07/03ATM 4-11	Water DEP mgmt permit	5,000
04/07/04STM 7-3	Hauling Trailers	5,000
04/03/06ATM 7-2	Police Fleet Replacement	506

**Motion Passed.**

**Article 26. Paving Commercial Street.** To see if the Town will vote to have Commercial Street paved from end to end, 2.4 miles, from Rego Automotive to the Provincetown Inn with the following plan: 1) The bid documents to be prepared in house under the direction of the Town Manager and DPW Director, based on other municipal contracts prepared for Nantucket and other towns. 2) At the Fall Town Meeting, an article by the Town be prepared, to be voted on for about \$560,000 under a debt exclusion five year payoff. 3) The bids are to be put out to bid in the winter, January or February '09. 4) All the work to be done in 3-4 weeks in March or April '09; or to take any other action relative thereto.

*[Requested by Barbara Rushmore and others]*

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**BOARD OF SELECTMEN DOES NOT RECOMMEND: 3-1-0**  
**FINANCE COMMITTEE HAS NO RECOMMENDATION**

Barbara Rushmore moved to see if the Town will vote to have Commercial Street paved from end to end, 2.4 miles, from Rego Automotive to the Provincetown Inn with the following plan: 1) The bid documents to be prepared in house under the direction of the Town Manager and DPW Director, based on other municipal contracts prepared for Nantucket and other towns. 2) At the Fall Town Meeting, an article by the Town be prepared, to be voted on for about \$560,000 under a debt exclusion five year payoff. 3) The bids are to be put out to bid in the winter, January or February '09. 4) All the work to be done in 3-4 weeks in March or April '09.

**Motion Does Not Pass.**

**Article 27. *Bring the Troops Home.*** To see if the Town will vote as follows: Whereas, Congress has the sole responsibility to allocate funds, and; Whereas Congress is the check to the Executive branch of government which is prosecuting the illegal occupation of Iraq, and; Whereas a majority of American citizens call for an end to the war in Iraq, and; Whereas, \$480+ billion of taxpayer money has already been spent on this war without end in sight, depriving us of necessary funds for education, housing, healthcare, support for returning veterans, reparations to the people of Iraq, and for other vital human needs, We therefore call upon our Congressional representatives to vote only for funding for a safe and rapid withdrawal of all U.S. troops from Iraq. The Town Clerk is instructed to send a copy of this resolution to Senator Edward Kennedy, Senator John Kerry, Representative William Delahunt, Senator Harry Reid, Representative Nancy Pelosi, and President George W. Bush; or to take any other action relative thereto.  
*[Requested by Barbara Rushmore and others]*

**BOARD OF SELECTMEN RECOMMENDS: 4-0-0**  
**FINANCE COMMITTEE HAS NO RECOMMENDATION**

Barbara Rushmore moved to see if the Town will vote as follows: Whereas, Congress has the sole responsibility to allocate funds, and; Whereas Congress is the check to the Executive branch of government which is prosecuting the illegal occupation of Iraq, and; Whereas a majority of American citizens call for an end to the war in Iraq, and; Whereas, \$480+ billion of taxpayer money has already been spent on this war without end in sight, depriving us of necessary funds for education, housing, healthcare, support for returning veterans, reparations to the people of Iraq, and for other vital human needs, We therefore call upon our Congressional representatives to vote only for funding for a safe and rapid withdrawal of all U.S. troops from Iraq. The Town Clerk is instructed to send a copy of this resolution to Senator

Edward Kennedy, Senator John Kerry, Representative William Delahunt, Senator Harry Reid, Representative Nancy Pelosi, and President George W. Bush.

**Motion Passed.**

**Article 28. Home Rule Petition – Real Estate Transfer Fee.** To see if the Town will vote as follows:

Section 1: To instruct its Senator and Representative in the General court to file a Home Rule Petition for a Real Estate Sale Transfer Fee equal to 1%, paid for by the Seller on the sale of all property and payable to the Town of Provincetown General Fund, providing that:

- A. All primary residences be allowed to first exempt from the fee the amount equal to the median price of a home sold in Barnstable County for the previous calendar year, about \$350,000.

Section 2: The following transfers shall be exempt from the Real Estate Transfer Fee:

- A. Transfers to the Government of the United States, the Commonwealth, the Town of Provincetown and any of their instrumentalities, agencies or subdivisions, such as the Provincetown Housing Authority.
- B. Transfers without additional consideration to confirm, correct, modify or supplement a transfer previously made.
- C. Transfers of convenience with consideration under \$100 which include name change, into trusts, out of trusts, etc.
- D. Transfers to any charitable organization as defined in clause Third of Section Five of Chapter fifty-nine of the General Laws, or any religious organization, providing that the real property interests so transferred will be held by the charitable or religious organization solely for its public charitable or religious purpose.

Section 3:

- A. The fee imposed shall be due at the time of the transfer of the real property interest and shall be paid to the Town of Provincetown General Fund.
- B. The Seller shall pay interest on any unpaid amount of the fee at the rate of 14% per annum.
- C. The Town shall notify a Seller by Registered or Certified Mail of any failure to discharge the amount in full the amount of fee due.
- D. All fees and interest required to be paid under this act shall constitute a personal debt of the Seller and may be recovered in an action of contract.

The General Court may only make clerical or editorial changes of form to the bill, unless the Board of Selectmen approve amendments to the bill before enactment by the General court. The board of Selectmen is hereby authorized

to approve amendments which shall be within the scope of the general public objectives of this petition; or to take any other action relative thereto.

*[Requested by Barbara Rushmore and others]*

**BOARD OF SELECTMEN DOES NOT RECOMMEND: 3-1-0**

**FINANCE COMMITTEE RECOMMENDS: 5-1-1**

Barbara Rushmore moved that the town approve Article 28 as printed in the warrant, with the following amendment: In Section 2 add item E – Transfers between family members, marriage partners, parents and children, step-parents and step-children, brothers and sisters.

**Motion Does Not Pass.**

**Article 29. General By-Law Amendment: Community Preservation**

**Committee By Law.** To see if Town will vote to amend Section 5-14-2-4 of the Town of Provincetown Community Preservation Committee By-Law in accordance with the s5-14-4 Amendments of said by-law to read as follows:

4-4-4-4. In every fiscal year, the community preservation committee must recommend either that the legislative body spend, or set aside for later spending, not less than 10% of the annual revenues in the Community Preservation Fund for open space (not including land for recreational use), not less than 10% of the annual revenues in the Community Preservation Fund for historic resources; and not less than 10% of the annual revenues in the Community Preservation Fund for community housing. Furthermore, the community preservation committee by majority vote will have the authority to appropriate not more than the remaining 70%, and not less than 10% of the annual revenues in the Community Preservation Fund, to be distributed in either category in relation to the Community Preservation Act as the committee deems essentially necessary of said fiscal year.

or to take other action relative thereto.

*[Requested by Jack McMahon and others]*

**BOARD OF SELECTMEN DOES NOT RECOMMEND: 4-0-0**

**FINANCE COMMITTEE HAS NO RECOMMENDATION**

**PROVINCETOWN HOUSING AUTH. DOES NOT RECOMMEND: 3-0-1**

Jack McMahon moved to indefinitely postpone Article 29.

**Motion Passd.**

**Article 30. General By-law Amendment: Community Preservation**

**Committee By-Law.** To see if the Town will vote to amend Section 5-14 of the Town Provincetown General By-Laws, Community Preservation Committee By-Law, as follows:

5-14-2-4. In every fiscal year, the Community Preservation Committee must recommend either that the legislative body spend, or set aside for later spending, not less than 10% of the annual revenues in the Community Preservation Fund for open space (not including land for recreational use), ~~not less than 10% of the annual revenues in the Community Preservation Fund for historic resources; and not less than 80% of the annual revenues in the Community Preservation Fund for community housing;~~ *in each of the following areas for (a) open space (not including land for recreational use). (b) historic resources; and (c) community housing;* or to take any other action relative thereto.

*[Requested by Astrid Berg and others]*

**BOARD OF SELECTMEN RECOMMENDS: 3-1-0**

**FINANCE COMMITTEE HAS NO RECOMMENDATION**

**COM. PRES. COM. RECOMMENDS INDEFINITE POSTPONEMENT: 6-0-1**

**OPEN SPACE COM. RECOMMENDS INDEFINITE POSTPONEMENT: 3-0-0**

**PROVINCETOWN HOUSING AUTH. DOES NOT RECOMMEND: 3-0-1**

Astrid Berg moved that the town approve Article 30 as printed in the warrant.

Elaine Anderson moved to indefinitely postpone Article 30.

**Motion to Indefinitely Postpone Passed.**

**Article 31. Home Rule Petition/Charter Amendment/Change in Term Limits for Appointed Board Members**

To see if the Town will vote to instruct its senator and representative in the General Court to file a home rule petition for a special act to read as follows:

Section 1. The Charter of the Town of Provincetown which is on file in the office of the Archivist of the Commonwealth as provided in Section 12 of Chapter 43B of the General laws is hereby amended by amending Chapter 3, Article 3, section 3-4-4, to read as follows:

“An elected member of a town board shall not serve on that town board for more than three consecutive terms. An appointed member of a town board shall not serve on that town board for more than four consecutive terms. For the purposes of this section, service to complete the term of another member shall constitute service for one term if the balance of said term being completed is more than fifty percent of the original term. A person who has

been prohibited from serving on a town board by this section may be reelected or reappointed to the board after two years have elapsed from the ending date of his or her previous service.”

or to take any other action relative thereto.

*[Requested by Marcene Marcoux and others]*

**BOARD OF SELECTMEN DOES NOT RECOMMEND: 4-0-0**  
**FINANCE COMMITTEE HAS NO RECOMMENDATION**  
**CHARTER ENFORCEMENT COMMISSION DOES NOT RECOMMEND: 4-0-0**

Mary-Jo Avellar moved to indefinitely postpone Article 31.

**Motion Passed.**

**Article 32. *Projects on Town-owned Conservation Lands***

To see if the Town will vote to allow no project or action to take place on town owned Conservation lands without approval of the voters at Town Meeting; or to take any other action relative thereto.

*[Requested by Paul Tasha and others]*

**BOARD OF SELECTMEN RESERVES RECOMMENDATION: 4-0-0**  
**FINANCE COMMITTEE HAS NO RECOMMENDATION**  
**CONSERVATION COMMISSION HAS NO RECOMMENDATION: 5-0-1**

Mary-Jo Avellar moved to indefinitely postpone Article 32. **Motion Passed.**

**Article 33. *One Year Moratorium on 90 Shank Painter Housing***

**Development.** To see if the Town will vote to place a one year Moratorium on the Housing Project at 90 Shank Painter Road that presently gives away 2.53 acres of town land to a developer for a 99-year lease without payment. A one year Moratorium would allow voters to re-assess housing needs and re-consider, at a time of financial difficulty, the offer of a 99-year lease give-away. It would also provide time to re-assess the true and actual cost of remediation of the 1 acre burn dump site that the town is presently offering to assume as a financial obligation for all costs, over and above, the projected \$300,000 estimate. This vote would halt, for one year, a massive large-scale town land development and allow re-assessing the true financial consequences of the town's present plans for this 2.53 acre land give-away project; or to take any other action relative thereto.

*[Requested by Marcene Marcoux and others]*

**BOARD OF SELECTMEN DOES NOT RECOMMEND: 4-0-0**  
**FINANCE COMMITTEE HAS NO RECOMMENDATION**  
**COMMUNITY HOUSING COUNCIL DOES NOT RECOMMEND: 5-0-0**



**PROVINCETOWN HOUSING AUTH. DOES NOT RECOMMEND: 4-0-0**

Marcene Marcoux moved to see if the Town will vote to place a one year Moratorium on the Housing Project at 90 Shank Painter Road that presently gives away 2.53 acres of town land to a developer for a 99-year lease without payment. A one year Moratorium would allow voters to re-assess housing needs and re-consider, at a time of financial difficulty, the offer of a 99-year lease give-away. It would also provide time to re-assess the true and actual cost of remediation of the 1 acre burn dump site that the town is presently offering to assume as a financial obligation for all costs, over and above, the projected \$300,000 estimate. This vote would halt, for one year, a massive large-scale town land development and allow re-assessing the true financial consequences of the town's present plans for this 2.53 acre land give-away project.

**Motion Does Not Pass.**

**Article 34. Provincetown Public Pier Corporation.** Be it resolved that either the Provincetown Board of Selectmen or Town Manager declare, under the terms of an Act relative to the Provincetown Public Pier Corporation (Chapter 13 of the Acts of 2000 Section 1) that the Provincetown Public Pier Corporation should be dissolved in order to have a public hearing on that proposition, because after five years it has failed to provide sound management of MacMillan Pier as evidenced by excessive spending, the inability to relieve the Town of the annual debt service incurred from the construction of the pier and the necessity of the Town to provide in the last five years subsidies totaling \$2.6 million dollars; or take any other action relative thereto.

*[Requested by Candace Nagle and others]*

**BOARD OF SELECTMEN RESERVES RECOMMENDATION: 2-1-1**

**FINANCE COMMITTEE HAS NO RECOMMENDATION**

**PROVINCETOWN PUBLIC PIER CORP. DOES NOT RECOMMEND: 3-0-0.**

Candace Nagle that the town approve Article 34 as printed in the warrant.

Austin Knight moved to indefinitely postpone Article 34.

**Motion to Indefinitely Postpone Does Not Pass.**

**Motion Does Not Pass (For 68 Against 83)**

Town Moderator Irene Rabinowitz motioned to dissolve the Annual Town Meeting at 10:45 p.m.

**Motion Passed.**

**Annual Town Meeting dissolved at 10:45 p.m.**

## Special Town Meeting - Monday, April 7, 2008

**Meeting Called to Order.** Town Moderator Irene Rabinowitz convened the Annual Town Meeting at 6:00 p.m. on Monday, April 7, 2008 in the Town Hall Auditorium and hearing no objection decided to hold the Special Town Meeting first. Town Moderator Irene Rabinowitz entertained a motion made by Doug Johnstone to move the meeting to the Provincetown Veterans Memorial Elementary School, in accordance with MGL C. 39, §14, based upon an engineers report that the Auditorium is not suitable to accommodate Town Meeting. Motion Passed. Town Moderator Irene Rabinowitz adjourned the meeting to the Veterans Memorial Elementary School.

Town Moderator Irene Rabinowitz reconvened the April 7, 2008 Special Town Meeting at 6:10 p.m. in the Veterans Memorial Elementary School.

### **Preliminary Motions:**

Mary-Jo Avellar moved that the Town vote to waive the reading of the warrant. **Motion Passed.**

Mary-Jo Avellar moved that the Town vote to grant permission to speak at the April 7, 2008 Special Town Meeting to the following persons who are not registered voters of the Town of Provincetown: Russell Braun, *Building Commissioner*; Glenn Enos, *Police Prosecutor*; Jane Evans, *Health Agent*; Elizabeth Francis, *Assistant to VMES Principal*; John W. Giorgio, Esq., and other attorneys of the firm of Kopelman & Paige, P.C., *Town Counsel*; Jasmine Hadley, *Provincetown High School Student*; Alexandra Heilala, *Town Accountant*; Beau Jackett, *Information Systems Director*; Michelle Jarusiewicz, *Grant Administrator*; Linda Koelbel, *Director Special Education, School Department*; Amy Lawson, *Housing Specialist*; Sean McArdle, *New England Police Benevolent Representative*; Maxine Notaro, *Permit Coordinator*; Dr. Floriano Pavao, *PHS Principal*; Domenic Rosati, *Parking Lot Manager*; Warren D. Tobias, *Acting Chief of Police*; and Betty White, *Administrative Assistant for Business and Finance, School Department*. **Motion Passed.**

Mary-Jo Avellar moved that on all matters to come before the April 7, 2008 Special Town Meeting, requiring a two-thirds vote by statute, that a count need not be taken unless the vote so declared is immediately questioned by seven or more registered voters. **Motion Passed.**

**Article 1. FY 2008 Budget Adjustments.** To see what amendments the Town will vote to make to the Fiscal Year 2008 operating budgets and enterprise funds established under Articles 2 and 5 of the April 4, 2007 Annual Town Meeting and what sums the Town will vote to raise and appropriate or transfer from available funds therefor; or to take any other action relative thereto.

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

**BOARD OF SELECTMEN RECOMMENDS: 4-0-0**

**FINANCE COMMITTEE RESERVES RECOMMENDATION: 9-0-0**

Mary-Jo Avellar moved that the Town vote to make the following amendments to the Fiscal Year 2008 operating budgets and enterprise funds established under Articles 2 and 5 of the April 4, 2007 Annual Town Meeting:

- (1) To reduce the following available funds and appropriations

ATM07	6-3	Community Center Alarm	205
ATM07	6-6	Hydraulic Sander	1,925
	145-B	Treasurer Expense	4,300
	421-A	DPW Administration	60,000
	421-B	DPW Expenses	36,520
	431-A	Solid Waste Personnel	13,000
	431-B	Collections	15,000
	810-B	Tax Title	9,000
			<b>\$ 139,950</b>

- (2) To increase the following appropriations:

	113-B	Elections	2,000
	141-A	Assessor Salaries	5,800
	145-A	Treasurer Salary	4,300
	151-B	Legal Expense	20,000
	190-A	Bldgs & Grounds	25,000
	90-B	Bldgs & Grounds Expenses	30,000
	240-B	Inspections	5,000
	296-A	Shellfish	5,100
	422-A	Highway Personnel	31,250
	422-B	Highway Expenses	10,000
	512-A	Nurse	500
	541-A	COA Salary	1,000
		Subtotal	<b>139,950</b>

**Motion Passed.**

**Article 2. Wastewater Optimization and Expansion – Borrowing Authorization.** To see if the Town will vote to appropriate and borrow the sum of \$200,000 for additional connections and economic development expansion of the sewer project; with said sum to be expended under the direction of the Town Manager and the Director of Public Works for the development of plans and specifications for optimization and expansion to the Town’s sewerage systems, and including without limitation all costs defined under C. 29C, §1 of the General Laws; and to raise said appropriation the Town Treasurer, with the approval of

the Board of Selectmen, is authorized to borrow said sum of money under and pursuant to C. 44, §7(1) and/or C.29C of the General Laws, or any other enabling authority, and to issue bonds or notes of the Town therefor; and that to the extent that any State, Federal or other funds are or become available for the purposes set forth above, the Board of Selectmen is authorized to apply for and accept such funds; and, further, the Town votes to authorize the Water and Sewer Board to assess one hundred percent of the project cost to the Town upon those who benefit from the project, such assessments to be made by the Uniform Unit method as provided by General Laws Chapter 83, Section 15; or to take any other action relative thereto.

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

**BOARD OF SELECTMEN RECOMMENDS: 4-0-0**

**FINANCE COMMITTEE RECOMMENDS: 9-0-0**

**BOARD OF HEALTH RECOMMENDS: 3-0-0**

**WATER & SEWER BOARD RECOMMENDS: 3-0-0**

**PROVINCETOWN HOUSING AUTHORITY RECOMMENDS: 4-0-0**

Borrowing Authorization - 2/3's vote required

Michele Couture moved that the sum of \$200,000 be appropriated to pay costs of the development of plans and specifications needed for the optimization and expansion of the Town's Sewer Systems, including the payment of all other costs incidental and related thereto, including without limitation all costs defined under C. 29C, §1 of the General Laws, said sum to be expended under the direction of the Town Manager and the Director of Public Works; that to meet this appropriation, the Town Treasurer, with the approval of the Board of Selectmen, is authorized to borrow said sum of money under and pursuant to C. 44, §7(1) and/or C.29C of the General Laws, or any other enabling authority, and to issue bonds or notes of the Town therefor; and that to the extent that any State, Federal or other funds are or become available for the purposes set forth above, the Board of Selectmen is authorized to apply for and accept such funds; and, further, the Town votes to authorize the Water and Sewer Board to assess one hundred percent of the cost of this project upon those who benefit from the project, such assessments to be made by the Uniform Unit method as provided by General Laws Chapter 83, Section 15. **Motion Passed. (2/3<sup>rd</sup>'s Vote Declared)**

**Article 3. Water Department Block Grant.** To see if the Town will vote to appropriate and borrow the sum of \$50,000 to be expended under the direction of the Town Manager, the Director of Public Works and the Grant Administrator for the repairs required for filtration at Knowles Crossing, and including without limitation all costs defined under C. 29C, §1 of the General Laws; and to raise said appropriation the Town Treasurer, with the approval of the Board of Selectmen, is authorized to borrow said sum of money under and pursuant to C. 44, §7(1)

and/or C.29C of the General Laws, or any other enabling authority, and to issue bonds or notes of the Town therefor; and that to the extent that any State, Federal or other funds are or become available for the purposes set forth above, the Board of Selectmen is authorized to apply for and accept such funds; and, further, the Town votes to authorize the Water and Sewer Board to assess one hundred percent of the project cost to the Town upon those who benefit from the project, such assessments to be made by the Uniform Unit method as provided by General Laws Chapter 83, Section 15; or take any other action relative thereto.

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

**BOARD OF SELECTMEN RECOMMENDS: 4-0-0**

**FINANCE COMMITTEE RECOMMENDS: 8-1-0**

**WATER AND SEWER BOARD RECOMMENDS: 3-0-0**

**BOARD OF HEALTH RECOMMENDS: 3-0-0**

***Borrowing Authorization - 2/3's vote required***

Austin Knight moved that the sum of \$50,000 is hereby appropriated to pay costs of water system repairs required for filtration at Knowles Crossing, including the payment of all other costs incidental and related thereto, said sum to be expended under the direction of the Town Manager the Director of Public Works and the Grant Administrator; that to meet this appropriation, the Town Treasurer, with the approval of the Board of Selectmen, is authorized to borrow said sum of money under and pursuant to C. 44, §8(7c) and/or C.29C of the General Laws, or any other enabling authority, and to issue bonds or notes of the Town therefor. **Motion Passed. (2/3<sup>rd</sup>'s Vote Declared)**

**Article 4. *Fund Collective Bargaining Agreements.*** To see what sums the Town will vote to raise and appropriate or transfer from the 2009 tax levy, or transfer from available funds to fund the collective bargaining agreement reached with the Town and the IBPO; or take any other action relative thereto.

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

**BOARD OF SELECTMEN RECOMMENDS: 4-0-0**

**FINANCE COMMITTEE RECOMMENDS: 9-0-0**

Michele Couture moved that the Town vote to raise and appropriate the amount of \$167,000 from the FY2009 tax levy to fund the collective bargaining agreement reached with the Town and the IBPO. **Motion Passed.**

**Article 5. *Aerial Photographs to Aid in Correcting Assessor's Maps/GIS Flyover.***

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$23,000 under the direction of the Board of Selectmen and Principal

Assessor for the purpose of taking aerial photographs of the town in order to replot buildings onto the Assessors Maps, or to take any other action relative thereto.

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

**BOARD OF SELECTMEN RECOMMENDS: 4-0-0**

**FINANCE COMMITTEE RECOMMENDS: 9-0-0**

**BOARD OF ASSESSORS RECOMMENDS: 3-0-0**

Lynne Davies moved that the Town vote to transfer from the Overlay Surplus Account the amount of \$23,000 for the purpose of taking aerial photographs of the town in order to replot building onto the Assessor's Maps. **Motion Passed.**

**Article 6. Noise By-law.** To see if the Town will vote to amend section 13-2-6 of the General Bylaws, by deleting the current text of section 13-2-6 in its entirety and replacing it with the following:

**13-2-6 EXCESSIVE MUSICAL AND OTHER NOISE.**

Recognizing that people have a right to and should be ensured an environment free from excessive sound and vibration capable of jeopardizing their health, safety, or welfare, or of degrading their quality of life, this section is enacted to protect, preserve and promote the health, safety, welfare, and quality of life of the citizens of Provincetown.

The following definitions shall apply to Section 13-2-6:

dB(A): A-weighted sound level in decibels, as measured by a general purpose sound level meter complying with the provisions of the American National Standards Institute, "Specifications for Sound Level Meters (ANSI s1.4 1971)", or the latest approved revision thereof, properly calibrated, and operated on the "A" weighting network.

Amplification devices or similar equipment, includes, but is not limited to: phonograph, radio, television, stereo, record player, tape player, cassette player, compact disk player, digital music player, "boom box", loud speaker, or other sound amplification device.

**13-2-6-1. Noise Permitted By Person In Charge.** No person occupying or having charge of any building, premises (including public places), mobile or stationary vehicle, or any part thereof, shall cause, suffer or allow unnecessarily loud, excessive or unusual noise in Town, regardless of its nature, source or manner of production or reproduction, including but not limited to amplification devices or similar equipment, which cause or result in a noise level measured as follows:

- a) In any residential district, as defined by the Zoning By-law , in excess of 45 dBA between the hours of 11:00 p.m. and 7:00 a.m. the following day, or in excess of 55 dBA at all other hours, measured at a distance from fifty (50) feet from the point of origin of the noise; and
- b) In any commercial district, as defined by the Zoning By-law, in excess of 65 dBA between the hours of 11:00 p.m. and 7:00 a.m. the following day, or in excess of 75 dBA at all other hours, measured at a distance from fifty (50) from the point of origin of the noise.

**13-2-6-2. Noise caused or suffered by persons on premises.** No person present in or about any building, dwelling, premises (including public places and property), shelter, mobile or stationary vehicle, boat or conveyance (or any part thereof), other than that section of any establishment licensed under G.L. c.138, shall cause, suffer, or countenance any loud, unnecessary, excessive, or unusual noise, regardless of its nature, source, or manner of production or reproduction, including but not limited to amplification devices or similar equipment, which causes or results in a noise level measured as follows:

- a) In any residential district, as defined by the Zoning By-law , in excess of 45 dBA between the hours of 11:00 p.m. and 7:00 a.m. the following day, or in excess of 55 dBA at all other hours, measured at a distance from fifty (50) feet from the point of origin of the noise; and
- b) In any commercial district, as defined by the Zoning By-law, in excess of 65 dBA between the hours of 11:00 p.m. and 7:00 a.m. the following day, or in excess of 75 dBA at all other hours, measured at a distance from fifty (50) from the point of origin of the noise.

**13-2-6-3. Construction and manufacturing activities.** No person shall operate or permit the operation of any tools or equipment in construction, drilling, blasting, mining, manufacturing or demolition work, or in preventive maintenance work for public service utilities between the hours of 9:00 p.m. and 7:00 a.m. the following day. The terms of this section shall not apply to emergency work or repair work performed by or for governmental entities or public service utilities, for public safety and welfare.

**13-2-6-4. Domestic Power Tools.** No person shall operate or permit the operation of any saw, drill, sander, grinder, lawn or garden tool, lawn mower, or similar device used outdoors in residential areas between the hours of 9:00 p.m. and 7:00 a.m. the following day.

**13-2-6-5. Penalty.** A non-criminal disposition penalty will be assessed of fifty (\$50) dollars to the owner, sponsor and/or responsible party for each offense under sections 13-2-6-1 through 13-2-6-4, above.

**13-2-6-6.** In addition to the non-criminal disposition penalty stated above, any 'stationary vehicle' or 'vessel' which violates 13-2-6-2 for a period of sixty (60) minutes or more, or whose vehicle is determined to be malfunctioning by an



officer of the Provincetown Police Department, shall have said vehicle or vessel removed to a location where the source of the noise can be extinguished. The cost of removal and extinguishing of the source of the offending noise shall be paid by the owner or claimant of the offending vehicle.

**13-2-6-7. Waiver.** The Licensing Board may waive any part of this Noise Control bylaw for a temporary licensed public event if, in the judgment and discretion of the Licensing Board, the noise that the event will create in excess of the noise level limits established under the Noise Control bylaw is offset by the benefits of the event to the participants or the public and the noise of the event will not cause undue hardship or disturbance to the surrounding area. Events covered by this bylaw will not extend beyond midnight nor begin prior to 10 A.M. The Licensing Board can stipulate any time it deems appropriate within this time frame depending on the expected noise level and impact on surrounding area. Residential private parties limited to invitation only are not affected by this bylaw as they are not licensed by the Licensing Board. They are still governed as to noise or nuisance stipulations of these bylaws under 13-1-2 and 13-2-6. The Licensing Board may impose, on the grant of a temporary waiver, terms and conditions appropriate to reduce the impact of the noise level exception. An application for a temporary waiver shall be filed with the Town Clerk. The applicant shall certify that notice of such temporary waiver application has been provided to all properties contiguous, or likely to be affected by the event, to the property where the event will occur. The applicant must also place a notice in the local media advising of the request for waiver at least two weeks prior to any hearing on the waiver by the Licensing Board. The applicant shall further certify that the Police Department has been consulted with respect to the event and has approved as to form the application for a waiver with the understanding that once the event is in process, complaints could arise necessitating action on the part of the Police, i.e., immediate consultation with the applicant to ameliorate the sound conditions if the complaints are numerous and clearly justified in the discretionary opinion of the responding Police. The application for a temporary waiver affects all public events likely to produce sound levels that will affect the average person in a negative manner and in no instance will a waiver application be considered by the Licensing Board less than 60 days preceding any event. Applicants may receive more than one waiver in a year but the Licensing Board may recall any applications during the event year if complaints exceed the benefit to the public as determined by the Licensing Board as advised by the Police Department. The Licensing Board may suspend, modify or revoke any temporary waiver if it determines that an applicant has violated the terms or conditions of the waiver.

**13-2-6-8. Disturbing the Peace/Nuisances.** Nothing herein shall be construed as permitting conduct that would otherwise constitute a disturbance of the peace under G.L. c. 269, §1, G.L. c. 272, §53, or other applicable provision of state law. Nothing herein shall be construed as permitting conduct that would



otherwise violate the provisions of General By-laws Section 13-1-2, relative to nuisances of noises.

**13-2-6-9. Exemptions.** The following are exempted from the provisions of Section 13-2-6 and shall not be considered unnecessarily loud, excessive or unusual noise for purposes of this section:

1. Noise from law enforcement motor vehicles;
2. Noise from emergency vehicles or emergency equipment which is audible during an actual emergency;
3. Noise from Town-sponsored events or activities;
4. Nonamplified crowd noises resulting from organized activities such as at school sporting events; and
5. Ferry whistles.

**10-10-10-10. Severability.** If any provision or subsection of this Section shall be held to be invalid by a court of competent jurisdiction, then such provision or subsection shall be considered separately and apart from the remaining provisions or subsections of this section, which shall remain in full force and effect;

or to take any other action relative thereto.

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

**BD OF SELECTMEN RECOMMENDS TO INDEFINITELY POSTPONE: 4-0-0  
FINANCE COMMITTEE HAS NO RECOMMENDATION**

Sharon Lynn moved that the Town vote to indefinitely postpone action on Article 6.

**Motion Passed.**

**Article 7. Prior Year Bills.** To see if the Town will vote to raise and appropriate or transfer from available funds the amount of \$376.31 for the purpose of paying prior year unpaid bills; or take any other action thereto.

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

**BOARD OF SELECTMEN RECOMMENDS: 4-0-0  
FINANCE COMMITTEE HAS RECOMMENDS: 9-0-0**

***Prior Year Bills – 9/10's vote required***

Mary-Jo Avellar moved that the Town vote to transfer from ATM03, Art 4-9 (Paving Cemetery Roads) the sum of \$370.92 for the purpose of paying the following prior year bills:

Water Enterprise Fund	\$227.42
Buildings & Grounds (cemetery)	\$115.10

Buildings & Grounds (library) \$28.40

These bills were received after the close of FY2007.

**Motion Passed Unanimously.**

Mary-Jo Avellar moved to dissolve Special Town Meeting.

**Motion Passed.**

Special Town Meeting dissolved at 7:24 p.m. on April 7, 2008.

## Special Town Meeting - Monday, Nov. 17, 2008

**Meeting Called to Order.** Town Moderator Irene Rabinowitz convened the Special Town Meeting at 6:00 p.m. on Monday, November 17, 2008 in the Veterans Memorial Elementary School.

### **Preliminary Motions:**

(1) Michele Couture moved that the Town vote to waive the reading of the warrant.

**Motion Passed.**

(2) Michele Couture moved that the Town vote to grant permission to speak at the November 17, 2008 Special Town Meeting to the following persons who are not registered voters of the Town of Provincetown: Alexandra Heilala, *Director of Municipal Finance*; Wendall Kalsow, and Mark Almeida, *McGinley Kalsow Associates*; Russell Braun, *Building Commissioner*; John W. Giorgio, Esq., and other attorneys of the firm of Kopelman & Paige, P.C., *Town Counsel*; Beau Jackett, *Information Systems Director*; Michelle Jarusiewicz, *Housing Specialist/Grant Administrator*; Jane Evans, *Health Agent*; Maxine Notaro, *Permit Coordinator*. **Motion Passed.**

(3) Michele Couture moved that on all matters to come before the November 17, 2008 Special Town Meeting, requiring a two-thirds vote by statute, that a count need not be taken unless the vote so declared is immediately questioned by seven or more registered voters. **Motion Passed.**

**Article 1. General By-law Amendment: Community Preservation Committee By-law.** To see if the Town will vote to amend the Provincetown General By-laws by amending §5-14-2-4 to delete the words, “not less than 80%” and insert in place thereof the words, “not less than 10%”, or to take any other action relative thereto, so that the section will read as follows:

*In every fiscal year, the community preservation committee must recommend either that the legislative body spend, or set aside for later spending, not less*

*than 10% of the annual revenues in the Community Preservation Fund for open space (not including land for recreational use), not less than 10% of the annual revenues in the Community Preservation Fund for historic resources; and not less than 10% of the annual revenues in the Community Preservation Fund for community housing,*

or to take any other action relative thereto.

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

**BOARD OF SELECTMEN RECOMMENDS: 4-1-0**

**FINANCE COMMITTEE RECOMMENDS: 9-0-0**

**HISTORICAL COMMISSION DOES NOT RECOMMEND: 5-0-0**

**CONSERVATION COMMISSION RECOMMENDS: 3-0-1**

Michele Couture moved that the Town vote to approve Article 1 as printed in the warrant.

**Motion Passed.**

**Article 2. *Accept Town Collector Local Option Statute.*** To see if the Town will vote, pursuant to M.G.L. c. 41, §38A, to authorize the Tax Collector to collect, under the name of the Town and under the title of the Town Collector, all accounts due to the Town, or to take any other action relative thereto.

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

**BOARD OF SELECTMEN RECOMMENDS: 5-0-0**

**FINANCE COMMITTEE HAS NO RECOMENDATION**

David Bedard moved that the Town vote to approve Article 2 as printed in the warrant.

**Motion Passed.**

**Article 3. *Collection Costs Imposed on Delinquent Local Taxpayers.*** To see if the Town will vote, pursuant to M.G.L. c. 60, §15, as amended, for each written demand issued by the Town Collector a fee of \$15.00 to be added to and collected as part of the tax, or to take any other action relative thereto.

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

**BOARD OF SELECTMEN RECOMMENDS: 5-0-0**

**FINANCE COMMITTEE RECOMMENDS: 9-0-0**

Elaine Anderson moved that the Town vote to approve Article 3 as printed in the warrant. **Motion Passed.**

**Article 4. *Capital Projects Fund Transfer.*** To see if the Town will vote to transfer from the appropriation under Article 71 of the 1999 Annual Town Meeting,

or any other available fund, the sum of \$492,955, more or less, to fund Phase I construction costs to repair the structural integrity of the Town Hall, including structural repair of the roof and comprehensive exterior damage at Town Hall; or to take any other action thereto.

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

**BOARD OF SELECTMEN RECOMMENDS: 5-0-0**

**FINANCE COMMITTEE RECOMMENDS: 9-0-0**

**OPEN SPACE COMMITTEE DOES NOT RECOMMEND: 3-0-0**

Austin Knight moved that the Town transfer the sum of \$492,955 from the appropriation under Article 71 of the 1999 Town Meeting to pay for the Phase I construction costs to repair the structural integrity of Town Hall, including structural repair of the roof and comprehensive exterior damage at Town Hall, including all costs incidental and related thereto.

**Motion Passed.**

**(2/3<sup>rd</sup>'s Vote Declared)**

**Article 5. Town Hall Renovations.** To see if the Town will vote to raise and appropriate, or transfer from available funds, or borrow the sum of \$2,000,000.00, more or less, for Phase I construction costs to repair the structural integrity of the Town Hall, including structural repair of the roof and comprehensive exterior damage at Town Hall, and including all costs incidental and related thereto, with said borrowing authority contingent upon approval by the voters of a Proposition 2 ½ debt exclusion ballot question in accordance with the provisions of M.G.L. c. 59, §21C(m); or to take any other action relative thereto.

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

**BOARD OF SELECTMEN RECOMMENDS: 5-0-0**

**FINANCE COMMITTEE RECOMMENDS: 8-0-0**

Borrowing Authorization - 2/3's vote required

Mary-Jo Avellar moved that the Town appropriate the sum of \$1,052,045 for Phase I construction costs to repair the structural integrity of Town Hall, including structural repair of the roof and comprehensive exterior damage at Town Hall, and including all costs incidental and related thereto; that to meet this the appropriation the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow said sum pursuant to M.G.L. ch. 44, §7(3A), or any other enabling authority, and to issue bonds or notes of the Town therefor, said borrowing authority to be contingent upon approval by the voters of a Proposition 2 ½ debt exclusion ballot question, in accordance with the provisions of M.G.L. ch.59, §21C(m).

**Motion Passed.**

**(2/3<sup>rd</sup>'s Vote Declared)**

**Article 6. *Town Hall Renovations.*** To see if the Town will vote to raise and appropriate, or transfer from available funds, or borrow the sum of \$500,000.00, more or less, for Phase II design costs for the comprehensive restoration and renovation of Town Hall, which phase includes the interior and mechanical systems at Town Hall, including costs of architectural design development and preparation of construction documents and including all costs incidental and related thereto, with said borrowing authority contingent upon approval by the voters of a Proposition 2 ½ debt exclusion ballot question in accordance with the provisions of M.G.L. c. 59, §21C(m); or to take any other action relative thereto. *[Requested by the Board of Selectmen and the Town Manager]*

**BOARD OF SELECTMEN RECOMMENDS: 5-0-0**

**FINANCE COM. RECOMMENDS IN THE AMOUNT OF \$350,000: 8-0-0**

Borrowing Authorization - 2/3's vote required

Michele Couture moved that the Town appropriate the sum of \$340,000.00 for Phase II design costs for the comprehensive restoration and renovation of Town Hall, which phase includes the interior and mechanical systems at Town Hall, including costs of architectural design development and preparation of construction documents and including all costs incidental and related; that to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow the sum of \$340,000.00 pursuant to M.G.L. ch. 44, §7(3A), or any other enabling authority, and to issue bonds or notes of the Town therefor, said borrowing authority to be contingent upon approval by the voters of a Proposition 2 ½ debt exclusion ballot question, in accordance with the provisions of M.G.L. ch. 59, §21C(m).

**Motion Passed.**

**(2/3<sup>rd</sup>'s Vote Declared)**

**Article 7. *Relocate and Alteration of Layouts of Alden St., Cemetery Road, and Standish St.*** To see if the Town will vote to accept the altered and relocated layouts as public ways of Alden Street, Cemetery Road, and Standish Street to include within the layouts of Cemetery Road and Standish Street the parcel of land located at the intersection of Cemetery Road and Standish Street and shown as "Alteration A=113 Sq.Ft. ± To Become a Portion of Cemetery Road" on a plan of land entitled "Plan of Land in Provincetown Showing Alterations to the Layouts of Cemetery Road, Standish Street and Alden Road," dated June 30, 2008, prepared by Slade Associates, Inc., and on file with the Town Clerk, and to exclude from the layouts of Alden Street and Cemetery Road the parcel of land located at the intersection of Alden Street and Cemetery Road and shown as "Area to be Abandoned" on the aforesaid plan; and to authorize the Board of Selectmen to

acquire on behalf of the Town, by gift or eminent domain, easements to use the land within said ways as so relocated and altered, and in particular an easement to use the parcel of land shown as "Alteration A=113 Sq.Ft.± To Become a Portion of Cemetery Road" on the aforesaid plan for all purposes for which public ways are used in the Town of Provincetown; and further to authorize the Board of Selectmen to convey all of the Town's right, title and interest in the parcel of land shown on the aforesaid plan as "Area to be Abandoned" on such terms and conditions, and for such consideration, which may be nominal consideration, as the Selectmen deem appropriate; or take any other action relative thereto.

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

**BOARD OF SELECTMEN RECOMMENDS: 5-0-0**  
**FINANCE COMMITTEE HAS NO RECOMMENDATION**

2/3's vote required

Mary-Jo Avellar moved that the Town vote to approve Article 7 as printed in the warrant.

**Motion Passed. (2/3<sup>rd</sup>'s Vote Declared)**

**Article 8. Town Acceptance of Mortgage at Private Property Location.** To see if the Town will vote to authorize the Board of Selectmen to accept on behalf of the Town a mortgage upon property located at 467 Commercial Street, Provincetown, Massachusetts, which the Selectmen may amend and subordinate from time to time, and to enforce said mortgage, including the statutory power of sale there under, to secure the payment to the Town of an amount of money due to the Town and the performance of other obligations of M. L. Bryant, LLC, and Eugene A. Bryant (separately or together "Bryant") under a certain agreement between the Town and Bryant dated November 14, 2007 and of the obligations of Bryant under any promissory note or notes given to the Town pursuant to said agreement to evidence said monetary obligation, and to authorize the Treasurer of the Town to accept and hold said note or notes until paid in full, or take any action relative thereto.

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

**BOARD OF SELECTMEN RECOMMENDS: 5-0-0**  
**FINANCE COMMITTEE RECOMMENDS: 9-0-0**

Austin Knight moved that the Town vote to approve Article 8 as printed in the warrant.

**Motion Passed.**

**Article 9. Acceptance of M.G.L. c.90, §20A ½ - Schedule of Fines for Parking Violations** To see if the Town will vote to rescind its acceptance of M.G.L. c.90, §20A and to accept M.G.L. c.90, §20A1/2, effective January 1, 2009, which authorizes the Board of Selectmen to establish by regulation a schedule of fines for parking violations, or take any action relative thereto.

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

**BOARD OF SELECTMEN RECOMMENDS: 5-0-0**  
**FINANCE COMMITTEE HAS NO RECOMENDATION**

Elaine Anderson moved that the Town vote to approve Article 9 as printed in the warrant.

**Motion Passed.**

**Article 10. Use of Free Cash to Fund FY2009 Budget** To see if the Town will vote to transfer from free cash the sum or sums to fund the operating budget of the Town for the fiscal year beginning July first, two thousand and eight, or take any other action relative thereto.

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

**BOARD OF SELECTMEN RECOMMENDS: 5-0-0**  
**FINANCE COMMITTEE RECOMMENDS: 9-0-0**

David Bedard moved that the Town vote to transfer the sum of \$592,089 from Free Cash to fund the operating budget of the Town for the fiscal year beginning July 1, 2008.

**Motion Passed.**

**Article 11. Use of Free Cash for Capital Projects.** To see if the Town will vote to transfer from free cash the sum or sums to the various capital projects as listed below or any other capital project, or to take any other action relative thereto.

Area A recreation	2,612.53
Police station dispatch	21,431.21
Landbank improvements	12,424.92
Buildings and grounds	14,064.28
Fire vehicle	15,492.38
Dump truck	660.82
Transfer station hauler	654.02
Acquisition of locke property	12,399.87
Landbank preacquisition	1,901.64
Macmillan pier construction1	65,845.96
Municipal harbor	211.64
Stormwater mgmt master plan	517.90
Wetlands mgmt plan	24,900.00

Winthrop street cemetery	<u>12,486.62</u>
	285,603.79

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

**BOARD OF SELECTMEN RECOMMENDS: 5-0-0**

**FINANCE COMMITTEE RECOMMENDS: 9-0-0**

**CONSERVATION COMMISSION RECOMMENDS: 4-0-0**

Elaine Anderson moved that the Town vote to transfer from free cash the sum of \$285,603.79 to fund the various capital projects as printed in the warrant.

**Motion Passed.**

**Article 12. Use of Free Cash for Special Revenue Funds.** To see if the Town will vote to transfer from free cash the sum or sums to the various special revenue funds as listed below or any other special revenue fund or to take any other action relative thereto.

Affordable housing grant	1,493.01
Cape end manor renovation grant	2,291.90
Cape end comm planning grant	502.38
Soft shell clam grant	2,980.00
Edward Byrne grant	2,971.58
Department of Justice – COPS grants	56,258.01
CCCC Tech grant	5,581.07
Gates foundation COA grant	1,500.00
Barnstable Tappe grant	<u>26,006.00</u>
	99,583.95

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

**BOARD OF SELECTMEN RECOMMENDS: 5-0-0**

**FINANCE COMMITTEE RECOMMENDS: 9-0-0**

David Bedard moved that the Town vote to transfer from free cash the sum of \$99,583.95 to fund the various special revenue funds as printed in the warrant.

**Motion Passed.**

**Article 13. Stabilization Fund.** To see if the Town will vote to transfer from free cash the sum of \$250,000 to the stabilization fund, or to take any other action relative thereto.

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

**BOARD OF SELECTMEN RECOMMENDS: 5-0-0**

**FINANCE COMMITTEE RECOMMENDS: 9-0-0**

2/3's vote required



Mary-Jo Avellar moved that the Town vote to transfer from free cash the sum of \$250,000.00 to the stabilization fund.

**Motion Passed.**

**(2/3<sup>rd</sup>'s Vote Declared)**

**Article 14. Room Occupancy Tax.** To see if the Town will vote to authorize the Board of Selectmen to petition the General Court for special legislation authorizing the Town to impose a room occupancy tax on vacation rentals not currently subject to such tax; provided, however, that the General Court may make clerical or editorial changes of form only to said bill, unless the Board of Selectmen approves amendments thereto prior to enactment by the General Court, and provided further that Board of Selectmen is hereby authorized to approve amendments which shall be within the scope of the general public objectives of this petition, or take any other action relative thereto.

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

**BOARD OF SELECTMEN RECOMMENDS: 5-0-0**

**FINANCE COMMITTEE RECOMMENDS: 6-0-3**

Austin Knight moved that the Town vote to approve Article 14 as printed in the warrant.

**Motion Passed.**

**(For 89 Against 69)**

**Article 15. Purchase of Front End Loader.** To see if the Town will vote to raise and appropriate or transfer from available funds the sum, more or less, of \$138,848.00 for the purchase of a John Deere 544J loader to be used by the Department of Public Works, or to take any other action relative thereto.

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

**BOARD OF SELECTMEN RECOMMENDS: 5-0-0**

**FINANCE COMMITTEE RESERVES RECOMMENDATION: 9-0-0**

Michele Couture moved that the Town vote to transfer from free cash the sum of \$121,598.00 to be expended under the direction of the Town Manager and the Director of Public Works for replacement of one front end loader, and costs related thereto.

**Motion Passed.**

**Article 16. 1% Real Estate Transfer Fee – A Home Rule Petition**

**Whereas:** The need for revenue is great. Our Town Hall has been condemned and needs repair, estimated at 6 million dollars or more and Provincetown has reached its debt limit, and has had to vote overrides to pay for our Police, etc.

**Whereas:** Provincetown is a unique community with a summer population 10 times the year round population requiring us to provide water, garbage disposal, police, ambulance, health and building inspectors, etc. for 40-50,000 people, rather than 4-5,000.

**Whereas:** The vast majority of real estate sales last year were properties owned by non-residents.

**Whereas:** Real Estate Transfer Fees are widely used and common across the Nation.

**Therefore:**

**Section I:** I move to see if the Town will vote to instruct its Senator and Representative in the General Court to file a Home Rule Petition for a Real Estate Sale Transfer Fee equal to 1%, paid for by the seller on the sale of all property and payable to the Town of Provincetown General Fund, providing that:

**A:** All residential property held by the owner(s) who have lived in Provincetown for 20 years or more are exempt from this fee.

**Section II:** The following transfers shall be exempt from the Real Estate Transfer Fee:

**A:** Transfers to the Government of the United States, the Commonwealth, the Town of Provincetown and any of their instrumentalities, agencies or subdivisions, such as the Provincetown Housing Authority.

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

**C:** Transfers of convenience with consideration under \$100 which include name change, into trusts, out of trusts, etc.

**D:** Transfers to any charitable organization as defined in clause Third of Section Five of Chapter Fifty-nine of the General Laws, or any religious organization, providing that the real property interests so transferred will be held by the charitable or religious organization solely for its public charitable or religious purpose.

**E:** Transfers between family members, marriage partners, parents and children, step-parents and step-children, brothers and sisters.

**Section III:**

**A:** The fee imposed shall be due at the time of the transfer of the real property interest and shall be paid to the Town of Provincetown General Fund.

**B:** The Seller shall pay interest on any unpaid amount of the fee at the rate of 14% per annum.

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

**D:** All fees and interest required to be paid under this act shall constitute a personal debt of the Seller and may be recovered in an action of contract.

The General Court may only make clerical or editorial changes of form to the bill, unless the Board of Selectmen approves amendments to the bill before enactment by the General Court. The Board of Selectmen is hereby authorized to

approve amendments which shall be within the scope of the general public objectives of this petition or take any action relative thereto.

*[Requested by Barbara Rushmore and others]*

**BOARD OF SELECTMEN DOES NOT RECOMMEND: 3-2-0**

**FINANCE COMMITTEE DOES NOT RECOMMEND: 7-0-2**

Barbara Rushmore moved as follows: **Whereas:** The need for revenue is great. Our Town Hall has been condemned and needs repair, estimated at 6 million dollars or more and Provincetown has reached its debt limit, and has had to vote overrides to pay for our Police, etc.

**Whereas:** Provincetown is a unique community with a summer population 10 times the year round population requiring us to provide water, garbage disposal, police, ambulance, health and building inspectors, etc. for 40-50,000 people, rather than 4-5,000.

**Whereas:** The vast majority of real estate sales last year were properties owned by non-residents.

**Whereas:** Real Estate Transfer Fees are widely used and common across the Nation.

**Therefore:**

**Section I:** I move to see if the Town will vote to instruct its Senator and Representative in the General Court to file a Home Rule Petition for a Real Estate Sale Transfer Fee equal to 1%, paid for by the seller on the sale of all property and payable to the Town of Provincetown General Fund, providing that:

**A:** All residential property held by the owner(s) who have lived in Provincetown for 20 years or more are exempt from this fee.

**Section II:** The following transfers shall be exempt from the Real Estate Transfer Fee:

**A:** Transfers to the Government of the United States, the Commonwealth, the Town of Provincetown and any of their instrumentalities, agencies or subdivisions, such as the Provincetown Housing Authority.

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

**C:** Transfers of convenience with consideration under \$100 which include name change, into trusts, out of trusts, etc.

**D:** Transfers to any charitable organization as defined in clause Third of Section Five of Chapter Fifty-nine of the General Laws, or any religious organization, providing that the real property interests so transferred will be held by the charitable or religious organization solely for its public charitable or religious purpose.

**E:** Transfers between family members, marriage partners, parents and children, step-parents and step-children, brothers and sisters.

**Section III:**

**A:** The fee imposed shall be due at the time of the transfer of the real property interest and shall be paid to the Town of Provincetown General Fund.

**B:** The Seller shall pay interest on any unpaid amount of the fee at the rate of 14% per annum.

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

**D:** All fees and interest required to be paid under this act shall constitute a personal debt of the Seller and may be recovered in an action of contract.

The General Court may only make clerical or editorial changes of form to the bill, unless the Board of Selectmen approves amendments to the bill before enactment by the General Court. The Board of Selectmen is hereby authorized to approve amendments which shall be within the scope of the general public objectives of this petition.

**Motion Does Not Pass.**

**Article 17. Community Preservation Act Money for Town Hall Repairs**

**Whereas:** The Town has need of money to rebuild our historic Town Hall;

**Whereas:** A fee of 3% of our Real Estate Taxes has been given, under the Community Preservation Act (CPA) which allots, by law, 10% to historical preservation, 10% to affordable housing and 10% to open space, and the remaining 70% as the Community Preservation Committee votes with the approval of Town Meeting;

**Whereas:** The uncommitted CPA funds now amount to over 1.8 million dollars;

**Therefore:** I move to see if the Town will vote to change the percent for historical preservation from 10% to 80% and the percent for affordable housing from 80% to 10%, letting open space remain at 10%, and to release CPA funds for the renovation of Town Hall after all indebtedness, such as the affordable housing projects at Seashore Point, Sandy Hill Lane and Shank Painter Road, and any open space projects already voted are paid or put in reserve before the dollars are released for rebuilding our historic Town Hall or take any other action relative thereto.

*[Requested by Barbara Rushmore and others]*

**BOARD OF SELECTMEN DOES NOT RECOMMEND: 5-0-0**

**FINANCE COMMITTEE DOES NOT RECOMMEND: 8-1-0**

**CONSERVATION COMMISSION DOES NOT RECOMMEND: 4-0-0**

**HISTORICAL COMMISSION DOES NOT RECOMMEND: 5-0-0**

Barbara Rushmore moved as follows:

**Whereas:** The Town has need of money to rebuild our historic Town Hall;

**Whereas:** A fee of 3% of our Real Estate Taxes has been given, under the Community Preservation Act (CPA) which allots, by law, 10% to historical preservation, 10% to affordable housing and 10% to open space, and the remaining 70% as the Community Preservation Committee votes with the approval of Town Meeting;

**Whereas:** The uncommitted CPA funds now amount to over 1.8 million dollars;

**Therefore:** I move to see if the Town will vote to change the percent for historical preservation from 10% to 80% and the percent for affordable housing from 80% to 10%, letting open space remain at 10%, and to release CPA funds for the renovation of Town Hall after all indebtedness, such as the affordable housing projects at Seashore Point, Sandy Hill Lane and Shank Painter Road, and any open space projects already voted are paid or put in reserve before the dollars are released for rebuilding our historic Town Hall.

**Motion Does Not Pass.**

**Article 18. Open Space Purchase** To see if the Town will vote to use the Open Space funds to purchase lot 31 and 30 to make a “greenway” and preserve blueberries for a town garden of wild edible blueberries in perpetuity part of the Provincetown Conservation Trust, or take any other action relative thereto.

*[Requested by Olga Opsahl and others]*

**BD OF SELECTMEN RECOMMENDS INDEFINITE POSTPONEMENT: 5-0-0**  
**FINANCE COMMITTEE HAS NO RECOMMENDATION**  
**CONSERVATION COMMISSION RECOMMENDS: 2-0-2 (Does Not Pass)**

Olga Opsahl moved to indefinitely postpone Article 18.

**Motion to Indefinitely Postpone Passed.**

Town Moderator Irene Rabinowitz motioned to dissolve the November 17, 2008 Special Town Meeting at 9:45 p.m. **Motion Passed.**

**November 17, 2008 Special Town Meeting dissolved at 9:45 p.m.**

<b>Presidential Primary Election - Feb. 5, 2008</b>
---

**Total Registered Voters = 2,939 Total Ballots Cast = 1,498**

**Democratic Party****President (Vote for 1)**

John R. Edwards	17
Hillary Clinton	867
Joseph R. Biden, Jr.	1
Christopher J. Dodd	1
Mike Gravel	1
Barack Obama	488
Dennis J. Kucinich	5
Bill Richardson	0
No Preference	2
Write-in	1
<b>Total</b>	<b>1,383</b>

**State Committee Man (Vote for 1)**

Blank	1,354
Write-in	29
<b>Total</b>	<b>1,383</b>

**State Committee Woman (Vote for 1)**

Jane F. Fleming	734
Eita B. Goodstein	156
Blank	493
Write-in	0
<b>Total</b>	<b>1,383</b>

**Town Committee (Vote for 12)**

Elaine J. Anderson	716
Mary Jo Avellar	938
Susan G. Buerkel	678
Gary W. Delius	705
Marilyn J. Downey	719
Austin P. Knight	750
Ann M. Maguire	755
Sarah K. Peake	999
Irene Rabinowitz	903
Edward Mick Rudd	766
Robert C. Vetrick	678
Blank	7,973
Write-in	16
<b>Total</b>	<b>16,596</b>

**Republican Party****President (Vote for 1)**

John McCain	62
Fred Thompson	2
Tom Tancredo	0
Duncan Hunter	0
Mike Huckabee	3
Mitt Romney	32
Ron Paul	8
Rudy Giuliani	4
Blank	4
Write-in	0
<b>Total</b>	<b>115</b>

**State Committee Man (Vote for 1)**

Ricardo M. Barrios	48
Donald F. Howell	27
Blank	40
Write-in	0
<b>Total</b>	<b>115</b>

**State Committee Woman (Vote for 1)**

Cynthia E. Snead	56
Renee M. Sherwood	15
Blank	44
Write-in	0
<b>Total</b>	<b>115</b>

**Town Committee (Vote for 10)**

Blank	1147
Write-in	3
<b>Total</b>	<b>1150</b>

**Working Families Party****President (Vote for 1)**

Blank	0
Write-in	0
<b>Total</b>	<b>0</b>

**State Committee Man (Vote for 1)**

Blank	0
Write-in	0
<b>Total</b>	<b>0</b>

**State Committee Woman (Vote for 1)**

Blank	0
Write-in	0
<b>Total</b>	<b>0</b>

<b>Town Committee (Vote for 10)</b>		<b>State Committee Man (Vote for 1)</b>	
Blank	0	Blank	0
Write-in	0	Write-in	0
<b>Total</b>	<b>0</b>	<b>Total</b>	<b>0</b>
<b>Green-Rainbow Party</b>		<b>State Committee Woman (Vote for 1)</b>	
<b>President (Vote for 1)</b>		Blank	0
Jared Ball	0	Write-in	0
Ralph Nader	0	<b>Total</b>	<b>0</b>
Elaine Brown	0	<b>Town Committee (Vote for 10)</b>	
Kat Swift	0	Blank	0
Cynthia McKinney	0	Write-in	0
Kent Mesplay	0	<b>Total</b>	<b>0</b>
Blank	0		
Write-in	0		
<b>Total</b>	<b>0</b>		

**Annual Town Election - May 6, 2008**

**Registered Voters = 2,834 Total Ballots Cast = 1,157**

**Board of Selectmen (3 yr) Vote for Two**

Michele Coutur	612
Elaine J. Anderson	530
George D. Bryant	459
David Cleveland	51
Bryan Keith Green	394
Blank	266
Write-In	2
Write-In	0
<b>Total</b>	<b>2,314</b>

**Housing Authority (5 yr) Vote for One**

Cathy Reno Brouillet	768
Blank	376
Write-In	13
<b>Total</b>	<b>1,157</b>

**Housing Authority (1 yr) Vote for One**

Blank	1,114
Write-In Molly Perdue	29
Write-In Other	14
<b>Total</b>	<b>1,157</b>

**School Committee (3 yr) Vote for One**

Peter P. Grosso	799
Blank	347
Write-In	11
<b>Total</b>	<b>1,157</b>

**Charter Enforcement (3 yr) Vote for Two**

David C. McGlothlin	674
Blank	1,636
Write-In	4
<b>Total</b>	<b>2,314</b>

**Board of Library Trustees (3 yr)**  
*Vote for Two*

Paul V. Benatti	775
Edward Mick Rudd	807
Blank	714
Write-In	18
<b>Total</b>	<b>2,314</b>

**Charter Enforcement (2 yr) Vote for One**

Blank	1,145
Write-In	12
<b>Total</b>	<b>1,157</b>

**Board of Library Trustees (1 yr)**  
*Vote for One*

Blank	1,083
Write-In Tom Boland	51
Write-In Other	23
<b>Total</b>	<b>1,157</b>

**Charter Enforcement (1 yr) Vote for One**

Blank	1,151
Write-In	6
<b>Total</b>	<b>1,157</b>

**Ballot Ques. 1 - Trash Pick-up**

Yes	753
No	320
Blank	84
<b>Total</b>	<b>1,157</b>

**Annual Town Election, May 6, 2008 (Continued)****Registered Voters = 2,834 Total Ballots Cast = 1,157**

<b>Ballot Ques. 2 - FY 09 Budget Supp.</b>		<b>Ballot Ques. 5 - Drainage Repair</b>	
Yes	549	Yes	659
No	559	No	454
Blank	49	Blank	44
<b>Total</b>	<b>1,157</b>	<b>Total</b>	<b>1,157</b>
<b>Ballot Ques. 3 - Employee Raises</b>		<b>Ballot Ques. 6 - Fireworks</b>	
Yes	556	Yes	473
No	557	No	648
Blank	44	Blank	36
<b>Total</b>	<b>1,157</b>	<b>Total</b>	<b>1,157</b>
<b>Ballot Ques. 4 - Street Repair</b>			
Yes	671		
No	457		
Blank	29		
<b>Total</b>	<b>1,157</b>		

**Special Town Election - June 3, 2008****Total Registered Voters = 2,834, Total Ballots Cast = 724****Board of Selectmen (Less than 1 yr)**

Keith Joseph Amato	40
David C. Bedard	375
Patricia C. Benatti	140
Bryan Keith Green	24
Schuyler M. Meyer III	134
Blank	5
Write-In	6
<b>Total</b>	<b>724</b>

**State Primary Election - September 16, 2008**

<b>Democratic Party</b>		<b>Councillor</b>	
<b>Senator in Congress</b>		Carole A. Fiola	272
John F. Kerry	548	Oliver P. Cipollini, Jr.	212
Edward J. O'Reilly	108	Blank	177
Blank	5	Write-in	0
Write-in	0	<b>Total</b>	<b>661</b>
<b>Total</b>	<b>661</b>	<b>Senator in General Court</b>	
<b>Representative in Congress</b>		Robert A. O'Leary	555
William D. Delahunt	594	Blank	04
Blank	67	Write-in	2
Write-in	0	<b>Total</b>	<b>661</b>
<b>Total</b>	<b>661</b>		



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<b>Representative in General Court</b>		Write-in	0
Sarah K. Peake	610	<b>Total</b>	29
Blank	51		
Write-in	0	<b>County Commissioner</b>	
<b>Total</b>	661	Ricardo M. Barros	17
		William B. Crowell	16
<b>Register of Probate</b>		Blank	25
Eric T. Turkington	467	Write-in	0
Blank	194	<b>Total</b>	58
Write-in	0		
<b>Total</b>	661	<b>Green-Rainbow Party</b>	
		Senator in Congress	
<b>County Commissioner</b>		Jeffrey K. Beatty	0
Lance William Lambros	188	Blank	0
Thomas P. Bernardo	47	Write-in	0
Mary Pat Flynn	101	Total	0
Sheila R. Lyons	550		
J. Gregory Milne	68	<b>Representative in Congress</b>	
Blank	368	Blank	0
Write-in	0	Write-in	0
<b>Total</b>	1,322	<b>Total</b>	0
<b>Republican Party</b>		<b>Councillor</b>	
<b>Senator in Congress</b>		Blank	0
Jeffrey K. Beatty	17	Write-in	0
Blank	12	Total	0
Write-in	0		
<b>Total</b>	29	<b>Senator in General Court</b>	
		Blank	0
<b>Representative in Congress</b>		Write-in	0
Blank	29	<b>Total</b>	0
Write-in	0		
<b>Total</b>	29	<b>Representative in General Court</b>	
		Blank	0
<b>Councillor</b>		Write-in	0
Blank	29	<b>Total</b>	0
Write-in	0		
<b>Total</b>	29	<b>Register of Probate</b>	
		Blank	0
<b>Senator in General Court</b>		Write-in	0
Blank	29	Total	0
Write-in	0		
<b>Total</b>	29	<b>County Commissioner</b>	
		Blank	0
<b>Representative in General Court</b>		Write-in	0
Donald F. Howell	19	<b>Total</b>	0
Blank	0		
Write-in	0	<b>Working Families Party</b>	
<b>Total</b>	29	<b>Senator in Congress</b>	
		Blank	0
<b>Register of Probate</b>		Write-in	0
Anastasia Welsh Perrino	22	<b>Total</b>	0
Priscilla J. Young	7		
Blank	0		

<b>Representative in Congress</b>		<b>Representative in General Court</b>	
Blank	0	Blank	0
Write-in	0	Write-in	0
<b>Total</b>	<b>0</b>	<b>Total</b>	<b>0</b>
<b>Councillor</b>		<b>Register of Probate</b>	
Blank	0	Blank	0
Write-in	0	Write-in	0
<b>Total</b>	<b>0</b>	<b>Total</b>	<b>0</b>
<b>Senator in General Court</b>		<b>County Commissioner</b>	
Blank	0	Blank	0
Write-in	0	Write-in	0
<b>Total</b>	<b>0</b>	<b>Total</b>	<b>0</b>

## State Election - November 4, 2008

**Total Registered Voters = 2,958 Total Ballots Cast = 2,379**

<b>President/Vice President</b> ( <i>Vote for One</i> )	Write-ins	6
Baldwin and Castle	Blanks	351
Barr and Root	<b>Total</b>	<b>2,379</b>
McCain and Palin	<b>Representative (State)</b> ( <i>Vote for One</i> )	
McKinney and Clemente	Peake	2,133
Nader and Gonzalez	Howell	189
Obama and Biden	Write-ins	0
Write-ins	Blanks	57
Blanks	<b>Total</b>	<b>2,379</b>
<b>Total</b>		
<b>Senator In Congress</b> ( <i>Vote for One</i> )	<b>Register of Probate</b> ( <i>Vote for One</i> )	
Kerry	Perrino	574
Beatty	Turkington	1,426
Underwood	Feeney	132
Write-ins	Write-ins	1
Blanks	Blanks	246
<b>Total</b>	<b>Total</b>	<b>2,379</b>
<b>Representative In Congress</b>	<b>County Commissioner</b> ( <i>Vote for Two</i> )	
( <i>Vote for One</i> )	Barros	226
Delahunt	Crowell	216
Write-ins	Flynn	1,087
Blanks	Lyon	1,837
<b>Total</b>	Write-ins	0
	Write-ins	0
<b>Councillor</b> ( <i>Vote for One</i> )	Blanks	1,392
Fiola	<b>Total</b>	<b>4,758</b>
Write-ins	<b>Barnstable Assembly</b> ( <i>Vote for One</i> )	
Blanks	Bryant	1,185
<b>Total</b>	Andrews	1,048
	Write-ins	0
<b>Senator (State)</b> ( <i>Vote for One</i> )	Blanks	146
O'Leary	<b>Total</b>	<b>2,379</b>

Question 1 - Reduce State Income Tax		Question 3 - Dog Racing	
Yes	757	Yes	1,772
No	1,557	No	473
Blanks	65	Blanks	134
<b>Total</b>	<b>2,379</b>	<b>Total</b>	<b>2,379</b>

Question 2 - Penalties for Marijuana		Question 4 - Universal Healthcare	
Yes	1,942	Yes	1,873
No	339	No	242
Blanks	98	Blanks	264
<b>Total</b>	<b>2,379</b>	<b>Total</b>	<b>2,379</b>

**Special Town Election - November 19, 2008**

**Total Registered Voters = 2,961 Total Ballots Cast = 535**

Question 1 - Town Hall Phase 1		Question 2 - Town Hall Phase 2	
Yes	379	Yes	340
No	155	No	192
Blanks	1	Blanks	3
<b>Total</b>	<b>535</b>	<b>Total</b>	<b>535</b>



## General Government

## Town Clerk

Four years after the Goodridge Decision, legalizing marriage in Massachusetts for same sex couples, marriage continued to significantly impact the Town Clerk’s Office in 2008. On July 31, 2008 Governor Patrick signed into law Chapter 216 of the Acts of 2008, thereby repealing the 1913 law that had prevented Clerk’s from issuing marriage licenses to same sex couples from out of state who did not intend to reside in Massachusetts after marriage. Finally, all couples, regardless of sexual orientation, are treated equally when they come in to apply for a marriage license! The legislation came with an emergency preamble and became effective immediately upon signature of the Governor. Provincetown saw a dramatic increase in marriage filings once the news became known that the restriction had been eliminated, with a total of 457 marriage intentions filed in 2008, 414 of those filings by same sex couples – the highest total of marriage filings since the advent of same sex marriage in 2004, which saw a total of 899 marriage filings in that year.

2008 was an extremely busy election year. In addition to the four scheduled elections for 2008: the Presidential Primary in February, the Annual Town Election in May, the State Primary Election in September, and the State Election in

November, the board of Selectmen called two additional Special Elections: one on June 3, 2009 to fill a vacancy on the Board of Selectmen created by the resignation of Selectman Pam Parmakian on March 20, 2008; and another Special Election on November 19, 2008 to address ballot questions related to the renovation of Town Hall. 2008 also saw a recount of two ballot questions that appeared on the Annual Town Election ballot since the vote count was so close, but the recount revealed no changes in the outcome of the initial vote tabulations resulting in no change to the initial election outcome.

In addition to the Special and Annual Town Meetings held on April 7, 2008, a Special Town Meeting was also held on November 17, 2008.

The History Preservation Project, created in the summer of 2006 with the goal of preserving, protecting and providing greater access to documents concerning the history of Provincetown through digitization, launched its website [www.provincetownhistoryproject.com](http://www.provincetownhistoryproject.com) in January 2008. An extremely generous gift from the Ken Weiss Schwab Charitable Trust in honor of Teresa F. Weiss and in memory of Charles R. Weiss allowed the Project to develop this user friendly and well designed website specifically dedicated to the History Preservation Project. The work of the Project continues with scanning, converting images and metadata entry, and new material and collections will be added to the website once they are fully web ready. With no budget, at the close of 2008 the Project has raised more than \$92,000 to specifically support the project and to further our goals.

Special thanks to Assistant Town Clerk Susan Fults, for her invaluable daily support to the Clerk's Office, and to the Election workers and all those who counted ballots for the six elections held in 2008, for your hard work and timely tabulation of election results.

*Respectfully submitted,*

**Doug Johnstone**

Town Clerk

## Vital Statistics

### Births 2008

In accordance with a request from the Massachusetts Department of Public Health and in respect to the privacy rights of children, names of births recorded in Provincetown are not listed.

**Total births recorded in 2008: 12**

**5 Males, 7 Females**

## Marriages 2008

Date	Name	Name	Residence
1-Jan	Mandy Patricia Shaw	Karen Marie LeBlanc	Provincetown, MA
18-Jan	Albert Dale Lesh	James Thomas Slater	S. Yarmouth, MA
19-Jan	Betty Carvajal Ponce	Yanet Pantaleon	St. Augustine, FL
15-Feb	James P. LaBate Jr.	Tina L. Smith	Marshfield, MA
16-Feb	Arthur Francis Reis	Heather Marie Peters	Provincetown, MA
17-Feb	Shannon J. Turley	Jennifer A. Springer	West Roxbury, MA
18-Feb	Nancy Marie Hano	Dana Carrington	Boyce, LA
3-Mar	Kelly E. Smith	Rene M. Sugar	Rochester, NY
17-Mar	Lauren E. Crockett	Janet M. Thomas	Laconia, NH
24-Mar	Richard A. Thompson	Jimmie Lee Spence	Staunton, VA
26-Mar	Margaret Mary Brooks	Maria Eileen Lantry	Plymouth, MA
29-Mar	Maryellen E. Carroll	Vanessa L. Veit	Wellfleet, MA
30-Mar	Javier Oscar Hernandez	Kimberly Sue Sparks	Provincetown, MA
31-Mar	William P. Anderson	Docus J. Skhosana	Provincetown, MA
3-Apr	Lisa Ann LaPointe	Debra Lynn Kemrite	Winterport, ME
19-Apr	Peter Thomas Quesnel	Thomas Mark Koch	Providence, RI
22-Apr	Flora Tannenbaum	Hedy Beth Kramer	Forest Hills, NY
24-Apr	Patrick Shawn Donohue	Richard Paul Dufault Jr.	Brockton, MA
26-Apr	Dennis R. Souza-Lamora	James S. Warren Jr.	Warren, RI
26-Apr	Richard J. O'Connell	Willam S. Santelmann	Provincetown, MA
5-May	Juanita C. LaTurner	Jodie Lynn Jepson	Albuquerque, NM
7-May	Rasa Raupyte	Clay Michael Borne	Dennisport, MA
17-May	Oscar Alberto Rinaldi	Jeffrey L. Zeidman	Barryville, NY
22-May	Ricky C. Smith	Michael A. Brooks	Binghamton, NY
25-May	Deborah Ann Maher	Ciara Geraldine Gogan	Quincy, MA
29-May	Margarita Long	Barry Richard Weiss	Brooklyn, NY
2-Jun	Donna Marie Walsh	Elizabeth A. Blameuser	St. Augustine, FL
5-Jun	Thomas W. Downen	Frederick D. Hartman	Palm Springs, CA
5-Jun	Susan Christine Spinks	Adriane Brown	Middleburg, FL
6-Jun	Lawrence Dale Church	Juvenal Abad Vita	Albany, NY
6-Jun	Caryn Andrea Banks	Lisa Leong	Bayside, NY
7-Jun	Jonathan Michael Adler	Jonathan Scott Lewis	Chicago, IL
7-Jun	Bruce E. de Ste. Croix	Robin John Mason	North Truro, MA
7-Jun	Michael Gary Mills	Brad Hunter Liebmann	Provincetown, MA
7-Jun	Laura Marie Diltz	Laura Ann Snorek	West Allis, WI
7-Jun	Lenny Lasalandra III	Christine Lisa Rothman	Los Angeles, CA
9-Jun	Mildred M. Fazzio	Barbara Madeline Lew	Truro, MA
13-Jun	Judith A. Gilman	Laurie Ann Booker	Vandalia, MI
13-Jun	Stacey Ann Rahr	Cherylyn Clare Wood	Reno, NV

14-Jun	Alfonso Q. Downing Jr.	Donald Thomas Dubay	New Orleans, LA
14-Jun	Barbara Marie Gaffney	Martha Anne Curtin	New Orleans, LA
15-Jun	Katherine J. Donaldson	Giselle Ann Vasialka	Norton, MA
16-Jun	John Robert Tyler	Gregory N. Xynides	South Hadley, MA
19-Jun	Larry Shaen	Frank D. Yamrus	San Francisco, CA
19-Jun	Elise Ann Curtin	Andrea Vesta Schreier	Newington, CT
21-Jun	Helena Judith Sturnick	Gail Harriet Murphy	Ipswich, MA
21-Jun	Amy Elizabeth Vinson	Maureen Anne Ventola	Cranston, RI
21-Jun	Marcia A. Guadreau	Maureen Dolphin	Beverly, MA
23-Jun	Gretchen M. Van Ness	Sharon Ann Stagliola	Jamaica Plain, MA
25-Jun	Theresa Jane Svenonius	Miriam Cosme	Middletown, NY
26-Jun	Symantha Ann Garcia	Paula Ann Chesnick	Peralta, NM
27-Jun	Denise Lucille Godfrey	Tina Faye Suggs	Layfayette, GA
3-Jul	Donna L. Lawn	Dolores G. Babson	Peabody, MA
3-Jul	April Higginbotham	Linda Kay Remington	Louisville, KY
3-Jul	Eligiusz Malinowski	Ewa Malinowski	Brooklyn, NY
3-Jul	Shirley E. Bowen	Tracy Lee Perkins	Webster, NY
3-Jul	Melissa Ann Chapin	Cheryl Beth Greenstein	New York, NY
5-Jul	Tina Marie Cerami	Concetta J. Sano	North Truro, MA
10-Jul	Beth W. Lipson	Beth H. Klafter	Melville, NY
10-Jul	James J. Whalen	Ester Quinn	New York, NY
12-Jul	Alyson M. McCartney	Glenda J. Cameron	Billerica, MA
12-Jul	David Huey Pierson	Matthew M. Davis	Santa Clarita, CA
12-Jul	Kristine Beth Scribner	Melissa A. Collazo	Middletown, NY
13-Jul	Joy Allyn Lawrence	Bettina Beth Lesser	Philadelphia, PA
14-Jul	Sarah K. Johnston	Mindy S. Harris	Tampa, FL
17-Jul	Amanda Cecile Stone	Angela Marie Stevens	Sanford, ME
17-Jul	Robert Andrews	Krishna Moonsammy	Tampa, FL
17-Jul	Martin David Black	Louie Edward Miller	Chicago, IL
18-Jul	Antonio Cioffi	Richard Schneider	Delray Beach, FL
19-Jul	Gabino Rodriguez	Margarita J. Quiroz	Provincetown, MA
19-Jul	Stephen Anthony Hilt	Gregory Allen Fenton	Chestnut Hill, MA
22-Jul	Robin Marie Ewart	Jennifer Lea Pike	Candler, NC
22-Jul	Sas Velez	Emerida Napoles	North Bergen, NJ
24-Jul	William H. LaFetra Jr.	Steven Blair Mantone	Saddle Brook, NJ
24-Jul	Rita M. Fischer	Maria Lombardo	Franklin Square, NY
25-Jul	Kathleen Lynne Bartlett	Beverly Lynn Bartlett	Ilion, NY
25-Jul	Peter John Cunningham	Gerald W. Henry	Massapequa, NY
25-Jul	Thomas H. Kechejian	Richard A. Zaminski	Merrick, NY
26-Jul	Ryan Francis Peters	Chrisina Marie Pannoni	Provincetown, MA
28-Jul	Monica E. Huggett	Roxanne J. Cumming	Provincetown, MA

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28-Jul	John Phillip Dowling	Waldo Rasmussen	New York, NY
31-Jul	Janis Carol Kelly	Eleanor Lois Rosenberg	Ithaca, NY
31-Jul	Kathryn Lynn Sharp	Bronwyn E. Hughes	Port Haywood, VA
31-Jul	Grace Lenette Moses	Judith Ann Brandt	Wyndmoor, PA
31-Jul	Guilliana Beppato	Maria Elena Mantovani	Milan, Italy
1-Aug	Emilia Kristine Jacoby	Deborah Lynne Twigg	Highland Mills, NY
1-Aug	Juliet E. Burrows	Kim Irene Hostler	New York, NY
1-Aug	Andrew Lee Thompson	Glenn O'Dell Bates	Seattle, WA
1-Aug	Karen Donna Primack	Joan Lori Segall	Ardsley, NY
1-Aug	Ann Marie Moloney	Carol Lyn Peterkins	Harriman, NY
1-Aug	Rodney Louis Howe	Mark S. Pedersen	Ithaca, NY
1-Aug	Neal David Hoffman	Andrew Morris Ingall	New York, NY
1-Aug	Carla Ann Barbano	Joy Kathleen Spring	Middletown, NY
1-Aug	Kristin A. Gustafson	Mary Kathleen Tuohy	Jamiaca Plain, MA
1-Aug	Cindy Beth Lechin	Kimberly Sue King	Northfield, IL
1-Aug	Lisa J. Miner	Robert A. Henrique	Provincetown, MA
1-Aug	Donald E. Crandall Jr	Richard Barry Hall	Gray, ME
1-Aug	Christopher John Lapan	Jose Joaquin Rodriguez	Provincetown, MA
4-Aug	Darrell Martin	Craig Thomas Peterson	Brooklyn, NY
4-Aug	Roscoe James Betsill Jr.	Steven Wayne Keith	New York, NY
4-Aug	Kevin Thomas Honaker	John Matthew Rhoades	Ft. Lauderdale, FL
4-Aug	Elise M. Cozzi	Penelope Ann Sutter	Mystic, CT
4-Aug	Lynne Ann Midgley	Rosemarie Levesque	Taunton, MA
7-Aug	Nicole Loren Britnell	Angela Marie Zito	Albuquerque, NM
7-Aug	Nina L. Strenk	Katherine D. Kauffman	Plano, TX
7-Aug	Julia Karol Robertson	Kari Kay Oppliger	Selah, WA
7-Aug	Michelle Lauren Smith	Jacalyn A. Priestley	Wantagh, NY
7-Aug	Ana M. Bermudez	Jacqueline Deane	Brooklyn, NY
7-Aug	Stacy Kim Karan	Hillary Parness	Brooklyn, NY
7-Aug	Susan Grace Letteney	Lisa Beth Gilman	Roslyn Heights, NY
7-Aug	Deborah J. Weimer	Beverly J. Verdery	Baltimore, MD
7-Aug	Dana Edith Rosenstein	Nancy Drayden Hebb	Baltimore, MD
7-Aug	Kaela P. Wallman	Nicole M. Miele	Schenectady, NY
7-Aug	Jennifer Kay Gibson	Deanne Jade Beeby	Milford, CT
8-Aug	Jonathan Leigh Bailey	Hugh Martin Tims	Portland, ME
8-Aug	Gregory Alan Jung	Christopher Covelli	Sarasota, FL
8-Aug	John Saksa	Scott Ramer	Henderson, NV
8-Aug	Steve DeFrank	Lewis Holman	Brooklyn, NY
8-Aug	Joseph N. Vidaurri	David Alan Guay	Las Vegas, NV
8-Aug	Thomas E. Garrison	Charles Larry Sullivan	Kansas City, MO
8-Aug	Sergey V. Lesovoy	Irina V. Raketskaya	Provincetown, MA

8-Aug	Thomas Gregory Walker	James R. Materese	Boston, MA
8-Aug	Steven Wayne Sherwood	Sarah Elizabeth Wilson	Rochester, NY
9-Aug	Joan Ellen Pelletier	Debra Karen Crist	Brooklyn, NY
9-Aug	Mary Anne Majestic	Lisa Caryl Burke	Pheonix, AZ
9-Aug	Anne Marinaro	Robin M. Throne	New York, NY
10-Aug	Ann Hamilton Meredith	China Jean Jorrin	Beverly Hills, CA
10-Aug	Robert H. Van Der Leer	Paul Richard Kellett	London, UK
11-Aug	Daniel Cimini	Jorge Gomez	Brooklyn, NY
11-Aug	Debra M. Brent	Eileen B. Carey	Middletown, NY
11-Aug	Jeanne-M. Mazzaferro	Debra M. Rodgers	Riverhead, NY
11-Aug	Paul G. Cunningham	Peter Mark Kazon	Washington, D.C.
12-Aug	Troy Ronald Cox	Jeffrey Gorczynski	Dallas, TX
12-Aug	Kim Elise Dolan	Jamie Boccia	Ortley Beach, NJ
12-Aug	Natalie Jean Smith	Patricia Ann Quinn	Sarasota, FL
12-Aug	Brenda Susan Hughey	Robert George Bolduc	Springville, NY
12-Aug	Donnie Gene Newby	Joseph Francis O'Brien	Atlanta, GA
13-Aug	Steven Roland Quinkert	Thomas P. Wilczak	Dearborn, MI
13-Aug	Barbara Clare Schroder	Michele Iris Forsten	New York, NY
14-Aug	Leon C. Paulus Jr.	David Keith Angelino	Allentown, PA
14-Aug	Edward James Cashel	John William Scott	Pennington, NJ
14-Aug	Fernando G. Resano	Stephen J. Richards	Washington, D.C.
14-Aug	Brenda Jean Hamilton	Susan Marie Aitken	Tonawanda, NY
14-Aug	Irene Lee Hinden	Deborah Lynn Iwaskow	Key West, FL
14-Aug	Amy Yamasaki	Holly Roberta Fischer	Ann Arbor, MI
14-Aug	Mark Warren Kane	Timothy McSweeney	New York, NY
14-Aug	Friedrich G. Hahn	William C. Rogers Jr.	Durham, NC
14-Aug	David Jason Weiner	Barry D. Miller	Guttenburg, NJ
14-Aug	Douglas Reiff Venzie	Christopher Lawler	Cherry Hill, NJ
14-Aug	Suzanne Therese Elie	Debra Dorothy Verso	Sound Beach, NY
14-Aug	Charles Israel Ellis	Henry S. Patterson IV	Philadelphia, PA
15-Aug	Micheline Stabile	Wendy Susan Bell	Bridgeville, PA
15-Aug	Gary Steven Cohen	Lawrence Harvey Gard	Chicago, IL
15-Aug	Helene C. Bloom	Fran Ellen Levine	Reston, VA
15-Aug	Scott Randy Smith	Steven Wayne Clark	Scottdale, PA
15-Aug	Allen John Edler	David Michael Kietrys	Philadelphia, PA
15-Aug	Mark Elliot Harris	Anthony R. Kushner	New York, NY
15-Aug	Ann Gibbons	Kelly Anne Conville	Middleboro, MA
16-Aug	Mark Peter Ambrose	William G. Davies III	Maplewood, NJ
16-Aug	Robert J. DeLuna	Toby N. Spinks	Brooklyn, NY
18-Aug	Paul Peter Matwiow	Ramon P. Siopongco	New York, NY
18-Aug	Shazon Higgins	Barbara Ann Sams	Bronx, NY



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18-Aug	Michael Bruno Thorne	James Paul Theberge	Cape Elizabeth, ME
18-Aug	Janet Ruth Price	Linda Rzesniowiecki	Brooklyn, NY
18-Aug	Louis Cassotta	Sima S. Weitzman	New York, NY
18-Aug	Beth M. Moskowitz	Darleen J. Meehan	Brooklyn, NY
20-Aug	Hal Green Gwyn	Paul James Shreck	Baton Rouge, LA
20-Aug	Kathleen Moira Ryan	Laurie Ellen Liss	Brooklyn, NY
20-Aug	Donna Rossler	Marie Anne Finamore	Brooklyn, NY
21-Aug	Shawn Flaherty	Nergui Munkhbat	Jersey City, NJ
21-Aug	Nina Shari Fallick	Cynthia Ann Jacob	New Rochelle, NY
21-Aug	Jon Harvey Adams	Harold Joseph Brody	Atlanta, GA
21-Aug	Jean Ann Pavone	Jacqueline Anne Olivet	Catskill, NY
21-Aug	Gary Anthony Sciacca	Thomas M. Campbell	Ft. Lauderdale, FL
21-Aug	William Robin Angle	Mark Allen Martin	Ft. Lauderdale, FL
21-Aug	Jennifer A. Hutchinson	Anna E. Rogalski	Bloomington, NY
22-Aug	Maria Servedio	Elisa E. Catalioto	Walkill, NY
22-Aug	Michael A. Sebastian	Brian Scott Molis	Clifton Park, NY
22-Aug	Joann Marie Halle	Stephanie Jane Nagley	Rockville, MD
22-Aug	Bryan Edward Price	Craig Andrew Jones	South Boston, VA
22-Aug	Andrew Taylor Parker	Sean Paul Dixon	Decatur, GA
22-Aug	Shaun O'Dwyer	Jim McFarland	Atlanta, GA
22-Aug	Charles F. Romberger	Edward W. Sklarosky	Lancaster, PA
22-Aug	Michael Ray Oswald	Robert Mark Schlicker	Pittsford, NY
22-Aug	Kimberly A. Angotti	Kath Ann Arminio	Pittsford, NY
22-Aug	Mona Elise Stiles	Shelley M. Barclay	New York, NY
22-Aug	Lisa Ann Baglivio	Kimberly A. Petaccio	Morgantown, PA
23-Aug	David Gene Ostrow	Rafael Gomez	Chicago, IL
23-Aug	Antonietta Picariello	Sophia Maravelias	Jamaica Plain, MA
26-Aug	Jay Anthony Serrano	Cory M. Beckwith	Portland, ME
26-Aug	Jill M. Weiss	Melodie Parker	White Plains, NY
26-Aug	Monica Ruth Holmes	Cynthia A. Hickman	New York, NY
27-Aug	Timothy D. Waterman	James C. MeEntee	Rochester, NY
27-Aug	Catherine Ann Kunz	Deborah H. Hepburn	New Hartford, NY
28-Aug	Kevin A Putz	Michael L. McNamara	Evanston, IL
28-Aug	Gregory Keoni Olayvar	John Van Deutzman	New York, NY
28-Aug	Heather Lynn Rink	Kathleen D. Lowery	Cuyahoga Falls, OH
28-Aug	Amber V. Vecchiarelli	Lori Palmer Vecchiarelli	Barre, VT
28-Aug	Steve B. Malcolm	Nicole L. Stevens	Salem, MA
28-Aug	Angela Marie Langdon	Jennifer Ann Langdon	Poughkeepsie, NY
28-Aug	Stacy Ann Kinirons	Susan Krieger Kinirons	East Northport, NY
28-Aug	Patricia James-Sommer	Pamela James-Sommer	St. Louis, MO
28-Aug	Joy Lee Reinhardt	Veronica Ann Kunkel	Arlington, VA

28-Aug	Laura Tlaiye	Gloria Maria Grandolini	Washington, DC
29-Aug	Andrew Burns Werner	Fernando Julio Greck	Miami Beach, FL
29-Aug	Marc Yonathan Leob	Wolf Zeev Ehrblatt	New York, NY
29-Aug	Gillian Jagger	Consuelo F. Mander	Kerhonkson, NY
29-Aug	Lindsay Rose Betts	Will T. Pennington	Great Barrington, MA
30-Aug	Wallace M. Alston III	Nicholas Gottlieb	New York, NY
31-Aug	Jeffrey Szabo-Simmons	Anthony Simmons	Peekskill, NY
31-Aug	Patrick Crosswhite	David Mark Sumner	Washington, DC
31-Aug	Darin Edward Johnson	Gregory Lee Keffer	New York, NY
2-Sep	John Darrel Garrity	Alfonso J. Napoli Jr	Collingswood, NJ
2-Sep	Danny L. Swiger	Joseph M. Sellaro	Fairmont, VWA
2-Sep	Deborah Lynn Martin	Edmond T. Hamilton	New York, NY
5-Sep	James H. Kelleher	Derrick R.G. Morris	Philadelphia, PA
5-Sep	Larry Thomas Dunbar	Kenneth Eric Norman	Muncy, PA
5-Sep	Kenneth Noah Giedd	Gary R. Conroy	New York, NY
5-Sep	John Harrison Luhn	Cheri Y. Crutchfield	Clarkesville, GA
5-Sep	Denise Marie Sarkis	Helen M. Lombardo	Rochester, NY
5-Sep	Darren Ronald Gladeau	Amber Joy Long	Port Moody, CAN
5-Sep	Jill A. Mello	Zoran Zare Zdraveski	Cambridge, MA
5-Sep	Robert M. Jacobowski	Terri Lynn Joy	Bartow, FL
6-Sep	Katherine E. Sheehan	Patrick W. Downes	Yonkers, NY
6-Sep	Ronald A. Cogna	Michael Mondello	Middle Island, NY
6-Sep	Rene Humberto Jordan	John L. Hochmann	New York, NY
6-Sep	Edward George Maclean	Steven Newl Avruch	Boston, AM
6-Sep	Rochelle Ann Garfinkel	Jessica Alice Turner	Putney, VT
6-Sep	Margaret A. Mueller	Charlotte Ann Stacey	Norwalk, CT
6-Sep	Kyle R. Cahoon	David A. Golden	Newport, RI
8-Sep	Tracy Jack Mayne	Brett S. McCarthy	Thousand Oaks, CA
8-Sep	Craig Lindsay Smith	Ian Scott Bruce	New York, NY
9-Sep	Zuzana Varmuzova	Shane Derek Landry	Provincetown, MA
10-Sep	Anthony Hugh Marzani	George Harry Schroder	New York, NY
11-Sep	George Quattlander	Angelo P. DiPreta	Port Washington, NY
11-Sep	Edward Lee Clay	Carl John Bailey	Richmond, VA
11-Sep	Daniel J. Hare	Stephen R. Questell	Lake Worth, FL
11-Sep	Alice Joan Malin	Susan Joy Gearhart	Bexley, OH
11-Sep	Joseph M. Anastasio	Mark Andrew Westcott	New York, NY
12-Sep	Michael Andrew Thull	Christopher Y. Pearce	Winston-Salem, NC
12-Sep	Karen A. Guivens	Nina E. Nicolosi	Quincy, MA
12-Sep	Michael Schwanenfeld	Neda Tzviatkova	White Plains, NY
12-Sep	Gary Wayne Amelunke	Anthony James Cox	Covington, KY
12-Sep	Harry S. Nussbaum	Thomas Laurita	Maplewood, NJ

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13-Sep	Mark Edward Taajtes	Paul Edward Halley	Provincetown, MA
13-Sep	Michael Charles Zorich	Gregory Robert Reed	New York, NY
13-Sep	Stephen D. Alvarado	Victor H. Veschio	Tampa, FL
13-Sep	Christopher J. Arruda	Bradley G. Carpenter	New York, NY
13-Sep	Greg Brian Westgate	Roger Alan Gerry	Portsmouth, NH
14-Sep	Martin H. Tannenbaum	Alex Ingersoll	San Francisco, CA
14-Sep	Amy E. Kaufmann	Ruth Hyun-Jung Ro	New York, NY
14-Sep	Carol Beth Conaway	Cicely H. Stetson	Boston, MA
15-Sep	Ann Elizabeth Reuland	Deborah Ellen Klezmer	Santa Fe, NM
16-Sep	Dennis G.McGovern	Domenick V. Rafanelli	Brentwood, NY
16-Sep	Jonathan F. Cooper	John Allen Greene	Huntsville, AL
17-Sep	Daniel A. Beltran	Luis Armando Calderon	Stamford, CT
17-Sep	Nadine Marie Deak	Mary M. Kenney	Portage, MI
17-Sep	Kathleen T. Nardacci	Josephine G. Rapisarda	East Greenbush, NY
17-Sep	Meredith Joan Poulten	Elizabeth Ruth Blais	Millis, MA
18-Sep	Joel B. Patigalio	Robert DeLuca	N. Miami, FL
18-Sep	Joseph G. Stackpole	Richard Allen Johnson	Old Orchard Beach, ME
18-Sep	Michael Rosey	Giovanny D. Castro	New York, NY
18-Sep	William Charles Struyk	James T. Bonomo	Brookhaven, NY
18-Sep	Gordon K. Cooper	Richard A. Paolissi	Johnston, RI
18-Sep	Marianne McKenna	Jane Frances Ilgenfritz	Harrisburg, PA
18-Sep	Geri Ann Ferguson	Barbara Sue Sontag	Forest Hills, NY
18-Sep	Jill E. Wasserman	Michael Pacella	Bardonia, NY
18-Sep	Daniel J. Sullivan	Michael J. Viveiros	Fall River, MA
19-Sep	Lana Nicole Wood	Diane Jo Wood	Johnson City, TN
19-Sep	Brenda L. Shoupe	Margo A. French	Brandon, FL
20-Sep	Dawn Marie Shafer	Danna Celeste Carroll	Baltimore, MD
20-Sep	Kimberly E. Lenkowski	Patricia Marie Norris	Mantua, NJ
20-Sep	Brooke Ann Patterson	Courtney A. McAulay	Avon, MA
20-Sep	Lori Ann Nolin	Scott Charles Clemence	Encinitas, CA
22-Sep	Raoul Manuel Freyre	Daniel Frederick Brady	Palm Beach, FL
22-Sep	David Aron	Kevin Rex	Bardonia, NY
22-Sep	Liem Khac Tran	George Russell Lillie	Westport, MA
23-Sep	John Joseph Sheehan	James A. Cyr	Provincetown, MA
23-Sep	Heidi Lynne Edwards	Susan Marie Soquet	Virginia Beach, VA
25-Sep	Yvonne Louise Lutter	Catherine E. Carter	Grants, NM
25-Sep	Robert Paul Seidel	Lance Tukell	Brooklyn, NY
25-Sep	Rochelle M. Gaumont	Cheryl Ann Miner	Belchertown, MA
25-Sep	Billie Sue Furnas	Joyce King	Orlando, FL
25-Sep	Dean Irving George	John E. Robbins	Fairport, NY
25-Sep	Jennifer Susan Edwards	Julie Marie Reynolds	Indianapolis, IN

25-Sep	Matthew M. Costello	Alexander J. MacLennan	Washington, D.C.
25-Sep	Lynda Marie Battaglia	Kelly Ann Thompson	Buffalo, NY
26-Sep	Patricia A. Wagenhofer	Judy Ann Rucker	Davison, MI
26-Sep	D. Deanne Smith	Judy Le Judson	Rockvale, TN
26-Sep	Barbara A. Brown	Catherine M. Breen	Glenville, NY
26-Sep	Tracy Marie Rupar	Tracy Lorraine Brady	Stow, OH
26-Sep	Brian Byrl Hauserman	Kent L. Karosen	New York, NY
26-Sep	Robert F. Weston	Daniel Joseph Sgroi	Forest Hills, NY
27-Sep	Wiley Louise Nelson	Kirk Anthony Dinnal	New York, NY
27-Sep	Regina M. Cassidy	Randa J. Krise	Provincetown, MA
27-Sep	Sarah Green Peterson	David Joseph Nicol	Arlington, MA
27-Sep	Brandy Sue Fisher	Christina Marie Bailey	Pittsford, NY
27-Sep	Karen Girzadas	Christina M. Cipolla	Rocky Point, NY
27-Sep	Kenneth James Rials	James E. McCullough Jr.	Ozone Park, NY
27-Sep	Lisa Marie Martin	Carl Andrew Osowski	Provincetown, MA
27-Sep	Bradley Dean Howarth	David Michael Bastien	Boston, MA
27-Sep	Meghan Paradise Lyden	Kevin Specht VanDyke	Denver, CO
27-Sep	Kevin Sean Burchfield	Stephen R. Cosgrove	N.Hollywood, CA
28-Sep	Susan V. Hazeldean	Heather Lynn Betz	Brooklyn, NY
28-Sep	Cathy Marie Tintera	Lisa Lynn Farrell	Tampa, FL
28-Sep	Jennifer B. White	Yves J. R. Lessard	Provincetown, MA
29-Sep	Jonathan Paul Cannan	Robert R. Cannan	Rochester, NY
29-Sep	Matthew L. Babbish	Solomon J. Fox M.D.	New York, NY
29-Sep	Michael C. Limone	James Bradley Eaton	Stamford, CT
30-Sep	Andreas M. Koehler	Charlene V. Maker	Little Compton, RI
30-Sep	Timothy Patrick Kash	Edward J. DeCasper	Palm Springs, CA
30-Sep	Nadine Patricia Bruce	Mary Francis Maczko	Myrtle Beach, SC
2-Oct	Lee Edward Sider	Gregory Mark Stanton	Mt. Tremper, NY
2-Oct	Joseph P. Lanzone Jr.	Jordan Elliot Spivack	Nanuet, NY
3-Oct	Margaret M. Knapp	Linda Smith	Brentwood, NY
3-Oct	Margaret A. Schofield	Cynthia Carol Duncan	Charleston, SC
4-Oct	James Henry Mercer II	Andrej Zervan	San Francisco, CA
4-Oct	David Albert Young	Paul William Roberts	New York, NY
4-Oct	Jamie Catz	Brianna Yamashita	Kew Gardens, NY
4-Oct	Jennifer Lynn Winkler	Katherine I. Dawson	Austin, TX
6-Oct	Andrea Marie Miritello	Mary Ellen Lindely	Northport, NY
6-Oct	Ann H. Henriques	Kathleen P. O'Connell	Nyack, NY
7-Oct	Paul R. Pulsinelli	Richard H. Hobbs	Dallas, TX
9-Oct	Thomas Joseph Coyne	Stephen Francis Duffy	Hatfield, PA
9-Oct	Elizabeth L. Simmons	Mildred Miller Gruver	Deal Island, MD
9-Oct	Kathleen L. Rhoades	Oona Cathleen Shaw	East Freedom, PA

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9-Oct	Jacqueline K. Barton	Sara A. Shulman	Spicewood, TX
10-Oct	Garbriel Olsen Henning	Evelina Rejeckyte	Truro, MA
10-Oct	Lauren Jane May	Naci Morris	Cullowhee, NC
10-Oct	Michael George Jones	Jeremiah P. Kennedy Jr.	Troy, NY
10-Oct	Susan Carol Brown	Polly Rene Blalock	Hampton Cove, AL
10-Oct	Sharon Claire Wemple	Mary Ann McNamara	Schenectady, NY
11-Oct	Monica Olmos	Lorraine J. Campo	Brooklyn, NY
11-Oct	Stephen Murphy	Kevin J. Pearson	New York, NY
11-Oct	Leslie Christine Ezelle	Elizabeth F. Toudouze	Dallas, TX
11-Oct	James Anthony Farley	Thomas Patrick Boland	Provincetown, MA
12-Oct	Philip D. Scholl	Scott F. Powell	Provincetown, MA
13-Oct	Julie A.D. Evonna	Ann R. Thal	Aiken, SC
13-Oct	Robin K. Blankenbaker	Sarah Jane Uminski	Ashville, NC
14-Oct	Luz B. Allende PH.D.	Lois Reizenstein Stenzel	Whitestone, NY
14-Oct	Tanya J. Busch	Elisabeth Mary Kinney	Hallowell, ME
14-Oct	Michele Rose Pepey	Rebecca V. Dushanek	Shelter Island, NY
14-Oct	Carol Ann DePietro	Sharon Lee Heisey	Blossvale, NY
14-Oct	Linda Mae Kinne	Christine E. Maranto	Deerfield Beach, FL
15-Oct	Jean L. Christopher	Billie Jean Navojosky	Mineral City, OH
16-Oct	Steven Craig Strickland	Leonard A. Parrella	Boston, MA
16-Oct	Judith Ann Fayne	Charlotte D. Douglas	Galax, VA
17-Oct	Kimarie D. Boatner	Jennifer Anne Leonard	Union City, NJ
17-Oct	Kimber Lee Converso	Yvonne Marie Baran	Ypsilanti, MI
17-Oct	Maria C. Sires	Eileen M. Murphy	Flushing, NY
17-Oct	Ann Katherine Dublin	Kimberly M. Dublin	Brooklyn Park, MN
17-Oct	Alma Pereira-Singeltary	Virginia Pereira-Singeltar	New York, NY
17-Oct	Jill L.Lippoff	Jan Mara Cohn	Woodstock, NY
17-Oct	Roberta R. Warning	Virginia Lee Stewart	El Paso, IL
17-Oct	Debra Sue Guthoff	Deborah Marie Ishmael	Bloomington, IL
17-Oct	Robert Lewis Keith	Edward R. Langlois	Vergennes, VT
17-Oct	Shelia M. Roberts	Colleen A. Miclette	Clifton Park, NY
17-Oct	Lucy Marie LoGuidice	Nancy Novaro	Mastic Beach, NY
17-Oct	Amanda Ida Murray	Paula E. Bettencourt	Pawtucket, RI
17-Oct	Kathryn L.Mershimer	Sherry A.Householder	Dillsburg, PA
17-Oct	Deborah A. Hedrick	Laurene H. Eheman	Dover, DE
17-Oct	Gavin Matthew Kent	Nora E. Markley	Yardville, NJ
17-Oct	Kitty Lee McChesney	Suzanna Clara Hofer	Boulder, CO
17-Oct	Wendy Lee Tack	Lisa Marie Krueger	Ramsey, MN
17-Oct	Jane S. E. Clayton	Nancy Y. Harrison	Veazie, ME
17-Oct	Katina Eleni Rodis	Amy Carol Mandel	Asheville, NC
17-Oct	Linda Frances Saah	Mary Ann Letzkus	Rehoboth Beach, DE

18-Oct	Marie R. Tantalo	Susan Ann Pearce	Penfield, NY
18-Oct	Rona Joyce Bass	Victoria Greenover	Lansdale, PA
18-Oct	Sharon C. Demarest	Inez Pasher	Wilton Manors, FL
18-Oct	Theresa Ellen Latham	Cheryll Ann Scarangell	Mamaroneck, NY
18-Oct	Patricia Mae Burbank	Joanne Laura Fitts	Warwick, RI
19-Oct	Roland Joseph Landry	Scott Andrew Martino	Dorchester, MA
20-Oct	Shirley Anne Swett	Barbara Lynne Dutton	Allentown, PA
21-Oct	Tina M. Trudel	Dorothy Palanza	Farmington, NH
24-Oct	Albert James Testa	Robert K. Sixnel	Kings Park, NY
24-Oct	Virgene Cline	Tina Lea Riker	Greenwood, IN
24-Oct	Pamela Rose Beutler	Christina D. Watson	Indianapolis, IN
24-Oct	Marilyn Ann Patterson	Bonnie Jo Matthers	Ithaca, NY
25-Oct	Robert Phillip Anthony	Pamela B. Dreyer	Brewster, MA
25-Oct	Liane Carmi	Donna Katrina Orpilla	Toms River, NJ
25-Oct	Mark Alan Massey	Kenneth Wendell Lyght	Brooklyn, NY
25-Oct	Barry Jay Gurrin	Paul DeWitt Kelly III	New York, NY
25-Oct	Hal Alan Luftig	Stewart L. Adelson	New York, NY
25-Oct	Kevin Joseph Farrell	Peter Ralph Setzer	East Patchogue, NY
27-Oct	James Marshall Davies	Gordon Drew Harris	Albany, NY
27-Oct	M. Patricia Wilson	Susan A. Stanzione	Glen Burnie, MD
30-Oct	Thomas Randal Lane	Michael Jeffrey Buzel	Ft. Lauderdale, FL
30-Oct	Paul James Hacic	Douglas Bradley Clarke	Philadelphia, PA
30-Oct	Frank J. Goncalves	Edward F. Winser	Newburgh, NY
31-Oct	Judith Ellen Turkel	Jennifer Lynn Costley	New York, NY
31-Oct	Amy Hester May	Elizabeth Reid Weisman	Philadelphia, PA
1-Nov	Paul Van Appledorn	Rosa Pagano	Provincetown, MA
1-Nov	Robin Wright	Janice Marie Graham	Provincetown, MA
6-Nov	Deborah Kay Huffman	Diane M. Foscante	Dobbs Ferry, NY
8-Nov	Kathy G. Peek	Linda K. Hartman	Troy, NY
9-Nov	James Edward Morgan	David Casmir Klekotka	S. Hadley, MA
12-Nov	Ronald W. Madison	Richard Lewis Dietz	Brooklyn, NY
15-Nov	Sara Quessenberry	Michelle Blakely	New York, NY
17-Nov	Patrick Kenneth Freer	Kevin L. Sullivan	Atlanta, GA
20-Nov	Cynthia Mae McAloon	Marjorie E. Broomhead	Taunton, MA
24-Nov	Eddie Rangel	Steven C. Dean	Washington, D.C.
25-Nov	Daniel W. Quane	William M. Mischler	Oceanside, NY
25-Nov	Christian A. Burch	Rebecca L. Chase Pena	Apopka, FL
3-Dec	Francelle P. Burns	Christopher S. Fiset	Provincetown, MA
4-Dec	Elaine K. Hammond	Kathryn M. Kendall	Jamestown, NY
8-Dec	James Bennett Guess	James Ray Therrien	Cleveland, OH
8-Dec	Martin Robert Dean	Timothy Alan Huffman	Columbus, OH

8-Dec	Shellie Kaye Barton	Renny Broderick	Provincetown, MA
11-Dec	Beth Nina Bomze	Carol Susan Bloom	New York, NY
24-Dec	Donald Lyle Proffit	Douglas F. Hunter	Trenton, NJ
24-Dec	Carol Ellen Guillory	Lisa M. Switoyus	League City, TX
29-Dec	Catherine L. Eagon	Barbara L. Woolcott	Pittsburgh, PA
31-Dec	Anita L. Kelly	Kathleen M. Gavin	Allentown, PA

## Deaths 2008

Date	Name	Age	Cause
13-Jan	Kenneth L. Corba	57	Hanging
2-Feb	Carl Wallace	79	Brain Hemorrhage
21-Feb	Frank L. Reis	84	Pneumonia
2-Mar	Anthony Marr Vevers	81	Pneumonia
3-Mar	Alice M. Alleva	80	Renal Failure
9-Mar	Eben Matthew Earnest	26	Systemic Lupus Nephritis
14-Mar	Eleanor Francis Saegert	93	Pneumonia
28-Mar	Ruth G. Costa	83	Congestive Heart Failure
4-Apr	Pearl Baker	94	Alzheimer's Disease
5-Apr	Annette Savage	94	Aspiration Pneumonia
11-Apr	George Terrat	79	Lung Cancer
17-Apr	William R. Ingraham	80	Pulmonary Disease
26-Apr	Carol Wing Wescott	82	Alzheimer's Disease
28-Apr	Nathaniel A. Barney	86	Lung Disease
3-May	Mary Eleanor Barney	87	Glioblastoma of Brain
4-May	David Federico	53	Cardiac Arrest
6-May	Victor Emanuel Pacellini	85	Hepatic Encephalopathy
12-May	Michael Janoplis	77	Renal Failure
16-May	Christine Silva	94	Congestive Heart Failure
5-Jun	Gregory Dolezal	53	Cardiomyopathy
17-Jun	Carol Janoplis	77	Cancer of Esophagus
27-Jun	Clara Knapp	92	Osteoporosis
4-Jul	Priscilla Francis	90	Congestive Heart Failure
19-Jul	Ronald Edward Amaral	70	Tonsillar Cancer
21-Jul	Thomas Eugene McGowan	65	Sudden Cardiac Death
30-Jul	Lillian Elizabeth Patrick	94	Pneumonia
10-Aug	Patricia Shultz	78	Congestive Heart Failure
21-Aug	Virginia Joseph	80	Colitis
7-Sep	Carole Silva	63	Machado Joseph Disease
12-Sep	Robert J. Martin	73	Drowning
13-Sep	Richard Hamilton	60	Pulmonary Disease
14-Sep	Jesse Gustav Pohlig	61	Cardiovascular Disease

4-Oct	David Lee Carreiro	61	Hodgkin's Lymphoma
5-Oct	Ethel Mae Seifert	90	Congestive Heart Failure
16-Oct	Jane Fritz	82	Lung Cancer
27-Oct	Helen Tyler	94	Atherosclerotic Arebrovascular Disease
9-Nov	Yvonne S. Cabral	78	Bladder Cancer
10-Nov	Romain Roland	81	Inanition
25-Nov	Robert A. Stewart	80	Cardiac Arrest
27-Nov	Maxine E. Stearns	91	Coronary Atherosclerosis
27-Nov	Helen Pierce Joseph	93	Cachexia
10-Dec	Juliana Dutra	96	Cerebrovascular Disease
11-Dec	Genevieve May Patrick	96	Sepsis
14-Dec	Gordon Leon Crowley	78	Lung Cancer
18-Dec	Jeanne L. Bultman	90	Cachexia

## Town Counsel

During 2008, Town Counsel provided significant legal services to the Town, including the rendering of numerous legal opinions, approving contracts as to form, attending Town Meetings, and meeting with the Board of Selectmen and various other Town boards. There are currently 15 active litigation cases involving the Town which are pending in various courts. There were 8 cases closed in 2008.

Town Counsel continues to provide the Town Manager and the Board of Selectmen advice with respect to several key municipal finance questions to assist the Town in meeting the many fiscal challenges facing the Town.

Town Counsel has also been representing the Town on a variety of affordable housing initiatives including the development of affordable rental units at the 90 Shankpainter Road site, which the Town acquired from Cumberland Farms in 2007. Specifically, we have been advising the Town with respect to negotiating an agreement with the successful bidder for the development of the site, including the remediation of contamination at the site. Over the past year, Town Counsel has also been advising the Town with respect to contracting and financing issues involved in the Town Hall renovation project.

We extend our appreciation to the Board of Selectmen and the Town Manager for their confidence in retaining this firm. We also appreciate the assistance and cooperation received on all matters from the Board of Selectmen, Town Meeting, the Town Manager, department heads, and the boards and committees with



whom we have worked. We look forward to working with the members of the Town government in the future.

*Respectfully submitted,*

**Kopelman and Paige, P.C.**

Town Counsel

## **TOWN OF PROVINCETOWN - LITIGATION STATUS REPORT**

### **1. AFSCME, Council 93 and Town of Provincetown**

AAA No. 11 390 01068 06 (24200-0270-MCR)

This is an arbitration resulting from the imposition of discipline on a DPW employee who tested positive in a random drug test required under the federal Department of Transportation regulations. The Town and the Union are pursuing settlement discussions.

### **2. AFSCME, Council 93 and Town of Provincetown**

AAA No. 113900117608 (24200-0302-MER)

This is a grievance arbitration alleging that the Town by-passed a DPW employee for an overtime assignment in violation of the collective bargaining agreement. An arbitration hearing is scheduled for April 29, 2009.

### **3. Boggess v. Provincetown Zoning Board of Appeals**

Land Court Misc. No. 256632 (24200-0150-JMS)

This is an appeal from the May 6, 1999, decision of the Zoning Board of Appeals to deny a special permit to allow Steve's Alibi to expand its area of service to the second floor of a building located at 291 Commercial Street. In addition, a claim of constructive approval is asserted. A counterclaim was filed by the Town seeking a declaration that constructive approval did not occur. The plaintiff has not taken any steps to advance the case.

### **4. Burrows v. Provincetown Board of Appeals and Building Commissioner**

Barnstable Superior Court, C.A. No. BACV2007-00492 (24200-0292-JMS)

This is an action in which the plaintiff is appealing the Zoning Board of Appeals' determination that the plaintiff may not convert a unit located at 89 Bradford Street to a residential use. The parties have filed a pre-trial memorandum. The trial is scheduled for July 13, 2009.

### **5. Coho v. Town of Provincetown**

MCAD, Docket No. 07BEM03340 (60700-0779-DCJ)

This is a claim of discrimination against the Town and its Fire Department filed in January 2008, with the Massachusetts Commission Against Discrimination ("MCAD") in which the complaint alleges discrimination based on sexual orientation. The Town's insurance company has appointed Town Counsel to handle this matter on behalf of the Town. The Town filed a position statement on

February 4, 2008. The matter remains under investigation at the MCAD. On January 29, 2008, Coho filed a notice with the Town asserting that the Town's actions constituted a violation of Massachusetts G.L. c.93A. A response was filed by the Town on February 22, 2008. Coho refused delivery of the response.

#### **6. Daniels v. Provincetown Zoning Board of Appeals**

Barnstable Superior Court, C.A. No. BACV2008-00438 (24200-0303-JMS)

This is an action appealing a decision of the Zoning Board of Appeals denying an application for an addition of a dormer and 1/2 story at property located at 881 Commercial Street (Unit #1 of Beachcomber Colony Condominiums). The Town filed its Notice of Appearance on June 25, 2008. No further activity has occurred in this case.

#### **7. Kraniotakis v. Provincetown Zoning Board of Appeals (I)**

Land Court Misc. No. 244434 (24200-0105-JMS)

This is an appeal from the December 4, 1997, decision of the Zoning Board of Appeals to reverse the Building Commissioner's decision to refuse to grant zoning enforcement regarding a raised septic system at 275 Commercial Street (George's Pizza). The Building Commissioner determined that the system is not a structure under the Zoning By-law. The Zoning Board of Appeals determined that the raised walls constructed as part of the septic system are a structure under the Zoning By-law. Mr. Kraniotakis agreed to an entry of judgment in the Zoning Board of Appeals' favor on the bylaw interpretation issue. On July 10, 1998, the Land Court remanded the matter to the Board. On remand, the Board held a hearing on September 24, 1998, and determined that an alteration of a pre-existing nonconforming use occurred. The Board's remand decision was filed with the Clerk on October 23, 1998. Plaintiff requested that the Land Court reopen the litigation, but has not actively pursued the case.

#### **8. Kraniotakis v. Provincetown Zoning Board of Appeals (II)**

Land Court Misc. No. 247839 (24200-0133-JMS)

This is an appeal from the April 17, 1998 decision of the Zoning Board of Appeals, in which the Board upheld the January 5, 1998 decision of the Building Commissioner to refuse zoning enforcement regarding the septic system at 275 Commercial Street (George's Pizza). The Board found that there are no longer any above-ground walls and, therefore, the septic system does not constitute a structure under the Zoning By-law. The complaint was served on May 7, 1998. A Notice of Appearance was filed on May 19, 1998. No further activity has occurred since that date.

#### **9. McGowan v. Provincetown Zoning Board of Appeals II**

Barnstable Superior Court, C. A. Nos. 97-826, 98-235, and 99-728 (24200-0161-JMS)

This case involves a complaint for civil contempt filed by the Town for failure of the plaintiff to comply with the terms of an Agreement for Judgment in April 2002, that required McGowan to remove various decks on his property located at the Bayview Wharf Condominium and to pay the Town's attorney's fees. A recent inspection by the Building Commissioner revealed that the decks have not been removed. In order to enforce the judgment, therefore, the Town will have to pursue a contempt action.

#### **10. Police Union (Arb. Misclassified Employees)**

(24200-0330)

This is a grievance filed by the Police Union alleging that the Town has misclassified certain Department employees. An arbitration has been scheduled for February 18, 2009.

#### **11. Provincetown Board of Health v. Bryant (II)**

Barnstable Superior Court, C.A. No. 95-751 and 04-365 (24200-0238-GJC)

This is an action under the State Sanitary Code for injunctive relief to require the defendant to clean up property located on Commercial Street. The Court authorized the Town to clean up the subject properties with funds paid into escrow by the defendants. In addition, by Amended Judgment dated December 18, 2006, the Court awarded the Town \$66,205.63 as reimbursement for attorneys' fees and court costs spent securing the favorable outcome of this case. In the Fall of 2007, an agreement was reached for payment of the Town's attorneys' fees in installments until 2011. A mortgage on the property located at 467 Commercial Street was granted and all payments due under the agreement have been paid to date.

#### **12. Provincetown Board of Trade Land Court Registration**

Land Court Misc. No. 43338 (24200-0210-JDE)

This is a Land Court registration petition seeking to register land at 307 Commercial Street owned by Provincetown Board of Trade. The Town filed an answer and opposition to the petition on October 4, 2002, because the land proposed for registration appears to include land owned by the Town and used as part of the municipal parking lot next to Manual Lopes Square, and because the petition included land beneath the Historic High Water Mark to which the petitioner cannot show record title. The petitioner has indicated he would amend the plan to address the Town's objections, but he has taken no further action in the matter.

#### **13. Roles v. Town of Provincetown**

MCAD Case No. 07BEM02297 (60700-0762-MER) EEOC/HUD No. 16C-2007-02231

This is a complaint of sexual harassment/sex discrimination by a former employee of the Recreation Department, and a second complaint alleging retaliation due to her filing the first complaint. The Town's insurer has appointed Town Counsel

to defend the matter, and a position statement in response to the allegations has been filed with the MCAD.

#### **14. Singer Registration**

Land Court No. 43389REG (24200-0277-KOD)

This is a complaint to register title to land located on Creek Road and Nickerson Street. The Town filed an appearance in December 2006, to protect the rights and interest possibly held by the Town. The petitioner has not taken any steps to advance this case.

#### **15. Steele v. Provincetown Police Department**

Barnstable Superior Court, C.A. No. 08-00293 (60700-0695-MER)

This is a complaint against the former police chief, both in his official capacity and individual capacity, for claims of libel, interference with contractual relations, and interference with prospective contractual relations, arising from an incident that occurred in October 2004, involving the death of Bridget Rines, and the subsequent investigation into that incident. The Town's insurance company has appointed Town Counsel to represent the police chief in this matter. A partial motion to dismiss was granted by the Court, and as a result, all claims in the complaint except for the libel claim have been dismissed. The parties are currently engaged in discovery.

### **CASES CLOSED DURING 2008**

#### **1. 328 Commercial Street, Inc. d/b/a Patio v. Provincetown Zoning Board of Appeals**

Barnstable Superior Court, C.A. No. BACV2007-509 (24200-0292-JMS)

This was an action in which the plaintiff appeals from the Zoning Board of Appeals' denial of a modified special permit to allow amplified entertainment for the establishment known as The Patio, located at 328 Commercial Street. A Notice of Appearance on behalf of the Zoning Board of Appeals was filed on August 27, 2007. A stipulation of dismissal was filed in June 2008.

#### **2. Coho, et al v. Town of Provincetown, et al.**

Barnstable Superior Court, C.A. No. BACV2007-0755 (60700-0774-KGD)

This was an action commenced in December 2007 in which the plaintiffs claimed intentional infliction of emotional distress by the Town and the Housing Authority in connection with the plaintiff's association with the Foley House. The Town's insurance company appointed Town Counsel to represent the Town in this matter. A motion to dismiss the complaint was granted by the Court in April 2008. The Housing Authority had also filed a motion to dismiss which was allowed in August 2008. No appeal was filed.

#### **3. Lynch v. Provincetown Zoning Board of Appeals**

Barnstable Superior Court, C.A. No. BACV 2006-00343 (24200-0272-JMS)

This was an appeal from a decision of the Zoning Board of Appeals denying the plaintiff's request for an "amnesty" special permit for property located at 852 Commercial Street, Unit 6. A stipulation of dismissal was filed on November 14, 2008.

#### **4. Lyon v. Provincetown Zoning Board of Appeals**

Land Court Misc. No. 203576 (24200-0235-JMS)

This was an appeal from a decision of the Zoning Board of Appeals affirming the Building Commissioner's denial of a building permit for a proposed renovation of a structure located at 795 Commercial Street. The basis for the denial is that the proposed renovation would have increased the number of bedrooms in violation of the Town's Growth Management Bylaw. The complaint was filed in October, 2003. The parties filed an Agreement for Judgment and a restriction was placed on the property limiting the number of bedrooms. The property owner also agreed to reimburse the Town for legal fees incurred in this case.

#### **5. Nolan v. Town of Provincetown**

Barnstable Superior Court, C.A. No. BACV2005-00623A (24207-0262-RTH)

This case involved an appeal and request for declaratory relief regarding a betterment assessment issued to the Whydah Museum, based upon improvements to MacMillan Pier. The complaint was served on the Town in December 2005. In November 2006, the parties filed cross motions for summary judgment. Before the matter was heard by the Court, the plaintiff agreed to settle the litigation and the case was dismissed.

#### **6. Nordahl v. Provincetown Conservation Commission**

Orleans District Court (24200-0298-BJW)

The Conservation Commission sought to enforce Article 8 of its Regulations prohibiting hydraulic dredging without a permit. Nordahl appealed two non-criminal citations issued to him by the Commission for fishing by hydraulic dredge off New Beach. The Commission requested that Town Counsel defend Mr. Nordahl's appeals of those non-criminal citations, and, if necessary, initiate a civil enforcement action to enjoin any further violations. Mr. Nordahl's appeal of the citations was heard May 20, 2008 in the Orleans District Court. At the hearing, Nordahl agreed not to conduct any more dredging without the Commission's permission, and to pay \$150.00. Town Counsel has not been asked to take any further action on this matter.

#### **7. Provincetown Police Labor Federation -NEPBA Local 67and Town of Provincetown (GR: Thomas Steele - Discipline without Just Cause) AAA No. 11 390 00539 08 (24200-0301)**

This was a grievance arbitration involving the imposition of a 10-day suspension for neglect of duty. The grievant, a Provincetown police officer, failed to follow

the department policy for handling police documents. The grievant sought rescission of the suspension with full back-pay and without loss of other benefits. The matter was settled prior to arbitration and the suspension was reduced to one day.

#### **8. Provincetown Public Pier Corp. v. F/V Chico-Jess**

Orleans District Court No. (24212-0005)

This was an action commenced by the Provincetown Public Pier Corporation to recover docking fees from a fishing vessel that was abandoned at MacMillan Pier. The Pier Corporation's motion for default judgment was allowed by the Court. The Pier Corporation was awarded damages in the amount of \$11,327.95, which were satisfied through proceeds from the sale of the vessel's federal fishing permits.

### **Animal Welfare Committee**

“We can judge the heart of a man by his treatment of animals.” *Immanuel Kant*

In October 2007, the Animal Welfare Committee (AWC) met for the first time after 14 months of dormancy. Infused with energy from new volunteers and a revitalized commitment from existing members, the committee renewed its passion for the welfare of animals in 2008. The first thing the board did was to modify and update its mission, which states the committee will “advise the Board of Selectmen, Animal Control Officer, or other pertinent municipal entities on issues relating to animal welfare for domestic and urban wildlife in Provincetown.”

An initial effort was to replace or install new poop bag stations at 14 various Town locations to help keep our streets, beaches and harbor clean. The committee worked with a private citizen who donated the materials and his time to build the stations free of cost to the Town. The Provincetown Department of Public Works then installed the 14 dispensers at most Town landings and the West End rotary. Committee member Carol MacDonald took on the responsibility of regularly replacing the bags at each station. In 2008, the Town submitted a grant application to purchase a power generator that would be a critical component in creating a pet emergency shelter, a secure location where residents could bring their pets during hurricanes or other emergencies. The AWC is preparing a plan to create this emergency shelter in the Community Center on Bradford Street.

Working with the Town's Animal Control Officer, Ruth Ann Cowing, the AWC and Officer Cowing went before the Provincetown Board of Health in 2008 to seek a variance that would allow dogs in outdoor patio areas of restaurants. This

was important because each summer pet owners are forced to leave their dogs in hot cars while dining, a serious, life-threatening health hazard. Because Provincetown is a tourist-based economy, it is important to understand and meet the needs of our visitors traveling with pets. The Board of Health passed the measure and the doggie dining variance will be available to restaurants owners starting in 2009.

The AWC is also committed to serving as a forum for the exchange of information from various animal organizations on the Outer Cape. The AWC wants to bring representatives from these groups together to better coordinate and share ideas that help improve the quality of life for all animals and pet owners in Provincetown. The Animal Rescue League of Brewster has discussed pet adoption opportunities with the AWC. In addition, Carol MacDonald, president of the Carrie A. Seamen Animal Shelter (CASAS), came on the AWC board in 2008, as did Candace Nagle, president and co-founder of the Provincetown Dog Park Association.

Another committee goal is to conduct research on animal welfare, reporting on issues including animal control legislation (municipal, regional and federal), licensing, public education and awareness. As an example, the AWC formally supported a state ballot initiative in November to ban greyhound dog racing in Massachusetts, which passed overwhelmingly. Over 70 percent of Provincetown voters supported the initiative at the ballot box.

Looking ahead, the AWC plans to ask the Board of Health to partially lift the dog restraint regulation. If approved, this proposal would allow dogs to be off-leash on Provincetown's trails and beaches from November through April. The Committee is also exploring the feasibility of creating a pet burial section within the Town's cemetery.

The board members in 2008 were Edna Holley, Gabby Hanna, Carol MacDonald, Steve Milkewicz, Barbara Murphy and Candace Nagle.

*Respectfully submitted,*

**Candace Nagle**

Chair

## Art Commission

This past spring "Track Meet," by William L'Engle, was found hidden beneath another canvas by the artist, which entered the collection some years ago. Painted around 1935 and very similar to another work in the collection of the Whitney Museum, we are pleased to bring this work to light and it will likely be exhibited at the Art Association later in 2010.

Last fall, Groton School, located west of Boston, hosted the exhibition “Crucible of Modernism, Provincetown Art in the 20<sup>th</sup> Century” where 40 pieces from the municipal collection were gathered in a stunning display capturing the range and depth of the art colony. We are grateful for this opportunity to showcase our collection and the Town’s rich artistic history. Groton School also graciously made a donation for the conservation of several key works in the exhibition.

Also on loan was the Edna Boies Hopkins watercolor study to the Provincetown Art Association for the summer retrospective of her work. “Summer Garden” by E. Ambrose Webster was included in a major exhibition of his work at the Greenville Museum of American Art in South Carolina. In addition both the town-owned paintings by Webster were featured in the newly published monograph “E. Ambrose Webster, Chasing the Sun,” by Gail R. Scott.

The renovation of Town Hall necessitated the removal of all artwork. A significant part of the collection will remain in storage until the work is completed. The Library meanwhile continues to be the principal location where works of art reflecting the town’s heritage are featured. We are grateful for the assistance of the Pilgrim Monument and Provincetown Museum in providing a place for several large scale works to be displayed during the renovation.

A thorough reappraisal of the collection conducted at the behest of the Selectmen early in 2008 affirmed the value of our conservation efforts in keeping this significant asset in prime condition. Given the success of these efforts over the past few years, we were able to significantly reduce our budget request for the coming year.

The support of the Board of Selectmen, the Town Manager and the Town employees during the many weeks of transition was invaluable and much appreciated.

*Respectfully submitted,*

**Stephen Borkowski**

Chair

## Cape Cod Commission

This is the report of the Cape Cod Commission to the town of Provincetown Fiscal year 2008 (July 1, 2007 through June 30, 2008). The Cape Cod Commission is the regional land use planning and Regulatory agency created in 1990 to serve the citizens and the 15 towns of Barnstable County. Its mission is to manage growth, and to foster a healthy community for present and future generations.

The Cape Cod Commission and its planning and technical staff directly assisted the Town of Provincetown during Fiscal Year 2008 as follows:



**Affordable Housing**

- Continued to serve as the Chapter 40B project administrator for the Meadow Road affordable housing development.

**Geographic Information System**

- Created a map that compared house lot size to residential building lot size (ratios) for towns within the Cape Cod National Seashore.

**Economic Development**

- Worked on a joint project with the Cape Cod Economic Development Council and Provincetown Economic Development Committee to collect local indicators and complete an economic development action plan.

**Planning and Community Development**

- Continued work with the Provincetown Planning Board on zoning bylaw updates.
- Assisted the town with the completion of its Local Pre-Disaster Mitigation Plan, which was submitted to the Federal Emergency Management Agency (FEMA) for certification in February 2008.
- Worked with Provincetown town staff and the planning board to develop the town's portion of the Regional Land Use Vision Map, which, among other uses, will help define the Commission's regulatory thresholds and development review standards. Next steps will involve further discussions and revisions with town staff and officials, followed by a public forum.

**Transportation**

- Worked with the town and the state Executive Office of Transportation and Public works on the development of the public facilities on MacMillan Pier.
- Continued work to develop conceptual plans for a local transportation center in Provincetown.
- Continued to coordinate the Flex Working Group to monitor, update, and maintain the Flex transit service.
- Continued to assist the development of a satellite maintenance center for Cape Cod Regional Transit Authority services and town vehicles. In April 2008, began a study with the Cape Cod National Seashore and the Volpe Center.
- Began public outreach for the development of site alternatives for a local transportation center.
- Conducted traffic counts at five Provincetown locations (intersections and road segments) in the summer of 2007, as part of the Commission's annual Cape-wide traffic-counting program.

**Water Resources**

- Developed a scope of work and prepared a draft watershed management plan for the Pamet Lens (partially funded through the state Local Technical Assistance/Expedited Permitting Program). Held meetings with the Pamet Lens Oversight Group every month.

- Continued to coordinate the Cape-wide Pond and Lake Stewardship Project; as part of the annual water-quality monitoring program, samples were collected and analyzed from one pond in Provincetown.

#### Regulatory Reviews

- In-process reviews at fiscal year end included (1) 19/53 Race Point Road, a proposal to construct 28 residential units; and (2) the Provincetown Airport Capital Improvements.

*Respectfully submitted,*

**Roslyn Garfield**

Provincetown Representative to the Cape Cod Commission

## Cape Light Compact

The Cape Light Compact was formed in 1997 following two years of study and votes of town boards of selectmen and town council. It is organized through a formal intergovernmental agreement signed by all 21 member towns and Barnstable and Dukes counties. The purpose of the Cape Light Compact is to advance the interests of consumers in a competitive electric supply market, including the promotion of energy efficiency.

As of December 2008, the Compact had 4,431 electric accounts in the Town of Provincetown on its energy supply. From January to October 2008, rebates and other efficiency incentive programs provided to the town of Provincetown by the Compact totaled approximately \$34,369 brought savings to 103 participants of \$33,618 or about 168,088 kilowatt-hours of energy saved for 2008.

The Cape Light Compact continues to bring energy education to the Town of Provincetown in the form of teacher training, conferences, workshops and support through the NEED project curriculum and educational materials. The PV system at the Provincetown High School as part of the "Solarize Our Schools" program has generated over 5,735 kWh of electricity and avoided over 9,899 lbs of CO<sub>2</sub> since its installation in December, 2006. Five Low-Income homes were retrofitted for a reduction in energy usage and increased comfort, and five Provincetown small businesses and non-profits received energy efficient lighting upgrades. One small business received energy efficient refrigeration upgrades and one non-profit received services from the Cape Light Compact energy efficiency consulting engineer.

*Respectfully submitted,*

**Sharon Lynn**

Provincetown Representative

## Community Preservation Committee

Since the adoption of the Community Preservation Act (CPA) by town voters in 2004, town voters have authorized the following expenditures from 2005-2008: \$2,690,752 for affordable housing; \$296,895 for historic preservation and \$755,140 for open space for a total of \$3,742,787 representing thirteen grants. These grants were made in accordance with the directives of the Town of Provincetown CPA, which required legislature approval, that 80% of the funds be committed to affordable housing with the remaining 10% to historic preservation and 10% to open space.

Funding for the Community Preservation Act is derived from a 3% property tax surcharge that can be matched with state funds from the county registry real estate transaction stamp tax. Matching funds have recently declined as a result of the decline in the real estate market as well as the increased number of cities and towns participating in the CPA. Borrowing can only occur on the projected 3% surcharge. Borrowed CPA funds are considered part of and guaranteed by the town's general indebtedness.

At the November 2008 Special Town Meeting voters approved an amendment to the Town CPA Bylaw which reconfigured the allocation to each category as follows: 70% uncommitted, 10% affordable housing, 10% historic preservation and 10% open space. Proponents of the article argued successfully that, with 70% allocated to the uncommitted category, more flexibility would be ensured to meet the changing needs of the community (e.g., restoration of Town Hall) while recognizing the community's continued need for affordable housing.

The amendment to the CPA Bylaw was approved by the Attorney General and a Request for Proposal (RFP) for grant submissions in accordance with the revised allocations was issued to the public in December 2008. Completed grant application submissions are due to the CPC on January 22, 2009 following which the CPC will review and make recommendations on funding of applications to town voters at Annual Town Meeting in April 2009.

*Respectfully submitted,*

**William Dougal**

Chair

## Cultural Council

This past year the Cultural Council's granting budget from the Massachusetts Cultural Council was \$4,300. The committee has selected five local artists/groups for funding, including: the Provincetown Art Association, for a program educating local children; Cultural Survival, for a festival held on the pier in Provincetown,

focused on educating participants in endangered native cultures; the Truro Center for the Arts at Castle Hill, for Castle Hill Paints the Town; the Provincetown Bark Park, for an installation at the park; and Friends of the Cape Cod National Seashore, for a program educating visitors about native bird species.

**The Second Visual Arts Laureate for the Town of Provincetown is ROSE BASILE.**

The Cultural Council has named the second Visual Arts Laureate for the Town of Provincetown: Rose Basile, who will promote the visual arts in the schools and do a lecture at the Provincetown Library.

Basile comes from a family of women in the arts... folk painter, fabric designer and clothing designer. Her idiosyncratic use of color is bold and direct; her style is often whimsical, showing her great affection for Provincetown, its fishermen, historic buildings and traditions. Galleries proclaim her to be a modern painter “too sophisticated to be naive, too figurative to be abstract, too abstract to be realistic”.

In 1989 Rose moved to Provincetown to take up her brush and begin oil painting classes at the Provincetown Art Association & Museum (PAAM). She studied with Sal Del Deo, Tony Vevers, Robert Dutoit. In June of 2004 she had a one women show at the Provincetown Art Association and Museum entitled “*Fishermen: Alive and Endangered*”, a social commentary on the fading industry, a show that later traveled to New Bedford, MA. Currently Rose shows at P.A.A.M., the Julie Heller Gallery, and Acme Fine Art, Newbury St., Boston. She lives and paints in Provincetown. Her studio is at Rose Acre Guesthouse.

*Respectfully submitted,*

**Frank Vasello**

Chair

## Economic Development Council

The Provincetown Economic Development Council (EDC), with the financial assistance of the Barnstable County EDC and developmental strategic planning of Robert J Leaver of New Commons (our clear visioning consultants), rebased itself for “the new economy.” The EDC, while trying to remedy many of the ongoing economic needs of our Town, was not prepared to be doing so under international and global terms. The EDC had two significant planning meetings under our new banner “The Next Economy.” We requested and gained much new insight from the previous year as provided by visitors, homeowners and renters alike and were able to gain a good understanding of the need to go forward as opposed to continually commiserating over the past.

We were disappointed over the failure of the private pier sale, but remain positive that with a correcting state and national economy, the envisioned marina and

retail opportunities will have a chance to be repositioned and opportunities in this sector will again surface. We assisted the Town in revising Growth Management guidelines and continue to encourage the Town's efforts in regards to transportation needs and communication enhancements. This year we were not eligible, according to criteria as set forth by the Commonwealth, for any grant assistance from the Adams Grants.

Special thanks is given to Grant Coordinator Michelle Jarusiewicz for her continued guidance and encouragement to the EDC. Our County EDC liaisons, Leslie Richardson and Dan Dray, have continually provided us with support and we are grateful for your help. To fellow EDC members Bill Dougal, Vice chair, Alix Richie, Bonnie Campbell, Thanassi Kuliopulos, Mike Carroll, Martin Huey and Gregogry Howe, thank you for all your time, effort, research and patience.

*Respectfully submitted,*

**Steve Melamed**

Chair

## Finance Committee

For the Finance Committee, the challenges of 2007 were compounded in 2008. In 2007 the Town entered a period of ongoing structural deficits, meaning that the Town's expenses will continue to grow faster than its revenues for the foreseeable future. This is caused by a combination of the property tax limits imposed by Proposition 2 1/2 and uncontrollable expenses, such as employee benefits, rising much faster than the rate of inflation. The Finance Committee, the Board of Selectmen and the Town Manager struggled to bring a balanced budget to the April Town Meeting. Despite scouring the budget and making a series of cuts, we were unable to close the budget gap of \$900,000 without making cuts to services. Some of these cuts were restored through Proposition 2 1/2 overrides approved by the voters at Town Meeting and at the ballot box. Modest salary increases for Town employees were not approved.

Over the summer, the Finance Committee conducted a review of the Provincetown Public Pier Corporation's finances. The review was undertaken at the request of the Pier's Board of Directors and the Board of Selectmen, in response to allegations of financial mismanagement. After many hours of public hearings, public meetings and research into the Pier's financial records, the Committee concluded that there had been no financial wrongdoing. However, the Committee's report contained a number of recommendations to improve the transparency of the Pier's financial operations. The Committee will continue to work with the Pier Corporation to implement these recommendations.

Fall Special Town Meeting brought us both challenges and opportunities. The condition of our Town Hall had deteriorated to the point that it had to be vacated

due to structural instability. The Finance Committee strongly supported attacking the problem in phases, with the first phase being the structural reinforcement of the building. Originally estimated at slightly over \$2 million dollars, the final bids came in nearly \$500,000 lower than anticipated. We were also able to reduce our capital outlay by applying \$492,000 of unused funds from a prior project. On the positive side, the State Department of Revenue certified that the Town had \$1.6 million in Free Cash which allowed us to clear up deficits in various capital and grant accounts inherited from the prior administration. We were also able to add \$250,000 in badly needed cash to our Stabilization Fund, and to offset anticipated declines in this year's local revenues.

As the year progressed it became clear that the recession we feared at the end of last year was well underway. Local revenues have fallen short of the already conservative projections made in the budget, and the Governor is proposing significant cuts in local aid this year. As we begin the preparations for next year's budget, the outlook is bleak. Additional cuts in state aid are certain, and local revenues are likely to decline further. At the same time, uncontrollable expenses are also likely to increase. The only bright spot is the possibility that the state legislature may finally provide some revenue relief to local municipalities in the form of a local option meals tax, and an extension of the room tax to short-term rentals of condos and private homes.

After many years of level funding, the "fat" has been cut from the Town budget. Balancing next year's budget will require cutting into the bone and making significant cuts in the services that the Town provides. As your watchdogs, the Finance Committee must balance fiscal responsibility with the need to provide essential services to our citizens at a cost that we can all afford. In searching for the right balance, we welcome the advice and guidance of the Voters.

*Respectfully submitted,*

**Thomas Coen**

Chair

## Historic District Commission

The Historic District Commission is pleased to report on its regulatory activities during 2008. The Historic District Commission continued to ensure the promotion of the cultural, economic, education and general welfare of the members of the Town through three mandates. First, to preserve and protect the distinctive characteristics of the buildings and places significant to the history of Provincetown. Second, to maintain and improve the settings of our buildings. Third, to encourage design compatible with the buildings existing in the area and to help maintain the historic village, fishing, artistic, cultural, commercial and residential character which distinguishes Provincetown as a desirable community for residents and visitors.

The Historic District Commission worked on many residential and commercial projects during 2008 to maintain the historic nature of these buildings. We worked to guide and regulate construction to conform to the Historic District Guidelines. We did note a reduction in the number of applications, a reflection of the economic times. There were many more Administrative Reviews for smaller scaled projects and a decrease in Full Reviews for larger scaled projects.

Changes in the composition of the Commission involved the leaving of Steven Bergquist whom we thank for his time and architectural knowledge. His position was filled by David McGlothlin. Joseph Collins, who served us well as Alternate, left and we heartily welcomed back Nathan Butera who had previously served on the HDC. Remaining on the Commission are John Dowd, Chair, Carol Neal, Co-Chair, Polly Burnell, Marcene Marcoux and E. Clothier Tepper as Alternate. The work of the Historic District Commission is enhanced with the professionalism and efficiency of Maxine Notaro, Permit Coordinator. Working on enforcement, Russell Braun serves as Building Commissioner. Newly hired in 2008 is Justin Post as Building Inspector.

The Historic District Commission continues to encourage feedback and comments from the public and our dedicated and enthusiastic members stand ready to offer advice and comments. Our meetings continue to be held on the First and Third Wednesdays of the month. We hold Administrative Review meetings at 3:30 p.m. when contractors and residents can gain information on projects, as well as receive approval for minor changes. Our formal meetings begin at 4 p.m. for projects that have been publicly noticed out. The public is invited to attend any of our meetings. We look forward to seeing you there!

*Respectfully submitted,*

**Dr. Marcene Marcoux**

Commissioner

## Historical Commission

The Provincetown Historical Commission in 2008 continued its primary role as an advocate for historic preservation, and an educational resource for town officials, boards, and the general public on the history of Provincetown and its architectural resources. The Historical Commission has been designated as the Building Committee for all town-owned historic buildings. In that capacity, members of the Historical Commission are involved in supporting and monitoring the restoration of the Library, including facade restoration and yard design, and the renovation of Town Hall and Firehouse #2. The Historical Commission, in the spring of 2008, convened the first-ever Provincetown History Summit which brought together representatives of over 25 local history, arts and education

institutions to assess common goals and shared resources. The Commission continues to play a role in assessing applications for Community Preservation Committee funding for projects involving historic preservation. Additional projects include an initiative with the VSB to develop a Historic Walking Tour brochure, and continued work on the Oral History Project which seeks to integrate existing and new oral histories into the History Preservation Project data base. The Commission maintains a full compliment of excellent members and alternates; but we remain eager to welcome anyone interested in helping to research, document, and protect our incredible history and town-owned historic resources.

*Respectfully submitted,*

**Eric E. Dray**

Chair

### **John Anderson Francis Family Scholarship Com.**

The following graduates from the Provincetown High School Class of 2008 were awarded scholarships from the John Anderson Francis Family Scholarship Fund: Andrea Abraham, Alexander Armour, Kellie Blome, Sydney Cummings, Joseph Donnario, Jasmine Hadley, Andrew Locke (Class of 2007), Dillon Michalski, Holly Rose, Jade Silva, Rosa Simpson, Brandi Weber, Shelby Zawaduk. In addition, Cape Cod Technical High School Class of 2008 Graduates Jacob Roderick and Shane Youngblood also received Scholarships. Brandi Weber is the Scholar of the Year. A total of \$23,500.00 was awarded.

In October of 2008, scholarships from the John Anderson Francis Family Scholarship Fund were awarded to the following Provincetown High School Alumni: Zephyr Basine, Pele Berg, Christopher da Sousa, Chad Edwards, Ryan Edwards, Leif Hamnquist, Vida Hamnquist, Helen Hemley, Kira Irving, Brandon Lillie, Derek Menangas, Racine Oxtoby, Nico Pace-Teubner, Liana Papaleo, Thadd Dimitri Papetsas Jr., Johnathan Peres, Sean Roderick, Jenny Lynn Schmidt, Katy E. Ward. Total amount of these awards was \$21,250.00.

The Captain Joseph Oliver Scholarships were awarded to the following Provincetown High School Alumni: Zephyr Basine, Pele Berg, Chad Edwards, Ryan Edwards, Leif Hamnquist, Vida Hamnquist, Kira Irving, Derek Menangas, Racine Oxtoby, Nico Pace-Teubner, Liana Papaleo, Thadd Dimitri Papaetsas Jr., Jenny Lynn Schmidt, and Katy E. Ward. The total amount awarded was \$18,000.00.

The Town Scholarship Award in the amount of \$2000.00 was awarded to Sydney Cummings.

The balance of the John Anderson Francis Family Scholarship Fund is \$1,114,106.83, and the balance of the Captain Joseph Oliver Fund is \$502,822.82.



Only the interest on the above amounts is awarded so that future graduates of Provincetown High School and Cape Cod Technical School are guaranteed financial aid.

The Committee wishes to thank the Town Treasurer, Town Clerk, and their staffs for their cooperation and assistance during the year.

*Respectfully submitted,*

**Gail S. Browne**

Chair

## Management Information Systems

2008 was a productive year for the MIS Department. With the support of the ever-dependable Lynne Martin and Marcin Sapinski, many Town and School technology programs were improved upon. Among the most notable achievements was the introduction of a custom database application that has streamlined the permitting process in the Building Department. This database was programmed internally by the MIS Department with the assistance of the DPW's Dana Farris, who himself has created several custom applications for the Town over the years. This internal collaboration has saved the Town thousands of dollars by avoiding the purchase of a retail application that would provide the same functionality.

The Town was also able to save money by relying on the MIS Department to move the technology infrastructure from Town Hall to the temporary trailers at Jerome Smith Rd. The MIS Department installed structured cabling at the new facility, a task that usually requires the hiring of a sub-contractor due the expertise it demands. As part of the move, the MIS Department oversaw the installation of a new Voice-Over-IP phone system that provides the groundwork for a Town-wide system that will seamlessly integrate all departments in all buildings. The Town's Virtual Private Network was expanded in 2008, and high speed Internet access is now available in all Town buildings. All Town computers are therefore connected to a single network, which allows the MIS Department to manage systems centrally.

On the School side, the MIS Department implemented a high-speed wireless network that connects the two school buildings together. Edline, the School's content management system, continues to be enhanced. The combined calendar consolidates everything from athletic schedules to class dances to school vacations – as well as homework assignments for students.

2009 will also see improvements, including the migration of the Town's email architecture to Microsoft Exchange - the industry standard for messaging and collaboration platforms. We also hope to start the first phase of a hardware

refresh that will, over three years, replace all of the Town's tiring fleet of desktop and laptop computers. Yes indeed, there will be lots to keep us busy!

*Respectfully submitted,*

**Beau S. Jackett**

Information Systems Director

## Provincetown Public Pier Corporation

The Provincetown Public Pier Corporation (PPPC) Board of Directors is pleased to submit our annual report to the Town of Provincetown and its citizens. We remain proud of the work we have accomplished to establish an infrastructure at the pier, providing the basics for future economic development and growth. The tasks ahead are all encompassing and require the strength and determination to work together as we make some very difficult decisions along the way.

Our Board of Directors is keenly aware that "economic development" and "sound fiscal and management oversight" does not always mean the same thing to our fishers, as to our float owners, as to our mooring customers, our facility users, our summer tourists, our year-round/seasonal residents, our business community, and our Town of Provincetown employees and elected officials. Unfortunately, a great deal of staff time and director's time had to be focused in the defense against repeated misinformation from a handful of members of the community. As the Finance Committee urged the Board of Selectmen, precautionary action is advised before the Finance Committee spends another 60 plus hours investigating allegations resulting from but one or two citizens. In the future, we have been advised that such criticism and extensive requests for public information may best be referred to counsel.

Areas of progress for this past year include:

- The Finance Committee review found no malfeasance and offered some helpful recommendations now under review;
- Two years of comprehensive water quality testing was completed, with a third year grant submitted;
- The courtesy float was expanded by adding a boat waste pump out station which is connected to the sewer. Also, we participated in a successful application to have Cape Cod Bay declared a no discharge zone;
- Purchase was completed of a barge and equipment to strengthen our in-house ability to replace numerous fender piles in the year ahead as well as allow us to handle many other maintenance issues that we would not otherwise be able to do without this equipment. This project is being completed in-house. Using our own staff takes longer but will prove an asset in the long run.

- Along with ConCom, we worked to protect the area off New Beach (Herring Cove) from invasive hydraulic dredging;
- Assistance was given to the Visitor Services Board and others with the reconstruction of the waterfront park;
- Expansion continued of our “Artist Trapshed” program to encourage and promote Provincetown and especially, Provincetown as an Art Colony;
- We began to pursue wind and solar energy projects to make the pier more efficient and “green”;
- Work continued with the Shellfish Commission to identify possible locations for permitting of artificial reefs;
- Research moved forward for plans to pursue a higher security designation for MacMillan with the US Coast Guard to increase our readiness and attract additional cruise ships;
- The creation of a Charter Boat row has begun as an addition to our facility and our economic growth.
- Our new sign was placed at the foot of the pier for all to see. We strategically located it next to the memorial plaque that honors the pier’s namesake, Admiral MacMillan.

In the coming year we will need to renew our management agreement with the Town of Provincetown. The agreement and lease were but the first of difficult negotiations attempting to balance the needs of the Town, our tenants and our responsibilities as managers of the pier and harbor. The Board of Directors has spent countless hours in the service of our town and they deserve the support of this community. Unfortunately, a few elected officials have stood alongside those who have sought to discredit our hard work, paint us as poor managers, and have even publicly referred to us as “thieves”. In the spirit of volunteerism and cooperation, we ask you for your vote of confidence in our work as a Board of Directors and for the PPC as the designated manager for the pier, for our citizens and the Town of Provincetown in the coming year. We sincerely appreciate the trust that has been given to us and will continue to honor that trust with our best efforts.

*Respectfully submitted,*

**Len Clingham**

Chair

## Zoning Board of Appeals

The Zoning Board of Appeals (ZBA) is charged with hearing and deciding appeals for relief from the Zoning By-Laws via special permits and variances, as well as appeals from those aggrieved by a decision or action of the Building Commissioner. The ZBA usually meets on the first and third Thursdays of the

month for a work session and public hearing. The meetings are posted and open to the public, with the rare exception when the Board convenes an Executive Session, which did not occur in 2008.

During the course of the year, the only alternate member of the board resigned, reducing its membership to five full members (toward the end of the year, the ZBA appointed an alternate member whose term will begin in 2009). A full board consists of five regular members and five alternate members. Zoning appeals are usually heard by five members and require a super-majority of four votes in favor to grant a special permit or variance. The ZBA makes every attempt to serve the community by hearing applications as scheduled, but this is not always possible, especially when there is not a full complement of members. A ZBA member may have a scheduling conflict from time to time, may be absent due to illness or may need to recuse themselves due to a conflict. An application may be heard by four ZBA members instead of the usual five, provided the applicant agrees to such. However, the applicant is advised that in such cases any motion by the ZBA would require a unanimous vote for passage. There were a few occasions this year when applicants exercised their right to be heard by the full ZBA, requesting that their application be postponed until the following hearing, when it was expected that five members would be available to hear the case. It is an unfortunate inconvenience for all concerned when this happens and the ZBA and Department of Community Development (DCD) endeavor to minimize it as best they can by notifying applicants of the situation as soon as possible, giving them the option of postponement until the next scheduled hearing. This can almost assuredly be avoided by having a full roster of ZBA members. Currently, there are four alternate member positions available and the ZBA hopes to fill them as soon as possible. Why not consider yourself for one of the openings? Stop in at the Town Clerk's office or simply download an application from the Town's website - [www.provincetown-ma.gov](http://www.provincetown-ma.gov).

The ZBA met 21 times in 2008 and heard 67 applications, down from 75 heard the year before; this decline mirrors our economic times. Sixty four applications were for special permits, two for variances, and one for a parking variance. Of the 64 applications for special permits, 14 were allowed to withdraw without prejudice, 3 were denied, and the remaining 50 approved. The parking variance was approved. Only one of the two requests for a regular variation was approved.

The Zoning By-Laws provide specific criteria for the granting of a Special Permit. Namely, that the applicant must show (and the ZBA must find, in writing) that the benefits of the proposal to the Town or the neighborhood outweigh any adverse affects such as congestion, hazard, or environmental degradation. There are very strict criteria for granting a Variance: in part, a literal enforcement of the provisions of the by-law would involve substantial hardship, financial or otherwise, to the petitioner and must owe, among other things, to the soil conditions,

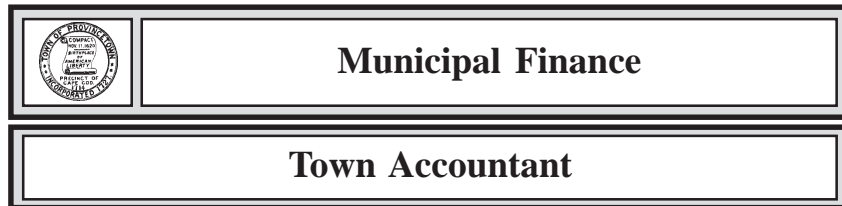
shape, or topography of the land. The ZBA considers each application on its own merits without any benefit of precedence. The ZBA strongly believes in the rights of property owners to use their property as they wish, but encourages them to do so within the confines of the Zoning By-Laws. The ZBA certainly encourages applicants to bring their properties into conformance with the Zoning By-Laws which have been voted into place by the citizens of Provincetown.

On behalf of the ZBA, I would like to thank the DCD for their assistance. Building Commissioner Russell Braun reviews the applications and provides insight before meetings, and is available during meetings to help the ZBA with technical issues. Special thanks should go to Permit Coordinator Maxine Notaro for all she does for the ZBA and other volunteer Town Boards. She is present, off the clock, at most every ZBA meeting, helping us keep it all in order. Without the help of these few, our jobs as volunteers would not be nearly as rewarding, nor would the community benefits be as great. As Chair, I must thank all the members of the ZBA for their tireless efforts. They are dedicated and concerned citizens who care deeply about their community, giving freely of their valuable time. They are a committed group and I thank them one and all. As always, one final plea: Come join us – or another volunteer board! We can use your help and you’ll be providing a valuable service to your community.

*Respectfully submitted,*

**Patrick L. Eeley**

Chair



The Finance Department experienced yet another change in staff with Irene “Babe” Silva’s retirement in July 2008. Babe worked for not only the accounting department but assisted the Town Clerk’s department and was an overall ‘information center’. We all thank her for her 25 years of service and devotion to the Town of Provincetown and wish her a very happy retirement. Jim Denietolis joined the accounting department in April 2008 and the transition has been a smooth one.

The Finance Department welcomed the recommendations contained in Department of Revenue’s management report that was received in April 2008. Our goal is to work to meet the recommendations while continuing to provide the town with sound fiscal management during these difficult times.

I want to thank the Board of Selectmen, Town Manager Sharon Lynn, Department Heads, Boards and Committees, citizens and my staff, Jim Denietolis and Marge McGloin for their support during the past year; and look forward to working with them in the future.

The reports for the Municipal Finance Department follow, as reported by the Treasurer and Town Accountant: Debt Schedule, Summary of Receipts, Report of Appropriations & Expenditures, Appropriations Balance as of 12/31/08, Salaries and Wages, Combined Balance Sheet. All reports are for the Fiscal Year ending June 30, 2008 unless otherwise stated.

*Respectfully Submitted,*

**Alexandra Heilala**

Director of Municipal Finance/Town Accountant

**Fiscal Year 2008 Appropriations/Expenditures**

	<b>Orig Approp</b>	<b>Transfers Adjstmts</b>	<b>Revised Budget</b>	<b>FY2008 Expended</b>	<b>Avail Budget</b>
Election Town Meeting	10,159	2,190	12,349	12,347	2
Selectmen Salaries	45,437	2,879	48,316	48,317	(1)
Board of Selectmen	7,800	-	7,800	6,880	920
Town Manager Salaries	195,463	18,985	214,448	214,115	333
Town Manager Expenses	10,350	1,200	11,550	8,736	2,814
Finance Committee Exp	38,665	(19,814)	18,851	6,721	12,130
Accounting Salaries	145,254	9,858	155,112	154,723	389
Accounting Services Exp	45,310	3,050	48,360	48,350	10
Accounting Services Encum	1,131	-	1,131	1,131	0
MIS Salaries	63,283	17,173	80,456	80,456	0
MIS Expense	76,195	-	76,195	76,176	19
Assessors Salaries	122,986	9,420	132,406	132,397	9
Assessors Expense	74,293	6,000	80,293	60,101	20,192
Treasurer/Collector Sal	132,710	9,948	142,658	142,464	194
Treasurer/Collector Exp	44,600	(9,300)	35,300	26,117	9,183
Legal Services Expense	175,000	31,140	206,140	206,134	6
Administration	56,255	-	56,255	51,507	4,748
Land Bank	372,622	-	372,622	247,574	125,048
Land Bank Encumbered	5,340	-	5,340	2,500	2,840
Town Clerk Office Salaries	63,779	17,044	80,823	80,821	2
Town Clerk Expense	8,375	-	8,375	6,347	2,028
Licensing Salaries	36,279	1,814	38,093	38,093	(0)
Licensing Expense	1,600	-	1,600	883	717
Conservation Commission	5,760	(3,635)	2,125	2,124	1
Housing Partnership Exp	1,330	230	1,560	1,560	0

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	<b>Orig Approp</b>	<b>Transfers Adjstmts</b>	<b>Revised Budget</b>	<b>FY2008 Expended</b>	<b>Avail Budget</b>
Planning Board Expense	2,883	-	2,883	955	1,928
Zoning Board of Appeals	2,655	-	2,655	2,291	365
Historical Commission	500	-	500	364	136
Historic District Comm	2,887	-	2,887	2,155	732
Economic Devel Council	5,000	-	5,000	4,241	759
Econ.. Devel Council Encu	3,100	-	3,100	3,100	0
Buildings & Grounds Sal	455,065	25,000	480,065	476,306	3,759
Buildings & Grounds Expense	-	-	-	-	-
Police Salaries	1,638,360	41,716	1,680,076	1,679,502	574
Police Expenses	117,550	(900)	116,650	116,545	105
Police Expense Encumb	6,657	-	6,657	6,657	0
Police Station	41,200	-	41,200	29,330	11,870
Fire Salaries	303,979	-	303,979	281,865	22,114
Fire Expense	154,249	-	154,249	140,532	13,717
Fire Encumbered	9,949	-	9,949	9,949	0
Ambulance Services	405,300	-	405,300	405,300	0
Inspection Salaries	134,318	4,362	138,680	124,128	14,552
Inspection Expense	24,205	8,640	32,845	32,842	3
Director Regulatory Sal	107,584	(9,575)	98,009	98,008	1
Director Regulat. Exp	3,150	505	3,655	3,650	5
Harbor Committee	1,545	-	1,545	730	815
Harbormaster - Wharf Exp	139,000	139,000	139,000	0	
Shellfish	35,088	5,100	40,188	40,180	8
Shellfish Expense	6,950	-	6,950	6,249	701
Parking Salaries	302,368	-	302,368	299,909	2,459
Parking Expense	81,600	-	81,600	72,097	9,503
PublicSchools	3,652,340	-	3,652,340	3,339,443	312,897
PublicSchools Encumbr	401,617	-	401,617	404,917	(3,300)
Cape Cod Regil Tech HS	202,326	-	202,326	202,328	(2)
DPW Salaries	214,850	(48,193)	166,657	166,654	3
DPW Expenses	283,250	(36,520)	246,730	186,273	60,457
Highway Salaries	359,844	31,250	391,094	359,144	31,950
Highway Expenses	95,025	10,000	105,025	83,646	21,379
Snow & Ice- Salaries	20,000	-	20,000	18,516	1,484
Snow & Ice Expenses	39,400	3,435	42,835	42,830	5
Solid Waste Recycling Sal	379,526	(13,000)	366,526	360,348	6,178
Solid Waste Recycl Exp	144,800	(15,000)	129,800	118,305	11,495
Waste Disposal Other	235,600	-	235,600	151,697	83,903
Airport	87,800	-	87,800	77,579	10,221
Airport Encumbered	239	-	239	239	0

	<b>Orig Approp</b>	<b>Transfers Adjstmts</b>	<b>Revised Budget</b>	<b>FY2008 Expended</b>	<b>Avail Budget</b>
Cable Advisory Commiss.	76,000	-	76,000	52,644	23,356
Health Conservation Sal	100,551	7,824	108,375	107,773	602
Health Conservation Exp	9,900	490	10,390	10,387	3
Public Health - Nurse	12,386	605	12,991	12,987	4
Public Health Expense	29,455	-	29,455	22,482	6,973
Public Health - Nurse	6,829	-	6,829	2,689	4,140
Board OF Health	1,472	-	1,472	909	563
COA Salaries	160,145	8,012	168,157	168,157	0
COA Expense	10,045	-	10,045	8,844	1,201
Veterans Services Exp	29,899	-	29,899	24,488	5,411
Library Salaries	214,571	4,018	218,589	218,477	112
Library Expense	82,994	8,770	91,764	91,823	(59)
Administration	46,450	-	46,450	34,035	12,415
Recreation Salaries	116,456	8,185	124,641	124,637	4
Recreation Expense	18,100	-	18,100	15,583	2,517
Recreation Encumbered	297	-	297	297	(0)
Beautification	8,500	-	8,500	1,560	6,940
ART Commission	16,300	-	16,300	12,182	4,118
ART Commission Encumb	426	-	426	426	0
Cultural Council	4,300	-	4,300	3,255	1,045
Debt Service	1,868,872	-	1,868,872	1,665,603	203,269
Tax Title/Foreclosure	29,000	(9,000)	20,000	12,953	7,047
Retirement/Benefits	4,043,508	(67,110)	3,976,398	3,886,438	89,960
Retiremt/Benefits Encumbr	2,300	-	2,300	2,217	83
Intergovernmental Assessments	-	-	-	604,970	(604,970)
<b>TOTAL (GEN. FUND)</b>	<b>18,730,491</b>	<b>66,796</b>	<b>18,797,287</b>	<b>18,230,193</b>	<b>567,094</b>

### Fiscal Year 2009 Appropriations/Expenditures

#### Year to Date 12/31/08

	<b>Orig Approp</b>	<b>Transfers Adjstmts</b>	<b>Revised Budget</b>	<b>FY2008 Expended</b>	<b>Avail Budget</b>
Election Town Meeting	12,544	-	12,544	6,434	6,110
Selectmen Salaries	48,317	-	48,317	26,658	21,659
Board of Selectmen	8,900	-	8,900	6,498	2,402
Town Manager Salaries	235,671	-	235,671	114,710	120,961
Town Manager Expenses	12,508	-	12,508	5,258	7,250
Finance Committee Exp	55,615	-	55,615	1,127	54,488
Accounting Salaries	148,003	-	148,003	75,544	72,459
Accounting Services Exp	49,410	-	49,410	45,618	3,792



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	<b>Orig Approp</b>	<b>Transfers Adjstmts</b>	<b>Revised Budget</b>	<b>FY2008 Expended</b>	<b>Avail Budget</b>
MIS Salaries	142,932	-	142,932	71,654	71,278
MIS Expense	110,342	-	110,342	44,687	65,655
Assessors Salaries	134,948	-	134,948	67,616	67,332
Assessors Expense	68,743	-	68,743	6,535	62,208
Assessors Encumbrance	20,000	-	20,000	20,000	0
Treasurer/Collector Sal	142,464	-	142,464	71,010	71,454
Treasurer/Collector Exp	39,600	-	39,600	20,833	18,767
Legal Services Expense	200,000	-	200,000	47,123	152,877
Administration	54,727	-	54,727	15,451	39,276
Land Bank	347,356	-	347,356	29,045	318,311
Town Clerk Office Salaries	89,117	-	89,117	44,818	44,299
Town Clerk Expense	8,375	-	8,375	1,689	6,686
Licensing Salaries	38,093	-	38,093	19,047	19,046
Licensing Expense	600	-	600	385	215
Conservation Commission	7,846	-	7,846	552	7,294
Housing Partnership Expense	200	-	200	-	200
Housing Office	47,000	-	47,000	16,307	30,693
LCP	3,000	-	3,000	571	2,429
Planning Board Expense	2,110	-	2,110	225	1,885
Planning Board Encumbrance	244	-	244	244	0
Zoning Board of Appeals	3,550	-	3,550	983	2,567
Historic District Commission	2,500	-	2,500	1,160	1,340
Historical Commission	500	-	500	-	500
Economic Devel Council	6,134	-	6,134	984	5,150
Economic Devel Council Enc	750	-	750	-	750
Buildings & Grounds Sal	473,546	-	473,546	236,550	236,996
Buildings & Grounds Exp	87,250	-	87,250	49,205	38,045
Building & Grounds	86,500	-	86,500	22,437	64,063
Build& Grnds Grace Gouveia	39,300	-	39,300	15,335	23,965
Building & Grounds Library	57,300	-	57,300	34,835	22,465
Building & Grounds Cemetery	3,950	-	3,950	1,869	2,081
Build & Grnds Comfort Stat	41,800	-	41,800	34,400	7,400
Build& Grnds Community	21,950	-	21,950	6,784	15,166
Building & Grnds Freeman St	7,700	-	7,700	1,165	6,535
Building & Grounds Other	3,900	-	3,900	1,427	2,473
Building & Grounds Encumb	3,490	-	3,490	3,490	0
Police Salaries	1,891,984	-	1,891,984	975,594	916,390
Police Expenses	134,280	-	134,280	81,553	52,727
Police Station	42,800	-	42,800	17,104	25,696
Fire Salaries	317,361	-	317,361	225,735	91,626

	<b>Orig Approp</b>	<b>Transfers Adjstmts</b>	<b>Revised Budget</b>	<b>FY2008 Expended</b>	<b>Avail Budget</b>
Fire Expense	173,749	-	173,749	69,545	104,204
Fire Expense Encumbrance	13,717	-	13,717	13,598	119
Ambulance Services	535,057	-	535,057	235,089	299,968
Inspection Salaries	161,966	-	161,966	65,066	96,900
Inspection Expense	7,900	-	7,900	7,900	(0)
Director Regulatory Salaries	87,151	-	87,151	44,226	42,925
Director Regulatory Expense	8,910	-	8,910	3,236	5,674
Harbor Committee	1,295	-	1,295	-	1,295
Harbormaster - Wharf Exp	140,000	-	140,000	58,334	81,666
Shellfish	41,055	-	41,055	20,328	20,727
Shellfish Expense	7,320	-	7,320	1,492	5,828
Parking Salaries	317,373	-	317,373	180,824	136,549
Parking Expense	73,600	-	73,600	26,226	47,374
Parking Encumbrance	20	-	20	20	0
PublicSchools	3,637,905	-	3,637,905	1,379,579	2,258,326
PublicSchools Encumbr	310,504	-	310,504	310,504	(0)
Cape Cod Reg. Tech HS	153,030	-	153,030	91,616	61,414
DPW Salaries	186,184	-	186,184	127,596	58,588
DPW Expenses	249,100	-	249,100	130,845	118,255
DPW Encumbrance	19,375	-	19,375	19,051	324
Highway Salaries	324,040	-	324,040	152,341	171,699
Highway Expenses	74,300	-	74,300	16,889	57,411
Highway Encumbrance	2,578	-	2,578	2,521	57
Snow & Ice- Salaries	20,000	-	20,000	606	19,394
Snow & Ice Expenses	39,400	-	39,400	2,794	36,606
Solid Waste Recycling Sal	234,977	132,426	367,403	182,761	184,642
Solid Waste Recyclg Exp	105,000	-	105,000	47,635	57,365
Solid Waste Recyc Encumbr	7,450	-	7,450	2,716	4,734
Recycl/Renewable EnergExp	2,000	-	2,000	-	2,000
Waste Disposal Other	230,600	-	230,600	83,180	147,420
Waste Disposal Encumbr	16,100	-	16,100	16,091	9
Airport	87,850	-	87,850	35,810	52,040
Airport Encumbrance	150	-	150	147	3
Cable Advisory Commission	74,150	-	74,150	34,511	39,639
Cable Advisory Encumbr	13,550	-	13,550	131	13,419
Health Conservation Sal	103,044	-	103,044	52,937	50,107
Health Conservation Exp	8,700	-	8,700	3,214	5,486
Public Health - Nurse	13,625	-	13,625	6,465	7,160
Public Health Expense	28,737	-	28,737	11,606	17,131

**Provincetown**

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	<b>Orig Approp</b>	<b>Transfers Adjstmts</b>	<b>Revised Budget</b>	<b>FY2008 Expended</b>	<b>Avail Budget</b>
Board OF Health	1,760	-	1,760	360	1,400
COA Salaries	179,296	-	179,296	87,479	91,817
COA Expense	10,045	-	10,045	3,092	6,953
Veterans Services Expense	29,839	-	29,839	26,369	3,470
Library Salaries	225,349	-	225,349	110,806	114,543
Library Expense	78,059	-	78,059	29,571	48,488
Administration Expense	2,500		2,500	2,500	0
Recreation Salaries	90,916	-	90,916	49,436	41,480
Recreation Expense	15,350	-	15,350	4,793	10,557
Beautification	4,000	-	4,000	1,005	2,995
Beautification Encumbrance	324	-	324	259	65
ART Commission	14,670	-	14,670	4,102	10,568
Art Commission Encumbr	2,720		2,720	2,105	615
Cultural Council	2,000	-	2,000	-	2,000
Debt Service	1,944,317	-	1,944,317	963,409	980,908
Tax Title/Foreclosure	24,000	-	24,000	7,717	16,284
Retirement/Benefits	4,487,820	-	4,487,820	2,716,836	1,770,984
Intergovernmental Assessments	-	-	-	109,801	(109,801)
<b>TOTAL (GEN FUND)</b>	<b>19,879,637</b>	<b>132,426</b>	<b>20,012,063</b>	<b>10,027,316</b>	<b>9,984,747</b>

<b>Board of Assessors</b>
---------------------------

Fiscal Year 2008 was an interim year between the regular triennial re-certifications conducted by the Department of Revenue. In the interim years, the Assessors must make interim adjustments to values to reflect changing market conditions. In doing so, the total value of real property in Provincetown increased by 0.43% from Fiscal Year 2007. On February 5, 2008 the Department of Revenue certified Provincetown's assessed values and on May 16, 2008, approved the fiscal year 2008 tax rate of \$5.12. Fiscal Year 2008 values by class were as follows:

<i>Class</i>	<i>Total Value</i>
Residential Class	\$2,126,280,768
Commercial Class	\$458,570,132
Industrial Class	\$1,940,000
Personal Property	\$21,823,920
Total Value	\$2,608,614,820

Following the mailing of tax bills in May, the Board of Assessors received 42 real property and 6 personal property abatement applications. The Board granted 24

real property abatements and 6 personal property abatements. The Board also granted statutory exemptions and/or deferrals to 108 taxpayers as follows:

Clause	Description	Exemption	Number	Taxes Exempted
Clause 17D	Surviving Spouse/Elderly	\$241.42	11	\$2,655.62
Clause 22	Veteran	\$400.00	20	\$8,000.00
Clause 37A	Blind	\$500.00	4	\$2,000.00
Clause 41C	Elderly	\$1000.00	36	\$36,000.00
Clause 5K	Senior Work Credit	\$750.00	26	\$19,500.00
Clause 41A	Tax Deferral	Deferral Varies	11	\$26,013.70
Totals			108	\$94,169.32

For Fiscal Year 2008, the Board granted Affordable Housing Tax Exemptions to 33 real property taxpayers as follows:

Description	Exemption	# of Properties	# of Units	Taxes Exempted
Affordable Housing Tax Exemption	100% **	33 ***	63	\$70,102.71

\*\* For that part of a property that is rented year round to low-income tenants at affordable rents, as defined by HUD guidelines.

\*\*\* Represents number of real property taxpayers who received exemptions.

During the summer of 2008, the Assessors' Office continued its neighborhood-by-neighborhood inspection program concentrating on residential properties in Provincetown. The office was once again greatly aided in this effort through the Town's continued funding of temporary Property Inspector positions, the duties of which were once again very capably carried out by veterans Frank Pantano and Carol Bergen. Staff completed more than 500 inspections from July through September.

Current board members: Leslie Parsons, Chairperson, DOR Certified, Patty Deluca, Member, DOR Certified, Greg Muse, Member, DOR Certified, Paul M. Gavin, Member, DOR Certified. Current assessing staff: Paul M. Gavin, MAA, Principal Assessor, Richard Faust, Assistant Assessor, Cheryl MacKenzie, Administrative Assistant.

Please visit our web site at [www.provincetown-ma.gov](http://www.provincetown-ma.gov) (Assessors' Database) for Online Property Record Cards, Frequently Used Forms, Frequently Asked Questions, Real Estate Sales Reports, Board of Assessors Meeting Notes and much more.

*Respectfully submitted,*

**Leslie Parsons**

Chair

**Treasurer/Collector****REPORT FOR THE FISCAL YEAR  
JULY 1, 2007 - JUNE 30, 2008  
COLLECTOR REPORT FY 2008****REAL ESTATE TAXES**

FY 2008	11,980,932.01
FY 2007	554,825.55
	<b>12,535,757.56</b>

**LANDBANK**

FY 2008	358,135.57
FY 2007	20,360.76
	<b>378,496.33</b>

**COMMUNITY PRESERVATION ACT**

FY 2008	303,396.39
FY 2007	14,733.72
	<b>318,130.11</b>

**SEWER BETTERMENT**

FY 2008	788,567.60
FY 2007	31,239.23
	<b>819,806.83</b>

**SEPTIC LOANS**

FY 2008	38,443.22
FY 2007	1,564.17
	<b>40,007.39</b>

**PERSONAL PROPERTY TAX**

FY 2008	96,019.72
FY 2007	6,451.38
FY 2006	413.83
FY 2005	402.46
FY 1992-2004	653.64
	<b>103,941.03</b>

**WATER RATES**

	1,814,767.07
	<b>1,814,767.07</b>

**SEWER USAGE**

971,608.36  
**971,608.36**

**MOTOR VEHICLE EXCISE TAX**

FY 2008 360,162.47  
 FY 2007 92,894.17  
 FY 2006 13,440.16  
 FY 2005 1,690.68  
 FY 1992-2004 802.68  
**468,990.16**

**BOAT EXCISE TAX**

FY 2008 13,021.50  
 FY 2007 1,355.00  
 FY 2006 573.00  
 FY 2005 60.00  
 FY 1992-2004 248.59  
**15,258.09**

**INTEREST, DEMANDS AND FEES**

TAX COLLECTIONS 67,333.00  
 MOTOR VEHICLE / BOAT EXCISE 9,297.89  
 WATER/SEWER USAGE RATES 34,311.48  
**110,942.37**

**TREASURY DEPOSITS FROM COLLECTOR 17,577,705.30**

**TAX REVENUE**

Provision for Abatements 18,761  
 Other Taxes 18,952  
 Municipal Lien Certificates 10,225  
 Tax Revenue under \$3000 2,069  
**\$50,007**

**TOWN REVOLVING ACCOUNTS**

Airport Revolving 117,273  
 ConCom Conservation Revolving 3,190  
 Police Revolving 279,455  
 Recreation Revolving 27,121  
 Shellfish Revolving 2,015  
 Town Hall - Auditorium Revolving 13,308  
**\$442,362**

**DEPARTMENTAL RECEIPTS TO TREASURER**

Assessors	\$6,541
Building Department & Permits	310,903
Cape End Manor	18,162
Cemetery	12,000
Department of Public Works	5,721
Fire Department	26,127
Harbor - Mooring, Docking & Ferry	119,998
Health Department	43,053
Library	4,733
Licenses	257,463
Management Information Systems	72,127
Planning Board Fees & Deposits	5,094
Police Receipts	14,939
Real Estate Transfers	49,930
Rents & Commissions	129,326
Sale Town Property	283,333
Sewer Betterments & Usage Charge	247,003
Tourism	470,249
Town Clerk	19,066
Landfill - Transfer Station	259,338
Recycling Receipts	5,835
Veterans	10,792
Water Department	62,833
Wastewater Department	37,221
Dept Receipts to Treasurer under \$30	3,813
	<b>\$2,475,600</b>

**PARKING RECEIPTS**

Parking Meters/Lots/Stickers	\$1,416,946
Parking Violations	173,305
	<b>\$1,590,251</b>

**TOWN TREASURY - OTHER RECEIPTS**

Administrative Consent Order Deposit	\$141,708
Bond Anticipation Notes & MWPAT In	10,524,344
Cable Fees	81,501
Conservation Commission Permits	3,387
County Receipts	5,813
Elderly Exemptions	19,076
Employee Portion - Benefits	325,100
Fuel/Gas & Oil	45,723
Historic Dist Comm Application Fees	11,750

Historic Dist Special Revenues	5,000
History Project Contributions	11,575
Insurance Proceeds under \$20K	16,000
Interest Revenues	173,734
Land Bank Reserve	27,902
Miscellaneous Receipts	63,138
Mt. Gilboa Rent	28,615
Muni Waterways	127,925
Sewer Rate Relief	6,038
Title V Repair Loan Program	10,691
Worker's Compensation	48,561
Other State Revenue	763,159
Town Treasury - Other Receipts Unde	6,936

**\$12,447,676**

**STATE AND FEDERAL GRANTS**

AIDS Health Grants	126,131
Airport Federal Grant	649,910
Childrens Place	9,430
COP Grant	11,299
Cultural Council	10,500
Elder Affairs Grants	4,914
Enhanced School Health Services	29,026
MCDBG Grant	1,011,000
Older Americans Title III	9,255
SPED Early Childhood	2,980
SPED Entitlement	35,319
SPED Program Improvements	65,591
State Grant Receipts	19,730
Teacher Quality	12,490
Title I	30,818

**\$2,028,393**

**SCHOOL RECEIPTS TO TREASURY**

Elementary School Revolving	55,723
School Athletic Revolving	4,610
School Choice Revolving	300,562
School Custodial Revolving	4,057
School Industrial Arts Revolving	3,731
School Lunch Revolving	67,792
School Usage Revolving	5,470
SPED Reimbursements	93,550
Student Activities Revolving	82,154



Truro Regular Tuition	580,303
School Receipts to Treasury under \$3	3,212
	<b>\$1,201,164</b>

**STATE RECEIPTS - CHERRY SHEET**

Additional Assistance	\$22,181
Lottery Distribution	149,971
Room Occupancy	574,749
School Aid - Chapter 70	271,201
State/Charter School	35,557
State Assessments	(446,201)
State Owned Land	49,455
	<b>\$656,913</b>

**OTHER RECEIPTS**

Pier	596,466
Trust Accounts	508,103
	\$1,104,569
<b>TOTAL TREASURER'S RECEIPTS</b>	<b>\$21,996,935</b>

**SUMMARY OF TREASURY ACTIVITY  
7/1/07 THROUGH 6/30/08**

<b>Cash July 1, 2007</b>	<b>\$10,434,225</b>
<b>Add: Net Receipts</b>	<b>39,574,641</b>
<b>Less: Net Disbursements</b>	<b>(36,488,287)</b>
<b>Cash June 30, 2008</b>	<b>\$13,520,579</b>

**BONDED DEBT****FY08**

USDA - Water Systems	\$373,300
General Obligation Debt - Miscellaneous	375,000
General Obligation Debt - Miscellaneous	140,000
Mass Water Pollution Abatement Tru	256,444
Mass Water Pollution Abatement Tru	119,572
Mass Water Pollution Abatement Tru	12,485,469
USDA - Pier Reconstruction	1,748,312
Mass Water Pollution Abatement Tru	73,988
General Obligation Debt - Miscellaneous	1,745,000
Mass Water Pollution Abatement Tru	156,675
General Obligation Debt - Miscellaneous	3,395,000
Mass Water Pollution Abatement Tru	2,038,723

General Obligation Debt - Miscellaneous	3,795,000
General Obligation Debt - Miscellaneous	4,810,000
Mass Water Pollution Abatement Tru	173,948
Mass Water Pollution Abatement Tru	5,600,000
<b>TOTAL BONDED DEBT BALANCE AS OF 6/30/08</b>	<b>\$37,286,431</b>

**TRUST AND GIFT FUNDS CASH BALANCES 6/30/08**

Beautification - Committee	\$6,161
Capt. Oliver Scholarship Fund	485,266
Cemetery - Perpetual Permanent	198,400
Community Center Gift Fund	5,996
Dorothy Perry Scholarship Fund	25,705
Education Gift Fund	10,451
Fireworks Gift Fund	26,106
Francis Scholarship Fund	1,082,640
Historic Preservation	7,755
John A Henry Trust Fund	465,868
Library Building Gift Funds	346,952
Library Trusts & Gifts	151,926
Police Education, Training, Mass Buy	11,049
Police Law Enforcement	36,360
Public Fountain Gift Fund	13,119
Recreation Gift Fund	3,634
Skate Park Gift Fund	14,939
Stabilization Fund	75,177
Town Scholarship Fund	11,186
Waterfront Access Gift Fund	152,587
Funds under \$2,000	7,997
<b>Total Trust and Gift Fund Balances -6/30/08</b>	<b>\$3,139,274</b>

<b>Employee Earnings</b>
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**Fiscal Year 2008**

<b>Employee Name</b>	<b>Position</b>	<b>Annual Earnings</b>
<b>ADMINISTRATION</b>		
Lynn, Sharon	Town Manager	<b>126,199.94</b>
Gardner, David	Assistant Town Manager	<b>56,054.14</b>
Hudson, Pamela	Secretary to Town Manager	<b>43,199.00</b>
Jackett, Beau	MIS Director	<b>66,447.94</b>

<b>Employee Name</b>	<b>Position</b>	<b>Annual Earnings</b>
Jarusiewicz, Michelle	Grant Coordinator	44,393.44
Johnstone, Douglas	Town Clerk	49,175.10
Fults, Susan	Assistant Town Clerk	38,463.02
Porter, Vernon	Secretary to Selectmen	43,316.52
<b>AIRPORT</b>		
Lisenby, Arthur W	Airport (Seasonal)	972.00
Woods, Melanie	Airport (Seasonal)	220.00
<b>COUNCILONAGING</b>		
Carrano, Valerie	Public Health/COA Director	54,386.88
Fabbri, Diane	On-Call Van Driver	6,348.53
Hottle, Christeny A	Outreach Worker	39,537.20
Hurst, Maureen	Secretary/Bookkeeper	44,097.60
Johnstone, Gladys	Cook	6,697.60
Saunders, Pauline	Aide	8,679.58
Woitalak, Dennis	Van Driver/Aide	37,965.80
<b>COMMUNITYDEVELOPMENT</b>		
Braun, Russell J	Local Building Inspector	58,727.28
Flores, Darlene	Administrative Assistant	37,819.60
Hautanen, Henry	Plumbing Inspector	1,935.32
VanAlstyne, Darlene	Licensing Agent	38,093.12
Notaro, Maxine	Permit Coordinator	48,499.96
Lawson, Amy	Housing Specialist (Resigned)	8,752.12
Schneiderhan, Edward	Electrical Inspector	24,891.88
<b>DEPARTMENT OF PUBLIC WORKS</b>		
Guertin, David	DPW Director	92,417.00
Turner, Sandra	DPW Deputy Director	67,863.94
Faris, Dana	Project Coordinator	51,884.94
Hutchinson, Alan	Head Mechanic	41,623.16
Michaud, Anna	DPW Administrative Assistant	36,009.06
Roderick, Jill	DPW Administrative Assistant	38,354.10
<b>Building &amp; Grounds</b>		
Lemme, Antonio H	Working Foreman	45,463.74
Andrews, Michael J	Custodian	42,495.68
	Revolving Account	5,889.12
	<b>Total Earnings</b>	<b>48,384.80</b>

<b>Employee Name</b>	<b>Position</b>	<b>Annual Earnings</b>
Herrick, Nathan R	Skilled laborer	38,874.56
Braddock, Kenneth	Attendant (Seasonal)	6,136.68
Cowing, Brian	Custodian	42,308.06
DeCosta, Priscilla	Attendant (Seasonal)	15,403.50
Gonzales, Anthony	Laborer (Seasonal)	15,978.84
Hadley, Steven	Laborer (Seasonal)	12,259.20
Haley, Pamela	Laborer (Seasonal)	3,104.16
Joseph, Denise	Supervising Attendant	22,280.82
Kalantzis, Anthony J	Maintenance	40,052.58
Knight, Linda	Laborer (Seasonal)	7,157.00
Machado, Ederlindo	Custodian	41,055.16
Martin, Stephen	Maintenance	42,113.25
Moss, Patrick	Laborer (Seasonal)	7,103.01
O'Rourke, Thomas	Attendant	23,899.80
Pacellini, Victor	Attendant (Seasonal)	4,202.88
Roderick, Ethel	Attendant (Seasonal)	5,380.32
Shepard, Daniel	Laborer (Seasonal)	2,836.56
White, Deborah	Attendant (Seasonal)	7,226.76
White, John	Attendant (Seasonal)	5,487.36
White, Steven D.	Attendant (Seasonal)	15,403.50
Wilhoite, Jackie	Custodian	40,843.92
	Revolving Account	5,631.35
	<b>Total Earnings</b>	<b>46,475.27</b>
<b>Highway</b>		
Bronsdon, Scott A	Working Foreman	46,110.47
Duarte, Ramao	Working Foreman	56,108.86
Legg, Roger	Skilled Laborer (Retired)	34,449.60
Martin, Craig	Skilled Laborer	48,537.25
Perry, Jeffrey	Skilled Laborer	44,731.90
Peters, Adrian	Skilled Laborer	29,316.98
Roderick, Paul	Skilled Laborer	48,785.30
Santos, Dennis	Skilled Laborer	46,441.75
Sparks, Mims E	Skilled Laborer (Deceased)	3,991.84
Watson, Jon	Skilled Laborer (Retired)	34,864.60
<b>Sanitation/Transfer Station</b>		
Butera, Flint	Laborer (Seasonal)	2,892.00
Cook, Peter	Skilled Laborer	39,988.10
Cox, Jeffrey	Skilled Laborer	42,211.46

<b>Employee Name</b>	<b>Position</b>	<b>Annual Earnings</b>
Menangas, Gerard L.	Working Foreman	53,774.23
Prada, Thomas	Laborer (Seasonal)	33,786.77
Richmond, James	Skilled Laborer	46,593.88
Roach, David	Skilled Laborer	45,076.52
Roderick, Christopher	Skilled Laborer	43,305.52
Smith, Larry	Skilled Laborer	43,907.12
<b>Water</b>		
Falbo, Arthur	Skilled Laborer	33,225.38
Matrango, Bernard	Skilled Laborer	48,167.74
McNulty, Margaret	Skilled Laborer	44,518.32
Pumphret, Michael R	Treatment Operator	42,827.77
Rose, Glen	Meter Technician	42,904.98
<b>Waste Water</b>		
Gamella, Ronald	Administrative Assistant	47,360.57
<b>FIRE DEPARTMENT</b>		
Trovato, Michael	Fire Chief	24,999.78
Mathews, Joyce	Department Secretary	44,044.48
Basine, Marcia	EMT	10,265.50
Branch, John C.	EMT - P	6,710.00
Cataldo-Roda, Julie M	EMT - P	10,590.00
Coelho, Michael	EMT	148.00
Coulter, Cynthia	EMT	1,695.25
Elliott, Eric	EMT	1,056.00
Fallas, Edward	EMT	3,422.50
Goldstein, Zack	EMT	280.00
Harding, Lori A	EMT - P	7,194.00
Macara, Joel A	EMT - P	11,172.00
Martinez III, Elias J	EMT	5,509.75
McGrath, Joseph	EMT Rescue Standby	9,450.00
Notaro, Daniel	EMT - P	11,382.00
Potter, Lisa M.	EMT - P	9,162.00
Rego, Linda	EMT	2,916.25
Ricard, Shawn M	EMT	9,823.00
Roda, Thomas L	EMT	252.00
Russell, Lorne	EMT	5,869.50
Smith, Bryan	EMT	9,166.75
Swanson, Nancy	EMT	5,026.50

<b>Employee Name</b>	<b>Position</b>	<b>Annual Earnings</b>
Tarala, Brandy	EMT-P	4,266.00
White, Justin	EMT-P	11,216.00
White, Katherine M	EMT	
<b>HEALTH DEPARTMENT</b>		
Carlson, Brian	Health Inspector	56,520.10
Evans, Jane	Health Agent	57,659.04
<b>LIBRARY</b>		
DeJonker-Berry, Debra	Library Director	59,372.04
Aull, Andrew	Relief Tech Asst	7,322.41
Cartwright, Ann	Circulation Aide	7,851.04
Earle, Andrew	Custodian	535.20
Gibbs-Brady, Irene	Circulation/Secretary	43,471.44
Hyams, Martha	Relief Tech Asst	8,893.08
Jarrett, Jeanne	Relief Tech Asst	3,278.23
Lustigman, Alexandra	Intern/Circulation Aide (Seasonal)	1,277.06
MacDonald, Karen	Assistant Library Director (Resigned)	39,699.06
Mahr, Diana	Circulation Aide	3,483.77
Packard, Susan	Circulation Aide	4,757.36
Parker, James	Circulation Aide	7,729.36
Peters, Eric	Circulation Aide	7,670.42
Smith, Mary B	Relief Tech Asst	12,277.25
Wells, Mary Alice	Circulation Aide	4,546.72
<b>MANAGEMENT INFORMATION SERVICES</b>		
Hellew, Janis	MIS Technician (Resigned)	
Kimball-Martin, Lynne	MIS Technician	39,098.80
Sapinski, Marcin	MIS Technician	37,761.10
<b>MUNICIPAL FINANCE</b>		
Bergen, Carol	Real Property Inspector (Seasonal)	1,376.54
Duarte, Cheryl	Dept. Secretary/Collector	43,794.48
Faust, Richard	Assistant Assessor	46,568.18
Gavin, Paul	Principal Assessor	50,547.90
Heilala, Alexandra	Director of Municipal Finance	65,679.90
Denietolis, James	Administrative Assistant	36,618.88
MacKenzie, Cheryl	Assessor's Admin Asst	37,037.54
McGloin, Margaret	Assistant Town Accountant	38,025.97
O'Brien, Linda	Treasurer	48,299.94

<b>Employee Name</b>	<b>Position</b>	<b>Annual Earnings</b>
Pantano, Frank	Real Property Inspector (Seasonal)	2,769.96
Silva, Irene L	Deputy Town Accountant	51,016.98
Stephen, Barry	Collector	50,370.06

**PARKING DEPARTMENT**

Barros, John	Attendant (Seasonal) (Deceased)	8,326.24
Benatti, Patricia C.	Parking Clerk/Bookkeeper	26,421.40
Bollas, Mary A	Attendant (Seasonal)	15,030.21
Branco, Bruce	Attendant (Seasonal)	15,583.29
Clinton, Renee	Attendant (Seasonal)	15,762.33
Cook, Marguerite	Attendant (Seasonal)	5,928.68
Gonsalves, Deborah	Meter Person/Assistant Clerk	31,160.20
Gutzler, Joell	Attendant (Seasonal)	14,575.47
Huey, Martin S.	Attendant (Seasonal)	3,598.92
McGhee, Bonnie	Attendant (Seasonal)	12,050.61
Medeiros, Francis	Attendant (Seasonal)	7,895.68
Perry, Kathy S	Attendant (Seasonal)	14,046.02
Perry, Katherine M	Attendant (Seasonal)	14,108.96
Power, John	Attendant (Seasonal)	15,680.70
Riley, Lawrence	Attendant (Seasonal)	3,417.52
Rosati, Domenic	Attendant (Seasonal)	23,590.45
Russell, Robert	Meter Reader/Technician	14,510.72
Santos, Cynthia	Attendant (Seasonal)	6,621.96
Seidel, Robert	Attendant (Seasonal)	12,884.04
Silva, Mildred	Attendant (Seasonal)	7,808.56
Souza, Ann	Attendant (Seasonal)	13,686.66
Stapp, John	Attendant (Seasonal)	14,261.14
Stewart, Robert	Attendant (Seasonal)	5,020.60

**PIER CORPORATION/HARBORMASTER**

McKinsey, William R	Pier Manager	49,000.12
Boden, Frederick	Assistant Harbormaster (Seasonal)	2,107.00
Campbell, Scott	Assistant Harbormaster	11,447.33
Costa, Warren	Assistant Harbormaster (Seasonal)	4,130.00
Davidson, John	Administrative Assistant	35,105.72
Fiset, Christopher	Assistant Harbormaster (Seasonal)	7,283.50
Petkov, Tihomir	Assistant Harbormaster (Seasonal)	3,766.00
Ribas, Luis	Assistant Harbormaster (Seasonal)	35,977.57
Silva, Patrick	Assistant Harbormaster (Seasonal)	15,074.51

<b>Employee Name</b>	<b>Position</b>	<b>Annual Earnings</b>
Steele, Duane	Assistant Harbormaster	<b>38,975.06</b>
<b>POLICE DEPARTMENT</b>		
Jaran, Jeff	Chief of Police	11,538.45
	Holiday Pay (On-Duty)	384.64
	<b>Total Earnings</b>	<b>11,923.09</b>
Tobias, Warren	Acting Police Chief/Staff Sergeant	98,428.91
	Holiday Pay (On-Duty)	2,963.68
	Longevity	1,600.00
	<b>Total Earnings</b>	<b>102,992.59</b>
Allen, Douglas	Dispatcher	42,688.72
	Overtime	6,543.39
	Longevity	400.00
	<b>Total Earnings</b>	<b>49,632.11</b>
Bartholomew, Sarah	Dispatcher	25,693.52
	Overtime	7,221.14
	<b>Total Earnings</b>	<b>32,914.66</b>
Carr, Michael	Police Officer	53,478.64
	Overtime	10,860.54
	Longevity	1,300.00
	<b>Total Earnings</b>	<b>65,639.18</b>
Carroll, Richard	Dispatcher	<b>925.98</b>
Cook, Lisa	Dispatcher	41,910.37
	Overtime	2,007.70
	<b>Total Earnings</b>	<b>43,918.07</b>
Cowing, Ruth Ann	Dog Officer	37,025.60
	Overtime	12.99
	Revolving Account	3,958.04
	Longevity	400.00
	<b>Total Earnings</b>	<b>41,396.63</b>
Dahill, Thomas	Records Clerk	43,665.25
	Overtime	2,037.17
	Longevity	400.00
	<b>Total Earnings</b>	<b>46,102.42</b>
Enos, Glenn	Police Officer	57,871.70
	Overtime	36,705.58
	Longevity	700.00
	Revolving Account	18,929.67
	<b>Total Earnings</b>	<b>114,206.95</b>
Golden, James	Sergeant	66,981.72



<b>Employee Name</b>	<b>Position</b>	<b>Annual Earnings</b>
	Overtime	40,140.90
	Longevity	1,000.00
	Revolving Account	17,369.78
	<b>Total Earnings</b>	<b>125,492.40</b>
Green, Roger	Janitor / Jailer	38,686.22
	Overtime	163.08
	Longevity	1,300.00
	<b>Total Earnings</b>	<b>40,149.30</b>
Himes, Monica	Police Officer	47,741.62
	Overtime	17,658.04
	Revolving Account	9,216.09
	<b>Total Earnings</b>	<b>74,615.75</b>
Joudrey, Paul	Police Officer (Resigned)	27,189.16
	Overtime	7,648.43
	Revolving Account	9,646.13
	<b>Total Earnings</b>	<b>44,483.72</b>
Langlois, Adam	Police Officer (Resigned)	6,232.11
	Overtime	2,385.26
	<b>Total Earnings</b>	<b>8,617.37</b>
Lopes, Carrie	Sergeant	70,412.82
	Overtime	19,892.74
	Longevity	1,300.00
	Revolving Account	2,754.72
	<b>Total Earnings</b>	<b>94,360.28</b>
Menangas, Martin	Police Officer	52,948.31
	Overtime	7,248.91
	Longevity	1,600.00
	Revolving Account	7,515.04
	<b>Total Earnings</b>	<b>69,312.26</b>
Mendillo, Michael	Dispatcher	12,732.53
	Overtime	818.86
	<b>Total Earnings</b>	<b>13,551.39</b>
Michael, Rachel	Police Officer	33,139.39
	Overtime	3,644.30
	Revolving Account	288.00
	<b>Total Earnings</b>	<b>37,071.69</b>
Palheiro, Robert	Police Officer	51,042.15
	Overtime	9,243.02
	Revolving Account	4,212.00
	Longevity	1,300.00

<b>Employee Name</b>	<b>Position</b>	<b>Annual Earnings</b>
	<b>Total Earnings</b>	<b>65,797.17</b>
Parks, Denise	Dispatcher	41,871.81
	Overtime	2,342.88
	Revolving Account	312.00
	<b>Total Earnings</b>	<b>44,526.69</b>
Pavao, Geoffrey	Police Officer	35,404.00
	Overtime	3,243.77
	Revolving Account	3,963.89
	<b>Total Earnings</b>	<b>42,611.66</b>
Peters, Rachel	Police Officer	47,844.21
	Overtime	18,168.79
	Revolving Account	13,378.66
	Longevity	1,600.00
	<b>Total Earnings</b>	<b>80,991.66</b>
Peters, Ryan	Police Officer	35,564.15
	Overtime	2,645.45
	Revolving Account	2,973.13
	<b>Total Earnings</b>	<b>41,182.73</b>
Peters, Scott	Police Officer	33,302.33
	Overtime	2,528.46
	Revolving Account	1,236.37
	<b>Total Earnings</b>	<b>37,067.16</b>
Poulin, Andrea	Secretary to Police Chief	<b>43,265.04</b>
Rapose, Jodi	Police Officer	54,937.00
	Longevity	1,300.00
	<b>Total Earnings</b>	<b>56,237.00</b>
Silva, Lawrence	Police Officer (Resigned)	35,016.60
	Overtime	2,555.88
	Revolving Account	2,405.44
	<b>Total Earnings</b>	<b>39,977.92</b>
Soyt, Kevin	Dispatcher	12,594.84
	Overtime	2,337.85
	<b>Total Earnings</b>	<b>14,932.69</b>
Steele, Thomas	Police Officer	54,263.05
	Overtime	19,747.52
	Revolving Account	13,171.73
	Longevity	400.00
	<b>Total Earnings</b>	<b>87,582.30</b>
Suchecky, Phillip	Sergeant	69,983.31
	Overtime	4,942.97

<b>Employee Name</b>	<b>Position</b>	<b>Annual Earnings</b>
	Longevity	1,300.00
	<b>Total Earnings</b>	<b>76,226.28</b>
Alves, Richard	Summer Police Officer	3,450.21
	Revolving Account	555.75
	<b>Total Earnings</b>	<b>4,005.96</b>
Aspessi, James	Summer Police Officer	10,786.09
	Revolving Account	5,958.75
	<b>Total Earnings</b>	<b>16,744.84</b>
Barone, Michael	Summer Police Officer	12,152.84
	Revolving Account	3,905.25
	<b>Total Earnings</b>	<b>16,058.09</b>
Bova, Anthony	Summer Police Officer	9,186.55
	Revolving Account	7,816.50
	<b>Total Earnings</b>	<b>17,003.05</b>
Cabral, Shirley	Matron	<b>5,522.40</b>
D'Amours, James	Summer Police Officer	8,262.47
	Revolving Account	4,764.00
	<b>Total Earnings</b>	<b>13,026.47</b>
Fiske, Rose-Marie	Summer Police Officer	<b>1,449.17</b>
Forbes, Emily	Summer Police Officer	2,809.64
	Revolving Account	994.50
	<b>Total Earnings</b>	<b>3,804.14</b>
Gallant, Scott	Summer Police Officer	3,014.83
	Revolving Account	341.25
	<b>Total Earnings</b>	<b>3,356.08</b>
Hennick, Gregory	Summer Police Officer	9,157.98
	Revolving Account	10,387.50
	<b>Total Earnings</b>	<b>19,545.48</b>
Hoey, Robert	Summer Police Officer	3,446.54
	Revolving Account	1,422.00
	<b>Total Earnings</b>	<b>4,868.54</b>
Jasset, Matthew	Summer Police Officer	2,803.78
	Revolving Account	624.00
	<b>Total Earnings</b>	<b>3,427.78</b>
Kennedy, Caitlin	Summer Police Officer	9,828.79
	Revolving Account	3,176.25
	<b>Total Earnings</b>	<b>13,005.04</b>
Langone, Paul	Summer Police Officer	7,706.78
	Revolving Account	341.25
	<b>Total Earnings</b>	<b>8,048.03</b>

<b>Employee Name</b>	<b>Position</b>	<b>Annual Earnings</b>	
Marscher, Charles	Summer Police Officer	8,929.89	
	Revolving Account	2,317.50	
	<b>Total Earnings</b>	<b>11,247.39</b>	
Metcalf, Alyssa	Summer Dispatcher	<b>1,888.01</b>	
	Pineau, Jeremy	Summer Police Officer	2,932.76
		Revolving Account	312.00
	<b>Total Earnings</b>	<b>3,244.76</b>	
Saunders, Hannah	Summer Police Officer	3,136.69	
	Revolving Account	468.00	
	<b>Total Earnings</b>	<b>3,604.69</b>	
Spoor, Kevan	Summer Police Officer	11,169.61	
	Revolving Account	7,449.00	
	<b>Total Earnings</b>	<b>18,618.61</b>	
Sullivan, Dennis	<b>Total Earnings</b>	<b>3,648.89</b>	
Thomas, Donald	Summer Police Officer	<b>11,102.60</b>	
Roach, James	Intermittent Police Officer	<b>1,887.15</b>	
White, Lee	Intermittent Police Officer	<b>3,487.13</b>	
Worthington, Jan	On-Call Dispatcher	<b>1,595.80</b>	
<b>RECREATION</b>			
Trewhella, Tracy	Recreation Director	<b>46,523.36</b>	
Motta, Brandon	Assistant Recreation Director	<b>33,788.49</b>	
Coleman, Corey	Summer Recreation Leader	<b>3,085.24</b>	
Despres, Molly	Summer Recreation Leader	<b>4,457.57</b>	
Felton, Laurel	Summer Recreation Leader	<b>4,265.30</b>	
Lomba, Melissa	Summer Recreation Leader	<b>4,583.06</b>	
Menangas, Derek	Summer Recreation Leader	<b>5,031.34</b>	
Silva, Emma	Summer Recreation Leader	<b>4,225.75</b>	
Trovato, Kelsey	Summer Recreation Leader	<b>4,604.08</b>	
Tobias, Caitlin	Summer Recreation Leader	<b>5,180.41</b>	
Weber, Brandi	Summer Recreation Leader	<b>4,153.02</b>	
Zawaduk, Shelby	Summer Recreation Leader	<b>4,062.86</b>	
<b>SHELLFISH</b>			
Jackett, Anthony	Shellfish Constable	<b>40,180.00</b>	
<b>TOURISM</b>			
Bowden, Lisa	Tourism Director	<b>24,692.25</b>	
Schneider, Bill	Tourism Director (Resigned)	<b>7,953.96</b>	

Employee Name	Position	Annual Earnings
<b>TOWN NURSE</b>		
Manning, Patrick J	HIV Grant Prog Coordinator	31,522.40
<b>TOTALEMPLOYEE EARNINGS</b>		<b>6,367,460.06</b>
<b>Senior Tax Rebate</b>		<b>19,025.76</b>
<b>Total Gross Payroll Per Payroll Register 06/30/2008</b>		<b>6,386,485.82</b>



**What We Do:** The Department of Community Development (DCD) serves the citizens of Provincetown, in both a regulatory and planning capacity. Our *raison d'etat* is the life safety and well being of those citizens and our visitors. We do this without bias or prejudice toward any individual or group. We also strive to be appropriately funded by those parties directly benefiting from our services.

**Current Focus:** It is our role to help facilitate positive economic and physical development in the town while protecting the safety and well-being of the public relative to the built environment. One current effort by this department is to help create a more knowable permitting framework which will help engender positive economic development. We are working to achieve this by creating a work environment where information will flow more simply and by creating easier to understand permits. We are also looking at the possibility of on-line permitting and more complete on-line databases so that project proponents have easier access to the information in our files. We view this as a great benefit to the public and a way to increase department efficiency. At this time, unfortunately, the funding climate is such that this project is indefinitely postponed. 2008 brought us the 7<sup>th</sup> Edition of the Massachusetts State Building Code which contains a sea-change of requirements for property owners, building contractors and designers. We have spent much time getting up to speed with these changes and are striving to develop understandable standards for the public and design community.

**A Year of Transition:** The Department of Community Development includes the Building, Licensing and Health Departments as well as staffing for the Planning Board, Zoning Board of Appeals, Historic District Commission, Conservation Commission, Community Housing Council, Licensing Board and

the Board of Health. FY 2008 saw personnel changes marked by the departure Matt Mulvey as Interim Building Commissioner and the appointment of Russell Braun as Building Commissioner. The position of Local Building Inspector has been filled by Justin Post.

**Regulatory Management and Planning:** Regulatory management includes zoning enforcement, permit review and issuance, building inspection (construction, life safety, energy, gas, plumbing, electrical), health (sanitary, clinical or public health) and licensing (food service, lodging, liquor, entertainment, business). Our planning function provides staff support to various boards, commissions and committees. Provincetown will continue to be challenged by the critical issues represented by limited land area, preservation of resources both natural and built. We endeavor to lend our expertise in regulatory issues and land use to engender positive economic development as well.

**Zoning:** In addition to being a part of the plan review process, Zoning involves fielding complaints and investigating infractions on a daily basis. The Zoning Enforcement Officer makes visits to public establishments to check for compliance. This can result in incident reports and correspondence, including cease and desist orders and ticketing.

**Building Inspection:** This includes permit review and field inspections. The Department of Community Development has 3 inspectors on staff, plumbing/gas, electrical and building. The Local Building inspector is available on a daily basis and the Plumbing/Gas and Electrical Inspectors are available part time.

**Health:** The Health department implemented high priority objectives such as improving public and environmental health, water testing and beach closures, food service establishment inspections, household hazardous waste collections, food handler training, rabies/disease surveillance, reporting and education. Planning and coordination with first responders and other departments and agencies to ensure preparedness in the event of an outbreak of infectious diseases such as Avian Flu have continued to be a top priority. Health department continues to work on disaster preparedness and implementation of the new sewer system. Another aspect of the Health team is liaison to Conservation Commission.

**Licensing:** The Licensing Department has a full time Licensing Agent on duty daily to serve Provincetown's businesses. Licenses are issued in 5 general categories: alcohol sales, entertainment, lodging, food service, and miscellaneous business.

Provincetown is known for its unusually large percentage of citizen participation in town government. The town is what you make. We at DCD would once again like to thank all of the citizens of Provincetown for their interest, cooperation, comments, support and suggestions.

*Respectfully submitted,*

**Russell Braun**

Building Commissioner

### Board of Fire Engineers

This year the Provincetown Fire Department answered approximately 172 calls. The Rescue Squad and the Lower Cape Ambulance crews continue to be extremely busy with all types of calls and hospital runs. Once again, we consider ourselves very fortunate that they were all answered safely. Every year many more different types of affairs continue to happen in Provincetown all year round. These events have proven to be very successful and we are all pleased with the results, however, a longer season and more visitors do put more of a demand on this department.

In December of 2007 we added a third Ambulance to our Rescue Squad. This is our newest piece of fire apparatus. There were many times when our ambulances and the two Lower Cape Ambulances were on runs to Cape Cod Hospital and we had to rely on mutual aid from another town. This third ambulance has helped to reduce our need to call for a mutual aid ambulance and it is nice to have a third ambulance handy when one or more of the ambulances are out of town or out of service.

The Provincetown Fire Department had a fire apparatus replacement program in effect for many years. This program got way off track when the new type apparatus would not fit into our old Cape Cod type fire stations. Once we got into our new station on Shank Painter Road we started to play catch up with apparatus replacement. We took delivery of Engine 194 in May of 2006 and with this delivery all of our apparatus is within nine years old except for the 1961 Ladder truck. Our Ladder truck was put together in 1996 on a new Ford Chassis using the 1961 Maxim Ladder from an old ladder truck that we purchased from Central Falls Rhode Island. We got the pump from an old Fire Engine that we purchased from Sandwich Massachusetts. While new ladder trucks were selling for five hundred thousand dollars we got this ladder truck put together for one hundred and sixty eight thousand dollars. We were extremely proud of our accomplishment and our ladder truck. We had finally got our fire apparatus replacement program back on track.

On November 9, 2008 while out on a weekly road test our ladder truck was involved in an accident, rolled over and was destroyed. We are extremely sorry

that this accident occurred and for the circumstances that seem to have been the cause of this accident. We are now faced with the challenge of finding a ladder truck small enough to fit through our narrow streets and finding the funds to pay for it. We had our ladder truck insured for three hundred and fifty thousand dollars. That was more than twice what we paid for it but about three hundred thousand dollars short of what we now need to replace it. The Firemen's Association purchased from Orleans Massachusetts the old 1974 Maxim ladder truck for four thousand dollars to get us by until we can come up with a new ladder truck. This truck is very large and it will not fit down a lot of streets in Provincetown and it is an antique. We are hoping that it will last until we can get a new ladder truck. We sent our old ladder truck out every year to have the ladder tested. We knew due to its age one day that 1961 ladder would not pass inspection and we would be faced with the entire cost of a new ladder truck. We were hoping for some type of grant to come along to help with the replacement of this apparatus. We never expected to lose our ladder truck in this manner. We were fortunate to have had at the suggestion of Paul Silva from Benson Young and Downs the three hundred and fifty thousand dollars of coverage on our truck. It is not full replacement cost but it is about three hundred and forty thousand dollars more than the actual cash value of our old ladder truck. Getting the fire apparatus replacement program back on track was a great accomplishment for this department and the Town of Provincetown. It had taken us many years for us to achieve this goal. I can't begin to tell you how sorry, disappointed and discouraged we are over the loss of our ladder truck. We are very fortunate that no one was injured or killed. We realize that this could not have happened at a worse time in our troubled economy. We have always done our best to get the job done and save the town as much money as possible with the time that we give and the way we purchased equipment. We saved approximately three hundred thousand over a new truck when we put our ladder truck together. Now we will need three hundred thousand for a new ladder truck. The new truck should last twenty five to thirty years. I know that this is a huge expense but the town really needs a ladder truck. We are very sorry that this accident has happened but we cannot change things and we are trying to move forward. We continue to get the job done with no large payroll or benefit packages. All that we ask is for the equipment to get the job done. This is the same equipment that would be needed if we had a full time staff. The Rescue Squad purchases all of their equipment, with the exception of the trucks, with funds that the members raise through the Rescue Squad Association. If it weren't for their efforts our operating budget would be considerably more. Once we reach our goal again, we will be replacing the fire trucks every twenty years the ladder truck every twenty-five years and the rescue trucks every eight to ten years. Please keep in mind that mutual aid from other departments can only get here from one direction, we have to be self sufficient. Provincetown has the furthest run to a hospital than any other town in the Commonwealth; our fire and rescue trucks have to be in excellent condition to answer the amount of calls that this department answers.



Our goal has always been to operate as a volunteer department for as long as possible. This not only saves the town a lot of money, but it provides a large number of personnel to any type of incident when needed. If we had a full time department, you would get two or three firemen on duty for that shift and most times that would not be enough personnel to handle the incident. To date our system works well. However, we have and continue to lose many members of this department due to lack of affordable housing in our town. Many of our dedicated members have had to move from our community because of the lack of affordable homes or affordable year-round apartments. The time has come if we are going to save this department to find some kind of housing for our people. We need two and three bedroom homes and apartments that are available and affordable. The membership of this department has historically been made up of fisherman, carpenters, plumbers, electricians, the folks from our local appliance company, gas company, oil company, insurance agency, basically the tradesmen and women of our community. When we answered any type of call we had an expert on the scene for any type of incident that we could possibly be called out to handle. That is what made this department so great. I can't think of any other department that could turn out to an incident with this many people with that kind of talent. Some of us are second, third and fourth generation firefighters and we would like to see this proud tradition continue for another one hundred years. However, the only way this can happen is if we find a way for our tradesmen and women to find affordable housing. We need to keep these people here for all of the services that they provide to our community. We also need to keep the school system going so we can continue to have second, third and fourth generation firefighters to continue this proud tradition. If the school goes away I am afraid that we will lose the very people that have for so many years kept this department going and have provided many other services to this community. Our members give a great deal of their time for little or no compensation. This is a very dangerous business and all we have ever asked for is the proper equipment to protect us so we can get the job done to better serve the citizens of Provincetown. Now we are faced with this housing situation and we are asking for some kind of solution to this problem. We are thankful for everyone's support of this department.

The Firemen's Association is continually thinking of ways to raise money. These funds are used to make improvements around the station, purchase equipment, maintain the Franklin J. Oliver Scholarship Fund and for many other projects. Our 1936 American LaFrance Fire Engine is very close to the end of our restoration project. This project has taken a lot more time and money than originally anticipated. However, this piece of fire apparatus is part of our firefighting history and the end result will be well worth it. A lot of time and effort has gone into this project. This is the oldest motorized piece of fire apparatus that we have managed to retain. When this truck is completed and shows up in the Fourth of

July Parade every one will be able to enjoy this beautiful classic. We truly appreciate every ones support, it is your generous donations and continued support that makes projects like these possible.

In the fall of 2007 we answered approximately 13 arson fires in our community. The fires started on October 17<sup>th</sup> and continued until November 27<sup>th</sup>. They varied from brush fires to dumpsters to houses under construction and finally to unoccupied homes. One of the fires in an unoccupied home injured and could have killed one of our firefighters when an entertainment center fell through the second floor into the basement and hit him in the head. The arson fires stopped as mysteriously as they started in late November of 2007. These fires are still under investigation by the Sate Fire Marshal's office and other agencies. To date, no one has been charged with these crimes.

We continue to plan for the future and are always looking for better ways to serve the citizens of Provincetown. Once again, I would like to thank everyone for their generous donations to the Firemen's Association and the Rescue Squad Association. Your donations make it possible for these organizations to purchase much needed equipment for our department.

In closing, I would like to thank the dedicated Fire and Rescue members for always being there, Town Manager Sharon Lynn, The Board of Selectmen, Fire Inspector Ed Schneiderhan and all other Town Departments and the citizens of Provincetown for their continued cooperation and support. A special thanks to Secretary Joyce Mathews, I just couldn't do this job without her.

*Respectfully submitted,*

**Michael S. Trovato**

Fire Chief

### **Provincetown Fire Department 2008**

Michael S. Trovato, Fire Chief  
Warren G. Alexander, Deputy Chief  
Russell V. Zawaduk, District Chief 1  
James J. Roderick Jr., District Chief 2  
Gerard L. Menangas, District Chief 3 & 4  
John Reis, District Chief 5  
Ronald White, Rescue Engineer  
Joyce A. Mathews, Administrative Assistant

**Provincetown Fire Department 2008 (continued)****Engine Company #1**

Paul Silva, Captain  
Vaughn Cabral, Lieutenant  
Luis Ribas, Steward  
Mark Lambrou  
David White  
John Bumpus  
Francis Santos  
Aubrey Gordon  
Malcolm Kerr Hunter  
Andrew Souza  
Chad Edwards  
Cody Edwards  
Jada Reis  
Jaytin Reis

**Ladder Company #2**

E.J. Martinez, Captain  
George Felton, Lieutenant  
Elias J. Martinez III, EMT/Steward  
Carl Sawyer Jr. (Retired)  
Paul Roderick  
Thomas Roda, EMT-P  
John Browne  
Justin White, EMT-P  
Jamie White  
Jeremy Felton

**Engine Company #3**

James J. Meads Jr., Captain  
Joel Macara, EMT-P/Lieutenant  
Craig Martin, Steward  
James Richmond  
Scott Enos  
Adrian Peters  
Manuel Pedro Verde

**Engine Company #4**

Jeffrey Perry, EMT/ Captain  
Rachel Peters, Lieutenant

David Gonsalves, Steward  
Tim Caldwell  
Bruno Ribas  
Jose Fernando Hernandez  
Rodrigo Santos  
Mohammed Faisal  
Christy Douglas  
Christian Waugh  
Bruce Henrique  
John Souza III  
Jonas Ayala

**Engine Company #5**

Roger Martin, Captain  
Marcia Basine, EMT/Lieutenant  
Jeffrey Notaro, Steward  
Michael Coelho, EMT  
Chris Enos  
Jonathan Sinaiko  
Michael Coelho Jr.  
Brian Alexander  
Lorne Russell, EMT  
Daniel Notaro, EMT-P

**Rescue Squad**

Tom Roda, EMT-P/Captain  
Monica Himes, EMT/Lieutenant  
Julie Cataldo Roda, EMT-P/Steward  
Bryan Smith, EMT/Steward  
Adam Wolf, EMT  
Joel Macara, EMT-P  
Daniel Notaro, EMT-P  
Kenneth Oxtoby, EMT-P  
Ronald White, EMT  
Michael Coelho, EMT  
Lynda Trovato, EMT  
Marilyn Monks, EMT-P  
Marcia Basine, EMT  
Nancy Swanson, EMT  
Linda Rego, EMT

**Rescue Squad (cont.)**

Denise Russell Parks, EMT	Douglas Allen, EMT
Justin White, EMT-P	Shawn Ricard, EMT
Michael Anderson, EMT	Eli Martinez III, EMT
Glenn Enos, EMT-I	Lorne Russell, EMT
James Golden, EMT	Ed Fallas, EMT
Thomas Steele, EMT	Rodrigo Santos
Lisa Potter, EMT-P	Fernando Hernandez
Brandy Tarala, EMT-P	Betsy Gertz
Zack Goldstein, EMT	

**2008 Fire Report of Calls**

<b>Fires</b>		LPG Leaks	2
Structure Fire	6	Suspicious Activity	8
Brush, Grass Fire	4	White Powder Incident	1
Chimney Fire	2	<b>Service Calls</b>	
Pier Fire	2	Unauthorized Burning	1
Refuse Fire	2	Elevator Malfunction	2
Boiler room Fire	1	Water Leaks	2
Propane tank Fire	1	<b>Good Intent Calls</b>	
Cooking Incident	7	Oil Burner Malfunction	4
<b>Hazardous Conditions</b>		Smoke/Odor Scare	19
Motor Vehicle Accident	22	Propane/Odor Scare	5
<b>Wires Down:</b>		<b>False Alarms</b>	
Telephone/Cable	3	CO2 Detector Alarm	7
Electrical	5	Alarm System Malfunction	30
Power Outages	1	Unintentional False Alarm	12
Arcing/Shorted		Intentional False Alarm	2
Electrical Equipment	8	<b>Rescue/EMS Incidents</b>	
Spill/Leak No Ignition	6	Medflight Standby	3
Carbon Monoxide Incident	4	<b>Total Calls</b>	<b>172</b>

**2008 Rescue Squad Annual Summary of Calls**

Abdominal Pain	44	CVA/Stroke/TIA	13
Allergic Reaction	16	Dehydration/Hypovolemia	7
Altered Loc	8	Diabetic	21
Behavioral/Psychiatric	50	Dizziness	35
Bleeding	13	DOA/Obvious Death	6
Burns	9	Drowning/Near Drowning	0
Cardiac	54	Electrocution	0
Cardiac Arrest	3	General Illness	63
Chest Pain	44	Hyperthermia/Heat Exposure	4

**2008 Rescue Squad Annual Summary of Calls (cont.)**

Hypothermia/Cold Exposure	5	Poisoning	3
Injury, Closed Head	23	Respiratory	73
Injury, Orthopedic	111	Seizure	17
Injury, Soft Tissue	200	Sepsis	3
Injury, Other	24	Syncope	36
Multi-Trauma	9	Other	86
Nausea/Vomitting	32	No Patient	0
Neuro/CNS Injury	6	Patient Assist	11
No Complaint	64	<b>Total Monthly Calls</b>	<b>1154</b>
Obstructed Airway	3		
Obstetric/GYN Emergency	1	<b>TRANSPORT TO OCHS</b>	<b>4</b>
Overdose	23	<b>TRANSPORT TO CCH</b>	<b>743</b>
Pain, Not Otherwise Specified	34	<b>TRANSPORT BY MED-FLIGHT</b>	<b>2</b>

<b>Growth Management Report</b>
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This report constitutes the Annual Growth Management report required by Section 6600(3) of the Provincetown Zoning By Laws. As the Zoning By-Law is currently written, the required Annual Growth Management Report will have no effect on the growth management allocations for 2009 or for future years. The current annual review process determines whether or not the Board of Selectmen can recommend an amount for the Growth Limitation Goal Allocations specified in the By-Law for only Categories 1a, 1b, and 1c, but since the Category 1 allocations “sunset” after 2008, there are no allocations to approve for 2009. On the other hand, the specified allocations for Categories 2 through 4 and the Surplus Gallonage Pool process for Category 5 are not currently subject to the Annual Review process or a recommendation of the Board of Selectmen.

If the proposed Amendment to the Zoning By-Law is approved at the April 2009 Town Meeting, this will strengthen the role of this Annual Report by requiring that the allocations for all of the categories will be subject to the annual review process, including the Board of Selectmen’s recommendations as to the amount of the Growth Limitation Goal Allocations for the upcoming year following a required Public Hearing. From a review of the available data, the following findings and a recommendation are made:

***Findings - Water - A Decrease in Average Daily Water Withdrawal to a Level Below DEP’s Permitted Level - Again***

Whereas DEP’s permitted average daily withdrawal is 850,000 Gallons Per Day (GPD) (with noncompliance at 950,000 GPD) and based on water withdrawal at 653,895,038 GPD, we will be below the GM threshold and in full compliance.

Historically:	YEAR	YEAR PUMPAGE	AVGDAILY
	2004	303,744,527	832,000
	2005	286,405,157	784,000
	2006	264,522,983	725,000
	2007	238,931,037	654,000
	<b>2008</b>	<b>253,895,038</b>	<b>695,602</b>

It is noteworthy that each year major system improvements are made yet we remain one of the most challenged systems in the state; challenged as a result of our reliance on barely adequate groundwater sources with no redundancy.

***Findings - Solid Waste Disposal – Tonnage Shipped to SEMASS Decreased***

While we have a license that allows us to handle to a maximum of 5,000 tons annually at the Transfer Station, we have yet to recently exceed that threshold. Indeed, with the institution of the new recycling program as brought forward by staff and the new Recycling & Renewable Energies Committee in July 2007, we are now seeing a noticeable decrease in waste tonnage and a corresponding increase in recycling. We pay for both the shipping of trash to SEMASS and its disposal as a tipping fee, and we receive income from recycled paper and cardboard. Moreover, we pay nothing for the other recyclables to be removed. Simply a good deal.

Historically:	YEAR	TONNAGE [to SEMASS]
	2004	4,575
	2005	4,340
	2006	4,255
	2007	4,129
	2008	3,563

***Findings - Septage Pumping – Continues to Decrease***

While peaking in 2002, recently compiled data for 2008 again reflects a decline. Though not a requirement for the *findings process*, septage pumping is an indicator of infrastructure health and shed light on other evaluated trends. Note that centralized wastewater operations commenced in July of 2003. Clearly, the data below delivers a clear picture of a less clear fluid.

	2002	2003	2004	2005	2006	2007	2008
Month							
Jan	69	47	56	20	34	36	5
Feb	67	21	66	27	39	37	31
Mar	53	58	33	48	43	23	58
April	107	111	90	80	58	73	56

May	160	119	101	69	80	89	89
June	154	139	25	109	105	69	72
July	213	229	89	101	71	89	96
Aug	204	172	81	89	74	88	70
Sept	172	117	83	67	50	75	57
Oct	94	104	81	65	57	74	60
Nov	32	82	68	94	96	43	52
December	47	38	52	33	44	30	6
<b>Year to Date</b>	<b>1,3721,319</b>	<b>825</b>	<b>843</b>	<b>751</b>	<b>725</b>	<b>652</b>	

\*frequency of pumping= the number of times any tank was pumped

**Findings – Wastewater System Flow at the Plant - Capacity Remains**

Commencing operations on July 2003 with some 520 properties being served then and with an additional 170 properties served by Phase II beginning in 2008, there is still unused capacity at the treatment plant. We are currently permitted for 575,000 gallons per day having successfully proven to DEP that even after reserving capacity for the *red dots*, there is additional plant capacity. The proposed East End optimization will free up capacity on the East Main, thus providing for additional connections in this area of town.

	2003	2004	2005	2006	2007	2008	Diff 07 to 08
Jan		1,445,640	2,122,283	2,393,059	2,164,925	2,225,552	60,627
Feb		1,303,300	2,397,980	1,927,674	1,946,086	2,108,585	162,499
Mar		1,749,942	2,335,573	2,248,695	2,165,158	1,979,689	(185,469)
Apr		2,412,911	2,899,703	2,886,753	3,001,948	2,457,311	(544,637)
May		3,911,838	4,425,125	4,630,246	4,217,612	4,029,829	(187,783)
Jun		5,011,526	5,389,781	5,700,329	5,620,535	5,348,975	(271,560)
Jul	699,176	7,693,771	8,538,931	8,721,308	8,686,236	8,610,765	(75,471)
Aug	2,001,906	8,110,351	8,977,337	8,896,437	9,039,840	8,927,377	(112,463)
Sep	1,388,572	5,271,005	5,779,896	5,579,373	5,868,868	5,106,447	(762,421)
Oct	1,572,183	4,323,057	4,757,871	4,183,489	4,324,823	3,910,683	(414,140)
Nov	1,221,040	3,348,443	2,856,522	2,620,870	2,710,076	2,452,268	(257,808)
Dec	1,575,837	2,736,729	2,636,499	2,427,465	2,468,372	2,050,476	(417,876)
<b>Totals</b>	<b>8,458,714</b>	<b>47,318,513</b>	<b>53,117,501</b>	<b>52,215,698</b>	<b>52,214,479</b>	<b>49,207,957</b>	<b>(3,006,522)</b>

July 4th	Flow	Carnival	Flow
Jul-06	360,717	Aug-06	349,800
Jul-07	353,569	Aug-07	352,000
Jul-08	352,264	Aug-08	349,092

Flow in gallons per water billing period

Date	Peak	Off-Peak
2007	530,000	140,000
2008	670,000	Spring 09

The Laundromat was hooked up in April 2007 and from all account is a success. The first full billing period for the Laundromat was the peak 2007 period.

***Findings – Tracking Building Permits – per category***

The following represents the amount of gallons issued by growth management permits in each of the five General Use Categories (described below):

<b>Category 1</b>	<b>0 gallons used</b>
<b>Category 2</b>	<b>0 gallons used</b>
<b>Category 3</b>	<b>2090 gallons used</b>
<b>Category 4</b>	<b>700 gallons used</b>
<b>Category 5</b>	<b>4408 gallons deposited; 9784 gallons used</b>

**Categories:****GENERAL USE CATEGORY 1**

- 1a. Affordable Housing Units
- 1b. Medium Income Community Housing Units
- 1c. Middle Income Community Housing Units

**GENERAL USE CATEGORY 2**

The non-affordable housing components of project consisting of:

- 2a1 Multi-family dwellings projects that consist of 50%-99% affordable housing
- 2a2 Two-family dwellings projects that consist of 50%-99% affordable housing
- 2a3 Single-family dwelling projects that consist of 50%-99% affordable housing
- 2b1 Multi-family dwelling projects that consist of 33%-49.9% affordable housing
- 2b2 Two-family dwelling projects that consist of 33%-49.9% affordable housing
- 2b3 Single-family dwelling projects that consist of 33%-49.9% affordable housing

**GENERAL USE CATEGORY 3**

- 3a. Expansions or alterations to existing residential structures or uses that result in increased Title 5 flow, not to exceed the Title 5 Design Flow pursuant to 310 CMR 15.203(2) for one bedroom per year per applicant not to exceed a total of 330 gallons per year.”
- 3b. Single-family dwelling, one per lot; two family dwelling, one per lot.
- 3c. All other market rate residential projects without affordable housing components that result in increased Title 5 flow.

**GENERAL USE CATEGORY 4**

- 4a Office, Artists’ Studio, For profit Nursing home, For profit Outpatient Rehabilitation Facility



- 4b Boarding, Lodging or Tourist Homes
- 4c Hotel, Motel, Inn, Camp, Cabin
- 4d Restaurant and Bar
- 4e All other uses, expansions or alterations to existing structures or uses and any change in use or increase in posted occupant load that results in increased Title 5 Design Flow.

GENERAL USE CATEGORY 5

5a Economic Development pursuant to an Economic Development Permit.

**Recommendation:** Based on the provisions of the Growth Management Zoning By-Law - *pursuant to ATM, April 3<sup>rd</sup> 2006, Article 22, Zoning By-Law Amendment as adopted* – The following gallons are to be added to each category as follows for calendar year 2009:

- Category 1a**      **0 gallons**
- Category 1b**      **0 gallons**
- Category 1c**      **0 gallons**
- Category 2**        **1,870 gallons**
- Category 3**        **1,100 gallons**
- Category 4**        **700 gallons**
- Category 5**        **0 gallons**

## Licensing Board

In 2008 the Provincetown Licensing Board continued its mission to assist local businesses, while at the same time assuring they abided by the applicable rules and regulations.

Current Board members are Cass Benson, Chair; Todd Wager, Vice Chair; John Foley, Liz Angelino, George Young, and Jim Sheehan, our newest member. As the year ended, the Board had one alternate member position open. Licensing Agent Darlene Van Alstyne’s efforts have enhanced the board’s work.

The Board held 25 meetings in 2008 and continues to remain flexible in addressing the needs and concerns of the public. The Board, with the assistance of the Licensing Agent, processed over 483 licenses. Revenue to the Town through the licensing process amounted to approximately \$262,093.91.

**Licenses Approved by the Licensing Board**

- |                                 |                             |
|---------------------------------|-----------------------------|
| Alcohol – 73 Licenses           | Art Gallery – 9 Licenses    |
| Auto Sales – 2 Licenses         | Common Carrier – 2 Licenses |
| Common Victualler – 60 Licenses | Entertainment – 74 Licenses |

**Licenses Approved by the Licensing Board (continued)**

Fortune Teller – 9 Licenses	Inn Holder – 14 Licenses
Lodging – 74 Licenses	Outdoor Artist – 5 Licenses
Parking Lot – 19 Licenses	Pedicab – 4 Licenses
Pedicab Operator – 24 Licenses	Special Entertainment – 14 Licenses
Special Liquor – 7 Licenses	Special Parking Lot – 2 Licenses
Stables – 1 Licenses	Taxi Cabs – 18 Licenses
Taxi Operators – 54 Licenses	Transient Vendor – 18 Licenses
Transfers/Amendments – 20 Licenses	

**Licenses Processed Through the Dept.  
Which Do Not Require Board Approval**

Camps Cabins and Motels – 43 Licenses  
 Corporation Retail or Year Round Retail – 246 Certificates  
 Food Service Permits – 191 Permits  
 Renters Certification - 313

**Code Compliance Incidents**

Letters of Violations sent by Licensing Agent - 17  
 Noise Complaints – 25  
 Tickets Issued by Licensing Agent – 15  
 Bar Checks - 119  
 Show Cause Hearings/Discussions with Board - 1

Our goals for 2009 will be to continue to review and update the Board's Rules and Regulations; to work with other Boards on issues of mutual concern to the community; provide knowledgeable and efficient staff service; and to address business concerns in a flexible and fair manner. This Board will continue to strive to meet the needs of the public, while assuring that local, state, and federal regulatory licensing requirements are met.

*Respectfully submitted,*

**Cass Benson**

Chair

**Parking Administration**

The Parking Department manages the parking system in Provincetown, including on and off street parking, meters, parking permits, regulations, and enforcement. The Town has two attended parking lots, six off street metered lots, one permit only lot, and six on street metered parking zones which represent approximately 1185 revenue producing spaces. The Jerome Smith lot is not included in this count because as of November 2008, it was closed to become the temporary

home for Town Hall. This lot is now available only to Town Hall employees, people conducting business in Town Hall, the skateboard park users, and the people attending games in the soccer field. Tour buses will use Grace Hall lot #3 with its easy access off Shankpainter Road. Campers and vehicles with weekly permits will park in Grace Hall lot #4.

The department serves thousands of people each season. In 2008, there were 7,315 citations issued, up 740 tickets from 2007. There were 597 appeals. During the season, the department employs 23 people.

The Parking Department generated \$1,352,027 in 2008, down \$99,499 from 2007. The MPL and Grace Hall lots together generated \$1,048,201, down \$104,203 from 2007. The Grace Hall lot revenues were \$263,935, down \$70,300 from 2007. This does not include the \$35,000 yearly rent to the Catholic Church for the spaces in lot #2. The lot manager and MPL attendants continued to direct overflow visitors to the Grace Hall lot with printed maps, but the revenue did not equal that of 2007. The MPL generated \$784,266 in 2008, which was down \$33,903 from 2007. This is the third consecutive year that MPL revenues have declined. MPL records show increased use of this lot by handicapped cardholders who receive a 50% discount and permit holders who may park free. The meters collected \$155,415 in 2008, up \$4,914 from 2007. The Fire Station lot is now on line after it was unavailable in 2007 during the sewer project.

The department collected \$183,781 in paid parking citations in 2008, up \$27,249 from 2007. This represents the total receipts collected from both our ticket vendor and the parking office from January 1 through December 31, 2008. The season began on a high note with record numbers of whales and visitors in April. This was followed by record high gas prices and an uncertain economy. Many visitors continue to use the fast ferry and shuttle services.

We would like to thank Town Manager Sharon Lynn, the Police Department, and Town Hall staff for their support and cooperation as we strive to improve the Department while maintaining the needs of the residents as well as our visitors. We also want to acknowledge the Highway Department and Public Works Department for their cooperation to help repair, replace, and remove street signs as well as handling street line painting. We wish to express our deep appreciation to the entire Parking Department for their hard work and diligence. These dedicated seasonal employees help to keep the lot operations and parking enforcement to run smoothly 7 days a week and 24 hours a day during peak season. We look forward to working with these extraordinary employees in 2009.

*Respectfully submitted,*

**Patricia Benatti**

Parking Department Administration

## Police Department

On behalf of the Provincetown Police Department, I am pleased to submit the 2008 Town Report. I would be remiss if this report was written without first recognizing Staff Sergeant Warren Tobias who was acting Chief prior to my appointment and take a moment to thank him and the department for such a smooth transition. Second, I want to thank all of you responsible for such a warm welcome upon my arrival. Provincetown is truly a unique and special community where I am fortunate to now call home.

The Provincetown Police Department will conduct community oriented policing on a proactive basis. In today's society, police officers can no longer just react to crime. They must instead respond proactively to the wide variety of issues and problems impacting crime and quality of life in our community. The officers have been asked to embrace the old school philosophy of "an honest days work for an honest days pay". We will be held accountable for our actions and we will demonstrate a strong work ethic while providing quality services to the community.

In the past, the department has battled an extremely high turnover rate in its personnel that has been well documented over the years. It has been difficult for the community to embrace officers as their own because of such short tenures. The department is on the verge of being fully staffed with capable and confident officers who are willing to make long term commitments to the Town. By implementing new programs such as "Park, Walk and Talk", Cop Cards, and an active Uniformed Honor Guard, town folks will once again know officers on a first name basis while feeling pride in such a fine police department. We continue to support and participate in existing programs such as the No Place for Hate initiative, Reassurance Check Program and the Lock Box Program.

Like any organization, personnel are the key to the department's success. The department was very fortunate to keep a number of veteran officers and over the last few years have added a number of new officers to the mix. Investing in our officers by providing new programs and training opportunities, will reward deserving officers for their hard work and dedication to the town. In return, the town will reap the benefit of a highly trained and loyal community police force for the foreseeable future.

Continued and comprehensive training of all Police Department personnel is of paramount importance. We have reinstated a much needed Detective Position, and have overhauled the Evidence Room as well as our Evidence Handling Procedures. Officers have attended Basic and Advanced Accident Reconstruction Courses, Field Training Program, Evidence Technician, Interview and

Interrogation, Executive Management & Training Manager Courses, Public Information Officer Training, Motorcycle Certification, received updated Firearms and Defensive Tactics Training, Rape Aggression Defense Instructor Certification, NIMS Training, Dispatch Training as well as attending state mandated In-Service Training. Many have attended one day seminars in diverse areas of law enforcement.

The department would like to thank the Board of Selectmen, Town Manager and all other town departments for their continued support throughout the year. A special thank you goes out to all members of the Fire Department and DPW for maintaining such a terrific working relationship and for their collaborative effort in making our roadways safe.

As always, the department is here to serve and protect the community with pride and integrity. Please feel free to stop by the Police Department anytime with any suggestions for ways in which we could better serve you; our door is always open.

*Respectfully submitted,*

**Jeff D. Jaran**

Chief of Police

#### **Arrest/Citation/Calls for Service Summary 2008**

<b>Calls For Service</b>		Arrest/Warrant	26
209A Order/Viol/Service	34	Assault	16
911 Call/Trace/Abandoned	1523	Assault & Battery	20
Accident/Bike & All Other	48	Assault - Dangerous Weapon	1
Aircraft/General	57	A & B - Dangerous Weapon	5
Alarm - Commercial	253	Assist Inspections Dept (DRM)	117
Alarm - M/V	6	B & E - Attempt	11
Alarm - Residential	154	B & E - Residential/Commercial	20
Alarm - Fire	272	Bikes/Mini-bikes Complaints	10
Alcohol/Drug/Mental Health	19	Boat - Assistance	7
Ambulance - General	784	Boat - Complaints	9
Animal Compl/other than dog	111	Boat - Larceny Equipment	2
Animal Cruelty Complaint	22	Boat - Missing/Stolen	2
Animal Injured/Dead	138	Boat - Recovered/Found	2
Argument/Verbal Dispute	108	Building Checks	7
Arrest/Domestic Assault	22	Child Neglect/Abuse	3
Arrest/General	39	Complaint/General	148
Arrest/OUI	9	Complaint/Musicians	74
Arrest/Juvenile	0	Complaint/Towing Operator	1
Arrest/209A Violation	1	Complaint/Domestic	43
Arson	3	Complaint/Customer	58

**Arrest/Citation/Calls for Service Summary 2008**

Court Complaint (non-arrest)	13	Halloween Complaint	1
Crowds/Overcrowding	10	Harrasment Complaints	110
Cruiser Equipment Maintenance	70	Harbormaster/General	46
Cruiser Escort	22	Hate Crimes	1
Cruiser Transport	246	Hate Incidents	3
Cruiser in Pursuit	2	Hazard Complaints	164
Damaged Property Complaint	90	Homeless Person	3
Death/Sudden	8	Hunting Violations	0
Decibel Meter Used	45	I.P. Person/Complaints	258
Defrauding - Restaurant	7	Indecent Exp/Nude Bather	8
Delivery - Message/Item	62	Investigation	59
Demonstration/Parade	13	Issue B.O.L.O. / A.T.L.	48
Disorderly Person	32	Juvenile Complaints	97
Disturbance - Family	1	Keep the Peace/Standby	41
Disturbance - General	39	Kidnapping	1
Dog Citation Issued	26	Landlord/Tenant Complaints	55
Dog Complaint/Call/Bite	266	Larceny - Attempt	1
Domestic - Assault/Threat	9	Larceny - More than \$250.00	32
Domestic - Verbal	42	Larceny - Less than \$250.00	41
Drinking Minors	1	Larceny by Check	4
Drug Violation/Complaint	24	Licensing Violation	25
Elderly Abuse/Neglect/Compl	18	Liquor Law Violation	3
Embezzlement	1	Lost & Found Property	330
Fight Complaint	49	Lost & Found Animals	166
Firearms - General	15	Lost/Stolen License Plates	6
Fire/Electrical/Utility Pole	12	Lost/Missing Child	16
Fire/Vehicle In/Out Service	220	Lost/Stolen Bicycle/Moped	76
Fire/Motor Vehicle	1	Lost/Stolen Wallet/Purse	170
Fire/Boat	1	M/V Abandoned	6
Fire/Commercial Bldg	12	M/V Accident - Major	26
Fire/Grass & Brush	7	M/V Accident - Minor	151
Fire/Residential Bldg	18	M/V B & E	4
Fireworks Complaint	16	M/V B & E & L	1
Forgery & Counterfeiting	4	M/V Citation Issued	111
Found - Wallet/Purse	114	M/V Complaint/Violation	329
Found - Bicycle/Moped	36	M/V Disabled	130
Found - Property	250	M/V Erratic Operation Compl	62
Fraud	21	M/V Hit and Run	72
Fugitive from Justice	0	M/V Illegally Parked	415
Gun Shots Complaints	5	M/V Larceny From	13

**Arrest/Citation/Calls for Service Summary 2008**

M/V Left Compound	1	Rescue - Code 99	4
M/V Missing/Misplaced	20	Rescue - Call/Request	1296
M/V Observance/Assignment	257	Robbery	0
M/V Repossession	13	Runaway	0
M/V Stopped by Cruiser	595	School Crossing	169
M/V Suspicious	57	Search Warrant Served	1
M/V Theft/Stolen	3	Service - Civil/Order/Summons	27
M/V Tow & Hold (Parking Dept)	1	Sewer Complaint	13
M/V Towed Private	23	Service Calls	336
M/V Towed Police	86	Sex Offenses	1
M/V Traffic Problem	167	Sex Offender Notification	8
M/V Vandalism	49	Shoplifting Complaint	30
Malicious Destruction (Over)	5	Soliciting Complaint	4
Malicious Destruction (Under)	1	Soliciting By-Law Report	0
Minors with Alcohol	7	Spiritus Detour	9
Miscellaneous	94	Storm Damage/Flooding	7
Motorcycle Complaint	4	Suicide/Attempt	13
Murder	0	Suspicious Activity	129
Mutual Aid/Assist Other Dept's	79	Suspicious Persons	152
Nat'l Park Service/Rangers	150	Tagging/Graffiti	233
Noise Complaints	283	Threats	40
Non-Criminal Citation Issued	54	Trespass Complaint	44
Notify Fire Department	189	Vandalism Complaint	112
Notify Other Department	694	Violation of Town By-Laws	192
Notify Other Departments	692	Water Leak Call/Complaint	73
Officer Injured	10	Weapons Violation	1
Open Door - Business	83	Wires Arcing/Sparking	41
Open Door - Residence	13	<b>Total Calls For Service</b>	<b>19,640</b>
Operating After Suspension	2	<b>Arrest Summary</b>	
Park / Walk / Talk	287	Total Arrests	97
Person Missing/Overdue	56	Total I.P. Persons	253
Phone Calls - Threat/Prank	48	Total Persons Processed	350
Possession Dang. Weapon	1	<b>Citation Summary</b>	
Power Outage	30	Arrest Citations	16
Property Check/Request	2605	Criminal Citations	34
Property Held/Safekeeping	1	Civil Citations	47
Protective Custody	11	Warning Citations	31
Rape	4	Dog Citations	1
Reassurance Check	237	Other Citations (By-Laws)	28
Request Police Officer	695	<b>Total Citations Issued</b>	<b>157</b>

## Public Health Director

The primary purpose of the Department of Public Health is to promote health, wellness and the prevention of disease. To this goal a number of services are offered to town residents: blood pressure clinics, diabetic screening, medication information, immunization clinics, hypertension programs and follow-up, wellness and prevention programs, referrals and assessments, local human services information and referral assistance. In cooperation with the Barnstable County Health Department, the Department of Public Health coordinates the annual employee wellness fair.

Nursing services and homecare continue to be provided through a town contract with the Visiting Nurses Association of Cape Cod (VNA). The Director of Public Health supervises the utilization of these services. Nursing services are provided to the town's uninsured and underinsured residents. Well-baby visits, maternal & child health services, childhood immunizations, frail elder visits, home health services, physical therapy, flu, pneumonia and tetanus clinics are all examples of the services provided. Town residents can access these services by calling the VNA directly at 1-800-631-3900 or by calling the Public Health Department at 508-487-7083.

The Director continues to coordinate human services delivery. Many human service agencies can be accessed through this department. Gosnold Drug and Alcohol Treatment Center (mental health counseling, hospitalization and rehabilitation available), Veterans Assistance, the Town's Domestic Violence Intervention Program (Independence House), and the VNA all have offices at the Grace Gouveia Building.

As advisor to the annual Human Services Grant Program, the Director participates in the work of the Human Services Committee. Accountability of services directly given in Provincetown is a high priority and quarterly reports from the human services grant recipients are reviewed by the Director. Two annual public hearings are held to assess the community's human services needs. Additionally, in an effort to identify gaps in human services and evaluate the delivery of services, regular round table discussions take place between the Director of Public Health and local health and human service providers and clergy. The Director performs all follow-up work associated with these round tables.

Under the director's supervision services are provided to under-privileged Provincetown children 0-18 years of age through the John A. Henry Trust contract with Cape Cod Children's Place, Inc. Emergency financial assistance, transportation to medical and dental appointments, daycare resources and orthodontics are services provided through the trust and Cape Cod Children's



Place at the Provincetown Family Resource Center located at the Grace Gouveia Building.

In cooperation with the Board of Health, the Department of Public Health is involved with the investigation, surveillance and prevention of communicable diseases. Communicable disease clinics (education and prevention) are offered to the public regularly. The Director continues to work in cooperation with the Health Inspector, Police, Fire, Rescue and the community at large on Emergency Preparedness, especially as it relates to Infectious Disease Emergency planning and special needs populations. Potassium Iodide (KI) distribution is conducted through the Public Health Department in cooperation with the Health Inspector.

Unfortunately, this year was the last year for the department's HIV Comprehensive Home Health Grant Program that provided services to Provincetown residents living with HIV and AIDS. This program had been funded through the Massachusetts Department of Public Health for over 17 years but fell victim to state budget cuts in 2008.

*Respectfully submitted,*

**Valerie A. Carrano, B.S., M.P.H., G.H.T.**

Director

### Shellfish Constable

This past year we grew 200,000 quahog seed in an upweller to field plant size and later deployed them into nursery trays under a net. Each year the highway department assists in getting out adult quahogs. As the water temperature rises during the spring the planted quahogs spawn. The quahogs also help purify the waters. In the past couple of years we have experimented in attempting to repopulate sea clams. We planted seed under netting at Hatches harbor and East harbor in an attempt to relay the clams into the bay. The purpose for the chosen area was to establish a nursery protected from fierce wind and which would allow frequent monitoring of the clams for growth and survival, but the clams didn't do well in that environment. Although more difficult to monitor we focused our propagation efforts to the bay, just southeast of the breakwater and had some success in that location. There are an abundant amount of 1 – 2 mm clams. There is some predation due to crabs.

In an ongoing effort to repopulate surf clams, we continue to look for sites with patches of sand within an area abundant with eel grass. When satisfied the area was suitable to withstand severe winds and silting we marked the area and planted seed and covered them with netting. The gear put in place to protect the clams held up during the rough weather by hurricane Hanna reassures our decision to place the seed surrounded by eelgrass. We later deployed adult clams to

create a spawning sanctuary and hope to continue this effort throughout our local waters. Each year we have more success in our overall propagation efforts and although cuts to the budget inhibits our ability to expand propagation to alternative species, we were able to introduce bay scallops into our harbor and hope to purchase culth to attract spat from spawning oysters. It is very rewarding to see so many people getting so excited to go shellfishing even in harsh weather conditions.

This past year I had a great deal of help from David Quinn, an AmeriCorps member, and this year we have Owen Nichols from the Center of Coastal Studies. The Center has offered a place for the Shellfish Committee to meet monthly while Town Hall is being renovated. I want to thank all the departments that work for the Town and to the Community and their encouraging support.

The harvest for 2008: 850 buckets of quahogs; 62 buckets of soft shell clams; Approximately 50 buckets of mussels; 60 bushels of sea clams; 350 bushels of bay scallops.

*Respectfully submitted,*

**Tony Jackett**

Shellfish Constable



The Provincetown Community Housing Council (CHC) was created through Article 3 of the April 4, 2007 Annual Town Meeting to function as a 5 regular and 2 alternate member council charged with overseeing the Provincetown Housing Office, assuming all of the roles and responsibilities of the former Local Housing Partnership, Administering the Affordable Housing Trust Fund, and implementing the Board of Selectmen's approved Housing Policy and Action Plan.

The CHC was originally seated with 5 regular members and 1 alternate member in June, 2007. The original members of the CHC included Joe Carleo as Chair, A.J. Alon as Vice Chair, Elaine Anderson, Molly Perdue and Bill Dougal with Kathy Reno serving in the alternate position. In June of 2008, Elaine Anderson vacated her seat upon being elected to the Board of Selectmen. Kathy Reno was moved from the alternate to a regular position and Jack McMahon joined the CHC as an alternate member. The other members have remained and the officers continue to serve in their roles. The mission of the CHC is to foster the development of

community housing opportunities that support socio-economic diversity for residents of Provincetown through planning, resource identification and community outreach. The CHC has been meeting approximately two times per month throughout the year.

One goal of the CHC has been to help establish a housing office for the Town staffed with a part-time Housing Specialist. In early 2008 the Town hired the first Housing Specialist who began the task of setting up the office. This first staff person was only in the position for a few months when family responsibilities forced her to move out of the area. The search for a new Housing Specialist ended with the hiring of Michelle Jarusiewicz, long-time Town employee who is an expert in areas of housing, grant writing and management. Since taking on this role Ms. Jarusiewicz has gone about the task of establishing the Housing Office as a resource for people interested in developing or accessing affordable/community housing options within Provincetown. The work of the Housing office has included clarifying many aspects of affordable and community housing in areas such as marketing plans for new community housing units and the definition of local housing preference. The Town's local preference policy has been revamped to be sure it is as inclusive as possible without violating any state or federal requirements or laws. The Housing Office also completed the production of a brochure for residents to provide information on incentives to create affordable housing within existing structures. This brochure gives details on incentives such as the Property Tax Exemption, Accessory Dwelling Unit by-law and the Amnesty by-law for the development of affordable units and is available through the housing office.

The members of the CHC and the Housing Specialist have also continued to meet with housing developers and other housing entities to ensure that community housing units are included in development where required. We have had ongoing meetings with the developers of Herring Cove Village, where three units have been designated as affordable/community home ownership opportunities. These units are slated to be ready for sale and occupancy by May, 2009. The marketing plan for these units has been developed according to strict state imposed guidelines with review and input by the Housing Specialist and presented the final plan to the Board of Selectmen who voted to approve it in late November 2008.

Members of the CHC were also very involved with the selection process of the developer for the long-awaited and much needed new housing complex at 90 Shank Painter Road. This complex will consist of approximately 45-50 units of community rental housing with a range of bedroom sizes and income guidelines. The CHC has also had at least one meeting with the selected developer to receive updates on the project status. The developer is currently in the process of

obtaining funding and other approvals. It is projected that construction could begin as early as late 2009 and occupancy in late 2010 or early 2011.

The CHC has also met with representatives from Community Housing Resources (CHR) to discuss new CHR efforts to increase affordable housing opportunities within Provincetown. CHR has been working on two separate projects, both of which would provide badly needed relief to the significant lack of affordable/community housing rental units in Provincetown. The current proposed plan could create approximately 37 additional units of mixed-income rental housing that would be available to town residents and others who qualify.

The CHC has continued to meet jointly with the Planning Board to discuss ways to work together and with a focus on by-law revisions. The discussion has focused on common goals and specifically on proposed by-laws to provide incentives for inclusion of affordable housing in change-of-use developments. The CHC plans to continue to work closely with the Planning Board. In addition, the CHC has had several meetings to discuss revisions to the Growth Management by-law to ensure that there is reasonable opportunity to create additional community/affordable housing in the future.

The CHC remains committed to the mission of increasing community and affordable housing units within Provincetown to ensure that we can maintain a rich, vibrant and socio-economically diverse community well into the future. The current stock community and affordable housing options in town is approximately 155 units, which is far below need. Recent polling of area affordable housing entities have indicated significant numbers of people still seeking and in need of more affordable and stable housing opportunities, as well as a number of Provincetown residents who meet the definition of homelessness by having no place to live. The need to continue expanding a range of affordability options as well as unit sizes to meet single person and family housing remains high. Efforts to continue meeting this need is a critical component to the future of the Provincetown community.

The CHC has also discussed requests for financial support through the Affordable Housing Trust Fund (AHTF). One of these approved requests was from the Homelessness Prevention Council to provide assistance to Provincetown residents who have become at risk of losing their housing. This is a critical program to area residents who are struggling financially and provides direct relief that can prevent them from destabilizing and ending up out of their homes. The CHC was pleased to be able to approve this request for \$10,000 for this important purpose.

The CHC also approved a request from the Provincetown Housing Authority for the renovation of a vacant house at 33 Court St. This AHTF support will allow the PHC to restore this property to appropriate occupancy conditions. The

property will provide an affordable housing opportunity for a qualifying family and is slated to be ready for occupancy by May 2009.

The members of the CHC look forward to continuing to lead the efforts to ensure affordability for a full range of incomes and bedroom sizes as we move into 2009. As we look toward an increasingly challenging fiscal period, the efforts to provide these affordability options are even more critical to the future of the town and our community.

*Respectfully submitted,*

**Joe Carleo**

Chair

## Council on Aging

The Provincetown Council on Aging (COA) is dedicated to the needs, interests and enjoyment of Provincetown senior citizens. The COA's primary function is to provide information, advocacy and referrals. In 2008, the COA provided services to over 1,800 residents of all ages, 877 of these were seniors age 60+.

During 2008, the COA offered over 100 programs in the following categories: Senior Education and Fitness; Health, Nutrition and Disease Prevention; Community Resource (a chore service); Outreach and Homecare Services; Social and Artistic Programs; Individual and Family Assistance; Leisure and Travel; Personal Assistance Programs; Sr. Real Estate Tax Abatement Program; Needs Assessment and Referrals; Monthly Senior Radio Show (WOMR); Intergenerational Programs and Monthly Newsletter. Our fitness programs, art classes, card clubs, travel programs and story swap continue to be favorites.

The COA provides a weekly transportation program with door- to-door service; over 900 rides were provided in 2008. Our Elder Services Nutrition Program (Meals on Wheels) provided over 4,000 home delivered meals (by town volunteers) and over 1,000 congregate meals. Other hot meal programs, special breakfast and luncheon programs combined served over 180 meals.

The COA Director continues to collaborate with the other Lower Cape COA's. Through Directors' meetings with the towns of Truro, Wellfleet, Eastham and Orleans, we bring a regional approach to the issues that affect us all. The Provincetown COA continues its collaboration with Cape Cod Health Care, Elder Services, Cape and Islands Emergency Medical Services System and other Lower Cape COA's, on the REACH program (Reaching Elders with Additional Needs through Community Help). This program is designed to address the gaps in coordination of services at the entry and exit of Lower Cape elderly patients in the emergency departments of Cape Cod Hospital and Falmouth Hospital. As advocate for the residents of Provincetown, the COA Director is a member of two

advisory boards: 1) Seashore Point Advisory Board and 2) Cape Cod Healthcare Regional Advisory Board for the Lower Cape.

During 2008, the COA received over \$12,000.00 in grant funds. These funds, from the Executive Office of Elder Affairs and Elder Services of Cape Cod and the Islands, are used for outreach and to support our chore service program that helps low income seniors maintain their independence at home. This year the Senior Citizen Real Estate Tax Abatement Program celebrated its thirteenth year. For 94 hours of work seniors age 60+ receive a \$750 credit on their real estate taxes. The COA manages this program and in 2008 we successfully placed 24 seniors to work in town departments.

Our COA Friends organization continues to be a financial lifeline for us. . My sincere thanks to COA Friends board members: Diane Corbo, Marge Perry, Vern Wilson, Joan Lenane, Bob Henneberry, Diana Fabbri and Vernon Porter. Through the Friends fundraising efforts and a very generous donation from Seamen's Bank we were able to purchase a new Toyota van in January 2008. This van is used to transport frail elders to medical appointments. This is a vital program for these elders and we are thankful to all those who donated to the Friends van fund to make this a reality.

In 2008 we welcomed four new members to our COA board; chairman Kay Vogt, David Ketchum, Dan Lynch and Char Priolo. They joined continuing members Paul Mendes and Florence Alexander. I look forward to working with this new board and thank them for their support of our seniors. We would like to take this opportunity to express our deepest appreciation to outgoing COA board members Gerry (Geraldine) Brennan and Reverend Greg Howe. During their tenure on the board they were staunch and tireless advocates for the rights of our senior citizens and we owe them both our unending gratitude for the many hours they dedicated to the COA.

My deepest gratitude to Maureen Hurst, COA Administrative Assistant, Dennis Wojtalak, SHINE (Serving the Health Insurance Needs of Elders) Counselor/COA Van Driver, and Gladys Johnstone, COA Nutrition/Program Assistant for their dedication to serving our seniors. I wish to express my sincere appreciation for the hard work and kindness shown to our seniors by our Outreach Coordinator, Chris Hottle, and our Social Service Worker, Patrick Manning. They continue to assist many of our seniors and their families through critical and difficult times. Their advocacy on behalf of our seniors is unwavering. Many thanks to Polly Saunders, Bunny Howe, Ollie Ahmuty, Ray Sawyer, Tom Hutchinson, Catherine Zizlauskay, Larry Moodry, Seamus Covey, Lee Ciliberto and Dot Sanderson. Our appreciation goes out to all the dedicated volunteers who give unselfishly of their time to assist our seniors. We could never accomplish all we do without them. Congratulations again to Polly Saunders, Senior Citizen of the Year 2008.

## Disability Commission

The Disability Commission continued its goal of raising visibility and sensitivity to the reality of people living with disabilities here in Provincetown. In response to questions asked by local business establishments on better ways to host patrons who are in some way challenged, the Commission developed and distributed to restaurant owners and their staff a handout containing helpful hints to that would optimize the experience of their patrons who may be disabled. The Commission also is also in the process of creating additional worked with PTV in making a Public Service Announcements (PSAs) reflecting people's views on accessibility in Provincetown so that disability issues can be highlighted and sensitivity increased regarding these issues. In 2007 the Commission submitted a survey to the town for meeting ADA Accessibility standards within Town owned buildings and continues to monitor the Town's progress on addressing the issues highlighted in the report.

*Respectfully submitted,*

**Michelle DeMarco**

Chair

## Housing Authority

In 2008 the Provincetown Housing Authority continued to manage and operate the Housing Authority's subsidized housing programs. The Housing Authority owns and operates: 24 units for elderly and disabled at 44 Harry Kemp Way (Maushope); 9 scattered site units for families; 10 units for homeless persons with HIV (Foley House).

The Provincetown Housing Authority completed the preliminary engineering and site review of the property located at 951R Commercial Street to assess the "best use" of the property for the development of affordable housing. The sale of the property was identified as the "best use" and the Board of Commissioners voted to initiate the process to sell the property. The Provincetown Housing Authority and the Board of Selectman worked to finalize an RFP for the development of affordable community housing at 90 Shank Painter Road. Dr Cheryl Andrews represented the Provincetown Housing Authority on the RFP Review and Selection Committee.

Bryan Green represented the Provincetown Housing Authority on the Provincetown Community Preservation Committee. The Provincetown Community Housing Council approved a request from the Provincetown Housing Authority for \$20,000.00 in funding from the Provincetown Affordable Housing

Trust Fund to repair a vacant 2 bedroom family housing unit in need of repairs in order for the unit to be occupied.

The Senior Housing at Maushope instituted a new recycling program with the assistance of the Provincetown Recycling and Renewable Energy Committee. Applications for the Authority's elderly, disabled, and family housing programs are available at the office or by calling 487-0434. Applications for Foley House are available by calling 487-6440.

Cathy Reno Brouillet and Molly Perdue were elected as Commissioners for the Provincetown Housing Authority in 2008. Bryan Green and Dr. Cheryl Andrews continued to serve as members of the Board of Commissioners and Nancy Jacobsen continued to serve as the Governor's appointee as the State Representative to the Board of Commissioners for a term to expire July 2011. The Provincetown Housing Authority is committed to its role as advocates for affordable housing and supports the goal of the Provincetown Selectmen to address the housing crisis confronting the Town of Provincetown.

*Respectfully submitted,*

**Patrick J. Manning**

Executive Director

### Board of Library Trustees

**Adult Programming Highlights:** This year, the Library honored the Provincetown Fire Department on Heritage Day and thanks to funding from the VSB, the Cape Cod Foundation's Gale Fund, Cape Cod Five and others is well into the development of a new short film depicting the community's response to the early AIDS crisis to be debuted on Heritage Day 2009. In September, the Library hosted the Awards Ceremony for the winners of the Gloucester to Provincetown Schooner Race, part of the Great Provincetown Schooner Regatta. The Friends of the Library and a private donor funded the re-framing of a series of large photographs depicting the building of the Library's replica of the schooner ROSE DOROTHEA. These photos were "unveiled" at a special Open House on Thanksgiving weekend. Special thanks go to Josephine and Sal Del Deo and Francis "Flyer" Santos for hosting a talk about these photos and the remarkable story they represent. More programming will be developed in the years to come as the Trustees completed their new Five Year Plan in which programming is a key component and a way to partner with other non-profits in the Provincetown cultural and human services community, such as the Cape Cod AIDS Support Group, Provincetown Public Television (PTV) and the Provincetown Theater.

**Children's Programs:** This year, Children's Librarian Renee Gibbs-Brady introduced the State-sponsored online Summer Reading Program and *Born to READ!*, the popular program for the youngest library users (ages 0-3) continued for the eleventh year with Linda Schlechter at the helm. Thursday night programs



were held for the first time on the great lawn on Commercial Street at which Now Voyager donated a book to be given to a child at each event.

**Challenges and Opportunities:** The Library was awarded grants from the Massachusetts Historical Commission Preservation Projects Fund, the Community Preservation Act and the Hiebert Charitable Foundation for the restoration of the façade. Those grants, combined with many very generous donations will allow the Library to go forward with the restoration of the main gable and lantern of the façade in early Spring 2009. In addition, Martha Lyons Landscape Architect is working with a team composed of Library Trustees and Staff and members of the Town's Historical and Disability Commissions and Beautification Committee. Plans should be completed by late spring.

**Fundraising:** The Trustees made some changes in their fundraising plans this year hiring Mary Nicolini as Library Assistant Director in charge of Resource Development. Mary hit the ground running in the middle of the summer and pulled together all the Library's arms and legs to organize these events, spearhead the development of the AIDS film, learn the intricacies of the capital campaign as well as the traditional job requirements of a librarian! The Library is particularly grateful to Anne Packard for again turning her gallery over to the Library for a very special September fundraiser and for her gift as a Silent Auction of one of her magnificent paintings. In October, Mary Oliver read her poems to a packed house at the Universalist Church as a fundraiser for a memorial to Howie Schneider. Under the leadership of Trustees Mick Rudd and Lyn Kratz, the Building Fund was increased by \$196,333 which includes a very special anonymous memorial gift restricted to landscaping. Jackie Kelly now maintains the campaign records, and Felicia Penn is contracting with the Supporters to write grants. Where would the Library be without the Friends and Supporters? The Supporters continue to fund the expenses of the Capital Campaign. The Friends, through individual gifts and the proceeds of the "Below Decks" Book Sales fund an ever-increasing Library wish list. The Friends funded a new server for the Advocate *Live!* Newspaper, a network printer, book trucks, summer children's programs and many other essentials including a lawnmower and ladder!

**Community Service:** The Library's ability to stay open seven days a week year-round is again largely the credit of the On Call Staff: Andrew Aull, Ann Cartwright, Richard Days, Martha Hyams, Jean Jarrett, Diana Maher, Susan Packard, Jim Parker, Eric Peters, Mary Smith and Mary Alice Wells. This dedicated group is indeed the glue that holds the Library together. Custodian Brian Cowing single-handedly kept our public rest rooms open this summer seven days a week providing a true service to Provincetown residents and visitors alike! The Library's Provincetown Collection and Archives, the Heritage Museum Archives and the Town Clerk's Collection are now safely housed in the Josephine C. Del Deo Heritage Archives in the Library's Lower Level. Ann Cartwright is now organizing the Library's archival collection now that it finally has a secure home,

and we hope to unveil finding aids to it in 2009. Assistant Director Karen MacDonald, now working at the Truro Public Library, and On Call Staff member Martha Hyams are both missed by the Library Staff. Karen and Martha's commitment to Library programming for adults and children respectively is difficult to replace. Their service was valued by Trustees, Staff and the community.

We are especially indebted to volunteers Tim Arnold, Bob Burns, Lee Ciliberto, Marion Roth, Sarah Frisco, Che Schiffenhaus and Alexandra Smith for their dedicated service to the Library. Their efforts make it possible for the Library Staff to have the time to offer programming and the high level of service more often found only at larger libraries. The new long-range plan is a reality because of the facilitation skills of Bill Schneider and the commitment of the Long-Range Planning Committee: Joan Barron, Michelle DeMarco, Angie Galliano, Laurel Guadagno, Jackie Kelly, Lorraine Kujawa, Karen MacDonald, Peter McDonough, Sheila McGuinness, Arthur Pike, Carol Pugliese, Mick Rudd, Wayne Ryerson, Laura Thornton and Heather Wishik. Many other community members, too numerous to name, have also given their time to the Library through committee work and all kinds of service. Thank you everyone.

**Statistics:** Those services include offering a collection of 34,591 volumes of which 64,042 were borrowed by patrons this year. Of those circulated, 10,289 were borrowed from other libraries and 12,364 were loaned to other libraries for their patrons. These high inter-library loan figures reflect the Library's Staff's commitment to excellent service as the intensity of labor reflected in each individual loan requires special handling for the item to find its way into the hands of 5,611 registered library card holders. The library offers 15 personal computers for public use, and the software that tracks their use recorded 22,245 individual sessions in 2008. The Library's SentryMaster PeopleCounter recorded another record-breaking number - 333,230 people walked through our doors to use the Library in 2008. As the financial forecast continues to darken, the Library Trustees, Staff and Director will continue to be as flexible and creative as possible to continue to provide the community with the best Library services possible.

*Respectfully submitted,*

**Edward "Mick" Rudd**

Chair

## Recreation Director

2008 was a year of change for the Recreation Department/Community center. The most significant change was when Tracy Trehwella announced her resignation as recreation director in August. Tracy served not only the youth of Provincetown well, but the entire community. Tracy was dedicated to perfecting all programs of the Recreation Department and provided a valuable service to the Town. In September, David Flower also resigned from his duties as Recreation

Commission member. I would like to thank David for his dedicated service, and wish him luck on future endeavors. We have welcomed to the Commission new member Carrie Notaro. Treg Kaeselau, Cass Benson, Bronwyn Malicoat, Susan Cook, and Jill Macara, continued their excellent service to the Commission, and thank you!

As I began my reign as Recreation Director, I have found that the biggest challenge is reversing the misperceptions of the Community Center. People have raised the questions of “Why would I use the Community center, if only children use it?”, or “Why do we need a recreation department at all?” the answer is, yes, there are a lot of children programs happening at the community, but there are also just as many adult programs running. The Community center has devoted the late afternoon/evening hours to all adult programs. We have Programs for adults such as Yoga, Ballet, basketball, softball, soccer, Aikido, AA, Alnon, stretch meditation, Pilates, Antique Club, Walking clubs, billiards night, ping pong clubs, boating safety courses, and gym memberships for a mere \$50 yearly. The Adult programs, combined with the youth programs, provide residents with a valuable outlet from tough economic and stressful times. New programs are being added to the schedule of events happening at the Community Center, which hopefully will dispel any misperceptions in the community.

This past year has been a success for the young athletes of Provincetown. Children from kindergarten through fifth grade participated in soccer, basketball, baseball and softball throughout the school year. Youth sports, provides the children of Provincetown a safe activity, where they can learn the fundamentals of sports and have competition with neighboring towns, such as Truro Wellfleet, Eastham, Orleans, Chatham, and Brewster. Although the numbers of participants are less than previous years, the morale remains strong with Provincetown pride. I personally have had a chance to watch these extraordinary children defy all odds, and I admire these children for their strong will.

As always, the summer starts of with Portuguese festival week in June. The recreation department hosts the Captain Manny Phillips fishing derby at fisherman’s Wharf, and the Kids field games at Motta Field. A lot of fun, prizes, and great food at these events, helped contribute to another successful Portuguese festival. The summer programs continue to be the departments most coveted, and most attended program. Due to excellent work by the summer staff, children come back each year to have a fun-filled summer. In 2008 the recreation department had a total of 90 children registered, averaging 45-50 children per day. We had children present at camp from as far away as Jamaica and England. During the hours of the summer programs, children have wide variety of choices activities to participate in, such as; drama class, dance class, physical education activities, arts and crafts, excellent field trips, and many more. Without the great

summer staff, this program would not be possible and I thank them for their excellent work.

The 4<sup>th</sup> of July parade was extraordinary once again, with 20 odd parade floats along with Provincetown and Truro fire trucks and rescue squads. We were also honored to have the US coast guard color guard, and members of the army national guard. Much thanks to Bob Littlefield for his expertise on organization of the parade, to the Marshalls who helped organize the staging area, Sharon Lynn, Tracy Trehella, Michael Meads, Sarah Maker, Derek Menengas, Caitlyn Tobias, Shelby Zawaduck, Melissa Lomba, Bob Casanta, and Larry Thompson. Thanks to Sandy Turner, Doug Taylor, and Cass Benson for your judging of the floats and your wonderful commentary in front of Town Hall. I would also like to thank the Provincetown Police department, especially Warren Tobias, Glen Enos, Jim Golden, and Ruth Ann Cowing. Jimmy Roderick and Carl Owsowski thank you for providing your truck for a couple of days, and driving us through the parade.

In September, we continued to provide the after school program, which was initially started in September of 2007. In coordination with Beth Francis and Judy Ward the children continue to ride the school choice bus to the Community Center after school, where they are provided with safe, productive child care. Once they arrive they are provided a snack, do their homework, and then have a choice of arts and crafts, games, computer time, of physical activity, until the parents pick them up at 5:15. This service provides working parents and opportunity to complete work days, without worry about their children. Our 3<sup>rd</sup> annual Skate Competition in coordination with the Knights of Columbus, was a success, and remains an interest among local children. This contest provides a chance for Provincetown children to show of their talents in skateboarding, and brings the entire community together. I would like to thank Board Stiff (for the great prizes), Wesley Medeiros, Mike Medeiros, Jill Macara, Derek Macara, Rob Cabral, Jim Keefe, Jim Meads, Lobster pot, Mark Janoplis, Ray Daurte High way Department, Lower Cape Ambulance, and Provincetown Police Department.

The annual Halloween parade was among the biggest yet. The children marched from Seashore Point, along Alden St. down to Commercial, followed Commercial, took Atlantic St, and crossed Bradford St to end at the Community Center. This is where all the young monsters, vampires, firemen, skeletons, etc, had snacks before going out for a big night of trick or treating. A special thanks to Glen Enos, who escorted the parade by segway, Chief Jaran, and officer Monica Himes. Also I want to thank everyone at Seashore Point for their assistance with the parade, especially Karen Thomas. Along with the Halloween parade, we added another Halloween event, called the Haunted Community Center. Children were able to walk through the center for some freights and scares, and received a safe trick or treat bag at the end.

In November and December, the Provincetown Recreation Commission held three fundraisers for refurbishing the Community Center. There were two bake sales, and one raffle. All together the Commission raised \$1,100 in fundraising in 2008, which bought new closet doors and a new Water Bubbler to the community center. I would like to thank those organizations and parents that donated and volunteered their time to these fundraisers. Thank you to Michael Shays, Angel foods, Farlands, Outercape Auctions, Paul Fannizzi, Dolphin Fleet, Provincetown Fudge Factory, Utilities, Undercover, Kidstuff, Puzzle Me This, East End Market, Moda Fina, Good Scents, Marine Specialties, Provincetown Bookstore, Galadreils Mirror, Friends of Heart, Board Stiff, Cape Tips Sports, Yoga East, Lands End, Wired Puppy, and Wild Rice, Laura Sendao, Treg Kaesleau, Cass Benson, Carrie Notaro, Karen Silva, Carissa Silva.

Groups that have held a meeting or an event at the community center throughout the year include: Family Week Training, Collage, Provincetown PTA, Aids Support Group, AA, Alnon, USCG Auxiliary, Outer Cape Health Services, U.S. Census, Highland Fish and Game, American Legion Ladies Auxiliary, Cape Cod Theater, Provincetown Players, Outer Cape WIC Services, Cemetery Commission, Community Preservation Committee, Licensing Board, Recreation Commission, Economic Development Council, Harbor Committee, Recycling Committee, and the Open Space Committee.

In closing I want to extend my greatest gratitude for the support I have received from parents, community members, and fellow employees. I would also like to extend thanks to all the volunteers, organizations, and community members, for contributing to a successful year in 2008: the Cabral Family, Provincetown Schools, Seamen's Savings Bank, Far lands, Wired Puppy, Angel Foods, Board Stiff, Provincetown Business Guild, James J Roderick, Knights of Columbus, Nelsons Bait and Tackle, Portuguese Festival Committee, Paul and Karen Silva, John Hanlon, Jon Sawyer, Patrick and Shannon Patrick, Kate Burns, Nellie DiPinto, Carissa Silva, Pauline Galipeau, Kai Malicoat, Jerry Costa, Cody Silva, Sean and Sarah Roderick, Emma Natalie and Katie Silva, Bill Jacobs, Evan White, Joe Farroba, Glen Enos, Laurel Felton, Carly Silva, and Emily Biard.

I would like to invite and encourage all to come by the Community Center at 44 Bradford Street for information on our great programs and see the revamped community center. Also please check our updates, and newly added programs on our excellent website: [www.provincetown-ma.gov/recreation](http://www.provincetown-ma.gov/recreation). Thank you to all.

*Respectfully submitted,*

**Brandon Motta**

Recreation Director

## Visitor Services Board

In what is a challenging economic environment for the town and for the world, the Visitor Services Board continues to advocate for the prudent use of tourism funds. The VSB believes the best use of these funds is for the promotion of Provincetown as a world-class tourism destination through online initiatives, trade shows, print media and the staffing of the Tourism office. These efforts constitute roughly 68% of our budget. Year round events, particularly in the shoulder seasons, are another important component of our marketing efforts and we spend approximately 24% of the budget on these efforts. We take a bottom line approach in choosing the events we support. It's the events that can garner the most attendance, at the times of year that need more promotion, that receive the greatest funding. The promotion of these events to various niche markets greatly expands the Town's marketing reach. The remaining 8% of our budget goes towards municipal projects and beautification. While these funds continue to be a subject of debate we have for the last two years deferred to the wishes of the Board of Selectmen and used these funds to offset shortfalls in the DPW budget to cover additional trash pick-up and rest room attendants. The majority of room taxes, 55%, are already applied to waste water management and the general fund. In FY 2008 this amounted to roughly \$575,000 and we feel that these funds are more than sufficient to provide such baseline services as clean rest rooms and trash removal.

Our desire over the long term is to use the municipal portion of the budget to fund projects that will provide on-going amenities for our visitors and residents, such as additional bike racks throughout town. After a number of years and much "give and take" we were able to fund and complete the waterfront park this year. Visitors and residents will enjoy the improvements to this area for years to come and we feel is a great lasting investment for tourism funds.

In the area of marketing we continue to implement a media plan that utilizes the theme "Like Nowhere Else". We advertise Provincetown in several areas, namely the Arts, Eco tourism, Regional, International and GLBT. The funds for direct advertising are limited and therefore we partner with The Provincetown Chamber of Commerce and Provincetown Business Guild through a cooperative advertising program. Over the last year we conducted a search for a new Public Relations firm to freshen the approach in this area. The RFP process yielded several qualified candidates and Marlo Communications was selected. We are currently working with Marlo Communication to develop press kits and other such collateral materials. We have also begun the process of revamping the Provincetown Office of Tourism website which we hope to complete by the Spring of 2009. The requests for event grants continues to increase while funds remain relatively flat. The VSB would like to support as many events as possible but we also must

be mindful of not “slicing the pie” too thinly. In FY 2009 we had requests for \$250,336 in grant money and awarded \$103,000 to thirty-eight (38) applicants. Roughly 34% of the grants awarded were for new events. The five largest grants were awarded to: The Provincetown International Film Festival (\$14,000), The Great Provincetown Schooner Regatta (\$7,250), The 24<sup>th</sup> Annual Women’s Week (\$8,500), The 5<sup>th</sup> Annual Single Women’s Weekend (\$5,000) and The Provincetown Portuguese Festival (\$4,500). We expect given the state of the economy the request for event grants will continue to increase.

While we made progress in the area of Tourism Office operations we also took a step backwards with once again being faced with finding a Director of Tourism. Lisa Bowden who was hired in December of 2007 resigned in December of 2008 for personal reasons. We were fortunate to fill the office assistant’s position in the fall of 2008 with Jackie Kelly who is now helping to keep the office running as we search for a new director. To insure the visibility of and access to the Tourism Office the VSB in cooperation with the Town Manager implemented the move of the office to the ground floor of the old Freeman Street library. We are also working with the Town Manager’s office to insure that there is informative signage on the Town Hall construction site to convey a positive message to our visitors.

In closing, we remain optimistic that the upcoming tourism season will be robust. Despite the challenges facing us all it is imperative that we convey positive and welcoming messages both inside our wonderful community and to our visitors around the world.

*Respectfully submitted,*

**Robert Tosner**

Chair



The Provincetown Airport Commission is pleased to report that 2008 was another safe and successful year for aviation and air travel and that the airport continues to be a valuable asset for our town and region. Our hometown airline, Cape Air, boarded in excess of 11,000 passengers and flew them safely and efficiently to Boston Logan International Airport for their final destination or to connect on other airlines like Cape Air’s partner, JetBlue Airways, to destinations throughout the world. Russ Kimball and Roger Putnam of Race Point Aviation again this year gave hundreds of hours of flight instruction and sightseeing rides in their Cessna 172 aircraft. Unfortunately the open cockpit Waco bi-plane is no longer operating from our airport. Our airport once again hosted the National Gay Pilots



Association fly-in in September, with 125 pilots and eight aircraft for a weekend of fun in our town, and the US Navy used our airport as its staging area for torpedo recovery maneuvers again this year.

A major accomplishment this year was the reconstruction of our main terminal ramp. This project is part of the 12-point master plan that was discussed in some detail in last year's annual report and that is still undergoing the environmental review process. It has been about three years since this review process began. Reconstruction of the terminal ramp did not involve any modification to the existing configuration nor encroachment into dunes or wetlands, so we were able to pull this piece of project out of the ongoing environmental review process and complete it. Funding for this project came mostly from the Federal Aviation Administration (FAA) with a ninety-five percent share, the Massachusetts Aeronautics Commission (MAC) with a two and one-half percent share, and the town of Provincetown with a two and one-half percent share. In conjunction with this paving project, we replaced the walkway from the terminal building to the general aviation area of the airport. We were able to expand part of the walkway near the general aviation ramp and create a patio area that can accommodate a picnic table and chairs for people waiting for sightseeing rides or passengers to arrive, or to just sit and enjoy a pleasant place to watch airplanes take-off and land. The project was completed on schedule. We hope that the environmental review of the master plan will be completed this year and that we can begin the permitting process. Another piece of the master plan is the reconstruction of the original airport operations building, now referred to as the sightseeing shack. This project is a few years off but the porch of building was in need of some interim repairs. The project had been placed on the DPW "to do list" but the condition of the porch warranted more immediate attention. Commissioner Michael Valenti and his cohort, Roger Lookingbill saw the need and took matters into their own hands. These two skillful men volunteered their labor and the airport provided the materials to rebuild the porch. It is now safe and more attractive than before and will last until the major renovations take place. We appreciate their initiative. Our new snowplow truck arrived in March and we turned over our used truck to the town. It has been assigned to the DPW. The new truck was purchased with a grant from the FAA and MAC with a two and one-half percent matching share from the town. Among other improvements to the airport this year was installation of a free phone for local, emergency and toll-free calls. The airport commission is acutely aware of the inconvenience to travelers of virtually non-existent cell phone coverage at the airport, and we have also experienced some outages of the privately owned pay phone at the airport. This lack of communications capability would be more than just an inconvenience should an emergency occur at the airport after hours when the terminal building is closed. There is a minimal cost associated with having the free phone available and the benefits greatly outweigh the cost. Another service improvement that we added this year is a battery cart for jump-starting disabled



aircraft and autos. The airport is rather isolated and one could be stranded at the airport with a dead battery. We felt that this was another instance where the minimal cost was eclipsed by the great benefit of having this service available to pilots and motorists. We also completed installation of the handicapped accessible entry door to the terminal that was discussed in last year's annual report.

Concerning the airport's relationship with the Cape Cod National Seashore (CCNS), which is the custodian of the land upon which the airport is located, we had resumed discussions last year with George Price, superintendent of the CCNS concerning our "lease" but negotiations have again stalled. This was not due to an impasse, but rather that there were more pressing matters for both the airport and Seashore to deal with. We will again try to reach a long-term agreement between the Seashore and the airport in the coming year. With regard to funding of the law enforcement officer (LEO) support for the Transportation Security Administration (TSA) screening operation at the airport, as reported last year, our application for funding was approved. However our reimbursement rate is lower than the hourly rate that we must pay for the on-duty police officer, and so the airport must make up the difference. We have asked TSA to review its reimbursement policy for this federally mandated, under-funded program but we have been unsuccessful so far. We will continue to work on this in the coming year. We welcomed a new member to the Airport Commission. Roger Lookingbill was appointed to fill a vacancy and we are very happy to have him on the Commission. We bid farewell to Jill Pires, a familiar face at the Cape Air ticket counter who retired this year. We would also like to thank Cape Air President and CEO Dan Wolf, Communications Director Michelle Haynes, Station Manager Joady Brown and the entire Cape Air station staff, as well as airport manager Arthur "Butch" Lisenby for their continued dedication.

*Respectfully submitted,*

**Michael Leger**

Chair

### Beautification Committee

This year the Beautification Committee continued work on our fantastic new waterfront park. With just some naturalizing left to do when the weather permits it will be great to see all the planning and hard work that went into it come to fruition. We look forward to continued collaboration with the Visitors Services Board, the Building and Grounds Department and all of those who are invested in making our town more and more beautiful.

*Respectfully submitted,*

**Kristyn Samok**

Chair

## Cemetery Commission

The Provincetown Cemetery Commission has been reconstituted through Town Manager appointments, after four years in abeyance and a spotty membership history over years before that. Prior reports of cemetery activities were included in the Annual Town Reports by a Cemetery Superintendent up until 1997, and in 1999, the DPW Director reported that under a reorganization, municipal cemetery activities were being shifted to the Department of Buildings and Grounds. No information has been provided to the Town since then.

The newly appointed Cemetery Commission is dedicated to getting a grip on our responsibilities and to exercising our statutory oversight of the physical and fiscal conditions in our charge. We praise the stewardship of our physical facilities by Tony Lemme and his Buildings and Grounds crew. We feel less confident when we try to review the stewardship of the Cemetery's finances over the years when there was no effective Commission oversight, particularly with regard to the cemetery's Perpetual Care Trust Fund. There may have been misunderstanding of how it should have been handled, and we wish only to establish a base-line and then to move on from there. As of this writing, even this is proving to be an elusive goal. The numbers that have been provided to us, of fiscal year-end balances (6/30/08) and accumulated interest earnings in the Perpetual Care Trust Fund (which should be available for expenditure at the direction of the Commission) seem to us difficult to comprehend, the latter being a negative number. We have, however, been assured by Town finance officials that going forward, this will be rectified, regularized, and made meaningful to us in accordance with state statutes (particularly M.G.L. Chapter 114, section 25). Of particular concern to us has been the apparent neglect over many years to collect a required contribution to the Perpetual Care Trust Fund with every sale of a cemetery lot. The amount was set at \$50.00 by vote of the 1961 Annual Town Meeting, which is much in need of a substantial increase to help defray the costs of cemetery maintenance and improvements. We are working on proposed regulations to provide for a realistic amount, assure its collection and also bring other costs of cemetery lots and services into line with current practices by neighboring and comparable communities.

We are also concerned that our burial capacity has been seriously dwindling. Our low lot prices appear to have encouraged many who are not long-term residents (current regulations require only a one year residency to be claimed) to acquire lots, and among these must be many who, understandably, hope to make Provincetown their eternal resting place. The regulations need to be reconsidered. However, there is also an additional 3½ acre space of Town Cemetery property that could be put into service, but those acres need grading, loaming, and seeding, a capital expenditure that will need to be provided for.

The Commission is also interested in the opportunity offered by developing a 'columbarium,' a monument for the resting place of cremated ashes. There is increasing demand for such an alternative and also, perhaps, the opportunity for a creative design competition.

The Commission wishes to establish, or re-establish, the practice of reporting the cemetery's actual activities over each past fiscal year in this case July 1, 2007 to June 30, 2008. Thus we offer the following: during the period eleven grave lots were purchased (3 simple grave lots and 8 double grave lots). There were three openings and closings of graves and four for cremations. One charge of \$200.00 was made for a weekend burial. Income from the sale for lots was \$9,500.00 and income from openings and closings was \$2,500.00 for a total of \$12,000.00, apparently all to the General Fund. The Buildings and Grounds invoices for these transactions indicate no charges for deposit in the Perpetual Care Trust Fund, and we feel this must be corrected.

Finally, we invite everyone to explore and enjoy our historic and beautiful cemeteries.

*Respectfully submitted,*

**Richard B. Olson**

Chair

## Conservation Commission

The Provincetown Conservation Commission's responsibility is the administration and enforcement of the Massachusetts Wetland Protection Act and the local Provincetown Wetland Protection By-Law. In addition, the Commission is responsible for the management of several Town owned conservation and open space lands.

Five Commissioners and two Alternate Commissioners comprise the Provincetown Conservation Commission. During most of 2008 the Commission had two alternate vacancies. The Commissioners meet the first and third Tuesday evening at 6:30 p.m. and for most of 2008 met in Town Hall. Due to current renovations at Town Hall, the Commission is meeting at the Grace Gouveia Building. Meetings are posted and public comment is welcome before each meeting agenda.

During 2008, the Commission approved 15 Notices of Intent, 7 Determinations of Applicability, and granted 5 Certificates of Compliance. In addition, 3 Extensions to Orders were approved. The Commission ratified 1 Enforcement Order—and has 1 citation being challenged in District Court.

The Commission's goals and objectives include; increase open space and conservation lands; encouragement of environmentally sound construction, smart growth, and use of "green" living principles; promotion of awareness, appreciation and understanding of the Wetland Protection Act, Provincetown Wetlands By-law and its regulations; promotion and participation in constructive interdepartmental communication; passage and implementation of effective definitions and regulations; effective management of Conservation properties; maintain consistency in permitting and compliance; continued collaboration with the Open Space Committee and the Provincetown Conservation Trust on implementing land management plans; utilizing the important Land Bank Funds to maintain and enhance open space and conservation lands, continued growth in competence through education and training; continued assessment and expansion of conservation agent services to support the fulfillment of the Commissions' mission; and to continue developing avenues of funding and grant opportunities to support the Town's conservation and natural resources program. The Conservation Commission has had a very busy and successful year. Several projects have been completed and several new initiatives are underway. In 2008, the Commission increased access to the Shank Painter Pond Wildlife Sanctuary and to Nicky's Park. With the installation of property signs, educational signs, park benches and new walking trails these Town park lands are an inviting place to spend an afternoon relaxing outdoors and enjoying Provincetown's beautiful natural resources and wildlife.

The Commission is very pleased to have the services of a part-time Conservation Agent. This position has allowed the Commission to expand its programmatic initiatives and to more efficiently address the conservation needs of the community. With the expanded services provided through this position the Commission has been able to apply for and receive several grant awards in 2008. Most notable is a grant awarded for an AmeriCorps Individual Placement in the amount of \$8,064. This grant provides for the services of Lisa Buchs, an AmeriCorps services member. Ms. Buchs works with the Conservation Agent and the Commission on implementing land management plans and various environmental projects. The service contract with Ms. Buchs covers two days a week through the end of FY 09. The Commission also received land management grants from the Barnstable County Land Management Grant Program to support efforts of implementing the Town's land management plans. A grant for Nicky's Park in the amount of \$1,250 was awarded to increase accessibility to the park while an additional grant for the Shank Painter Pond Wildlife Sanctuary in the amount of \$6,500 was awarded to start a multi-year native species plant restoration project. This restoration project is ongoing and has been funded with a second grant from Barnstable County in the amount of \$5,450 for FY 2009.

The Commissioners continue to attend trainings and seminars sponsored by the Massachusetts Association of Conservation Commissions to broaden individual knowledge of the Wetlands Protection Act and to gain experience in effectively

managing and implementing their regulatory duties and to enhance the Commission's functionality at the local level.

The Provincetown Conservation Commission looks forward to another productive year in 2009. If you would like more information about this Commission or if you have interest in joining as a member or volunteer please contact Brian Carlson at 508-487-7000 ext 537 or at bcarlson@provincetown-ma.gov.

*Respectfully submitted,*

**Dennis Minsky**

Chair

## Harbor Committee

The Provincetown Harbor Committee has met for most of the year. We had trouble meeting a quorum for some regularly scheduled meetings due to open positions on the committee. We are still negotiating with the Wetlands and Waterways Division of the Department of Environmental Protection on the amended Municipal Harbor Plan approved by the Town in April 2006. It appears that the Town needs to update the Appendices which list the waterfront properties, the percentage of property encroaching into state jurisdiction, and an easily understandable formula used to calculate the fee required. We continue to try to balance the needs of the waterfront property owners with the needs of the upland community.

We are continuing to review and process a record number of Chapter 91 license applications. Many of these are complicated and after review is complete we make recommendations to the DEP on each application. More work has been done on improving public access to the waterfront beach within the Chapter 91 process. We recommended and partially funded the Town's participation in the water quality estuarine project with the US National Park Service and the Town of Truro. The two week sampling program has been completed and we await the results of the dispute between the DEP and UMASS Dartmouth which is running the study for the state.

Clean-up of the beaches has always been a problem due to manpower and funding. We were able to get a demonstration of a beach surf rake by a manufacturer that seems to be the type that the Town needs. We have funding for the purchase of a beach rake and tractor for towing and hope to purchase the equipment this year. We will be processing a Notice of Intent with the Conservation Commission early in 2009 to get guidance in cleaning the waterfront beach.

*Respectfully submitted,*

**Gerard Irmer**

Chair

## Recycling & Renewable Energy Committee

The Recycling and Renewable Energy Committee (RREC) had a busy and productive year. In addition to meeting at least once a month, committee members attended many conferences and meetings to educate ourselves and to learn how we can further the mission of the Committee. We also participated in the Year Rounders Festival with a booth and celebrated Earth Day with a display at Firehouse #3 on Commercial Street. While all of our goals were not achieved we made significant progress on moving the agenda forward.

Our first goal, restoring a RREC line item in the Town budget was achieved. This is important because it gives the mission of the committee proper emphasis in town government. In prior years the Committee budget was buried within in the DPW budget. A disappointment was that the Town's tight fiscal situation led to the loss of our DPW liaison, Jim Denietolis, whose position was eliminated and who is now working in the Treasurer's office. Jim was a huge help to the Committee and is greatly missed.

**Recycling:** The Town of Provincetown has continued to reap benefits from last year's expansion of the recycling program to include types 1 through 7 plastic and blue and frosted glass. Our cost to truck our trash out of town is down significantly over last year due to increased recycling. It cannot be emphasized enough that we do not pay to have our recyclables trucked out of town but we do pay \$750 per ton to remove our trash.

Budget concerns have impacted recycling in several ways. Curbside pick-up of trash and recyclables was in jeopardy of being eliminated but fortunately, with the strong support of the RREC, Town voters approved a Proposition 2 ½ override to continue curbside pick-up. Another impacted function was the recycling containers that have been placed on the sidewalks throughout town. They have been quite successful but collection has been complicated by the tight Town budget. We received a grant from the Massachusetts Department of Environmental Protection (DEP) for additional bins for the sidewalks and have applied for more bins, but the expense of emptying them has been problematic. On a more positive note, as a way to ameliorate the impact of the four-day work week, the DPW incorporated Monday paper recycling into the regular trash/recycling schedule. This is something that the Committee has long supported. Also, the board of selectmen endorsed a resolution sponsored by MassRecycle to encourage greater paper recycling in our town.

Our Committee has opened up new lines of communication with Town boards. We met with the Board of Health to encourage greater enforcement of existing town bylaws, which mandate recycling at most commercial establishments. The

Health department sent out a packet to all establishments covered under the recycling bylaws to remind each of its responsibility to implement a recycling program. We have seen some increased compliance but continued education and encouragement will be required. We have asked the Licensing Board to review its licensing of trash haulers, which have recycling requirements, and asked for greater awareness and enforcement of these requirements. We have asked that all special event license applicants be made aware of the recycling requirements and to encourage compliance. We also met with the Housing Authority to ask that a recycling program be implemented at Maushope, and one is now in place.

Looking forward we hope to continue to expand recycling in our town to the extent that finances will allow. We will look for innovative ways to fund collection and sorting of recyclables. We continue to work to encourage greater recycling and feel that the best long term solution to achieving the highest recycling rate is to implement a single stream recycling program. However, this can happen only if our hauling contractors make this service available.

**Renewable Energy:** We have also had successes and setbacks in the area of renewable energy. As reported in last year's annual report, with the cooperation of Town Clerk Doug Johnstone, we inserted a renewable energy survey in the annual Town census. In the survey we asked if townspeople were in favor of constructing a wind turbine in town and if so, where would be the best location to site one. The response was overwhelmingly in favor by close to 90 percent of the nearly 1,500 respondents, and the most desirable location was at the transfer station, followed by the wastewater treatment plant and Mount Gilboa. While we recognized that there would be obstacles to erecting a turbine at the transfer station, due to its proximity to the Cape Cod National Seashore (CCNS) and the airport, we wanted to find out for sure what they were. Our committee voted to begin the process with a request for an airspace review by the Federal Aviation Administration (FAA) and the Massachusetts Aeronautics Commission (MAC) for a proposed 250-foot tall one-megawatt wind turbine. While MAC found that there was no conflict with the airspace surrounding the airport, the FAA, which maintains a different set of criteria, did identify a conflict. The absolute tallest wind turbine that would be allowed under FAA criteria is 188 feet. That height would not be suitable for a 1-megawatt turbine. At this time we are working with one of the major funding sources for renewable energy projects, the Massachusetts Technology Collaborative (MTC) and evaluating our options, including other potential sites or a smaller turbine at the transfer station.

In light of the Town's tight financial position, funding of such a project is a major hurdle to get over. The Cape Light Compact, which the Town has been a member of for a number of years, has been working on developing an electric co-op that would, along with other features, enable towns on the Cape and Martha's Vineyard

to realize better rates from locally generated renewable energy. A co-op would also be able to finance and construct turbines in member towns saving the town the expense. At the Annual Town Meeting on April 7, 2008, at the request of the RREC, voters passed Article 21, **Energy Cooperative**. *To see if the Town will vote to apply for membership in the Cape & Vineyard Electric Cooperative, Inc. (the "Cooperative") and to authorize its Board of Selectmen to negotiate terms and conditions of its membership in the Cooperative; or to take any other action relative thereto.* The co-op is still in the formative stage, but we hope that, if the Town completes the membership process, and we can find a suitable site for a turbine, the Cape and Vineyard Electric Co-op will help us tap into the towns considerable wind resources and save us money in the future.

On July 2, 2008 the Massachusetts legislature passed the so-called "Green Communities Act." This is a comprehensive law that will have a significant impact on future energy use and renewable energy development in our state. Also in late 2007, the Patrick Administration and MTC introduced a new initiative, Commonwealth Solar. The program is designed to encourage the use of solar Photovoltaic (PV) power by offering rebates that reduce the cost of solar panels and installation. Working with the Cape Light Compact, we are searching our town for buildings suitable for a solar installation. We have a new administration in Washington with a new commitment to renewable energy. Our goal in the coming year is to help our town benefit from these new developments. We have an opening for two on the Committee and we are always looking for help and fresh ideas. Please join us if you have the time and the interest.

We would like to thank the DPW, Director David Guertin, Deputy Director Sandy Turner, Transfer Station Superintendent Gerard Menengas and their staff for their continued help and support. We would also like to thank Jim Denietolis for his service to our committee.

*Respectfully submitted,*

**Michael Leger**

Chair

## Water & Sewer Board

In 2008, following five straight years of declining water pumpage, total water withdrawals increased 5.7% to 254,097,539 gallons. While the Town was in full compliance with its permit from DEP to withdraw up to 850,000 gallons per day, the increased pumpage appears to reflect a spike in unaccounted-for water. Although the department possesses new leak-detection equipment, staffing shortages have hampered efforts to identify and repair these leaks.

During 2008 the Water Department continued its program of installing a radio-read meters. Approximately 82% of the department's accounts now have radio-



read meters. It is projected that all accounts will be so equipped by mid 2010, at which time it will be possible to render water and sewer bills on a quarterly basis, which is the norm within New England.

In conjunction with the ongoing water meter replacement program, the Board would remind everyone that water is a precious commodity and would urge people to be aware of water consumption. Every year hundreds of thousands of gallons of water are wasted through leaking toilets, faucets left running, and undetected leaks. It is the Board's policy that abatements will not be granted for fixture-related leaks. Water and sewer customers are reminded that they are responsible for all water consumption recorded by their water meter. Most water meters are equipped with a small red triangle that spins around whenever water is flowing through the meter. If the red triangle is moving and you are unaware of any water being used in your house, you may have a leak. If you have a meter pit, you may request that the Water Department send someone out to check the meter. Please call the Water Department at 508-487-7064 to have water personnel investigate the possibility of a leak. In addition, leak detection tabs that indicate whether a toilet is leaking are available free of charge from the Water Department.

During 2008 another 133 properties were connected to the sewer bringing the total number of connections to 619. There still remain 35 properties to connect as part of the initial phase, of which 29 are so-called "red" properties that have been allowed to delay their connection because they have functioning, albeit noncompliant, septic systems. Among the new connections during 2008 were five "red" properties and two delinquents. On July 16, the wastewater treatment system quietly marked its fifth anniversary of operation.

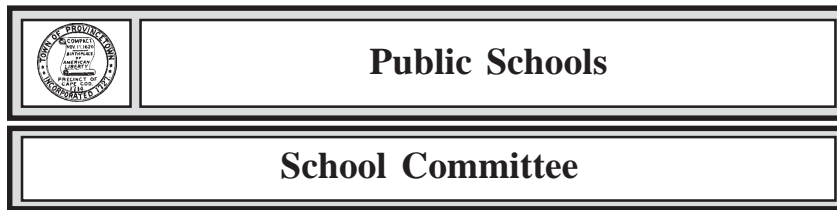
One of the goals of the Phase 2 sewer extension was to be able to reduce the sewer user rate. Following a comprehensive review of sewer finances, the Board voted on October 16 to reduce the sewer rate by 25%. Once additional neighborhoods are sewerred, it is projected that the Board will be able to offer further rate relief.

During 2007, the Board received 72 applications for abatement of water and/or sewer charges, of which it granted 65 and denied 7. In addition the Board granted 13 deferrals of water and sewer charges for qualifying taxpayers.

*Respectfully submitted,*

**Jonathan Sinaiko**

Chair



This is a bittersweet report for me to write. I have labored long and hard on behalf of the children of Provincetown for 9 long years. It was never easy, but it was always rewarding. I wouldn't have had it any other way. But my tenure is over, and I must go on hiatus, perhaps to other responsibilities. I look forward to the change, but I will miss the satisfactions of leading the District through these trying times. There are significant decisions ahead. The report of the Strategic Planning Committee is comprehensive and precise; never before have our options been clearer. And we know from the report that the problem of dwindling enrollment that we face is not merely our problem, but is Cape-wide. Big high schools like Nauset are, according to the statistics, losing 9% of their student population every year. They were once at nearly 1,500 students; they may end up near 800, or lower. Chatham and Harwich look to come together to survive. Grade schools will close, eventually, in several towns. And all of this, in the midst of a terrible, budget-wrenching economy. I do not envy those who must lead us through this. But we also know from the report, that very little money is saved by tuitioning in, or regionalization up Cape; maybe, in the end, a savings of 5% of the cost. In addition, we know that regionalization means giving up control of our buildings, and that tuitioning-in is far and away the option desired by other districts. We must, in the least, consolidate; the question is how, and to what advantage.

We must engage our closest neighbors in methods of solving common problems, in order to solve these problems for our children over the next year. We need to work on ways we can all promote together, jointly, the educational needs of our children and still meet the economical responsibilities of the larger community, for Provincetown. Simply buying into a larger district with larger financial ills would, in my opinion, cost us more money down the line, as well as community jobs and residential families. It would be reckless to simply throw up our hands and throw out our children without answering all the questions and exploring all the options for such a future. But this will take the willingness and perseverance of the School Committee, the Board of Selectmen, the Town Manager, the Finance Committee, community leaders, and all of our neighbors. But this is the right thing to do. As we move forward, we must examine our decisions as they would affect our community, not only today, but, more importantly, 10 years from today. We owe this to our Town, our children, and all of the folks who have given us their public trust, their time, their energy, and their financial support. Additionally, part of the equation is the benefit, not only to the children, but to the community,

of maintaining at least the middle school and high school, in addition to pre-school. There are lots of intangibles that do not change the bottom line financially, but may be in themselves more valuable. Furthermore, changing the bottom line financially may turn out not to be to our advantage, for there is a distinct possibility that some options may lead to unforeseen costs that would be more expensive to the Town than the present school system. These are crucial decisions that lie ahead. For its part, the School Committee is moving ahead on the report, first meeting with representatives from DOE, and then proceeding with open community hearings, taking the input of all impacted groups, and then planning for future decisions, some of which will change the face of the community forever.

As Chairman of the Provincetown School District, my first and final mission is to extend my sincere gratitude and appreciation to all the District's devoted staff, to the parents and guardians of our children, and to those business owners who have made contributions to our school for the betterment of our kids. This includes the folks who have attended our concerts, plays, fundraisers, athletic competitions, car washes, spaghetti dinners, fish fries, auctions, and all the other many activities to which we invited everyone. Some of you have not only attended faithfully, but have reached into your pockets to help us reach our goals. Thank you, to the local boards, to the hard-working parents of the PTA, Booster Clubs, Parent Councils, and to all the local organizations who step up each year with scholarships, donations, and support. Thank you. To our children, who compete, play, practice, achieve, and participate in our community, thank you. Thank you, again, to our Strategic Planning Committee for sharing our burden to seek creative ways to do the right thing for our children.

My tenure here is over. As you struggle this next year or so, with decisions affecting the restructuring of our District for this particular future, let me leave you with this thought. Determination for a high school diploma in the State of Massachusetts is measured only one way. I am proud of the student body of Provincetown High School, and of the teachers who have prepared them educationally over the years, and especially proud to announce on their behalf that Provincetown is the *only* school district on Cape Cod to achieve 100% competency determination on the MCAS, since the tests began in 2003. We have had 100% competency for 2004, 2005, 2006, 2007, 2008, and 2009. Very, very few districts in the Commonwealth of Massachusetts can make that claim. So when you think about cost per pupil, and when you question the viability of the Provincetown School District, think about the quality of education represented by 100% competency. In closing, thank you for the privilege of working with your children.

*Respectfully submitted,*

**Terese Nelson**

Chair

## Superintendent of Schools

Provincetown Public Schools embarked upon a deeper journey of change and transformation in 2008 raising academic standards while engaging students, parents, guardians and the community in new and exciting programs. The year began and ended with the Strategic Planning Committee delivering two very different reports both initiating rapid response from the District and School Committee. In January, this planning committee presented a District Strategic Plan identifying the community's vision for the schools. With the community's Mission, Core Values and Vision Statement now driving the direction of curricular matters, the District Strategic Plan mandated the development of school improvement plans currently in progress. Charged with the task of investigating educational models as well as community options, in December this Strategic Planning Committee reviewed its analysis of the opportunities and challenges facing our children and their schools with a meticulous, data driven treatise recommending actions specific to the Provincetown Public Schools. As Superintendent of Schools, I extend my utmost appreciation to our devoted professionals, the Strategic Planning Committee, our community, parents, guardians and students for this Year of Achievement that I am pleased to revisit for you.

According to data from the most recent census, Massachusetts has lost over 350,000 adults and slightly more than 50,000 children. Additionally, in the fall of 2008, the Pioneer Institute released a study indicating that only 4 of the Commonwealth's 351 cities and towns experienced a population increase with the state's economic growth rate ranked last in the nation for the past ten years. When these factors faced by every district across the state impacted our schools, the essential question evolved into how to address these issues with the best instructional practices within the parameters of federal and state regulations. Long term planning pinpointed the three crucial elements of quality, sustainability and matching curriculum, instruction and assessment with the needs of the individual student and values of the community. Recognizing the irreversible bond between schools and communities as well as the evidence that problems affecting one influence the other, staffing for the 2008 school year reflected the results of that long term planning and restructuring approach launched in 2006. Excluding retirements, 2008 saw the culminating elimination of 6 teachers, 4 paraprofessionals, 1 custodian, 2 food providers, and 1 clerical position. With the School Psychologist previously reduced from full time to 50%, the School Librarian's schedule lost 10 additional days and the School Committee Secretary was removed from an hourly to a stipend position. Specifically for 2008, the District Principal's hours were decreased to 80% with a corresponding salary. With his August retirement, the Superintendent was appointed Acting District Principal for one year. These reductions across all personnel categories facilitated

the formation of a highly structured, highly performing staff collaborating on a multitude of tasks and assignments with shared vision and responsive financial resources to insure academic excellence.

The Year of Achievement witnessed enriched professional development for teachers, expansion in shared teaching assignments between Veterans Memorial Elementary School and Provincetown High School, and a renewed focus on instruction. Preschool to Grade 12 teacher teams were formed to secure district collaboration on instructional components such as Curriculum Alignment and Revision, Data Analysis and MCAS Performance, After School Programs and Clubs, Grant Writing and Alumni Funding. French, Spanish and Technology taught by high school faculty expanded the elementary curricula while the whole school participated in another successful Global Education event with Africa as the school's theme. Veteran's Memorial Elementary School welcomed another increased preschool population, a second flourishing summer program and the largest Kindergarten class in several years with 17 students. Community partnerships with the Provincetown Art Association and Museum, individual artists, scientists and writers, Seashore Point, and the Provincetown Police and Fire Departments connected the school to the community in seamless fashion while honoring Provincetown's heritage. The inclusion of a new after-school activities schedule following the end of the day homework club enhanced students' academic skills, promoted creative play and benefited working parents and guardians as the daily classroom exhibited the formidable strengths of elementary professionals to differentiate instruction and deliver personalized learning experiences.

Once again every Provincetown High School seniors met the MCAS Competency Determination for the high school diploma in Massachusetts joining the graduating classes of 2003, 2004, 2005, 2006, 2007 and the present junior class of 2009. Once again Provincetown Public Schools sustained its distinction as the only district on Cape Cod and one of the rare few in the Commonwealth to graduate every senior class with a 100% Competency Determination.

In 2008 Provincetown High School doubled acceptances to four year colleges. Electives added to the schedule resulted in the creation of 14 new courses within two years without hiring additional staff, possible only by the extensiveness of expertise of the faculty. Integration of technology into classroom instructional practices and curricula expanded the world of students and teachers while increasing readiness for the challenges of college and the global workforce. To endorse interdisciplinary collaboration, dramatic room changes were executed over the course of the summer with mathematics and English classes located on the first floor with history, world languages and middle school classes concentrated on the second. Open Library Night was reestablished granting access in the evenings to the technology and resources of the library-media

center along with individual and small group tutoring during the week. Partnerships Pre K – grade 12 within the community with the Provincetown Art Association and Museum, the Fine Arts Work Center, the National Seashore and the Center for Coastal Studies blossomed as did the independent study options of the Academy of Fine Arts, Science and Technology and the boat building projects of the Industrial Arts program.

The Year of Achievement saw recognition of merit by regional and nation organizations. The New England Association of Secondary Schools and Colleges approved the high school's Five Year Progress Report with the following commendations: examples cited by the school of effective instructional practices which align with the school's mission, the discussion of a school-wide rubric at faculty meetings, the use of school-wide rubrics in various content areas and the creation of a task force to study current research and best practices regarding the supervision and evaluation of teachers in order to improve student learning. The National Assessment of Educational Progress, known as the Nation's Report Card, selected Provincetown High School in 2008 to represent Massachusetts in the 2009 NEAP testing battery.

Provincetown Public Schools responded to sweeping changes in use of facilities caused by repairs necessary to restore Town Hall that eliminated available Town space. The Vice Chair of the School Committee fully invested to work in partnership with the Town under the rules and regulations regarding sharing an environment in public schools as the Administrative Assistant to the Superintendent for Human Resources assumed the demanding role of coordinating meetings, events and activities regularly held at Town Hall. After reconfiguring office space to accommodate archives and documents, the school continued to provide available space for municipal and public use.

The District acknowledged the dedicated professionals who retired from our schools in 2008: Martha Neal, Marie Boxer, Fran Johnson, Dr. Floriano Pavao and Sallie Tighe. Their years of service to children and commitment to education are commendable. The District welcomed faculty and staff in 2008 that joined our community of learners: Nellie Lukac, 2<sup>nd</sup> Grade Instructor, Rebecca Yeaw, 5<sup>th</sup> Grade Instructor, Melanie La Plume, Business Technology Instructor, Victoria Hatch, Mathematics Instructor, Amy Germain, Science Instructor, Robert Biancuzzo, Preschool Paraprofessional, Barbara Grandel, High School Administrative Assistant and Christine Germanotta, Special Needs Secretary.

Provincetown Public Schools met the challenges imposed upon districts across the state, responded to fiscal constraints and looks forward pursuing the recommendations of the Strategic Report. The transforming achievements of 2008 would have been impossible without the expertise, experience and commitment of proficient professionals whose first priority remained the success

of students. I thank the community, parents and guardians, the Chairs of the Strategic Planning Committee and its members, School Chair Mrs. Nelson and Vice Chair Mr. Grosso, my dear colleagues, my skilled office and the students for the privilege of serving the Provincetown Public Schools.

*Respectfully submitted,*

**Jessica G. Waugh**

Superintendent of Schools

### **Veterans Memorial Elementary School & Provincetown Junior & Senior High School**

The administrative model for Provincetown Public Schools consists of the Superintendent of Schools and a District Principal with an Assistant to the District Principal at the elementary school. With shared duties as well as specific obligations to state and federal mandates, the two administrative positions hold the responsibilities of Instructional Leader for the Building, Curriculum Coordinator and Title I Director thus providing efficient expertise and skill in a cost reducing manner while coordinating faculty and staff into a cohesive Pre K – 12 professional team. Upon the August 2008 retirement of the District Principal, Dr. Floriano Pavao, the School Committee appointed the Superintendent of Schools as Acting District Principal. It is in this dual role that I recount the 2008 achievements of Veterans Memorial Elementary School and Provincetown High School.

**Veterans Memorial Elementary School** expanded its curricula with the addition of technology instruction and two world languages into the school day. Along with French and Spanish, the elementary school continued to offer music and art, and with the inclusion of these world languages and technology taught by high school faculty, two vital goals were met: Enhanced academics while familiarizing students with the middle and high school staff and increased teacher collaboration. Intensifying its focus on global education, VMES held its second annual world theme event marking the end of the second term. The 2008 theme concentrated on Africa, its people and culture and witnessed greater community involvement as students, parents, guardians and the entire staff participated in the day-long series of activities.

The significance of the school - community connection was evidenced by the elementary school in the fall of 2008 picking up community after school programs released by the Recreation Department due to budget constraints. Working within the same fiscal climate, through creativity and professionalism, the Veterans

Memorial Elementary School faculty and staff integrated a similar after school curriculum to insure that children experienced additional instructional and social opportunities while employed parents and guardians would not suffer interruption to their working conditions. The homework club extended the school day academically providing support while the community outreach program saw members of the town departments such as police and fire in the classroom leading activities and read-alouds to the children.

The preschool continued to thrive with two classrooms. Kindergarten attracted the largest number of children in several years with an enrollment of 17 students. The faculty, while disappointed that grade six did not sustain enrollment, seized the opportunity to examine middle school programs to implement for next year's grades four, five and six. The elementary school's long-standing record of individualized instruction flourished as did educational components essential to academic and social success such as preschool screening and testing, and grade level language, speech, and reading assessments. These long standing assessments, incorporated into a School Improvement Plan, allowed the school to respond quickly to the Department of Elementary and Secondary Education's requirements for school buildings not meeting Annual Yearly Progress as defined under the federal No Child Left Behind act with the new 240 target for passing the MCAS battery. The dedicated faculty devoted many extra hours to this task of reflection and action planning.

Veterans Memorial Elementary School adopted the Core Values, Mission and Vision Statement developed by the first Strategic Planning Committee while engaging students in academic success and in the community:

#### Core Values

- Children learn best when they are appropriately challenged, motivated and engaged, creating a safe and nurturing environment for risk-taking and learning.
- Student learning and personal development include health and wellness, excellence in academics and instruction, responsible citizenship, and respect for each other and the environment.
- Collaboration and communication regarding school policies, funding, programming, updated facilities, and resources are most efficient and productive when students, staff, parents and community members are informed and participating in an open, positive and cooperate conversation.

#### Mission Statement

- Provincetown Public Schools provides challenging educational programs to meet the diverse needs of all students in a safe, supportive environment and, in partnership with families and the community, prepares students to become competent, creative and contributing citizens in a global society.



## Vision Statement

- Provincetown Public Schools actively engages in a culturally and environmentally rich community, entrusting its educators to challenge all students intellectually and artistically, embracing our uniqueness to create productive, adaptive and reflective citizens in a changing world.

**Provincetown High School** faculty, adopting District Core Values, the Mission and Vision Statement, joined elementary colleagues in a Pre K through grade 12 initiative forming working teacher teams to address revision of the curricula guides, analysis of MCAS data to inform instruction, public relations, creation of after school clubs, development of an alumni data base and securing grants. These teams worked across subject areas and grade levels to advance instruction, the functioning of each school and to raise the academic bar. In conjunction with commendations and recommendations from the Commission on Public Secondary Schools that approved the high school's mission, expectations and progress within the seven *Standards* to continue accreditation, the faculty enthusiastically strove with dedication to personalize education, increase communication with parents and challenge student achievement.

Within national, state, regional and local fiscal realities and constraints, extra-curricular and athletic programs prospered. Ninety-five percent of middle and high school students continued to participate in class activities, musical productions, theater and athletic teams. Open Library Night saw a greater number of students accessing technology and the media center's resources to improve grades and enhance learning. Individualized professional development for teachers in technology amplified learning and engagement with other schools, classrooms and students.

Provincetown High School maintained the distinction of the only Cape Cod high school with 100% Competency Determination for each graduating class and each senior since the state inception in 2003. Additionally, the high school earned this distinction across the Commonwealth for the district as one of the few school systems sustaining this honor. Acceptance to four year colleges doubled again from the previous year. The number of new courses increased to 14. The National Assessment of Educational Progress selected Provincetown High School to represent Massachusetts for the Nations Report Card Testing in early 2009.

*Respectfully submitted,*

**Jessica G. Waugh**

Superintendent of Schools/Acting Principal

<b>Report of School Employee Earnings</b>
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Name	Began Service	Education	FY 2008-09 Salary
<b><u>Administrative Office</u></b>			
<b>Superintendent of Schools/District Principal</b>			
Jessica G. Waugh	1980	Sweet Briar College, B.A. Fitchburg State College M.Ed.	93,272
<b>Administrative Assistant/Human Resources</b>			
Alma M. Welsh	1979	Burdett Junior College Longevity	66,891 3,000
<b>Administrative Assistant/Business &amp; Finance</b>			
Betty White	1986	Longevity	66,891 2,200
<b><u>Veterans Memorial Elementary School</u></b>			
<b>Kindergarten Teacher/Assist to School Principal</b>			
Elizabeth Francis	1994	Boston College B.A. Lesley College M.Ed.	81,057
<b>Title I Reading Specialist</b>			
Barbara Losordo	1976	Kent State B.S. (Funded by Title I Funds: 70%)	58,682
<b>Teachers</b>			
Judy Ainsworth	1983	Keene State College B.S.	58,682
Rebecca Yeaw	2008	Univ. of Rhode Island B.A. Rhode Island College MAT	13,091
Mary Beck	1971	Westmar College B.S.	58,682
Nellie Lukac	2008	Bridgewater State College B.S. Bristol Comm. College A.A.	12,051
Helena Ferreira	2000	Smith College B.A.	48,148
M. Valerie Valdez	1999	Univ. College of Dublin B.C.L. Lesley College M.Ed.	55,923
Sandra Bostwick	1979	Corning Community College A.A. SUNY @ Cortland B.A.	58,682
Kelly Lindsay	2006	Ohio State University B.S. Ashland University M.Ed.	50,863
<b>Bldg. Based Adm. Assistant</b>			
Judy Ward	1998	Cape Cod Community College Mohegan Community College Longevity	39,507 900
Valerie Kepler Golden	2001		19,452
<b>VMES Cafeteria</b>			
Claudia Colley	2000		21,178
Lawrence DeCosta	2000		15,766
<b>Coordinator Buildings and Grounds:</b>			
Larry Brownell	1975		51,083
		Overtime:	5,609
		Longevity	3,075

Name	Began Service	Education	FY 2008-09 Salary
Michael Luster	2005	36,105 Overtime:	8,618
<b><u>Provincetown High School</u></b>			
<b>Guidance Counselor</b>			
Petra L. Farias	2006	Brandeis University B.A. University of Mass. M.A. Framingham State College M.A.	71,232
<b>Teachers</b>			
John Hanlon, Jr.	2000	Cornell Univ. B.S., Boston Univ. M.Ed. Bridgewater State College, M.Ed.	58,647
Genevieve Martin	1998	Univ. of Mass. @ Amherst B.A., M.A.	51,511
Amy Germain	2008	Univ. Mass. @ Amherst B.A.	17,089
Peter Codinha, Jr.	1981	Yankton College B.A. Univ. of So. Dakota M..A.	65,791
Nathaniel Bull	2003	State Univ. of NY College @ Oswego B.S.	53,434
Amelia Rokicki	1995	Univ. Mass. B.A. Simmons College M.S. Salem State College, CAGS Ed. Leadership	67,484
Margaret Phillips	1989	Indiana Univ. B.A., M.A.	65,791
Carol D'Amico	1988	Emmanuel College B.A.	58,682
Victoria Hatch	2008	Westfield State College, B.A.	15,801
Dawn Butkowsky	2002	Oneonta State B.A.	46,462
Nancy Flasher	1997	Lesley College B.S. Antioch New England M.Ed. (Funded by School Choice)	52,489
David C. McGlothlin, Jr.	2006	Emory and Henry College B.A. George Mason University M.A.	59,528
Emily Edwards	2007	Wheaton College B.A.	26,966
<b>PHS Business Teacher/VMES Direct Technology Instructor</b>			
Melanie LaPlume	2008	Plymouth State University, B.S. Suffolk University, MBA	12,857
<b>Athletic Director</b>			
John White	2007		26,698
<b>Library Media Specialist for the District</b>			
Fran Manion	2002	Univ. of Toronto B.Ed. Syracuse Univ. B.A.	58,682
<b>District Music Teacher</b>			
Casey Sanderson	2004	Westfield State College B.A.	36,758
<b>District Art Teacher</b>			
Lisa B. Fox	1977	Univ. of Mass B.F.A. in Ed. and Art	58,682
<b>Physical Education</b>			
Lisa Colley	2002	Salem State B.S. Fitchburg State College M.Ed.	46,234
<b>Long Term P.E. Substitute:</b>			
Andy Goyer	2008	Central Conn. State College B.S. Univ. of Hartford M.Ed. Southern Conn. State College CAGS	14,719

Name	Began Service	Education	FY 2008-09 Salary
<b>School Based Administrative Assistant</b>			
Barbara Grandel	2005	Cape Cod Community College AA	22,812
<b>PHS Cafeteria</b>			
Brenda Costa	1984	Longevity	21,072
			2,500
Cynthia Lambrou	2002		15,765
<b>PHS Head Custodian</b>			
Michael Smith	1977		46,439
		Overtime:	581
		Longevity	581
Kevin Littlefield	2000		34,562
		Overtime:	2,908
Jill Sawyer	1999		42,172
		Overtime:	4,029
<b>District Social Worker</b>			
Maryann Campagna	2002	Lesley College B.S. Rhode Island College MSW	60,045
<b>School Psychologist</b>			
Margaret Donoghue	2007	Boston College B.A., M.Ed. St. Michael's College C.A.S. ( Funded by Special Ed. Entitlement Grant)	29,278
<b>School District Nurses</b>			
<b>Lead School Nurse</b>			
Marcia Miriam	2007	Daemen College B.S. Nursing Barnes-Jewish College of Nursing R.N.	42,334
Donna O'Brien	2005	Worcester State College B.S. University of Lowell M.S.N. (Funded by the Enhanced School Health Services)	43,136
<b>Special Education Dept/Student Services</b>			
Linda Koelbel		Westfield State College B.S.E Spec. Ed. Western New Mexico Univ. M.Ed.	36,766
<b>Dept. Secretary</b>			
Christine Germanotta	2008	Smith College, B.A.	10,436
<b>Teachers</b>			
Marcia Rose-Packett	1981	Lesley College B.S.	58,682
Jeanie Peterson	2000	Plymouth State College B.S. Simmons College M. Ed. (Funded through School Choice)	58,311
Judith Stayton	1998	Pennsylvania State Univ. B.S.	58,682
<b>Speech Therapist</b>			
Margaret Millette-Loomis	2006	University of Mass. @ Amherst B.A. Bouve College @ Northeastern Univ M.S.	58,311
<b>VMES Paraprofessionals</b>			
Sheree Silva	1988	Cape Cod Community College Longevity	19,452
			1,800
Mark Peters	2002	Wesleyan Univ. B.A.	19,452

Name	Began Service	Education	FY 2008-09 Salary
Robert Biancuzzo	2008	Cambridge College Cambridge College M.Ed.	13,164
<b>PHS Paraprofessionals</b>			
Christopher J. McIntire	2005	North Adams State College, B.A. (School Choice)	15,304
Susan LaBree	2000	Fisher Junior College	19,452
Melissa Youngblood	2003	(School Choice)	19,227
Jill Macara	1996	<b>(Funded through School Choice)</b> Longevity	19,452 1,000
Veronica Londergan	2008	Univ. Bridgeport Connecticut B.S.	9,985
<b>Coordinator of Transportation and School Bus Driver:</b>			
Lucy Hamilton	1998		27,058

School Committee Members	Term Expires
Terese Nelson, Chairperson	2009
Peter Grosso, Vice Chairperson	2011
Kerry Adams, Secretary	2010
Debra Trovato	2010
Shannon Patrick	2009

#### School Year 2008-09 Calendar

Sep. 1	Labor Day	Feb. 13	Close End of Day
Sept. 2	Prof. Dev. Day	Feb. 16	Presidents' Day
Sept. 3	School Opens	Feb. 16-20	Winter Recess
Oct. 13	Columbus Day	Feb. 23	School Re-opens
Oct. 14	Prof. Dev. Day	Mar. 16	PHS Prof. Dev. Day
Nov. 11	Veterans Day	Apr. 17	Close End of Day
Nov. 19	VMES Prof. Dev. Day	Apr. 20	Patriot's Day
Nov. 25	Close End of Day	Apr. 21-24	Spring Recess
Nov. 26-28	Thanksg Recess	Apr. 27	School Re-opens
Dec. 1	School Re-opens	May 25	Memorial Day
Dec. 23	Close End of Day	June 22	Prof. Dev. Day
Dec. 24-1/2	Christmas Recess	Senior Early Release Day: May 29, 09	
Jan. 5	School Re-opens	Graduation Day: June 5, 2009	
Jan. 16	Prof. Dev.t Day	180th School Day: June 19, 2009	
Jan. 19	Martin Luther King Day	185th School Day: June 26, 2009	

	Enrollments	Projected Enrollments
	2008-09	2009-10
Pre-K	22	30
Kindergart	17	12
Grade I	4	17
Grade II	10	4
Grade III	6	10
Grade IV	12	6
Grade V	11	12
Grade VI	0	11
<b>Totals:</b>	<b>82</b>	<b>Projected: 102</b>
Grade VII	10	0
Grade VIII	19	10
Grade IX	9	19
Grade X	18	9
Grade XI	15	18
Grade XII	25	15
<b>Totals:</b>	<b>96</b>	<b>Projected: 71</b>
<b>Grand Totals:</b>	<b>178</b>	<b>Projected: 173</b>

#### Cape Cod Regional Technical High School Enrollments

1995-96: 6	2000-01: 2	2005-06: 9
1996-97: 4	2001-02: 4	2006-07:10
1997-98: 4	2002-03: 3	2007-08: 9
1998-99: 4	2003-04: 2	2008-09: 5
1999-00: 5	2004-05: 4	

### Cape Cod Regional Technical High School

Cape Cod Tech, established in 1973 as a public vocational technical high school, served 724 students in school year 07-08 from our sending district (Barnstable, Brewster, Chatham, Dennis, Eastham, Harwich, Mashpee, Orleans, Provincetown, Truro, Wellfleet, and Yarmouth) with 9 students of our enrollment coming from the Town of Provincetown. Our goal is to provide an opportunity for our students to acquire high quality technical, academic, and social skills which prepare them for success in a global economy.

#### Major Accomplishments for the 07-08 School Year:

- Massachusetts Compass School for 07-08 due to MCAS performance in both English Language Arts and Math in 2006.
- Graduation Rate Improvement due to Graduate to Success Program with a grant from the Youth Council of the Workforce Investment Board— drop-out rate for this year was 1.1% down from 7% in 2005.

- Improved student attendance rate to over 95% for the year.
- Supported Alternative Energy programs (Put on-line first pre-packaged tri-generation system in United States).
- Reduced our use of electricity by more than 900,000 KWH compared to 2004 due to many new energy conservation initiatives and projects- a savings of more than \$380,000 in 4 years.
- Green Bean recycling program initiative recognized again by State Office of Environmental Affairs
- “The Greatest Generation” celebration -dinner for 125 World War II veterans residing in the twelve towns served by the school on May 29, 2008. Many WWII Veterans attended from Barnstable.
- 29 District SKILLSUSA medals: 9 gold, 10 silver, and 11 bronze; and 12 State SKILLSUSA medals: 3 gold, 2 silver, and 7 bronze; and 3 state gold medal winners represented Cape Cod Tech at the National SKILLSUSA competition in Kansas City with one student winning the gold medal in Marine and one student winning a silver medal in Dental Assisting- 1<sup>st</sup> and 2<sup>nd</sup> in the Nation.
- Given the “Habitat Partner Award for 2008” by Habitat for Humanity of Cape Cod.
- Overall each year Cape Cod Tech saves our member towns and taxpayers over \$800,000 in labor and reduced materials cost for work projects to our towns by our technical shop programs.

For more information, please refer to the Cape Cod Tech website:

[www.capetech.us](http://www.capetech.us).

*Respectfully submitted,*

**Christopher Enos**

Provincetown Representative,

Cape Cod Regional Technical High School District

## Town Directory

**Airport - Director of Operations**  
508-487-0241

**Assessor - Principal**  
508-487-7017  
pgavin@provincetown-ma.gov

**Board of Selectmen**  
508-487-7003  
selectmen@provincetown-ma.gov

**Building Commissioner**  
508-487-7020  
rbraun@provincetown-ma.gov

**Council on Aging Director**  
508-487-7080  
vcarrano@provincetown-ma.gov

**Fire Department**  
508-487-7023  
ptfire@provincetown-ma.gov

**Grant Administrator**  
508-487-7087  
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**Health Agent**  
508-487-7020  
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**Health Inspector**  
508-487-7020  
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**HIV Program**  
508-487-7086  
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**Housing Authority Executive Dir.**  
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**Human Services Director**  
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**Library Director**  
508-487-7094  
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**Licensing Agent**  
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dvanalstyne@provincetown-ma.gov

**Marine Superintendent**  
508-487-7030  
rmckinsey@provincetown-ma.gov

**MIS Director**  
508-487-7000 ext.538  
bjackett@provincetown-ma.gov

**Municipal Finance Director**  
508-487-7010  
aheilala@provincetown-ma.gov

**Parking Department**  
508-487-7050  
pbenatti@provincetown-ma.gov

**Permit Coordinator**  
508-487-7020  
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**Police Chief**  
508-487-1212  
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**Public Works Director**  
508-487-7060  
dguertin@provincetown-ma.gov

**Recreation Director**  
508-487-7097  
bmotta@provincetown-ma.gov

**Tourism Director**  
508-487-3298  
jkelly@provincetown-ma.gov

**Town Clerk**  
508-487-7013  
djohnstone@provincetown-ma.gov

**Town Manager**  
508-487-7002  
slynn@provincetown-ma.gov

**Treasurer**  
508-487-7015  
lobrien@provincetown-ma.gov