

Provincetown

2010 Annual Town Report

In Memory of

Mary T. Chatlos
Senior Citizen of the Year 2005

Leonard Clingham, Jr.
Provincetown Public Pier Corp.

John F. Cook
Personnel Board

John F. Crave
Fire Department Volunteer

David Eliseo
Human Services Committee

Martin Huey
Harbor Committee
Economic Development Council

John P. Jason
Fire Department Volunteer
Public Works Employee

Roger S. Lookingbill
Airport Commission

Stephen D. Melamed
Visitor Services Board
Zoning Board of Appeals
Economic Development
Council

Rudolph J. Santos
Fire Department Volunteer

Edward Schneiderhan
Electrical Inspector

Mary L. Silva
Board of Health
School Committee
Zoning Board of Appeals

Norman G. Tierney
By-Law Revision Committee

John White
Seasonal Public Works
Department Employee



**ANNUAL TOWN REPORT
YEAR 2010
TOWN OF PROVINCETOWN**

PROVINCETOWN, MASSACHUSETTS

Annual Reports of the Officers of the Town of Provincetown,
Massachusetts for the year ending December 31, 2010.
Financial Reports for the fiscal year ending June 30, 2010.

Cover: Vince Guadazno photograph featuring the newly restored Town Hall Auditorium.

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Acknowledgements

The printing of this year's Town Report was made possible solely by generous contributions to the Town Report Gift Fund by the following individuals and businesses:

Gregory L. Craig

Daniel R. Hoort

David J. McChesney & Thomas G. Roberts

Irvin D. Morgan

Candace Nagle

Richard B. Olson

Michel Wallerstein

Provincetown Banner

To make a tax deductible donation to the Town Report Gift Fund please mail your check, made payable to the Town of Provincetown, to the Town Clerk's Office, 260 Commercial Street, Provincetown, MA 02657.

Compiled and Edited by
Doug Johnstone, Town Clerk
www.provincetown-ma.gov



Table of Contents

Directory of Town Officials	4
Board of Selectmen/Town Manager	9
Board of Selectmen	9
Town Manager	11
Grant Administrator	16
Town Meeting & Elections	19
Annual Town Meeting - April 5, 2010	19
Special Town Meeting - April 5, 2010	47
Special Town Meeting - November 8, 2010	59
Election Results	79
General Government	84
Town Clerk	84
Vital Statistics for 2010	85
Town Counsel	96
Animal Welfare Committee	102
Art Commission	104
Cape Cod National Seashore GMP Advisory Committee	104
Cape Cod Regional Transit Authority	105
Cape Light Compact	106
Community Preservation Committee	107
Cultural Council	108
Finance Committee	109
Historic District Commission	110
Historical Commission.....	111
John Anderson Francis Family Scholarship Committee	112
Management Information Systems	113
Planning Board	114
Provincetown Public Pier Corporation.....	115
Zoning Board of Appeals	117
Municipal Finance	118
Municipal Finance Director	118
Board of Assessors	123
Treasurer/Collector.....	125
Employee Earnings.....	130

Public Safety	140
Department of Community Development	140
Board of Fire Engineers	142
Growth Management Report.....	146
Health Department	149
Licensing Board	152
Parking Administration.....	153
Police Department	154
Public Health Director	158
Shellfish Constable	159
Human Services	160
Community Housing Council	160
Council on Aging	163
Disability Commission	165
Housing Authority	166
Human Services Committee	167
Board of Library Trustees	167
Recreation Director	169
Visitor Services Board	172
Public Works	174
Airport Commission	174
Beautification Committee	174
Cemetery Commission	174
Conservation Commission.....	176
Harbor Committee	178
Open Space Committee	179
Water & Sewer Board	180
Public Schools	181
School Committee	181
Superintendent of Schools	183
Report of School Employee Earnings	184
Student Enrollment	188
Cape Cod Regional Technical High School	189
Telephone Numbers & Email Addresses	191

**Elected Officials***Elected by Voters***Town Moderator**

Irene Rabinowitz 5/12

Board of Selectmen

Austin Knight 5/13

Francis J. Santos 5/13

David Bedard 5/12

Michele Couture, Chair 5/11

Elaine Anderson 5/11

Board of Library Trustees

James Cole 5/13

Tom Boland 5/12

Evelyn Kratz 5/12

Paul Benatti 5/11

Edward Mick Rudd 5/11

Charter Enforcement**Commission**

Sheila McGuinness 5/13

Astrid Berg 5/12

Mark Phillips 5/12

David McGlothlin 5/11

Tina Trudel 5/11

Housing Authority

Cheryl L. Andrews 5/15

Molly Perdue 5/14

Noah Taylor 5/12

Harriet Gordon (Appointed) 5/11

Nancy Jacobsen (State Appointed) 7/11

School Committee

Kerry Adams 5/13

Loretta Stewart 5/13

Shannon Patrick 5/12

Cass Benson (Appointed) 5/11

Peter Grosso 5/11

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

Robert Sanborn

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 (Retired)

Christeny Hottle

Library Director

Jan Voogt (Resigned)

Cheryl Napsha

Recreation Director

Brandon Motta

Municipal Finance**Municipal Finance Dir./Town Acct.**

Alexandra Heilala (Resigned)

Daniel Hoot

Treasurer

Linda O'Brien

Collector

Barry Stephen

Principal Assessor

Paul Gavin

Public Safety**Chief of Police**

Jeff Jaran

Police Lieutenant

James Golden

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 11, 2011**Appointed by the Board of Selectmen***Airport Commission**

Jeff Jaran 12/13

Paul Gavin 12/12

Steve Tait 12/12

Heath Gatlin 12/11

Michael Valenti 12/11

Vacant, Alt. 12/11

Animal Welfare Committee

Ilene Charles 6/13

Candace Nagle 6/13

Barbara Murphy 6/12

Carol MacDonald 6/11

Alexandra Tyszka 6/11

Vacant, Alt. 6/12

Art Commission

Stephen Borkowski 12/13

Georgia Coxe 12/13

Erna Partoll 12/13

James Bakker 12/11

Anton Haunstrup 12/11

John Dowd, Alt. 12/13

Board of Assessors

Patricia DeLuca 12/13

Robert Sanborn 12/13

Gregory Muse 12/12

Leslie Parsons 12/12

Paul Gavin Indefinite

Vacant, Alt. 12/12

Beautification Committee

Sheila LaMontagne 12/13

Mary Ann Powers 12/11

Paul Hall 12/11

Barbara Rushmore 12/11

Vacant 12/12

Cecilia Hall, Alt. 12/12

Building Committee

All Five Seats Vacant 12/12

Cable Advisory Commission

Richard Silver 6/13
 Richard Kelley 6/12
 Kymberly Wilkerson 6/11
 Vacant 6/12
 Vacant 6/11
 Vacant Alt. 6/12

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

Kerry L. Adams 6/13
 Priscilla Jackett 6/13
 Carole Carlson 6/12
 John Thomas 6/12
 Paul Tasha 6/11
 Vacant Alt. 6/13

Community Housing Council

JD Bower 6/13
 Arturo Alon 6/12
 Molly Perdue 6/12
 Joe Carleo 6/11
 Vacant 6/12
 Vacant, Alt. 6/11

Community Preservation Comm.

Arturo Alon 6/13
 Susan Cook 6/13
 Eric Dray 6/13
 David Hale 6/13
 James Hall 6/13
 Nancy Jacobsen 6/13
 Stephen Milkowicz 6/13
 Dorothy Palanza 6/13
 Vacant 6/13

Council on Aging

David Ketchum 12/13
 David Lynch 12/13
 Charlene Priolo 12/13
 Florence Alexander 12/11
 Paul Mendes 12/11
 Gladys Johnstone, Alt. 12/12

Cultural Council

Judith Cicero 12/13
 Frank Vasello 12/13
 Christopher More 12/12
 Grace Ryder-O'Malley 12/12
 Tina Trudel 12/12
 Michael Wright 12/11
 Vacant 12/13
 Vacant 12/11

Economic Development Council

Laura Shabott 6/12
 Thanassi Kuliopulos 6/11
 Two Vacant 6/13
 Vacant 6/12
 Two Vacant 6/11
 Gregory Howe, Alt. 6/12
 Vacant, Alt. 6/12

Harbor Committee

Melville Cote 6/12
 Roger Chauvette 6/12
 Susan Avellar 6/11
 Gerard Irmer 6/11
 Philip Scholl 6/11
 Chris Brooke, Alt. 6/12

Board of Health

Joseph DeMartino 6/13
 Elizabeth Williams 12/13
 John Livingstone 12/12
 Ken Janson 12/11
 Mark Phillips 12/11
 Vacant, Alt. 12/12

Historic District Commission

Marcene Marcoux 12/12
 David McGlothlin 12/12
 Polly Burnell 12/11
 John Dowd 12/11
 Carol Neal 6/13
 Lynne Corbett, Alt. 12/12
 Stephen Borkowski, Alt. 12/11

Human Services Committee

Sarah Bailey	6/13
Cynthia Franco	6/13
Karen Kelly	6/13
Teri Nezbeth	6/12
Gabriella Villegas	6/12
Kristin Hatch	6/11
Vacant	6/11

John Anderson Francis Family Scholarship Committee

Gail Browne	12/13
Mary Ann Cabral	12/13
Eleanora Irving	12/13
Olympia Ciliberto	12/12
Bill Schneider	12/12
Vacant, Alt.	12/13

Licensing Board

Kristin Hatch	12/13
George Stephen Young	12/13
AJ Petras	12/12
Rebecca Matarazzi	12/11
Michael Senger	12/11
Two Vacant, Alt.	12/11

Open Space Committee

David Hale	6/13
Dennis Minsky	6/13
Henry Janowsky	6/12
Stephen Milkewicz	6/11
Vacant	6/13
Vacant, Alt.	6/11

Planning Board

Marianne Clements	12/13
James Golden	12/12
Peter Page	12/12
Dorothy Palanza	12/11
Vacant	12/13
Eric Gelinias, Alt.	12/12

Provincetown Public Pier Corp.

Carlos Verde	7/15
Richard Wood	7/14
Lee Ash	7/13
Regina Binder	7/12
Kerry Adams	7/11

Recreation Commission

Susan Cook	12/13
Carrie Notaro	12/12
Treg Kaeselau	12/11
Tow Vacant	12/13
Vacant Alt.	12/12

Recycling & Renewable Energy Committee

Kelli Dahl	12/12
Amy Germain	12/12
Damon Leard	12/12
Elizabeth Patrick	12/12
Scott Powell	12/12
Lydia Hamnquist, Alt.	12/12
Vacant, Alt.	12/12

Board of Registrars of Voters

Bob McCandless	12/13
Ronald Gamella	12/12
Olive Ahmuty	12/11
Doug Johnstone	Indefinite

Shellfish Committee

Alex Brown	6/13
John Baldwin	12/13
Melville Cote	12/13
Richard Macara	12/13
Paul Tasha	12/12
Nancyann Meads, Alt.	12/13

Visitor Services Board

Jim Bakker	6/13
Kathleen Fitzgerald	6/13
Michelle Haines Lohr	6/13
Mick Rudd	6/12
Michael Peregon	6/11
Rita Schwartz	6/11
Rob Tosner	6/11

Water & Sewer Board

George Haunstrup	12/11
Mark Collins	12/12
Sacha Richter	12/12
Jonathan Sinaiko	12/12
Vacant	12/12
Kathleen Meads, Alt.	12/13

Zoning Board of Appeals

David Nicolau	12/12
Anne Howard	12/12
Tom Roberts	12/12
Robert Littlefield	12/11
Amy Germain	12/10
Elisabeth Verde, Alt.	12/12
Harriet Gordon, Alt.	12/11
Vacant, Alt.	12/13
Vacant, Alt.	12/12

Historical Commission

Stephen Milkowicz	12/12
Charlene Priolo	12/12
Stephen Borkowski	12/11
Polly Burnell	12/11
Eric Dray	12/11
Martha Hassell, Alt.	12/12
Susan Avellar, Alt.	12/11

Appointed Town Boards*As of January 11, 2011**Appointed by the Town Manager***Cemetery Commission**

M. Sebastian Araujo	12/13
Gregory Howe	12/12
Thomas Myers	12/12
Richard Olson	12/12
Mark Collins	12/11
Vacant, Alt.	12/13

Conservation Commission

David Hale	12/12
Henry Janowsky	12/12
Lynne Martin	12/11
Jack McMahon	12/11
Dennis Minsky	12/11
Barbara Prato, Alt.	12/11
Vacant, Alt.	12/13

Disability Commission

Randa Krise	12/13
Vernon Porter	12/13
Michelle DeMarco	12/12
Barbara Grasso	12/12
Jo Ann DiOrio	12/11
Jamia Kelly	12/11
Linda Loren	12/11

Board of Fire Engineers

Warren Alexander	12/11
Gerard Menangas	12/11
John Reis	12/11
James Roderick	12/11
Michael Trovato	12/11
Ronald White	12/11
Russell Zawaduk	12/11

Appointed Town Boards*As of January 11, 2011**Appointed by Town Moderator***Finance Committee**

Frederic Biddle	4/13
Tom Donegan	4/13
Eric Yingling	4/13
Glen Dombrow	4/12
Ann Maguire	4/12
David McChesney	4/12
Thomas Coen	4/11
Thomas Thurston	4/11
Vacant	4/11
Vacant, Alt.	4/12
Vacant, Alt.	4/12

Personnel Board

Lisa Westervelt	12/13
Joseph Gilmartin	12/12
Tina Trudel	12/12
Andrew Aull	12/11
Vacant	12/13
Vacant, Alt.	12/12



Significant progress has been made this past year on issues such as fiscal management, infrastructure improvements, and acquisition and lease agreements which will enable Provincetown to secure a redundant source of water. The Board of Selectmen continues its partnership with the Finance Committee, developing strategies for budgets and identifying additional sources of revenue. The continuing efforts to improve all financial procedures while meeting Department of Revenue (DOR) deadlines is expected to effectuate the removal of Provincetown from the DOR watch list. A Facilities Assessment Plan was recently completed and discussions are ongoing on how to maximize use of Town owned buildings as well as developing a long term policy which will ensure continued maintenance of the Town's assets. Provincetown received a Public Works Economic Development Grant of \$1 million for the paving of Commercial Street from Johnson Street to Atlantic Avenue. The repaving project will include curb and sidewalk repairs with environmentally friendly porous pavement. Improvements of storm drains are also included in this project, which will benefit the water quality of the harbor as well. The affordable housing project at 90 Shank Painter Road continued to be stalled due to insufficient state funding in the form of tax credits. The Selectmen have signed the ground lease with The Community Builders and anticipate the start of construction when funds become available. The comfort station at the former Firehouse #2 was operational before Memorial Day, providing visitors with additional amenities in Provincetown. Restoration and renovation of Provincetown's historic Town Hall was accomplished in late fall of 2010. Cooperation from Town Boards and staff was critical to the successful outcome. The patience of the public during this transition was a key component in this undertaking. Constant oversight from the Town Manager helped ensure that this project was completed on time and within budget.

The most important achievements in the 12 year effort to develop a new water supply source were the negotiations between the Boards of Selectmen of Provincetown and Truro to lease land for 99 years and the purchase of the adjacent privately owned land that is required to be protected by the Massachusetts Department of Environmental Protection (MADEP) for the North Union Well Field. Once this critical new water source is on line in several years, the water system will no longer need to meet its annual high summer pumpage demands by relying on the Air Force Base wells located within the Cape Cod

National Seashore. The grant-funded water treatment program that is being implemented during the same time period over the next several years will correct the “brown water” issues and improve the quality of the water stored in the water system’s large storage tanks. The Water Department began a 1 ½ year process of inspecting every account served by the water system to identify leaks and non-compliant installations that could lead to leaks or other problems in the future. An education, enforcement, and corrective program was put in place by the Water Department in 2010 so that leaks will be detected on an ongoing basis and that repairs are made. This will ensure that unaccounted water use can be reduced over the next several years to a level that both meets MADEP guidelines and also fairly charges all users for their water use. Construction of Phase 3 of the sewer began in March 2010 and will continue into 2012 with different segments scheduled for completion to allow for property hook-ups over the next several years. Because there are twice as many additional property owners than anticipated expressing interest in connecting during Phase 3, voters will be asked to approve a Town Meeting warrant article to increase the capacity at the Treatment Plant. The article will address the amount originally planned for as well as servicing additional users, all to be fully funded by the new users and with no taxpayer funding required. In addition to providing public health benefits and meeting the needs of those who would like to connect to the sewer, United States Department of Agriculture (USDA) grant funds have already allowed important capital improvements to be made to the vacuum system to ensure the best possible operation during peak demand periods. The vacuum system capacity made available, in combination with the proposed increase in treatment capacity, will provide the Town and the business community with a substantial reserve of sewer capacity for future needs for the first time. The reserve will also provide the Enterprise Fund with an important stream of future reserves so that the wastewater system is both financially sustainable and affordable to the users.

Together we have accomplished much, but challenges remain. Provincetown has a potential past employment benefit liability of over \$60 million. The Town will need to address how we fund these obligations in the future. Provincetown’s health insurance costs for employees, both past and current, continue to rise at a pace that exceeds tax receipts growth as limited by Proposition 2 ½. The Board of Selectmen have renewed the contract with Town Manager Sharon Lynn for an additional 3 years. The Selectmen acknowledge the creativity and determination of the Town Manager in her oversight of projects and her skill in returning integrity to the Town’s fiscal management. The Town Manager’s accessibility and courtesy to the public and the respect shown toward employees, plus her vision for the future needs, makes her a perfect fit for Provincetown. Municipal government would cease to function without the dedication of the many volunteers who serve on Town Boards and we acknowledge our gratitude to them for their service. As one of the few municipalities that still have a volunteer

Fire Department, it is important for us to offer thanks to them for their commitment to the safety and wellbeing of our community. Thanks, as always, to the dedication and hard work of secretaries Pam Hudson and Vernon Porter.

We welcome John Francis Santos on his election and congratulate Austin Knight on his reelection to the Board of Selectmen in May. In 2010, the Board held 89 meetings. Board attendance was as follows: Elaine Anderson 80; Mary-Jo Avellar 40; David Bedard 84; Michele Couture 88; Austin Knight 85; and John Santos 35. It has been my honor and privilege to serve the Town of Provincetown.

Respectfully submitted,



*Board of Selectmen, (from left to right.): Austin Knight;
F. John Santos; Michele Couture, Chair; David Bedard;
Elaine Anderson*

Town Manager

I am pleased to submit the Town Manager's annual report for 2010 and to provide to you the following information regarding the status of some of the projects in Town as well as a brief overview of specific matters pertaining to the government.

Fiscal Management: A key role for any Manager's success is to provide a stable economic environment in which citizens and businesses can plan for the future, and growth and employment can prosper. Openness and predictability about policy is an indispensable ingredient in this. Once again of primary importance is the continuing goal to provide transparency of all substantive activities relating to the finances of the Town. The finance department continues to progress in this area however it remains a process of determination, consistency and communication in following the guidelines recommended by the Department of Revenue and outlined in their management review provided in 2008. Although steps are being made to properly identify the flow of monies budgeted and appropriations made in past years, these challenges continue to often be unpredictable and indeed complicated. Many unanswerable bookkeeping practices of the past are being rectified with the assistance of audited reports and diligence. Proper accounting procedures are being followed in order to provide recovery and clarity into the future. This is a slow process and one that takes perseverance and pride.

The Town was fortunate to have Alix Heilala as its Finance Director for three years. Ms. Heilala worked long and hard to clean up many areas of improper bookkeeping as well as working diligently to identify pitfalls when needed. However, the process is indeed one that demands resolve as well as consistency in working with the auditors and the State Department of Revenue. Finance Director Daniel Hoort, hired in June 2010, came ready for the challenges and is working every day to provide that consistency, dedication and precision required to remove the Town of Provincetown from the Department of Revenue's watchlist. In the future months ahead I will be working with the Finance Director to provide a much needed five year fiscal policy plan to recommend to the Selectmen and to the Finance Committee. This important framework will provide an overall snapshot of how the Town government manages money through taxation, spending, and borrowing.

The current fiscal year's budget cycle continues to be a struggle, at best, to provide the same services without increasing taxes. The Selectmen, along with recommendations made from the Finance Director, the Finance Committee and the Town Manager worked long and hard to bring to Town Meeting the most appropriate budget considering another downturn of the economy. Two new sources of revenue were recommended and moved forward at Town Meeting. Both a meals tax and an increased room tax were approved by Town Meeting voters. Even though projected revenues from these two additional sources were conservatively predicted, as of this writing revenues for the all important first four months of this fiscal year came back to the Town less than expected. Once again the fiscal year budget for 2012 was crafted and presented to the Selectmen with the leanest fine tuning from departments that have been struggling for years with less and less resources to substantiate the citizen's call for maintained services. But we're doing it nonetheless. Some positions that have been vacated are not being filled and any new positions needed are scrutinized carefully without hiring additional personnel.

The economic outlook into the near future still remains bleak which translates to yet another conflicting year to maintain the budget within the levy limit restrictions. The good news to report is the creation of a maintenance fund and a capital needs improvement fund which gained Town Meeting approval in April 2010. Each year there will be funds earmarked specifically to these accounts making it easier to plan for future projects.

Town Buildings and Infrastructure: In mid-November the temporary trailers that housed Town Hall employees for two years were vacated and the anxiously awaited move back to our beloved Town Hall was made! Employees scrambled months before to make the move as efficient as possible. It was a *fete de accompli* and a glorious day returning to Town Hall in all of its splendor. The project was

completed on time and below the budgeted amount. Each of the three floors have retained its character in so many ways and each floor has taken on its own new personality complete with historically correct paint colors on the walls and lighting to brighten up the many pieces of beautiful artwork that adorn the space. The auditorium is once again providing the largest venue in Town for concerts and other entertainment. Of course Annual Town Meeting in April will return and for the first time in many years attendees will be permitted to sit in the balcony! The detail work completed to restore the space as close to its original magnificence when it was built over 120 years ago brings sounds of delight from everyone who sees it. Those who came before us would be so proud to see the finished rehabilitation of Town Hall. And for generations to come the citizens of Provincetown will all be credited for their support and approval of this superbly important transformation of historic Town Hall.

At Annual Town Meeting in April 2010 voters unanimously approved the funding needed to finish the Library once and for all! This \$2.1 million dollar project will complete the outside façade restoration of the historic building, enhance the outside landscaping making a most pleasant and inviting space for residents and tourists and finish the work needed in the lower level to add community space and work space.

A long overdue study of many other town-owned buildings has been underway for three months and will have been presented to the Selectmen in January. The intention of this detailed report is to provide information as to which structures are in need of repair first and possibly identify areas where departmental offices and staff consolidation can occur. Since the School Committee approved that most students from the elementary school be moved into the high school by the start of the next school year, there will be vacant classrooms as well as other spaces to best accommodate Town Departments. Both the Community Center and the Grace Gouveia Building have already been targeted as potential properties that are in need of a great amount of repair. Each building houses old, tired mechanical, plumbing and heating systems which are no longer sustainable for efficiency purposes alone. If departments such as the Recreation Department and the Council on Aging were to be moved to the soon to be vacant areas of the Veteran's Memorial Elementary School, these two buildings currently housing vital town components in addition to other activities and client-service offices could be declared surplus properties saving taxpayers a great deal of money in maintenance bills. Time is of the essence to take a hard look at all town-owned buildings including the Police Department and the Highway Garage where vital services are performed every day from unsafe, dilapidated structures.

Due to an abundance of hard work, perseverance and foresight Provincetown is well into the process of expanding its wastewater and water systems which will provide future years of much improved, healthier infrastructure to keep our fragile

environment sustainable. Since being the gracious recipient of over \$21 million in federal stimulus grant funding from the United States Rural Development Administration several major projects are already underway and others are planned for the next few years. The work being done is of utmost importance and even unprecedented for a small town such as Provincetown. We continue to be leaps and bounds ahead of other Cape Cod towns in providing a wastewater system with potential expansion needed to service additional properties. Improvements to the water system have been continuously occurring over the past six months including the replacement of old service connections and water lines and the upgrading of these lines. Funds previously approved for the water treatment facility at Knowles Crossing were re-routed, with federal government permission, to be used for the development of new water sources at North Union Field in Truro. After years of unsuccessful negotiations, the Provincetown and Truro Boards of Selectmen, in addition to private property owners of other land in Truro, finally came to an agreement whereby the vacant parcels in Truro will be leased over a long period of time in order to get closer to a federal mandate for Provincetown to provide a redundant water supply to its users.

Another important grant opportunity was announced in November and awarded to the Town of Provincetown for the repaving of the central business downtown district of Commercial Street. This long awaited project is currently in the design stage with construction to start later this year. The impact of this enormous improvement will be a relief to all residents as well as to the thousands of visitors who come to our Town.

Affordable Housing: The Community Builders, the development firm that will construct *Province Landing* at 90 Shankpainter Road is planning to begin construction in April 2011. This anxiously awaited project will increase the affordable renting market in Provincetown by 50 units along the busy Shankpainter Road corridor. The combination of mixed rate housing will provide affordable rental space for those community members who still very sorely need it. Additional privately owned construction projects focused on affordable housing have been delayed due to the continuing economic downturn; however they continue to be pursued by their developers with scaled-down versions which will hopefully attract various funding sources.

Economic Development: The word from Provincetown guest house owners during the summer and shoulder season months of 2010 was positive in that visitors continued to arrive here for their vacations. Although retail business owners were split in their reporting of visitors and the amount spent, Provincetown, unlike some of the other Cape towns, was still fortunate in the amount of people who frequented these shops. Many restaurant owners reported excellent patronage with some advising of having had the best returns during busy holiday weekends. The weather played an important role as we were fortunate to have

consistently spectacular sunny days most of the summer. The tour bus business again reported a great season with record numbers of people flocking to Town.

Personnel: A most vital staff member of the management team, Finance Director Alix Heilala, voluntarily left her employment with the Town in May 2010 to take another position on the Cape. There was quite a pool of applicants to fill this important position and Daniel Hoort, a member of the Finance Committee, was hired in June 2010. Library Director Jan Voogd resigned from her position in June 2010. After a laborious search over several months Cheryl Napsha emerged as the top candidate and moved to Provincetown in November 2010 to fill this role. Ms. Napsha is well experienced in the public library arena having served as Library Director in two other communities. She will oversee the completion of the Library construction. Chris Hottle was appointed to the vacant position of Council on Aging Director and Kathy Reilly was hired to fill Ms. Hottle's position as Outreach Coordinator. Due to the successful vote of Town Meeting to eliminate the civil service requirement in the Police Department several well qualified and experienced police officers were hired to fill long time vacancies. Additionally, three summer officers who had previously worked for the Town were hired as full time officers and will be graduating from the Academy in April just in time for the busy summer season.

My heartfelt and sincere appreciation goes out to the dedicated staff who work shoulder to shoulder with each other, and with me, to make a difference every day in how our town government operates, communicates and efficiently functions. And a special thank you to both Assistant Town Manager David Gardner and Administrative Assistant Pam Hudson for filling in the gaps created while I was out of the office due to medical reasons. I am honored to be working together with each employee who serve our community well. Thank you to the Selectmen, who themselves work diligently for all of us, while attending numerous meetings to make the appropriate decisions needed to fulfill their role as the policymakers of our Town. I sincerely value their support of my efforts as I humbly serve each of you.

Respectfully submitted,

Sharon Lynn

Town Manager



Town Manager Sharon Lynn

Grant Administrator

2010 was a year of waiting with regard to new housing development. The economic downturn has had significant impacts on the housing industry and the state and federal budgets. Key state and federal housing programs slowed down creating a backup of housing projects throughout the state. The need to have a full range of affordability options in housing is a key component of any vibrant and diverse community. However, fully achieving this is a very challenging undertaking that requires a long-term and ongoing commitment by that community. In Provincetown, our unique geographical location and the seasonal nature of our economy combined with an expensive housing market present us with significant challenges in housing.

Provincetown has always shown a tremendous commitment to creating a safe and welcoming environment for all. However it is critical that we continue the work to create a range of affordability in housing to ensure that we are able to attract and retain a diverse group of individuals and families that make up our workforce and our community. Two projects currently in the pipeline will provide some relief, however recent research demonstrates a continued and growing need for affordable housing in the area. We urge the Town to continue its commitment to helping meet our affordable housing needs through the creation of new housing resources in the future.

Community Housing Office: Community Housing Specialist Michelle Jarusiewicz provides part-time staff support to the Community Housing Council and the Community Preservation Committee. The Community Housing Specialist and the Assistant Town Manager worked with the Community Housing Council on updating the Housing Needs Assessment which is part of the annual growth management report. The assessment included gathering data from the Provincetown Housing Authority and Community Housing Resource Inc. In both cases, there has been a 33 – 51% increase in the total number of LOCAL individuals/households seeking housing in the past 2 years. The Housing Authority maintains a waiting list for their low and moderate income units. Typically, the wait list for elderly housing is 5 years; for family housing - 7 to 10 years. Generally speaking there is a very low turnover in available units; usually one or two vacancies per year. 2010 saw an unusual 4 vacancies. The PHA wait list count has risen dramatically – the total count by over 46% and the total local count by over 33%. Community Housing Resource maintains a notification list which is purged annually. There has been a 51% increase in total number of households on their list over the past 2 years, increasing from 318 to 480. Provincetown’s community housing needs assessments have consistently identified the need for hundreds of new units, especially rental units, at various income levels.

- The 2005 Community Housing Report: identified at that time, the need for 144 units over 5 years – that is by 2010 – 96 rental and 48 ownership.
- The 2006 John Ryan Housing needs assessment identified the #1 housing priority need for 200- 250 rental units, plus 40 ownership units, plus 24 rental units for seniors for a total number of 264 – 314 units.

So what have we accomplished since then - 2006?

Rental units in the pipeline: Site work has begun at the Town's development at Province Landing at 90 Shank Painter Road for 50 rental units and will be complete in 2012; a private developer is expecting to begin in 2011 with the development of 15 rental units at 83 Shank Painter Road; that same private developer is pursuing the development of approximately 23 new rental units at Stable Path.

Ownership units: 14 new units in total are complete: New England Deaconess – 7 moderate income are complete [with 2 more proposed in Phase 2]; Sandy Hill Lane – 4 moderate income [plus 8 median income units]; Herring Cove Village – 3 moderate income units.

Ongoing housing activities:

90 Shank Painter Road: TCB re-submitted for Tax Credit funding in February 2010 and again in September 2010 and are still awaiting notice. In the meantime, TCB received NSP2 funds which will allow them to jump-start the projects. The Ground Lease was approved by the Board of Selectmen on 11/22/10. Growth Management permits were issued. Construction is expected to begin this winter with completion approximately spring 2012.

83 Shank Painter Road: Community Housing Resource re-submitted its financial application to DHCD on Sept. 17th. Awards are to be announced early in 2011. The CPC approved an extension request on 9/7/10 for construction to begin no later than April 2011; the Board of Selectmen also approved on 10/12/10.

33 Court Street: The Community Housing Council awarded \$20,000 to the Provincetown Housing Authority for the rehabilitation of this single-family rental unit. Construction, after some interruptions due to a high turnover year at the Housing Authority, is near completion by staff of the Housing Authority.

Stable Path: The April 2009 Annual Town Meeting authorized \$800,000 in Community Preservation Act Funds for the redevelopment and construction of mixed-income rental properties – 37 units in 14 buildings— including 22 low/moderate, 10 median, and 5 market rate rentals in variety of sizes and styles [total project costs \$12,026,235]. Due to the housing and tax credit financial markets, CHR has approached the Town to modify the grant award, reducing the total award from \$800,000 to \$540,000 and the total number of units from 32 low/moderate/median to 23 low/moderate/median. Note that the CPA fund is the only grant funding source for median income units; state and federal funds can only

be used for the low and moderate income units. The CPC has approved the revision and will submit it to the April Town Meeting for final approval.

Resale at 6 Sandy Hill Lane: The Town received a request from the owner of Unit #11 to sell her median income deed-restricted unit. Following marketing and outreach to the community, a local income-eligible purchaser closed on the property in December.

40B Subsidized Housing Inventory: as of 2/2/10, the town is certified for 127 units at 6.16%, an increase from 5.7% [117 units] in 2009. Note that the actual number of units that “count” varies as deed restrictions expire and only DHCD approved deed restrictions are allowed on the SHI.

Housing rehabilitation: The Town of Provincetown continues to participate in a housing rehab program funded by the Mass. Community Development Block Grant program through a regional grant through the Town of Wellfleet. Funds are available for code corrections for income-eligible properties.

Emergency Housing Assistance: the Town of Provincetown has continued to provide additional financial assistance through the Affordable Housing Trust Fund to the Homeless Prevention Council to provide Provincetown residents resources to prevent homelessness.

0,721	\$10,721	-4.5%
8,317	48,317	
7,400	4,650	
5,717	52,967	-7.4%
7,649	235,671	
0,507	10,507	
8,156	246,178	-0.8%
0,000	200,000	0.0%
1,470	62,270	13.8%
0,716	10,716	
5,719	35,719	
1,013	291,013	
7,448	337,448	-2.9%
2,083	92,633	
6,895	3,395	
8,978	96,028	-1.5%

GRANT ADMINISTRATION ACTIVITIES:

Commonwealth Capital Application FY 2011: The Town received a score of 108 for its FY 2011 Commonwealth Capital application [submitted on 8/26/10] in comparison to 106 in 2010 and 97 in 2009. The Comm. Cap application is not a direct grant application but is a requirement for many state grants. The points are part of the scoring of those grants such as for LAND and PARC grants. The Comm. Cap measures a town’s efforts in many areas including sustainability, affordable housing, open space, transportation, and energy conservation. It looks at planning and implementation with separate points for each. For example, the town will get points for adopting a Master Plan and will get additional points for recent efforts to implement recommended actions. The Town gets points for having an accessory unit by-law, but gets additional points if it recently issued a permit for an accessory unit.

MCDBG ARRA 08: In the fall of 2009, the Town received a grant award for \$819,500 under the American Recovery and Reinvestment Act for water system improvements. The grant is proceeding as part of the overall USDA water grant with the MCDBG portion targeting water treatment at Knowles Crossing. The project was put out to bid for the pilot study and membrane procurement during the summer, the environmental review was completed, the contract was approved by the Board of Selectmen on 12/6/10 with the project moving forward over the holidays.

Library Renovation: The Town received \$36,500 from the Mass. Historic Preservation projects Fund for the façade renovation of the library. The Invitation

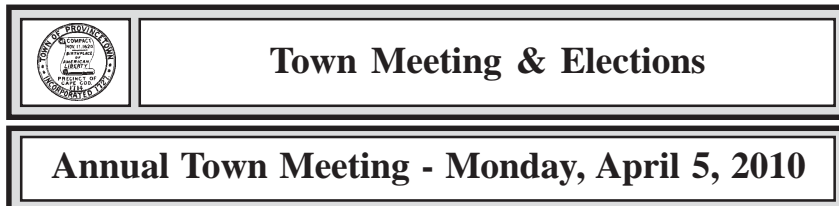
for Bids for the renovation of the Library including the Phase 2 of the façade improvements was advertised with filed sub-bids due 12/15/10 and general bids due 12/22/10.

The success of all of our endeavors 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.

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 5, 2010 in the in the Veterans Memorial Elementary School and hearing no objection decided to hold the Special Town Meeting first.

Town Moderator Irene Rabinowitz convened the Annual Town Meeting at 6:00 p.m. on Tuesday, April 6, 2010.

Preliminary motions:

Michelle Couture moved that the Town vote to waive the reading of the warrant. **Motion Passed.**

Michele Couture moved that the Town vote to grant permission to speak at the April 5, 2010 Annual Town Meeting to the following persons who are not registered voters of the Town of Provincetown: Russell Braun, Building Commissioner; John W. Giorgio, Esq., and other attorneys of the firm of Kopelman & Paige, P.C., Town Counsel; Alexandra Heilala, Finance Director; Beau Jackett, Information Systems Director; Michelle Jarusiewicz, Housing Specialist/Grant Administrator; Beth Singer, Superintendent of Schools; Kim Y. Pike, District Principal; Betty G. White, Administrative Assistant to Supt. of Schools for Business & Finance; Maxine Notaro, Permit Coordinator; Jane Evans, Health Agent; Brandon Motta, Recreation Director; Domenic Rosati, Parking Administrator; Ryeon Corsi, Americorps Volunteer; Pam Hudson, Employee Benefits Administrator; Mary Nicolini, Assistant Library Director. **Motion Passed.**

Michele Couture moved that on all matters to come before the April 5, 2010

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]

Michele Couture moved that the Town vote to hear the reports of the Town Officials and Committees and to act thereon. **Motion Passed.**

Peter Grosso, Chair of the Regional School District Planning Committee read a report from the Committee.

Article 2. FY 2011 Operating Budget. To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$20,377,129 to fund operating budgets for the several Town departments for Fiscal Year 2011 in accordance with Chapter 9, section 1 of the Provincetown Charter, as follows:

Budget Divisions	FY 2010	FY 2011	% '10-'11
I. General Government	\$1,287,420	\$1,227,852	-4.6%
II. Finance	7,377,728	7,802,053	+5.8%
III. Public Safety	3,968,600	4,182,315	+5.4%
IV. Public Works	2,557,222	3,002,602	+17.4%
V. Public Services	<u>815,614</u>	<u>807,348</u>	<u>-1.0%</u>
Sub-total, I-V	\$16,006,584	\$17,022,170	+6.3%
VI. Public Schools	<u>3,644,726</u>	<u>3,354,959</u>	<u>-5.9%</u>
Total, I-VI	\$19,651,310	\$20,377,129	+4.1%

Or to take any other action relative thereto.

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

Or to take any other action relative thereto.

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

Article 2. FY 2011 Municipal Operating Budget.

Division I. General Government.

Board of Selectmen Recommends: 5-0-0

Finance Committee Recommends As Follows: 7-0-0

Budget	Actual FY 2009	Budget FY 2010	Selectmen FY 2011	FinCom FY 2011	% 10-'11
<u>I. GENERAL GOVERNMENT</u>					
113 Elections & Town Meetings					
Expenses	\$12,347	\$10,721	\$12,516	\$12,516	16.7%

Provincetown	2010 Annual Town Report				21
Budget	Actual FY 2009	Budget FY 2010	Selectmen FY 2011	FinCom FY 2011	% 10-'11
122 Board of Selectmen					
Personal Services	48,317	48,317	50,054	50,054	
Expenses	<u>6,880</u>	<u>4,650</u>	<u>4,650</u>	<u>4,650</u>	
sub-total	55,196	52,967	54,704	54,704	3.3%
123 Town Manager					
Personal Services	229,421	235,671	246,500	246,500	
Expenses	<u>7,873</u>	<u>11,490</u>	<u>11,102</u>	<u>11,102</u>	
sub-total	237,294	247,161	257,602	257,602	4.2%
151 Legal Services					
Expenses	175,551	200,000	200,000	200,000	0.0%
156 Administration					
Expenses	56,265	62,270	70,610	70,610	13.4%
157 Land Bank <i>Funded by Land Bank Fund</i>					
Maintenance	4,871	10,716	11,269	11,269	
Affordable Hsg	40,760	35,719	36,612	36,612	
Debt Service	<u>232,013</u>	<u>291,013</u>	<u>226,481</u>	<u>226,481</u>	
sub-total	277,644	337,448	274,362	274,362	-18.7%
161 Town Clerk					
Personal Services	89,197	92,633	99,476	99,476	
Expenses	<u>6,209</u>	<u>3,395</u>	<u>3,395</u>	<u>3,395</u>	
sub-total	95,406	96,028	102,871	102,871	7.1%
169 Licensing					
Personal Services	38,093	38,093	39,236	39,236	
Expenses	<u>883</u>	<u>600</u>	<u>0</u>	<u>0</u>	
sub-total	38,977	38,693	39,236	39,236	1.4%
171 Conservation Commission					
Expenses	7,497	7,696	7,696	7,696	0.0%
173 Housing Partnership					
Expenses	200	0	0	0	0.0%
174 Housing Office					
Expenses	49,478	59,740	34,309	34,309	-42.6%
175 Planning Board					
Expenses	1,299	2,110	1,510	1,510	-28.4%
176 Zoning Board of Appeals					
Expenses	2,338	2,750	2,750	2,750	0.0%

Budget	Actual FY 2009	Budget FY 2010	Selectmen FY 2011	FinCom FY 2011	% 10-'11
179 Historical Commission					
Expenses	500	500	500	500	0.0%
180 Historic District Comm					
Expenses	2,329	2,500	2,500	2,500	0.0%
182 Economic Development Council					
Expenses	4,459	6,836	5,836	5,836	-14.6%
482 Airport Commission					
Expenses	81,543	85,850	85,850	85,850	0.0%
499 Cable Advisory Commission					
Expenses	<u>66,079</u>	<u>74,150</u>	<u>75,000</u>	<u>75,000</u>	1.1%
I. General Government	\$1,164,401	\$1,287,420	\$1,227,852	\$1,227,852	-4.6%

II. FINANCE**131 Finance Committee**

Expenses	\$1,385	\$5,615	\$5,675	\$3,175	
Reserve Fund	<u>44,355</u>	<u>42,000</u>	<u>75,000</u>	<u>75,000</u>	
sub-total	45,740	47,615	80,675	78,175	64.2%

135 Town Accountant

Personal Services	143,500	142,200	150,413	150,413	
Expenses	<u>46,742</u>	<u>50,060</u>	<u>50,060</u>	<u>50,060</u>	
sub-total	190,242	192,260	200,473	200,473	4.3%

136 Information Systems Department

Personal Services	143,308	142,932	154,039	154,039	
Expenses	<u>121,720</u>	<u>123,835</u>	<u>148,435</u>	<u>148,435</u>	
sub-total	265,028	266,767	302,474	302,474	13.4%

141 Board of Assessors

Personal Services	134,840	140,275	153,818	153,818	
Expenses	<u>61,089</u>	<u>50,438</u>	<u>63,013</u>	<u>63,013</u>	
sub-total	195,929	190,713	216,831	216,831	13.7%

145 Treasurer/Collector

Personal Services	142,660	146,493	155,896	155,896	
Expenses	<u>36,026</u>	<u>33,600</u>	<u>33,000</u>	<u>33,000</u>	
sub-total	178,686	180,093	188,896	188,896	4.9%

710 Debt Service

Expenses	1,944,378	1,613,271	1,632,640	1,632,640	1.2%
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Provincetown	2010 Annual Town Report				23
	Actual FY 2009	Budget FY 2010	Selectmen FY 2011	FinCom FY 2011	% 10-'11
Budget					
820 Tax Title					
Expenses	14,756	24,000	24,000	24,000	0.0%
910 Retirement/Benefits/Insurance					
Expenses	<u>4,393,074</u>	<u>4,863,009</u>	<u>5,158,564</u>	<u>5,158,564</u>	6.1%
II. Finance	\$7,227,833	\$7,377,728	\$7,804,553	\$7,802,053	5.8%
<u>III. PUBLIC SAFETY</u>					
210 Police					
Personal Services	\$1,890,028	\$1,923,670	\$2,034,735	\$2,034,735	
Expenses	<u>131,616</u>	<u>129,850</u>	<u>159,220</u>	<u>159,220</u>	
sub-total	2,021,644	2,053,520	2,193,955	2,193,955	6.8%
211 Police Station					
Expenses	42,615	46,282	42,800	42,800	-7.5%
220 Fire					
Personal Services	304,596	339,841	361,800	361,800	
Expenses	<u>173,738</u>	<u>174,749</u>	<u>174,749</u>	<u>174,749</u>	
sub-total	478,334	514,590	536,549	536,549	4.3%
231 Ambulance Service					
Expenses	535,057	551,109	578,200	578,200	4.9%
240 Inspections					
Personal Services	150,616	152,252	160,942	160,942	
Expenses	<u>3,450</u>	<u>6,060</u>	<u>6,060</u>	<u>6,060</u>	
sub-total	154,066	158,312	167,002	167,002	5.5%
241 Community Development					
Personal Services	87,452	90,230	93,319	93,319	
Expenses	<u>5,216</u>	<u>4,830</u>	<u>4,830</u>	<u>4,830</u>	
sub-total	92,668	95,060	98,149	98,149	3.2%
291 Emergency Management					
Expenses	0	0	5,830	5,830	
294 Harbor Committee					
Expenses	470	1,295	1,135	1,135	-12.4%
295 Harbormaster					
Personal Services	0	0	0	0	
Expenses	<u>140,000</u>	<u>107,140</u>	<u>109,819</u>	<u>109,819</u>	
sub-total	140,000	107,140	109,819	109,819	2.5%

Budget	Actual FY 2009	Budget FY 2010	Selectmen FY 2011	FinCom FY 2011	% 10-'11
296 Shellfish					
Personal Services	41,055	43,969	46,073	46,073	
Expenses	<u>7,320</u>	<u>7,350</u>	<u>7,350</u>	<u>7,350</u>	
sub-total	48,375	51,319	53,423	53,423	4.1%
299 Parking					
Personal Services	302,929	317,373	325,153	325,153	
Expenses	<u>71,630</u>	<u>72,100</u>	<u>70,300</u>	<u>70,300</u>	
sub-total	<u>374,559</u>	<u>389,473</u>	<u>395,453</u>	<u>395,453</u>	1.5%
III. Public Safety	\$3,887,788	\$3,968,100	\$4,182,315	\$4,182,315	5.4%

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

Personal Services	\$443,535	\$505,996	\$584,129	\$584,129	
Expenses	<u>337,367</u>	<u>304,669</u>	<u>352,500</u>	<u>352,200</u>	
sub-total	780,902	810,665	936,629	936,329	
Betterments	<u>43,140</u>	<u>43,250</u>	<u>43,250</u>	<u>43,250</u>	
sub-total	824,042	853,915	979,879	979,579	14.7%

421 Administration

Personal Services	166,654	186,184	167,461	167,461	
Expenses	<u>205,635</u>	<u>249,100</u>	<u>253,358</u>	<u>253,358</u>	
sub-total	372,289	435,284	420,819	420,819	-3.3%

422 Highway

Personal Services	312,681	348,040	423,022	423,022	
Expenses	<u>74,072</u>	<u>100,826</u>	<u>232,871</u>	<u>232,871</u>	
sub-total	386,753	448,866	655,893	655,893	46.1%

423 Snow & Ice

Personal Services	26,348	25,000	30,000	30,000	
Expenses	<u>61,836</u>	<u>110,400</u>	<u>197,700</u>	<u>197,700</u>	
sub-total	88,184	135,400	227,700	227,700	68.2%

431 Solid Waste/Recycling

Personal Services	362,549	377,053	432,957	432,957	
Expenses	<u>98,374</u>	<u>96,704</u>	<u>116,404</u>	<u>116,404</u>	
sub-total	460,923	473,757	549,361	549,361	16.0%

432 Recycling/Renewable Energy

Expenses	625	2,000	1,250	1,250	-37.5%
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Provincetown		2010 Annual Town Report			25
Budget	Actual FY 2009	Budget FY 2010	Selectmen FY 2011	FinCom FY 2011	% 10-'11
439 Waste Disposal/Other					
Expenses	<u>151,548</u>	<u>208,000</u>	<u>168,000</u>	<u>168,000</u>	-19.2%
IV. Public Works	\$2,240,599	\$2,557,222	\$3,002,902	\$3,002,602	17.4%
<u>V. PUBLIC SERVICES</u>					
511 Health Inspector/Agent					
Personal Services	\$99,874	\$99,868	\$102,354	\$102,354	
Expenses	<u>7,492</u>	<u>7,350</u>	<u>7,450</u>	<u>7,450</u>	
sub-total	107,366	107,218	109,804	109,804	2.4%
512 Public Health/Nurse					
Personal Services	15,178	18,347	19,121	19,121	
Expenses	<u>27,290</u>	<u>28,624</u>	<u>28,624</u>	<u>28,624</u>	
sub-total	42,468	46,971	47,745	47,745	1.6%
513 Board of Health					
Expenses	1,737	1,135	1,135	1,135	0.0%
541 Council on Aging					
Personal Services	174,835	181,957	184,801	184,801	
Expenses	<u>9,541</u>	<u>10,774</u>	<u>10,774</u>	<u>10,774</u>	
sub-total	184,376	192,731	195,575	195,575	1.5%
543 Veterans Services					
Expenses	<u>24,488</u>	<u>29,839</u>	<u>47,815</u>	<u>47,815</u>	
sub-total	24,488	29,839	47,815	47,815	60.2%
610 Library					
Personal Services	229,617	231,808	184,572	184,572	
Expenses	<u>71,653</u>	<u>74,763</u>	<u>84,069</u>	<u>84,069</u>	
sub-total	301,270	306,571	268,641	268,641	-12.4%
620 Administration					
Expenses	2,500	0	0	0	0.0%
630 Recreation Department					
Personal Services	73,604	99,919	104,698	104,698	
Expenses	<u>12,873</u>	<u>15,450</u>	<u>15,650</u>	<u>15,650</u>	
sub-total	86,477	115,369	120,348	120,348	4.3%
651 Beautification Cte					
Expenses	1,819	4,000	5,000	5,000	25.0%
672 Art Commission					
Expenses	14,184	9,780	9,585	9,585	-2.0%

Budget	Actual	Budget	Selectmen	FinCom	%
	FY 2009	FY 2010	FY 2011	FY 2011	10-'11
673 Cultural Council					
Expenses	<u>0</u>	<u>2,000</u>	<u>1,700</u>	<u>1,700</u>	-15.0%
V. Public Services	\$766,685	\$815,614	\$807,348	\$807,348	-1.0%

VI. PUBLIC SCHOOLS**300 Provincetown Public Schools**

Direct Costs	\$3,652,340	\$3,556,648	\$3,354,959	\$3,354,959	-5.7%
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310 Cape Cod Regional Tech High

Expense	<u>152,030</u>	<u>88,078</u>	<u>153,030</u>	<u>75,000</u>	-14.8%
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VI. Public Schools	\$3,804,370	\$3,644,726	\$3,507,989	\$3,429,959	-5.9%
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OPERATING BUDGET SUMMARY

I. General Governmt	\$1,164,401	\$1,287,420	\$1,227,852	\$1,227,852	-4.6%
II. Finance	7,227,833	7,377,728	7,804,553	7,802,053	5.8%
III. Public Safety	3,887,788	3,968,100	4,182,315	4,182,315	5.4%
IV. Public Works	2,240,599	2,557,222	3,002,902	3,002,602	17.4%
V. Public Services	<u>766,685</u>	<u>815,614</u>	<u>807,348</u>	<u>807,348</u>	-1.0%
<i>Subtotal, I-V</i>	<i>15,287,306</i>	<i>16,006,084</i>	<i>17,024,970</i>	<i>17,022,170</i>	<i>6.3%</i>
VI. Public Schools	<u>3,804,370</u>	<u>3,644,726</u>	<u>3,507,989</u>	<u>3,429,959</u>	-6%
Total, I-VI	19,091,676	19,650,810	20,532,959	20,452,129	4.1%

Michele Couture moved that the Town vote to raise and appropriate the sum of \$839,485, transfer \$75,000 from Cable Receipts Reserved for Appropriation, \$4,696 from Wetlands Protection Fund, and \$274,362 from the Land Bank Fund for a total of \$1,193,543 to fund operating budgets for the several Town departments for Fiscal Year 2011 under budget Division I, General Government, as requested by the Board of Selectmen and recommended by the Finance Committee. **Motion Passed.**

Article 2. FY 2011 Municipal Operating Budget.**Division II. Finance**

Board of Selectmen Recommends: 5-0-0

Finance Committee Recommends: 7-0-0

Michele Couture moved that the Town vote to raise and appropriate the sum 7,771,398, and transfer \$30,655 from Title V Septic Revolving fund for a total of \$7,802,053 to fund operating budgets for the several Town departments for Fiscal Year 2011 under budget Division II, Finance, as requested by the Board

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

Article 2. FY 2011 Municipal Operating Budget.

Division III. Public Safety

Board of Selectmen Recommends: 5-0-0

Finance Committee Recommends: 7-0-0

Michele Couture moved that the Town vote to raise and appropriate the sum of \$4,047,315, transfer \$55,000 from Ferry Embarkation fund, transfer \$80,000 from Municipal Waterways fund for a total of \$4,182,315 to fund operating budgets for the several Town departments for Fiscal Year 2011 under budget Division III, Public Safety, as requested by the Board of Selectmen and recommended by the Finance Committee. **Motion Passed.**

Article 2. FY 2011 Municipal Operating Budget.

Division IV. Public Works

Board of Selectmen Recommends: 5-0-0

Finance Committee Recommends: 7-0-0

Michele Couture moved that the Town vote to raise and appropriate the sum \$3,002,602 to fund operating budgets for the several Town departments for Fiscal Year 2011 under budget Division IV, Public Works, as requested by the Board of Selectmen and recommended by the Finance Committee.

Motion Passed.

Article 2. FY 2011 Municipal Operating Budget.

Division V. Public Services

Board of Selectmen Recommends: 5-0-0

Finance Committee Recommends: 7-0-0

Michele Couture moved the Town vote to raise and appropriate the sum \$802,348 to fund operating budgets for the several Town departments for Fiscal Year 2011 under budget Division V, Public Services, as requested by the Board of Selectmen and recommended by the Finance Committee. **Motion Passed.**

Article 2. FY 2011 Municipal Operating Budget.

Division VI. Public Schools

School Committee Recommends: 5-0-0

Finance Committee Recommends: 7-0-0

Michele Couture moved that the Town vote to raise and appropriate the sum of \$3,354,959 to fund the Provincetown Public School System Budget for Fiscal Year 2011. **Motion Passed.**

Article 3. FY 2011 Cape Cod Regional Technical High School Assessment.

To see if the Town will vote to raise and appropriate the sum of \$75,000 to fund the Town of Provincetown's assessment for the CCRTHS FY2011 operating budget, or to take any other action relative thereto.

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

Board of Selectmen Recommends: 5-0-0

Finance Committee Recommends: 7-0-0

Elaine Anderson moved that the Town vote to raise and appropriate the sum of \$52,401 for its assessment for Cape Cod Technical Regional High School for FY 2011. **Motion Passed.**

Article 4. FY 2011 Enterprise Funds. To see if the Town will vote to raise and appropriate or transfer from available funds the following amounts for enterprise funds of the Town of Provincetown for Fiscal Year 2010:

440 Wastewater Enterprise Fund	FY 2010	FY 2011	10-11 %
Enterprise Fund Costs	\$2,478,687	\$2,737,160	
General Fund Costs	157,027	80,434	
TOTAL COSTS	\$2,635,714	\$2,817,594	6.9%
450 Water Enterprise Fund	FY 2010	FY 2011	10-11 %
Enterprise Fund Costs	\$1,635,509	\$1,834,538	
General Fund Costs	269,361	269,361	
TOTAL COSTS	\$1,904,870	\$2,103,899	10.4%

or to take any other action relative thereto.

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

Article 4. FY 2011 Enterprise Funds.

440 Wastewater Enterprise Fund.

Board of Selectmen Recommends: 5-0-0

Finance Committee Recommends: 5-0-0

David Bedard moved that the Town vote that \$2,737,160 be appropriated to operate the Wastewater Enterprise Fund, 2,177,436 to come from Wastewater Enterprise Fund revenues and \$479,290 from reserved for debt service, and further, \$80,434 to be appropriated in the general fund and funded from Wastewater Enterprise revenues. **Motion Passed.**

Article 4. FY 2011 Enterprise Funds.**450 Water Enterprise Fund.**

Board of Selectmen Recommends: 5-0-0

Finance Committee Recommends: 5-0-0

David Bedard moved that the Town vote that \$1,834,538 be appropriated to operate the Water Enterprise Fund, for \$1,463,681 to come from Water Enterprise Fund revenues and \$101,496 from Retained Earnings, and further, \$269,361 to be appropriated in the general fund and funded from Water Enterprise revenues. **Motion Passed.**

Article 5. FY 2011 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 2011 Capital Improvements Program submitted in accordance with Chapter 9, section 2 of the Provincetown Charter as follows provided that one or more of the appropriations listed below shall be contingent on a Proposition 2 ½ Capital Outlay or Debt Exclusion ballot question:

1. Building Assessment – \$300,000 to be expended under the direction of the Town Manager for the purpose of hiring a professional engineer to complete an assessment of town owned buildings which will study structural integrity, code review, mechanical, electrical, plumbing and fire safety issues of each of the fifteen (15) buildings, and costs related thereto;
2. Storm Water Management - \$100,000 to be expended under the direction of the Town Manager and the Director of Public Works to be used for ongoing improvements to the town's drainage system in conjunction with making application for various grants which become available.
3. Public Works Fleet Replacement Plan - \$270,100 to be expended under the direction of the Town Manager and the Director of Public Works for the 1st year of a 5 year plan to replace three (3) pick-up trucks, one (1) highway heavy-duty one ton truck, one (1) van and to purchase one (1) open top trailer for use at the transfer station, and further to authorize the Town Manager, with the approval of the Board of Selectmen, to enter into lease purchase agreements for terms not exceeding 5 years, and costs related thereto;
4. Replace Rescue Ambulance - \$200,000 to be expended under the direction of the Town Manager and the Board of Fire Engineers for the replacement of one (1) rescue ambulance, and costs related thereto;
5. Police Fleet Upgrade Plan - \$19,835 to be expended under the direction of the Town Manager and the Chief of Police for the lease of one (1) police cruiser, and further to authorize the Town Manager, with the approval of the Board of Selectmen, to enter into lease purchase agreements for terms not exceeding 5 years, and costs related thereto;
6. Public Safety/Communications Software - \$150,200 to be expended under

the direction of the Town Manager and the Chief of Police for a plan to upgrade the current police management/public safety software.

7. Photocopier Replacement - \$10,500 to be expended under the direction of the Town Manager and the Chief of Police for the replacement of a photocopier to be used in the police department.

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

Article 5. FY 2011 Capital Improvements Program. Building Assessment

Board of Selectmen Recommends: 5-0-0

Finance Committee Recommends: 8-0-0

Sharon Lynn moved that the Town vote to appropriate and transfer from free cash the sum \$300,000 to be expended under the direction of the Town Manager for the purpose of completing an assessment of fifteen (15) town owned buildings, and costs related thereto. **Motion Passed.**

Article 5. FY 2011 Capital Improvements Program. Storm Water Mgmt

Board of Selectmen Recommends: 5-0-0

Finance Committee Recommends: 8-0-0

Conservation Commission Recommends: 5-0-0

Two-Thirds Vote Required

Elaine Anderson moved that the Town vote to appropriate and borrow under G. L. c.44, §7(1), or any other enabling authority the sum of \$100,000 to be expended under the direction of the Town Manager and the Director of Public Works to be used for improvements to the town's drainage system and costs related thereto, provided that the appropriation shall be contingent on the passage of a Proposition 2 and ½ debt exclusion by the voters of the Town in accordance with General Laws Ch. 59, §21C(m).

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

Article 5. FY 2011 Capital Improvements Program. Public Works Fleet Replacement Plan

Board of Selectmen Recommends: 5-0-0

Finance Committee Recommends: 8-0-0

David Bedard moved that the Town vote to transfer from Free Cash the sum of \$270,100 to be expended under the direction of the Town Manager and the Public Works Director to replace three (3) pick-up trucks, one (1) one-ton heavy duty truck, one (1) van and one (1) open top trailer, and costs related thereto.

Motion Passed.

Article 5. FY 2011 Capital Improvements Program. Rescue Ambulance

Board of Selectmen Recommends: 5-0-0

Finance Committee Recommends: 8-0-0

Two-Thirds Vote Required

Michele Couture moved that the Town vote to appropriate and borrow under G.L. c.44, §7(9), or any other enabling authority the sum of \$200,000 to be expended under the direction of the Town Manager and the Board of Fire Engineers for one (1) rescue ambulance, and costs related thereto, provided that the appropriation shall be contingent on the passage of a Proposition 2 and ½ debt exclusion by the voters of the Town in accordance with General Laws Ch. 59, §21C(m). **Motion Passed.** (2/3rd's Vote Declared)

Article 5. FY 2011 Capital Improvements Plan. Police Fleet Replacement

Board of Selectmen Recommends: 5-0-0

Finance Committee Recommends: 8-0-0

Mary-Jo Avellar moved that the Town vote to transfer from free cash the sum of \$19,835 to be expended under the direction of the Town Manager and the Chief of Police for the lease of two (2) cruisers, and costs related thereto.

Motion Passed.

Article 5. FY 2011 Capital Improvements Fund. Public Safety Communications Software

Board of Selectmen Recommends: 5-0-0

Finance Committee Recommends: 7-0-1

Mary-Jo Avellar moved that the Town vote to raise and appropriate the sum of \$150,200 to be expended under the direction of the Town Manager and the Chief of Police for the purchase of police management and public safety software, and costs related thereto, 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, §21C(m).

Motion Passed.

Article 5. FY 2011 Capital Improvements Program. Photocopier Replacement

Board of Selectmen Recommends: 5-0-0

Finance Committee Recommends: 8-0-0

Mary-Jo Avellar moved that the Town vote to transfer from free cash the sum of 10,500 to be expended under the direction of the Town Manager and the Chief of Police for the purchase of one (1) photocopier machine, or costs relative thereto. **Motion Passed.**

Article 6. FY 2011 Revolving Accounts. To see if the Town will vote to continue for FY 2011 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 and 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: 5-0-0

Finance Committee Recommends: 7-0-0

Elaine Anderson moved that the Town vote to continue for FY 2011 the revolving accounts established pursuant to MGL C.44, §53E½ as printed in the warrant. **Motion Passed.**

Article 7. B-Street Garden Revolving Account. To see if the Town will vote to establish a Revolving Account for the maintenance of the Town community garden located off Browne Street, known as the B-Street Garden, as established pursuant to MGL C.44 §53 E1/2, to allow receipts from the annual community garden membership fees charged for the public use of the community garden to be segregated into a special account; and with funds there from, up to a limit of \$2,500 annually, to be expended for the repair, updating and maintenance of the B-Street Garden under the direction of the Town Manager and the Conservation Commission; or to take any other action relative thereto.

[Requested by the Town Manager]

Board of Selectmen Recommends: 5-0-0

Finance Committee Recommends: 7-0-0

Open Space Committee Recommends: 4-0-0

Conservation Commission Recommends: 5-0-0

Austin Knight moved that the Town vote to establish a Revolving Account for the maintenance of the B-Street Community Garden pursuant to MGL C.44, §53E½ as printed in the warrant. **Motion Passed.**

Article 8. Cape Cod Greenhead Fly Control District Assessment. To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$938.75 for Greenhead Fly Control as authorized by Section 24, Chapter 252 of the General Laws; and authorize the Town Treasurer to pay said appropriation into the State Treasury, or to take any other action relative thereto.
[Requested by the Board of Selectmen and the Town Manager]

Board of Selectmen Recommends: 5-0-0

Finance Committee Recommends: 7-0-0

Mary-Jo Avellar 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 9. Community Preservation Budget for FY 2011. To see if the Town will vote to hear and act on the report of the Community Preservation Committee on the Fiscal Year 2011 Community Preservation Budget, to appropriate or reserve from FY 2011 Community Preservation Fund annual revenues the following amounts totaling \$686,865, as recommended by the Community Preservation Committee, with each item considered a separate appropriation:

1. Reserves:

- A. \$ 0 for Open Space
- B. \$ 0 for Community Housing;
- C. \$ 0 for Historic Resources;

2. Appropriations:

- A. \$245,099 for affordable housing debt service
 \$62,987 for open-space debt service
\$136,770 for historic preservation debt service
- B. \$133,200 for 46 Harry Kemp Way (“Hawthorne Property”), open space acquisition
- C. \$34,309 for Housing Office support
- D. \$45,000 for Library Façade Restoration, Phase 2
- E. \$12,500 for “Building Provincetown” historic building book
- F. \$17,000 for CPA general administration
 or to take any other action relative thereto.

[Requested by the Community Preservation Committee]

Article 9-2A. Community Preservation Budget for FY 2011.

Board of Selectmen Recommends: 5-0-0

Finance Committee Recommends: 7-0-0

David Bedard moved that the Town vote to appropriate the sum of \$444,856 to fund debt service for Fiscal Year 2011 as follows: the sum of \$45,698 from

Affordable Housing estimated revenue and \$199,401 from housing reserves, the sum of \$62,987 from Open Space estimated revenues, and the sum of \$136,770 from Historic Preservation estimated revenue. **Motion Passed.**

Article 9-2B. Community Preservation Budget for FY 2011.

Board of Selectmen Does Not Recommend: 4-0-0

Finance Committee Does Not Recommend: 7-0-0

Conservation Commission Recommends: 5-0-0

Dennis Minsky moved that the Town vote to appropriate the sum of \$133,200 from estimated revenues for the open space acquisition of land at 15 Aunt Sukeys Way (46 Harry Kemp Way), the "Hawthorne Property".

Motion Passed.

Article 9-2C. Community Preservation Fund Budget for FY 2011.

Board of Selectmen Recommends: 5-0-0

Finance Committee Recommends: 7-0-0

Community Housing Council Recommends: 3-0-0

Provincetown Housing Authority Recommends: 4-0-0

Dorothy Palanza moved that the Town vote to appropriate the sum of \$34,309 from affordable housing reserves to fund the Provincetown Housing Office Specialist, as printed in the warrant. **Motion Passed.**

Article 9-2D. Community Preservation Budget for FY 2011.

Board of Selectmen Recommends: 5-0-0

Finance Committee Recommends: 7-0-0

Historical Commission Recommends: 4-0-0

Dorothy Palanza moved that the Town vote to appropriate the sum of \$45,000 from estimated revenues for the restoration of the Library Façade, as printed in the warrant. **Motion Passed.**

Article 9-2E. Community Preservation Budget for FY 2011.

Board of Selectmen Recommends: 5-0-0

Finance Committee Recommends: 7-0-0

Historical Commission Recommends: 4-0-0

Eric Dray moved that the Town vote to appropriate the sum of \$12,500 from estimated revenues for Building Provincetown, a historic building book, as printed in the warrant. **Motion Passed.**

Article 9-2F. Community Preservation Budget for FY 2011.

Board of Selectmen Recommends: 5-0-0

Finance Committee Recommends: 7-0-0

Dorothy Palanza moved that the Town vote to appropriate the sum of \$17,000 from estimated revenues to be used for CPA general administration, as printed in the warrant. **Motion Passed.**

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

1. Schedule A: to amend Schedule A, “Permanent Full and Part-time Non-Union Positions,” of the Classification and Compensation Plan of the Town, effective July 1, 2011, as follows:

Actual FY 2010		Proposed FY 2011		Position Title
Grade	Min. Max.	Min.	Max.	
21	91,006 106,517	91,006	106,517	Town Mgr [exempt – MGL C.41,§108N]
20	77,124 92,417	77,124	92,417	Chief of Police [exempt MGLC.41,§108O] Director of Public Works
19	73,105 87,601	73,105	87,601	no positions assigned
18	69,293 83,034	69,293	83,034	Police Staff Lieutenant**
17	65,680 76,118	65,680	76,118	Director of Municipal Finance
16	62,256 74,602	62,256	74,602	Building Commissioner**
15	59,009 68,388	59,009	68,388	Assistant Town Manager Deputy Director of Public Works
14	55,670 66,710	55,670	66,710	Health Agent Health and Environmental Affairs
Mgr				
13	52,520 60,866	52,520	60,866	No positions assigned
12	49,547 59,372	49,547	59,372	Human Ser./Council on Aging Dir Information Services Director Library Director Principal Assessor Town Accountant
11	47,187 56,543	47,187	56,543	Collector Treasurer
10	44,940 53,852	44,940	53,852	Deputy Town Accountant DPW Finance Coordinator Recreation Director Town Clerk**
9	42,800 51,287	42,800	51,287	Local Building Inspector MIS Analyst*** Parking Administrator Permit Coordinator** Tourism Director

8	40,377	48,384	40,377	48,384	COA Outreach Coordinator Library Operations Director Town Mgr's Sec./ Emp Ben Coord.
7	38,093	45,646	38,093	45,646	Electrical/Deputy Building Inspector Licensing Agent MIS Technician Payroll Coordinator/Asst Town Acct.
6	37,013	44,354	37,013	44,354	Administrative Assistant Accounting Secretary to the Board of Selectmen Secretary to the Chief of Police

*Change in Title only. No change in salary grade or job duties.

**Change in title and/or salary grade.

***Change in title, salary grade and job duties.

2. Schedule B: to amend Schedule B," "Fire Department Positions,"
effective July 1, 2011, as requested by the Board of Fire Engineers, as follows:
Annual Stipends for Reimbursement of Expenses

Position	Current	Proposed
Deputy Fire Chief	\$6,600	\$6,600
District Fire Chief/Engineer	2,200	2,200
Firefighter	750	750
Fire Auxiliary	375	375
Fire Captain (additional stipend)	500	500
Fire Lieutenant (additional stipend)	305	305
House Steward (additional stipend)	880	880
House Steward (additional stipend)	1,100	1,100
Ladder Steward (additional stipend)	1,300	1,300
LaFrance Steward (additional stipend)	500	500
Main Station Steward (add'l stipend)	LCA	LCA
Oil Inspector	1,747	
Rescue Captain (additional stipend)	1,450	1,450
Rescue Lieutenant (additional stipend)	880	880
Rescue Steward (additional stipend)	3,000	3,000
Rescue Training Officer (add'l stipend)	1,650	1,650
Radio Officer (additional stipend)	550	550
Air Officer (additional stipend)	1,000	1,000
Annual Salary		
Fire Chief	\$25,000	\$40,000
Non-Firefighter Positions		
First Responders	\$12.00 per call	
EMT-Basic	21.30/hour	21.70
EMT-Intermediate	21.65	22.30
EMT-Paramedic	23.70	24.40
Stand-by	18.00	
Safety Inspections	14.03	

Rescue Squad participation \$250.00 per quarter

3. Schedule C: to amend Schedule C, "Seasonal and Part-time Non-Union Positions," effective July 1, 2011, as follows:

Grade	Actual FY 2010	Proposed FY 2011	Proposed Position Classifications
L	\$16.89	\$16.89	Parking Lot Technical Manager Property Inspector (Assessors)
K	16.41	16.41	Assistant Harbormaster with police powers Police Officer, Summer/Auxiliary
J	15.94	15.94	Seasonal Recreation Swimming Instructor
I	15.63	15.63	Parking Meter Collection/Repair
H	15.18	15.18	Police Matron Police Summer Dispatcher
G	14.89	14.89	No Positions Assigned
F	14.46	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
E	14.20	14.20	No Positions Assigned
D	13.78	13.78	Library Circulation Aide Parking Lot Attendant/Out-booth/Floater
C	13.38	13.38	Barrels & Grounds Laborer Restroom/Building Custodian Seasonal Recreation Supervisor
B	13.13	13.13	No Positions Assigned
A	12.88	12.92	Council on Aging Cook Parking Lot Attendant/In-booth Seasonal Recreation Aides

[Requested by the Personnel Board and the Town Manager]

Board of Selectmen Recommends: 5-0-0

Finance Committee Has No Recommendation

Mary-Jo Avellar moved that the Town vote to approve Article 10 as printed in the warrant. **Motion Passed.**

Article 11. Fund Collective Bargaining Agreement. To see what sums the Town will vote to raise and appropriate or transfer from available funds amounts required to fund the collective bargaining agreement reached with the Town and NEPBA; 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: 7-0-0

Sharon Lynn moved that the Town vote to approve the cost items for the collective bargaining agreement between the Town and NEPBA.

Motion Passed.

Article 12. 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 6, 2009 April 5, 2010 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 6, 2009 April 5, 2010 (attached as Appendix 1 to Schedule A): 1st offense, \$100.00; 2nd offense, \$200.00; 3rd and subsequent offenses, \$300.00 Or to take any other action relative thereto.

[Requested by Provincetown Public Pier Corporation]

Board of Selectmen Recommends: 5-0-0

Finance Committee Has No Recommendation

Kerry Adams moved that the Town vote to approve Article 12 as printed in the warrant. **Motion Passed.**

Article 13. Expenditures from the Tourism Fund. To see if the Town will vote to transfer from the Tourism Fund the sum of \$450,000 to be expended under the direction of the Board of Selectmen and the Visitor Services Board to fund the following expenditures which market, beautify or enhance tourism in Provincetown pursuant to Chapter 178 of the Acts of 1996:

1. \$92,332 for coordination/support of the Visitor Service Board and the Tourism Department; and costs related thereto;
 2. \$210,000 for marketing, and costs related thereto;
 3. \$34,668 for municipal projects, and costs related thereto; and
 4. \$108,000 for tourism grants, and costs related thereto;
 5. \$5,000 for Beautification Committee
- or to take any other action relative thereto.

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

Board of Selectmen Recommends: 5-0-0

Finance Committee Recommends: 7-0-0

Visitor Services Board Recommends: 7-0-0

Kathleen Fitzgerald moved that the Town vote to approve Article 13 as printed in the warrant. **Motion Passed.**

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

Article 14: FY 2011 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	\$7,797
Cape Cod Children’s Place	3,896
Consumer Assistance Council	277
Gosnold, Inc.	14,479
Helping Our Women	6,682
Homeless Prevention Council	2,951
Independence House	4,223
Lower Cape Outreach Council, Inc.	4,456
Mass-A-Peal	464
Sight Loss Services, Inc.	444
Soup Kitchen in Provincetown	3,341
South Coast Counties Legal Services	4,789
Total	\$53,799

or to take any other action relative thereto.

[Requested by the Bd of Selectmen, Human Ser. Com. and Town Manager]

Board of Selectmen Recommends: 5-0-0

Finance Committee Recommends: 7-0-0

Board of Health Recommends: 3-0-0

Elaine Anderson 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.**

Town Moderator Irene Rabinowitz returned to the meeting.

Article 15. July 4th Celebration. To see if the Town will vote to transfer from free cash the sum of \$22,000 to be expended under the direction of the Town Manager, the Chief of Police and the Director of Public Works for costs associated with the July 4th fireworks display; or to take any other action relative thereto.

[Requested by the Town Manager]

Board of Selectmen Recommends: 5-0-0

Finance Committee Recommends: 7-0-0

Visitor Services Board Recommends: 5-0-0

Mary-Jo Avellar moved that the Town vote to transfer from free cash, the sum of \$22,000, to be used to pay for town expenses associated with the costs for the July 4th fireworks display, as printed in the warrant. **Motion Passed.**

Article 16. Library Renovations. To see if the Town will vote to raise and appropriate, transfer from available funds, or borrow a sum of money to complete the restoration of the Town Library, including the buildings and grounds at 356 Commercial Street, including all costs incidental and related thereto; to authorize the Board of Selectmen and the Board of Library Trustees to apply for, accept, and expend grant funds for this project, 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

Visitor Services Board Recommends: 5-0-0

Historical Commission Recommends: 3-1-0

Two-Thirds Vote Required

Michele Couture moved that the sum of \$2,092,000 is appropriated hereby to pay costs of restoration of the Town Library including the buildings and grounds at 356 Commercial Street, including all costs incidental or related thereto; that to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen is authorized to borrow \$2,092,000 under G.L. c.44, §7(3A) or any other enabling authority; that the Board of Selectmen and Board of Library Trustees are authorized to contract for and expend any federal or state aid available for the project, provided that the amount of the authorized borrowing shall be reduced by the amount of such aid received prior to the issuance of bonds or notes under this vote; and that the Board of Selectmen

and Board of Library Trustees are authorized to take any other action necessary to carry out this project; provided, however, that this vote shall not take effect until the Town votes to exempt from the limitation on total taxes imposed by G.L. c.59, §21C (Proposition 2½) amounts required to pay the principal of and interest on the borrowing authorized by this vote.

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

Article 17. Adoption of MGL Ch 40, Section 22G Funds received from fines for handicap parking violations; deposits in account; expenditures. To see if the Town will adopt Massachusetts General Law Chapter 40: Section 22G. Funds received from fines for handicap parking violations; deposits in account; expenditures which authorizes the allocation of all funds received from fines assessed for violations of handicap parking to the Disability Commission. Funds so received shall be deposited by the Town Treasurer in a separate account and shall be used solely for the benefit of persons with disabilities. Said account shall be established by the Town Treasurer and shall be kept separate and apart from all other monies. Expenditures from said account, including accrued interest, if any, shall be made upon the recommendation of the Disability Commission in accordance with the accepted procedures of the town for the disbursement of funds, including the approval of the Board of Selectmen. The Director of Municipal Finance shall submit annually a report of said account to the Board of Selectmen for review and a copy of said report shall be forwarded to the bureau of accounts; or to take any other action relative thereto.

[Requested by the Disability Commission]

Board of Selectmen Recommends Indefinite Postponement: 5-0-0

Finance Committee Does Not Recommend: 7-0-0

Michele Couture moved to indefinitely postpone Article 17. **Motion Passed.**

Article 18. Land Bank – Acquisition of Hawthorne Property, Scenario 1: Conservation, Open Space and Affordable Senior Housing at 15 Aunt Sukeys Way. Map 13-1-025. To see if the Town will vote to authorize the Board of Selectmen to acquire by purchase, gift, eminent domain, or otherwise all or a portion of the fee interest or any lesser interest in a parcel of real estate located at 15 Aunt Sukeys Way held in ownership by Hawthorne Caro C , consisting of 3.03 acres, more or less, shown as Assessors Map 13-1-025, a copy of which is on file in the Office of the Town Clerk, together with and subject to all rights, restrictions and easements of record, a portion of which will be acquired under the provisions of Massachusetts General Laws, Chapter 40, Section 8C for conservation and passive recreation purposes, to be managed and controlled by the Conservation Commission, and a portion of which will be held under the care custody and control of the Board of Selectmen and held for the purpose of

affordable senior housing and for conveyance for such purpose, on such terms and conditions as the Selectmen may determine; and to raise and appropriate, transfer from available funds, including but not limited to the Community Preservation Fund and the Land Bank Program, or borrow a sum of money for such acquisition and all expenses incidental and related thereto, and, to the extent that any federal, state or other funds are or become available for the purposes outlined in this Article, to authorize the Board of Selectmen, the Conservation Commission, and/or other applicable boards or commissions to apply for and accept such funds, including but not limited to grants and/or reimbursement under the Self Help Act, G.L. Ch. 132 A, Sec. 11(now, so-called LAND grants), and enter into all agreements and execute any and all instruments as may be necessary on behalf of the Town of Provincetown to effect said acquisition or purchase or grants, and further, to authorize the Board of Selectmen and the Conservation Commission to convey to the Trustees of the Provincetown Conservation Trust, for no consideration, a perpetual conservation restriction on a portion of said land as authorized by Massachusetts General Laws, Chapter 184, Sections 31-33, allowing conservation and passive recreation uses described in Massachusetts General Laws, Chapter 40, Section 8C; and to authorize the Board of Selectmen to convey the portion of the property acquired for affordable housing purposes and conveyance to the Provincetown Housing Authority for the creation, preservation, and support of affordable housing; or take any other action relative thereto.
[Requested by the Open Space Com. and the Provincetown Housing Auth.]

Board of Selectmen Reserves Recommendation: 4-0-0

Finance Committee Recommends Indefinite Postponement: 7-0-0

Open Space Committee Recommends Indefinite Postponement: 4-0-0

Conservation Commission Reserves Recommendation: 4-0-1

Community Housing Council Recommends: 3-0-0

Provincetown Housing Authority Recommends: 4-0-0

Dennis Minsky moved that the Town vote to indefinitely postpone Article 18.
Motion Passed.

Article 19. Land Bank – Acquisition of Hawthorne Property, Scenario 2: Conservation, and Open Space at 15 Aunt Sukeys Way, Map 13-1-025. To see if the Town will vote to authorize the Board of Selectmen to acquire by purchase, gift, eminent domain, or otherwise the fee interest in a parcel of real estate located at 15 Aunt Sukeys Way held in ownership by Hawthorne Caro C, containing 3.03 acres, more or less, shown as assessors map 13-1-025, a copy of which is on file in the Office of the Town Clerk, together with and subject to all rights, restrictions and easements of record, for conservation and passive recreation purposes on such terms and conditions as the Selectmen may determine; and to raise and appropriate, transfer from available funds, including

but not limited to the Community Preservation Fund and the Land Bank Program, or borrow a certain sum of money to be used for such acquisition and all expenses incidental and related thereto; provided that said land is to be conveyed to the Town of Provincetown under the provisions of Massachusetts General Laws, Chapter 40, Section 8C, and as it may be hereafter amended, and other Massachusetts statutes relating to conservation and passive recreation, to be managed and controlled by the Provincetown Conservation Commission, and, to the extent that any federal, state or other funds are or become available for the purposes outlined in this Article, to authorize the Board of Selectmen, the Conservation Commission and/or other applicable boards or commissions to apply for and accept such funds; including but not limited to grants and/or reimbursement under the Self Help Act, G.L. Ch. 132A, Sec. 11 (now, so-called LAND grants); to enter into all agreements and execute any and all instruments as may be necessary on behalf of the Town of Provincetown to effect said acquisition or purchase or grants, or to take any other action relative thereto; and further, to authorize the Board of Selectmen and the Conservation Commission to convey to the Trustees of the Provincetown Conservation Trust, for no consideration, a perpetual conservation restriction on said land as authorized by Massachusetts General Laws, Chapter 184, Sections 31-33, allowing conservation and passive recreation uses described in Massachusetts General Laws, Chapter 40, Section 8C; or take any other action relative thereto.

[Requested by the Open Space Committee]

Board of Selectmen Recommends Amended Motion: 4-0-0

Finance Committee Recommends: 4-3-1

Open Space Committee Recommends: 4-0-0

Conservation Commission Recommends: 4-0-1

Provincetown Housing Authority Reserves Recommendation: 4-0-0

Two-Thirds Vote Required

Dennis Minsky moved that the Town vote to authorize the Board of Selectmen to acquire by purchase, gift, eminent domain, or otherwise the fee interest in a parcel of real estate located at 15 Aunt Sukeys Way held in ownership by Hawthorne Caro C, containing 3.03 acres, more or less, shown as assessors map 13-1-025, a copy of which is on file in the Office of the Town Clerk, together with and subject to all rights, restrictions and easements of record, for conservation and passive recreation purposes on such terms and conditions as the Selectmen may determine; and to appropriate under the Land Bank program the sum of \$526,800 to be used for such acquisition and all expenses incidental or related thereto, said sum to be in addition to the amount of \$133,200 appropriated for this purpose from the Community Preservation Fund pursuant to Article 9, Section 2-B of the Warrant for the April 5, 2010 Annual Town

Meeting; that to meet this appropriation the Treasurer with the approval of the Board of Selectmen is hereby authorized to borrow \$526,800, pursuant to General Laws Chapter 44, sections 7 and 8 or any other enabling authority, and to issue bonds and notes therefor, provided that no funds may be expended under this vote until the Town has received a grant under the Self Help Act, G.L. Ch. 132A, Sec. 11 (now, so-called LAND grants) for at least 52-percent of the purchase price; provided further that said land is to be conveyed to the Town of Provincetown under the provisions of Massachusetts General Laws, Chapter 40, Section 8C, and as it may be hereafter amended, and other Massachusetts statutes relating to conservation and passive recreation, to be managed and controlled by the Provincetown Conservation Commission, and, to the extent that any federal, state or other funds are or become available for the purposes outlined in this Article, to authorize the Board of Selectmen, the Conservation Commission and/or other applicable boards or commissions to apply for, accept and expend such funds, including but not limited to grants and/or reimbursement, to enter into all agreements and execute any and all instruments as may be necessary or convenient on behalf of the Town of Provincetown to effect said acquisition or purchase or grants, or to take any other action relative thereto; and further, to authorize the Board of Selectmen and the Conservation Commission to convey to the Trustees of the Provincetown Conservation Trust, for no consideration, a perpetual conservation restriction on said land as authorized by Massachusetts General Laws, Chapter 184, Sections 31-33, allowing conservation and passive recreation uses described in Massachusetts General Laws, Chapter 40, Section 8C.

Austin Knight moved that the Town vote to amend the main motion under Article 19 by changing the amount from \$526,800 to \$466,800 where it appears in two places in the main motion. Motion to Amend Does Not Pass.

Motion Passed. (2/3rd's Vote Obtained) (For:107 Against:26)

Article 20. General By-law Amendment: Stretch Energy Code. To see if the Town will vote to amend the Provincetown General By-laws by inserting a new Section 11.9, entitled "Stretch Energy Code" for the purpose of regulating the design and construction of buildings for the effective use of energy, pursuant to Appendix 120 AA of the Massachusetts Building Code, 780 CMR, the "Stretch Energy Code", including amendments or modifications thereto, to read as follows:

Chapter 11-9 STRETCHENERGY CODE

11-9-1 Definitions

International Energy Conservation Code (IECC) 2009 - The International Energy Conservation Code (IECC) is a building code created by the International Code Council. It is a model code adopted by many state and municipal governments in the United States for the establishment of minimum design and

construction requirements for energy efficiency. Commencing July 1, 2010, the baseline energy conservation requirements of 780 CMR, the MA State Building Code, will default to IECC 2009 with amendments adopted as part of 780 CMR. Stretch Energy Code - Codified by the Board of Building Regulations and Standards as 780 CMR Appendix 120 AA, the Stretch Energy Code is the International Energy Conservation Code (IECC) 2009 with amendments contained therein.

11-9-2 Purpose

The purpose of 780 CMR 120.AA is to provide a more energy efficient alternative to the base energy code applicable to the relevant sections of the building code for both new construction and existing buildings.

11-9-3 Applicability

This code applies to residential and commercial buildings. Buildings not included in this scope shall comply with 780 CMR 13, 34, 61, or 93, as applicable.

11-9-4 Authority

A municipality seeking to ensure that building construction within its boundaries is designed and built above the energy efficiency requirements of 780 CMR may mandate adherence to this appendix. 780 CMR 120 AA may be adopted or rescinded by any municipality in the commonwealth in the manner prescribed by law.

11-9-5 Stretch Energy Code

The Stretch Energy Code, as codified by the Board of Building Regulations and Standards as 780 CMR Appendix 120 AA, including any amendments or modifications, is herein incorporated by reference into the Town of Provincetown General Bylaws, Chapter 11-9. The Stretch Energy Code is enforceable by the Building Commissioner and Local Building Inspector; or take any other action relative thereto.

[Requested by the Town Manager]

Board of Selectmen Recommends: 5-0-0

Finance Committee Has No Recommendation

Conservation Commission Recommends: 5-0-0

Recycling & Renewable Energy Committee Recommends: 4-0-0

Sharon Lynn moved to indefinitely postpone Article 20.

Motion Passed.

Article 21. Formula Business Regulated District. To see if the Town will vote to amend the Provincetown Zoning Bylaws so as to add the following provisions with respect to Formula Business Establishments by adding the following:

Definition:

“Formula Business” means a type of retail sales establishment, restaurant,

tavern, bar, or take-out food establishment which is under common ownership or control or is a franchise, and is one of ten or more businesses or establishments worldwide maintaining three or more of the following features:

- (a) Standardized menu or standardized array of merchandise with 50% or more of in-stock merchandise from a single distributor bearing uniform markings.
- (b) Trademark or service mark, defined as a word, phrase, symbol or design, or a combination of words, phrases, symbols or designs that identifies and distinguishes the source of the goods from one party from those of others, on products or as part of the store design, such as cups, napkins, bags, boxes, wrappers, straws, store signs or advertising devices.
- (c) Standardized signage and color scheme used throughout the interior or exterior of the establishment.
- (d) Standardized uniform, including but not limited to, aprons, pants, shirts, smocks or dresses, hat and pins (other than name tags).
- (e) Standardized facade and signage.

Purpose:

The purpose and intent of the Formula Business Regulated District (FBRD) is to address the adverse impact of standardized businesses on Provincetown's historic residential community. The proliferation of Formula Businesses will have a negative impact on the Town's economy, historical relevance, unique character and economic vitality.

(1) Location

The location of the Formula Business Regulated District (FBRD) shall encompass the Town of Provincetown.

(2) Permitted Uses

Any use permitted in the underlying zoning district shall be permitted, except for those specifically prohibited below in Section 3.

(3) Regulated Uses

Formula Business uses are regulated in the FBRD in order to maintain a unique retail and dining experience. Formula Businesses frustrate this goal by detracting from Provincetown's overall historic experience and threatening its tourist economy. The proposed use of any building or structure for a Formula Business establishment shall require both a Special Permit from the Zoning Board of Appeals and a site plan approval of the Planning Board as well as the business license. The impact on the neighborhood and Town visual character and the impact on surrounding businesses of any Formula Business establishment shall be a criteria for approval, or take any other action relative thereto.

[Submitted by Barbara Rushmore and others]

Board of Selectmen Recommends: 3-1-1

Finance Committee Has No Recommendation

Planning Board Recommends Indefinite Postponement: 4-0-0

Visitor Services Board Reserves Recommendation: 5-0-0

Two-Thirds Vote Required

Barbara Rushmore moved that the Town vote to approve Article 21 as printed in the warrant.

Motion Passed. (2/3rd's Vote Obtained) (For:91 Against:24)

Article 22. Survey & Define Route 6 Wildlife Corridor. To see if the Town, recognizing that by vote at previous Town Meetings, and as clearly stated in the Town's 2007 Open Space and Recreation Plan endorsed by the Board of Selectmen and the Planning Board, that our objective is to "preserve the existing Greenway...to protect species health and biodiversity," (7.1.4), and furthermore ascertaining that recent violations of this accepted objective have cost the Town thousands of dollars while destroying critical habitats, will vote to instruct the Open Space Committee and the Conservation Commission to develop a grant proposal for submission to the appropriate funding sources, for \$10,000.00 to survey and define the said Greenway with all its grandfathered development, from the Provincetown Town Line to the Cape Cod National Seashore. Having surveyed and defined this unique and precious tourism resource, and having identified its private, Town and Commonwealth properties, a petitioned article developing a legal and efficient method of administering the Greenway, will be brought before the next Annual Town Meeting for approval; or to take any other action relative thereto.
[Submitted by Sherry Dranch and others]

Board of Selectmen Recommends: 5-0-0

Finance Committee Has No Recommendation

Open Space Committee Recommends: 3-0-1

Conservation Commission Recommends: 5-0-0

Animal Welfare Committee Recommends: 4-0-0

Sherry Dranch moved that the Town vote to approve Article 22 as printed in the warrant. **Motion Passed.**

Town Moderator Irene Rabinowitz motioned to dissolve the April 5, 2010

Annual Town Meeting at 10:40 p.m. **Motion Passed.**

Annual Town Meeting dissolved at 10:40 p.m.

Special Town Meeting - Monday, April 5, 2010

Meeting Called to Order. Town Moderator Irene Rabinowitz convened the Annual Town Meeting at 6:00 p.m. on Monday, April 5, 2010 in the Veterans Memorial Elementary School.

Preliminary Motions:

Michele Couture moved that the Town vote to waive the reading of the warrant.
Motion Passed.

Michele Couture moved that the Town vote to grant permission to speak at the April 5, 2010 Annual Town Meeting to the following persons who are not registered voters of the Town of Provincetown: Russell Braun, *Building Commissioner*; John W. Giorgio, Esq., and other attorneys of the firm of Kopelman & Paige, P.C., *Town Counsel*; Alexandra Heilala, *Finance Director*; Beau Jackett, *Information Systems Director*; Michelle Jarusiewicz, *Housing Specialist/Grant Administrator*; Mark White, *Environmental Partners Group*; Tom Scanlon, *CPA*; Greg Winters, *CPA*. Beth Singer, *Superintendent of Schools*; Kim Y. Pike, *District Principal*; Betty G. White, *Administrative Assistant to Supt. of Schools for Business & Finance*; Maxine Notaro, *Permit Coordinator*; Jane Evans, *Health Agent*; Brandon Motta, *Recreation Director*; Domenic Rosati, *Parking Administrator*; Ryeon Corsi, *Americorps Volunteer*; Pam Hudson, *Employee Benefits Administrator*. **Motion Passed.**

Michele Couture moved that on all matters to come before the April 5, 2010 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 2010 Budget Adjustments. To see what amendments the Town will vote to make to the Fiscal Year 2010 operating budgets and enterprise funds established under Articles 2 and 5 of the April 6, 2009 Annual Town Meeting and what sums the Town will vote to raise and appropriate or transfer from available funds therefor; 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: 6-0-0

Michele Couture moved that the Town vote to make the following amendments to the sources of funding established under Article 5 of the April 6, 2009 Annual Town Meeting so the sources of funding read as follows:

The vote for Article 5, Wastewater Enterprise Fund reads as follows: “move that the Town vote that \$2,635,714 be appropriated to operate the Wastewater Enterprise Fund, \$2,198,687 to come from Wastewater Enterprise Fund revenues, \$280,000 to come from Wastewater Fund Reserve for Debt Service, and further, that \$157,031 to be appropriated in the general fund and funded from Wastewater Enterprise revenues. And further to make the following transfers as follows:

Transfer From:	910-B Health Insurance	120,000
	ATM07 By-law Raises	1,650

Transfer to:

122-A	Selectmen Salary Longevity	1,100
161-A	Town Clerk Salary Longevity	550
431-A	Transfer Station Seasonal	17,075
440-B	Wastewater Debt Service	87,925
450-B	Water Enterprise Debt	15,000

Motion Passed.

Article 2. Rescind Unused Borrowing Authority. To see if the Town will vote to rescind borrowing authority, as follows:

Date of Vote	TM	No.	Authorized Unused Debt	Fund	Amount Authorized	Total Borrowed to 4/5/10	Rescind Unused Balance
4/1/02	ATM	4-6	Grace Gouveia Bldg	GEN	35,000		35,000
4/1/02	STM	13	Wastewater PhaseII Planning	WASTEWATER	15,000	213,250	1,750
4/703	ATM	4-16	Water (Wells-Security)	WATER	25,000	11,375	13,625
4/3/06	STM	3	Landbank 74 Harry Kemp	LANDBANK	190,000	163,550	26,450
					490,000	388,175	101,825

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

Board of Selectmen Recommends: 5-0-0

Finance Committee Recommends: 8-0-0

Michele Couture moved that the Town vote to rescind the unused borrowing authority as follows:

ATM 4/1/02 Article 4-6	Grace Gouviea Improvements	\$35,000
STM 4/1/02 Article 13	Wastewater Phase 2 Planning	\$ 1,750
ATM 4/7/03 Article 4-16	Water (Wells Security)	13,265
STM 4/7/03 Article 3	Land Bank (74 Harry Kemp)	<u>26,450</u>
	for a total amount to rescind of	\$76,825

Motion Passed.

Article 3. Transfer of Funds into Provincetown Public Pier Corporation Reserve Account. To see if the Town will vote to transfer from free cash the sum of \$140,504 to fund the operating reserve of the Provincetown Public Pier Corporation pursuant to Chapter 13 of the Acts of 2000 and the Grant Agreement between the Town and the PPPC dated November 4, 2002; or take any other action relative thereto.

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

Board of Selectmen Recommends: 4-0-1

Finance Committee Recommends: 6-0-0

David Bedard moved that the Town vote to transfer \$140,504 from free cash to fund a deficit on the books of the Town relating to the Grant Agreement between the Town and the Provincetown Public Pier Corporation entered into on November 4, 2002. **Motion Passed.**

Article 4. Replace Fueling Station. To see if the Town will vote to transfer from free cash the sum of \$200,000 to fund the replacement of the fueling station at the highway garage; or take any other action relative thereto.
[Requested by the Town Manager]

Board of Selectmen Recommends: 5-0-0

Finance Committee Recommends: 8-0-0

Mary-Jo Avellar moved that the Town vote to transfer \$200,000 from free cash to replace the fueling station at the highway garage. **Motion Passed.**

Austin Knight moved to take Article 6 before Article 5. **Motion Passed.**

Article 5. North Union Field Land Acquisition. To see if the Town will vote to raise and appropriate, transfer from available funds, or borrow a sum of money, to be expended under the direction of the Town Manager and the Board of Selectmen for the permitting, design and construction of a new water supply well or wells to be located upon the land known as the North Union Well Field in the Town of Truro, and related water distribution facilities, and including without limitation all costs defined under Section 1 of Chapter 29C of the General Laws, land acquisition costs, and all other costs incidental and related thereto; and to authorize the Board of Selectmen to acquire certain land or any interest therein or any portion thereof by purchase, gift, eminent domain or otherwise for water supply purposes and/or water supply protection purposes pursuant to Section One of Chapter 483 of the Acts of 1907, Section Two of Chapter 439 of the Acts of 1952 or any other provision of general or special law enabling such acquisition, said land being 10.84 acres, more or less, being all or a portion of the land shown on Truro Assessors Map 40 as Parcel 71, 73 and 77, also being shown as Parcel One, 6 acres, Parcel Three, .65 acres and Parcel Two, 4.19 acres, respectively, on a plan of land entitled, "Plan of Land in Truro made for the Town of Truro," dated October 21, 2003, recorded with the Barnstable County Registry of Deeds in Plan Book 589, Page 49, which land may be acquired together with and subject to all rights, restrictions and easements of record, on such terms and conditions as the Selectmen may determine; and to authorize the Board of Selectmen to acquire certain land or any interest therein or any portion thereof by purchase, gift, eminent domain or otherwise for water supply protection purposes pursuant to Section 39B of General Laws Chapter 40, or any other provision of general or special law enabling such acquisition, said land being 6.35 acres, more or less, being a portion of the land shown on Truro Assessors Map 43 as Parcel 2, which land may be acquired together with and subject to all rights, restrictions and easements of record, on such terms and conditions as the Selectmen may determine; 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 Chapters 29C and/or 44 of the General Laws, or any other enabling authority, and to issue bonds or notes of the Town therefor; and to the extent that any federal, state 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 to enter into all agreements and execute any and all instruments, including the grant of restrictions and other rights with respect to said land, as may be necessary on behalf of the Town of Provincetown to effect said acquisition or grants;

and further to authorize the Board of Selectmen to instruct its Senator or Representative in the General Court to file a petition, under the so-called Home Rule Amendment or otherwise, to enact any special legislation or amendment to any special act as the Board of Selectmen may determine to be necessary (i) to implement the authority given to the Board of Selectmen under this Article, (ii) to provide that any intermunicipal agreement that the Board of Selectmen may enter into to on behalf of the Town with the Town of Truro under Section 4A of Chapter 40 of the General Laws relating to the acquisition, control or use of such real property and for the provision of water to properties located in Truro may be for a term of up to fifty years, (iii) to authorize such land acquisition under Article 97 of the Amendments to the Massachusetts Constitution and notwithstanding any other requirement of law, and (iv) to amend the Town of Provincetown Charter by adding a new Section 6-14-3 to provide that when the Provincetown Water and Sewer Board is exercising the powers of the water board, the board shall consist of seven members, two of whom shall be appointed by the Town of Truro Board of Selectmen, 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: 8-0-0

Water & Sewer Board Recommends: 4-0-0

Board of Health Recommends: 3-0-0

Charter Enforcement Commission Recommends: 3-0-1

Motion 1: (Two-Thirds Vote Required)

Austin Knight moved that the Town vote to raise and appropriate, transfer from available funds, or borrow the sum of \$2,778,391, to be expended under the direction of the Town Manager and the Board of Selectmen for the permitting, design and construction of a new water supply well or wells to be located upon the land known as the North Union Well Field in the Town of Truro, and related water distribution facilities, and including without limitation all costs defined under Section 1 of Chapter 29C of the General Laws, land acquisition costs, and all other costs incidental and related thereto;

and to authorize the Board of Selectmen to acquire certain land or any interest therein or any portion thereof by purchase, gift, eminent domain or otherwise for water supply purposes and/or water supply protection purposes pursuant to Section One of Chapter 483 of the Acts of 1907, Section Two of Chapter 439 of

the Acts of 1952 or any other provision of general or special law enabling such acquisition, said land being 10.84 acres, more or less, being all or a portion of the land shown on Truro Assessors Map 40 as Parcel 71, 73 and 77, also being shown as Parcel One, 6 acres, Parcel Three, .65 acres and Parcel Two, 4.19 acres, respectively, on a plan of land entitled, "Plan of Land in Truro made for the Town of Truro," dated October 21, 2003, recorded with the Barnstable County Registry of Deeds in Plan Book 589, Page 49, which land may be acquired together with and subject to all rights, restrictions and easements of record, on such terms and conditions as the Selectmen may determine; or in the alternative to lease said Parcels 71, 73 and 77 from the Town of Truro for a term of 99 years; and to authorize the Board of Selectmen to acquire certain land or any interest therein or any portion thereof by purchase, gift, eminent domain or otherwise for water supply protection purposes pursuant to Section 39B of General Laws Chapter 40, or any other provision of general or special law enabling such acquisition, said land being 6.35 acres, more or less, being a portion of the land shown on Truro Assessors Map 43 as Parcel 2, which land may be acquired together with and subject to all rights, restrictions and easements of record, on such terms and conditions as the Selectmen may determine; and to raise said appropriation the Town Treasurer, with the approval of the Board of Selectmen, is authorized to borrow \$2,778, 391 under and pursuant to Chapters 29C and/or 44 of the General Laws, or any other enabling authority, and to issue bonds or notes of the Town therefor; and to the extent that any federal, state 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 to enter into all agreements and execute any and all instruments, including the grant of restrictions and other rights with respect to said land, as may be necessary on behalf of the Town of Provincetown to effect said acquisition or grants.

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

Motion 2: (Majority Vote)

Austin Knight moved that the Town vote to authorize the Board of Selectmen to instruct its Senator or Representative in the General Court to file a petition, under the so-called Home Rule Amendment or otherwise, to enact any special legislation or amendment to any special act as the Board of Selectmen may determine to be necessary (i) to implement the authority given to the Board of Selectmen under this Article, (ii) to authorize such land acquisition or long term lease under Article 97 of the Amendments to the Massachusetts Constitution and notwithstanding any other requirement of law, and (iii) to enact the following Special Law:

An Act Relative to an Intermunicipal Agreement between the Towns of Provincetown and Truro

Section 1. Notwithstanding the provisions of any general or special law, or the charter of the town of Provincetown to the contrary, whenever there exists an intermunicipal agreement between the town of Provincetown and the town of

Truro for the provision of water to the residents of Truro, the following provisions shall be applicable, but not otherwise.

Section 2. When the Provincetown water and sewer board is exercising the powers of a water board, one such member shall, at the discretion of the Provincetown board of selectmen, be designated by said board as an alternate member, and three additional members shall be appointed by the Truro board of selectmen, for a total of seven members and one alternate member.

Section 3. The three members appointed by the board of selectmen of the town of Truro shall serve for terms of three years, however, initially one such member shall be appointed for a three-year term, one for a two-year term, and one for a one year term. Section 4. Except as otherwise provided in this act, the provisions of chapter 3 and section 10-2 of the Provincetown town charter shall be applicable to the appointment, service, and removal of the members appointed by the Truro board of selectmen. With regard to provision of notice of appointment, filling of vacancies, and removals of members appointed by the Truro board of Selectmen in accordance with section 2 of this act, references in the town charter to the "appointing authority" shall be applicable to the Truro board of selectmen.

Section 5. Notice of appointment of a member appointed by the Truro board of selectmen under section 2 of this act shall be filed with the town clerk of the town of Provincetown. Any such member shall, before entering upon the member's official duties, be sworn to the faithful performance thereof by either the town clerk or the moderator of the town of Provincetown. For purposes of G.L. c.41, §109, the resignation of such a member shall be filed with the town clerk of the town of Provincetown, at which time such resignation shall become effective, or at such later time as may be specified in such resignation. The town clerk of the town of Provincetown shall forthwith provide notice of the same to the town clerk of the Town of Truro. Section 6. When the Provincetown water and sewer board is exercising the powers of a water board, and appointments have been made by the Truro board of selectmen in accordance with section 2 of this act, a quorum of the water and sewer board shall be four members. Section 7. For purposes of the Conflict of Interest Law, G.L. c.268A, the members of the water and sewer board appointed by the Provincetown board of selectmen pursuant to section 2 of this act shall be considered special municipal employees of the towns of Provincetown and Truro. Section 8. Upon the expiration or termination of an intermunicipal agreement between the towns of Provincetown and Truro contemplated under section 1 of this act, the terms of the three members of the water and sewer board appointed by the Truro board of selectmen pursuant to section 2 of this act shall immediately terminate.

Section 9. This act shall take effect upon passage.

Motion Passed. (For:268 Against:3)

Article 6. Stabilization Fund. To see if the Town will vote to transfer from free cash the sum of \$250,000 to the stabilization fund, 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: 8-0-0

Two-Thirds Vote Required

Sharon Lynn moved that the Town vote to transfer \$250,000 from free cash into the Stabilization Fund.

Jim King moved to postpone action on Article 6 until after Article 16 of the Special Town Meeting. **Motion to Postpone Article 6 Does Not Pass.**

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

Article 7. Meals Tax Option. To see if the Town will vote to accept the provisions of Massachusetts General Laws G.L. c. 64L, § 2(a) that will authorize the Town to adopt a local option sales tax of .75% upon the sale of restaurant meals originating within the Town by any vendor, or 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: 8-0-0

Visitor Services Board Recommends: 3-2-0

Michele Couture that the Town vote to approve Article 7 as printed in the warrant. **Motion Passed.**

Article 8. Room Tax Option. To see if the Town will vote to accept the provisions of Massachusetts General Laws G.L. c. 64G, § 3A that will authorize the Town to adopt an additional local option excise tax of 2% in regard to the transfer of occupancy of any room or rooms in a bed and breakfast establishment, hotel, lodging house or motel located within the Town by any operator for each occupancy, or 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: 7-0-0

Visitor Services Board Recommends: 3-2-0

Austin Knight moved that the Town vote to approve Article 8 as printed in the warrant. **Motion Passed. (For: 169 Against: 80)**

Article 9. Create a Special Purpose Stabilization Fund for Capital Improvements. To see if the Town will vote, pursuant to General Laws Chapter

40, section 5B, to create a Special Purpose Stabilization Fund for capital improvements; 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

Visitor services Board Recommends: 5-0-0

Two-Thirds Vote Required

David Bedard moved that the Town vote to approve Article 9 as printed in the warrant. **Motion Passed. (2/3rd's Vote Declared)**

Article 10. Create a Special Purpose Stabilization Fund for Special Events. To see if the Town will vote, pursuant to General Laws Chapter 40, section 5B, to create a Special Purpose Stabilization Fund for special events; or to take any other action relative thereto.

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

Board of Selectmen Recommends: 5-0-0

Finance Committee Recommends: 6-1-1

Visitor Services Board Recommends: 5-0-0

Two-Thirds Vote Required

Elaine Anderson moved that the Town vote to approve Article 10 as printed in the warrant. **Motion Does Not Pass.**

Mary-Jo Avellar moved to take Article 12 out of order. **Motion Passed.**

Article 11. Home Rule Petition/Amend Room Excise Tax Distribution. 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, provided that he 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 the petition: **AN ACT RELATIVE TO THE ROOM OCCUPANCY EXCISE OF THE TOWN OF PROVINCETOWN.** 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 391 of the Acts of 1998 is hereby amended by providing that thirteen percent (13%) of the room excise tax collected by the town of Provincetown under section 3A of chapter 64G of the General Laws for the fiscal

year beginning July 1, 2010 and each fiscal year thereafter shall be credited to the wastewater enterprise fund of said town without further appropriation. SECTION 2. Section 2 of Chapter 178 of the Acts of 1996 is hereby amended by providing that thirty-five percent (35%) of the excise collected under section 3A of chapter 64G of the General Laws by the town of Provincetown for the fiscal year beginning July 1, 2010 and each fiscal year thereafter shall be credited to the Tourism Fund established pursuant to Section 1 of Chapter 178 of the Acts of 1996 without further appropriation. SECTION 3. Twenty-five percent (25%) of the excise collected under section 3A of chapter 64G of the General Laws by the town of Provincetown for the fiscal year beginning July 1, 2010 and each fiscal year thereafter shall be credited without further appropriation to the special purpose stabilization fund for capital improvements established in accordance with section 5B of chapter 40 of the General Laws by the town pursuant to the vote under article 9 of the April 5, 2010 special town meeting SECTION 4: Three percent (3%) of the excise collected under section 3A of chapter 64G of the General Laws by the town of Provincetown for the fiscal year beginning July 1, 2010 and each fiscal year thereafter shall be credited without further appropriation to the special purpose stabilization fund for special events established in accordance with section 5B of chapter 40 of the General Laws by the town pursuant to the vote under Article 10 of the April 5, 2010 special town meeting

SECTION 5: Twenty four percent (24%) of the excise collected under section 3A of chapter 64G of the General Laws by the Town of Provincetown for the fiscal year beginning July 1, 2010, and each fiscal year thereafter, shall be credited to the General Fund.

SECTION 6. This act shall take effect upon passage. 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: 8-0-0

Visitor Services Board Does Not Recommend: 5-0-0

Elaine Anderson that the Town vote to approve Article 11 as printed in the warrant with the following changes: Delete Section 4 and renumber so that Section 4 is now the General Fund, and amend to 27%..

Barbara Rushmore moved to amend the amount credited to the Tourism Fund should be capped at \$475,000. The overage to go to the General Fund.

Motion to Amend Does Not Pass.

Motion Passed (For: 135 Against:70).

Article 12. 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 Has No Recommendation.

Visitor Services Board Recommends: 5-0-0

Mary-Jo Avellar moved that the Town vote to approve Article 12 as printed in the warrant. **Motion Passed. (For: 236 Against: 7)**

Article 13. Cemetery Improvements. To see if the Town will vote to appropriate and transfer from available funds a sum of money for services related to expansion of the Provincetown Cemetery and purchase of equipment; or to take any other action relative thereto.

[Requested by the Town Manager and the Cemetery Commission]

Board of Selectmen Recommends: 5-0-0

Finance Committee Recommends: 8-0-0

David Bedard moved that the Town vote to transfer \$5,000 from the Sale of Cemetery Lots Special Revenue Fund to pay for costs related to the expansion of the cemetery land located at 24 Cemetery Road. **Motion Passed.**

Article 14. PARC Land Grant – Suzanne’s Garden. To see if the Town will vote to supplement the vote taken under Article 7 of the June 22, 2009 Special Town Meeting, which vote authorized the Board of Selectmen to acquire the fee interest in a certain portion of the parcel of real estate at 608 Commercial Street and authorized the Board of Selectmen or other applicable boards or commissions to apply for federal, state or other funds, to specifically authorize the Board of Selectmen and/or the Open Space Committee and/or the Recreation Commission and/or other boards to apply for and accept funding under the PARC grant program (formerly, Urban Self-Help) (G.L. c. 45, Section 14) and to dedicate said parcel to recreation and to enter into all agreements and execute any and all instruments as may be necessary on behalf of the Town of Provincetown to effect said acquisition and grant; or take any action relative thereto.

[Requested by the Town Manager]

Board of Selectmen Recommends: 5-0-0

Finance Committee Recommends: 8-0-0

Conservation Commission Recommends: 5-0-0

Open Space Committee Recommends: 4-0-0

Mary-Jo Avellar moved that the Town vote to approve Article 14 as printed in the warrant. **Motion Passed.**

Article 15. Land Bank – Pre-acquisition Expenses. To see if the Town will vote to transfer from the Land Bank Fund established under Chapter 293 of the Acts of 1998 the sum of \$25,000 to be expended under the direction of the Open Space Committee and the Town Manager for the funding of pre-acquisition expenses for potential Land Bank purchases, including but not limited to title searches and appraisals, updating of the Open Space Plan to qualify said purchases for state grants, and other costs associated therewith; or take any other action relative thereto. [Requested by the Open Space Committee]

Board of Selectmen Recommends: 5-0-0

Finance Committee Recommends: 8-0-0

Conservation Commission Recommends: 5-0-0

Open Space Committee Recommends: 4-0-0

Hank Janowsky moved that the Town vote to approve Article 15 as printed in the warrant. **Motion Passed.**

Article 16. General By-law Amendment: Hours of Entertainment and Amusement Operation. To see if the Town will vote to amend the Provincetown General By-laws by amending §8-15 to read as follows:

Provincetown General Bylaw Section 8-15. Hours of Entertainment and Amusement Operation.

Unless otherwise restricted, no holder of an entertainment license issued by the Town of Provincetown pursuant to Massachusetts General Laws, Chapter 140, Sections, 177A, 181, 183A, shall permit activity licensed thereunder to be conducted between the hours of 1:00 a.m. and 8:00 a.m., with the exception of the time period in any calendar year from the Friday of Memorial Day weekend thru and including the Saturday following Labor Day weekend, during which time period the licensed activity shall not be permitted between the hours of 2:00 am and 8:00 am. A non-criminal disposition penalty will be assessed on any holder of an entertainment license found to be operating between the hours of 1:00 a.m. and 8:00 a.m. in the amount of one hundred (\$100) for the first offense, two hundred (\$200) for the second offense and three hundred dollars (\$300) for the third offense. Each violation of the hours of entertainment or amusement operation shall be deemed to be a separate offense

Or take any other action relative thereto.[Requested by the Licensing Board]

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

Finance Committee Recommends: 8-0-0

Licensing Board Recommends: 4-0-0

Visitor Services Board Recommends: 5-0-0

Todd Wagar moved that the Town vote to approve Article 16 as printed in the warrant.

Motion Does Not Pass (For: 92 Against: 112).

Mary-Jo Avellar moved to dissolve the April 5, 2010 Special Town Meeting.

Motion Passed.

Special Town Meeting dissolved at 10:40 p.m. on April 5, 2010.

Special Town Meeting - November 8, 2010

Meeting Called to Order. Town Moderator Irene Rabinowitz convened the Special Town Meeting at 6:00 p.m. on Monday, November 8, 2010 in the Veterans Memorial Elementary School.

Preliminary motions:

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

Motion Passed.

Michele Couture moved that the Town vote to grant permission to speak at the November 8, 2010 Special Town Meeting to the following persons who are not registered voters of the Town of Provincetown: Russell Braun, *Building Commissioner*; John W. Giorgio, Esq., and other attorneys of the firm of Kopelman & Paige, P.C., *Town Counsel*; Russell Braun, *Building Commissioner*; Brandon Motta, *Recreation Director*; Beau Jackett, *Information Systems Director*; Michelle Jarusiewicz, *Housing Specialist/Grant Administrator*; Maxine Notaro, *Permit Coordinator*; Jane Evans, *Health Agent*; Domenic Rosati, *Parking Administrator*; Beth Singer, *School Superintendent*; Kim Y. Pike, *District Principal*; Betty G. White, *Administrative Ass't to Supt. Of Schools for Business & Finance*. **Motion Passed.**

Michele Couture moved that on all matters to come before the November 8, 2010 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.**

Astrid Berg moved to allow former Provincetown Interim Building Commissioner, Matthias J. Mulvey, Building and Zoning Consultant, to attend Town Meeting

floor as a non-voter as my advisor in matters relevant to the Zoning articles being presented on tonight's warrant. **Motion Does Not Pass.**

Article 1. Prior Year Bills. To see what sum the Town will vote to raise and appropriate or transfer from available funds for the purpose of paying prior year unpaid bills; or take any other action relative thereto.

[Requested by the Town Manager]

Board of Selectmen Recommends: 5-0-0

Finance Committee Recommends: 5-0-0

Nine-tenths Vote Required

David Bedard moved that the Town vote to transfer from ATM01 Article 5-8 (DPW Highway Truck Storage) the sum of \$4,384.86 for the purpose of paying the following prior year bills: White's Construction Company \$4,035.00; Lands End Marine Supply \$16.86; Buckler's Towing Service \$333.00.

Motion Passed Unanimously. (Nine-tenths Vote Declared)

Article 2. FY 2011 Enterprise Funds. To see if the Town will vote to amend the Wastewater and Water Enterprise budgets for Fiscal Year 2011 as voted under Article 4 of the April 5, 2010, Annual Town Meeting by raising and appropriating or transferring from available funds the following amounts:

440 Wastewater Enterprise Fund	FY 2010	FY 2011	10-11 %
Enterprise Fund Costs	\$2,478,687	\$2,737,160	
General Fund Costs	157,027	80,434	
TOTAL COSTS	\$2,635,714	\$2,817,594	6.9%
450 Water Enterprise Fund	FY 2010	FY 2011	10-11 %
Enterprise Fund Costs	\$1,635,509	\$1,834,538	
General Fund Costs	269,361	269,361	
TOTAL COSTS	\$1,904,870	\$2,103,899	10.4%

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: 5-0-0

Austin Knight moved that the Town vote to amend the Fiscal Year 2011 Wastewater Enterprise Fund Budget as follows: that \$2,737,160 be appropriated therefor, \$2,257,870 to come from Wastewater Enterprise Fund revenues and \$479,290 from reserved for debt service, and further, \$80,434 to be appropriated in the general fund and funded from Wastewater Enterprise revenues.

Motion Passed.

David Bedard moved that the Town vote to amend the Fiscal Year 2011 Water Enterprise Fund Budget as follows: that \$1,834,538 be appropriated therefor, \$1,733,042 to come from Water Enterprise Fund revenues and \$101,496 from Retained Earnings, and further, \$269,361 to be appropriated in the general fund and funded from Water Enterprise revenues. **Motion Passed.**

Article 3. Use of Parking Funds to Purchase Automated Pay Stations. To see if the Town will vote to expend \$51,000 from the Parking Fund for the purchase of three (3) automated pay station kiosks which will accept coins, paper currency, tokens and credit cards to be installed at the Alden Street Parking Lot, Johnson Street Parking Lot, and West End Parking Lot; or to take any other action thereto. [Requested by the Town Manager]

Board of Selectmen Recommends: 5-0-0

Finance Committee Recommends: 6-0-0

Michele Couture moved that the Town vote to expend \$51,000 from the Parking Fund for the purchase of three (3) automated pay stations to be installed at the Alden Street Parking Lot, Johnson Street Parking Lot, and West End Parking Lot. **Motion Passed.**

Article 4. Discharge the Regional School District Planning Committee. To see if the Town will vote to discharge the Regional School District Planning Committee that was created under Article 4 of the April 6, 2009 Special Town Meeting to study the advisability of establishing a regional school district, 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

Elaine Anderson moved that the Town vote to discharge the Regional School District Planning Committee that was created under Article 4 of the April 6, 2009 Special Town Meeting. **Motion Passed.**

Article 5. Cemetery Improvements. To see if the Town will vote to appropriate and transfer from available funds a sum of money for services related to expansion of the Provincetown Cemetery and purchase of equipment; or to take any other action relative thereto.

[Requested by the Cemetery Commission]

Board of Selectmen Recommends: 5-0-0

Finance Committee Recommends: 6-0-0

F. John Santos moved that the Town vote to transfer \$1,055 from the Sale of Cemetery Lots Special Revenue Fund to pay for costs related to the expansion of the cemetery land located at 24 Cemetery Road as recommended by the Board of Selectmen and the Cemetery Commission.

Richard Olson moved to amend the motion to transfer the sum of \$2,000 from the Sale of Cemetery Lots Special Revenue Fund. **Motion to Amend Passed.**
Motion As Amended Passed.

Article 6. Adoption of MGL Ch.138, §33B Sales of alcoholic beverages by on-premise licensees on Sundays and certain legal holidays; sales between 10:00 A.M. and 12:00 noon. To see if the Town will vote to accept the provisions of Massachusetts General Law Chapter 138: Section 33B to authorize the Licensing Board to allow licensees under section twelve to sell alcoholic beverages between the hours of ten o'clock ante meridian and twelve o'clock noon on Sundays, the last Monday in May and on Christmas day or on the day following when said day occurs on Sunday, or to take any other action relative thereto.
[Requested by the Board of Selectmen]

Board of Selectmen Recommends: 5-0-0
Finance Committee Recommends: 6-0-0
Licensing Board Recommends: 3-0-0
Visitor Services Board Recommends: 5-0-0

F. John Santos moved that the Town vote to accept MGL Ch. 138, §33B in order to allow the Town to consider authorizing the sale of on-premises alcoholic beverages between the hours of 10:00 a.m. – 12:00 noon on Sundays, the last Monday in May and on Christmas Day or on the day following when said day occurs on Sunday. **Motion Passed.**

Article 7. General By-law Amendment: 8-16. Hours of Alcoholic Beverage Service. To see if the Town will vote to amend the Provincetown General By-laws by adding §8-16 to read as follows:

8-16. Hours of Alcoholic Beverage Service

Unless otherwise restricted, no holder of an alcohol beverage license issued by the town of Provincetown pursuant to Massachusetts General Laws Chapter 138, shall permit activity licensed thereunder to be conducted between the hours of 1:00 a.m. and 8:00 a.m. weekdays and between 1:00 a.m. and 10:00 a.m. Sundays. Except the Licensing Board may vote to extend pouring licenses until 2:00 a.m. on New Year' Eve. A non-criminal disposition penalty will be assessed on any holder of an alcohol license found to be selling alcohol between the hours of 1:00 a.m. and 8:00 a.m. in the amount of one hundred (\$100) for the first offense, two hundred (\$200) for the second offense and three hundred dollars (\$300) for the

third offense. Each violation of the hours of entertainment or amusement operation shall be deemed to be a separate offense.

Or to take any other action relative thereto.

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

Board of Selectmen Recommends: 5-0-0

Finance Committee Has No Recommendation

Licensing Board Recommends: 3-0-0

Michele Couture moved that the Town vote to approve Article 7 as printed in the warrant with the following changes: add the words “the last Monday in May and on Christmas Day or on the day following when said day occurs on Sunday” after the word “Sundays” in the fourth line and replace the words “found to be selling alcohol between the hours of 1:00 am and 8:00 am”, with the words “found in violation of this section”. **Motion Passed.**

Article 8. General By-law Amendment: Deletion Chapter 7. To see if the Town will vote to amend the Provincetown General By-laws by deleting Chapter 7, Domestic Partnerships, in its entirety, Or to take any other action relative thereto. [Requested by the Board of Selectmen and the Town Manager]

Board of Selectmen Recommends: 4-0-1

Finance Committee Has No Recommendation

Austin Knight moved to amend Chapter 7 of the General Bylaws by deleting the current text in its entirety and replacing it with the following:

7.1 Chapter 7, Domestic Partnership, is hereby deleted, provided, however, that the rights and benefits of domestic partnerships that existed under Chapter 7 of the General Bylaws that was in effect prior to November 8, 2010, shall continue for any individuals who filed a Domestic Partnership Registration as of the effective date of this bylaw. **Motion Passed.**

Article 9. General By-law Amendment: 13-2-7-8 Unlawful Restraint of Dogs.

To see if the Town will vote to amend the Provincetown General By-laws by adding §13-2-7-8 to read as follows:

13-2-7-8 Unlawful Tethering Of Dogs

(a)The following term shall have the following definition:

“Reasonable period” shall mean a period of time not to exceed a total of three hours in any 24-hour period, or a time that is otherwise approved by the animal control officer.

“Temporary task” shall mean a task that takes no longer than 30 minutes to complete.

“Tether” shall mean to fasten, chain, tie or otherwise restrain.

(b) No person shall tether, or cause a dog to be tethered, to a dog house, tree, fence, or any other stationary object.

(1) A dog shall not be tethered to any running line, pulley, or trolley system by means of a choke collar or pinch collar or prong collar or any other device that is not properly fitted to the dog or that is likely to cause injury to the dog.

(2) A dog shall not be tethered if the length of the tether is shorter than ten feet or five times the length of the dog as measured from the tip of the dog's nose to the base of the dog's tail, whichever is greater.

(3) A dog shall not be tethered in any manner that is likely to cause injury, strangulation or entanglement to the dog.

(4) A dog shall not be tethered if the dog does not have access to water, shade and dry ground.

(5) A dog shall not be tethered if it is visibly sick or injured.

(6) A dog shall not be tethered in the case of extreme weather conditions, including conditions in which the actual or effective outdoor temperature is below 32 degrees Fahrenheit; a heat advisory has been issued by a local or state authority jurisdiction; or a hurricane, tropical storm or tornado warning has been issued within the Town by the National Weather Service.

(7) A dog shall not be tethered if the owner or party responsible for the dog is not in visual range of the dog.

(c) Notwithstanding subdivision (b), an owner or person responsible for the dog may do any of the following:

(1) Tether a dog for a reasonable period. If there are multiple dogs, each dog is tethered separately.

(2) Tether a dog pursuant to the requirements of a camping or recreational area.

(3) Tether a dog no longer than is necessary for the owner or person responsible for the dog to complete a temporary task that requires the dog to be restrained.

(d) Any person who violates this bylaw shall be subject to a fine of \$100 (one hundred dollars) for the first offense; \$200 (two hundred dollars) for the second offense; and \$300 (three hundred dollars) for the third and subsequent offenses. Each violation of this by-law shall be deemed to be a separate offense.

Or to take any other action relative thereto.

[Requested by Provincetown Animal Welfare Committee]

Board of Selectmen Recommends: 4-1-0

Finance Committee Has No Recommendation

Animal Welfare Committee Recommends: 4-0-0

Candace Nagle moved that the Town vote to approve Article 9 as printed in the warrant. **Motion Passed.**

Article 10. General By-law Amendment: 13-2-7-9. Provincetown Dog Park (Pilgrim Bark Park) Rules and Regulations. To see if the Town will vote to amend the Provincetown General By-laws by adding §13-2-7-9 to read as follows:

13-2-7-9. Provincetown Dog Park (Pilgrim Bark Park) Rules and Regulations

The Dog Park which is located at the intersection of Shank Painter Road and Route 6 and is known as Pilgrim Bark Park is a designated off-leash area for dogs that is opened from Dawn to Dusk. The following list of rules and regulations shall apply to the use of the Dog Park:

(a) Dogs:

- (1) Must be licensed and vaccinated and wear tags at all times.
- (2) Must be spayed or neutered
- (3) Must be at least four months old
- (4) Must be within view or voice control of owner at all times
- (5) Must not be sick or suffering with parasites
- (6) Must be on leash when outside the gated enclosures
- (7) Must be 25 pounds or under in the small dog area

(b) Owners/Handlers/Responsible Party:

- (1) May not bring animals other than dogs into the Dog Park
- (2) May not bring more than three dogs into the park at one time
- (3) Must clean up after dog immediately
- (4) Must immediately remove a problem dog (displaying aggressive behavior, mounting, excessive barking) from the Dog Park
- (5) May not bring food, alcoholic beverages or glass containers into the Dog Park
- (6) May not smoke
- (7) Must immediately stop dogs from digging and must fill in any holes created by any dog under his or her control
- (8) Must keep the Dog Park gates closed at all times
- (9) Are solely responsible for injuries and damage caused by their dogs
- (10) Must provide supervision to children under age 16
- (11) May not bring strollers, bicycles or any children's toys into the Dog Park

(c) Any person who violates this bylaw shall be subject to a fine of \$25 for the first offense; \$50 for the second offense; and \$75 for the third and subsequent offenses. Each violation of this by-law shall be deemed to be a separate offense. Repeated offenses could result in the loss of Dog Park privileges.

Or to take any other action relative thereto.

[Requested by the Board of Selectmen and Town Manager]

Board of Selectmen Recommends: 5-0-0

Finance Committee Has No Recommendation

Elaine Anderson moved that the Town vote to approve Article 10 as printed in the warrant. **Motion Passed.**

Article 11. General By-law Amendment: 13-2-7-12. Animals Left Unattended In Motor Vehicles. To see if the Town will vote to amend the Provincetown

General By-laws by renumbering §13-2-7.1 and §13-2-7.2 to §13-2-7-10 and §13-2-7-11 respectively and adding §13-2-7-12 to read as follows:

~~13-2-7.1.~~ **13-2-7-10. HORSES AND OTHER ANIMALS.** *Renumbering only no further changes to this section.*

~~13-2-7.2.~~ **13-2-7-11. Safe Transportation Of Animals.** *Renumbering only no further changes to this section.*

13-2-7-12. Animals Left Unattended In Motor Vehicles

(a) No person shall leave or confine an animal in any unattended motor vehicle under conditions that endanger the health or well-being of an animal due to heat, cold, lack of adequate ventilation, or lack of food or water, or other circumstances that could reasonably be expected to cause suffering, disability, or death to the animal.

(b) Nothing in this section shall prevent a law enforcement officer and/or animal control officer from removing an animal from a motor vehicle if the animal's safety appears to be in immediate danger from heat, cold, lack of adequate ventilation, lack of food or water, or other circumstances that could reasonably be expected to cause suffering, disability, or death to the animal.

(c) A law enforcement officer and/or animal control officer who removes an animal from a motor vehicle shall take it to an animal shelter or other place of safekeeping or, if the officer deems necessary, to a veterinary hospital for treatment.

(d) A law enforcement officer and/or animal control officer is authorized to take all steps that are reasonably necessary for the removal of an animal from a motor vehicle, after a reasonable effort to locate the owner or other person responsible, and the Town shall not be responsible for any damage to the motor vehicle resulting from such removal.

(e) A law enforcement officer and/or animal control officer who removes an animal from a motor vehicle shall, in a secure and conspicuous location on or within the motor vehicle, leave written notice bearing his or her name and office, and the address of the location where the animal can be claimed. The animal may be claimed by the owner only after payment of all charges that have accrued for the maintenance, care, medical treatment, or impoundment of the animal.

(f) Any person who violates this bylaw shall be subject to a fine of \$100 for the first offense; \$200 for the second offense; and \$300 for the third and subsequent offenses. Each violation of this bylaw shall be deemed to be a separate offense. If the animal suffers great bodily injury, then criminal disposition is possible under MGL Chapter 272 Section 77 Cruelty to Animals. Or to take any other action relative thereto. [Requested by Provincetown Animal Welfare Committee]

Board of Selectmen Recommends: 5-0-0

Finance Committee Has No Recommendation

Animal Welfare Committee Recommends: 4-0-0

Candace Nagle moved that the Town vote to approve Article 11 as printed in the warrant. **Motion Passed.**

Article 12. Zoning By-law Amendment: Article 1, Definitions. To see if the Town will vote to amend the Provincetown Zoning By-laws Article 1 to add the definition of “*Demolition*” and amend the definition of “*Palletized Patio*”, to read as follows: **Demolition** ~~Any act of destroying, elimination, pulling down, razing or removing a building or any portion thereof, or starting the work of any such act with the intention of completing the same.~~ **Palletized Patio** –A combination of materials assembled, constructed or erected which is not fixed ~~to assembled materials,~~ to a structure ~~or to the ground~~ and whose assembled components are no larger than 8 feet long by 4 feet wide by 6 inches high. ~~Palletized patios shall be at or near grade~~ more than 8" above grade. Or to take any other action relative thereto.

[Requested by Provincetown Planning Board]

Two-Thirds Vote Required

Board of Selectmen Recommends: 5-0-0

Finance Committee Has No Recommendation

Planning Board Recommends: 3-0-0

John Golden moved the Town vote to approve Article 12 as printed in the warrant.

Astrid Berg moved to amend the motion to make no change to “Palletized Patio” as in the current by-law. **Motion to Amend Does Not Pass.**

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

Article 13. Zoning By-law Amendment: Section 2360 Formula Business Regulated District and Section 2440 Permitted Use Chart. To see if the Town will vote to amend the Provincetown Zoning By-laws by adding Section 2360 pursuant to Article 21 April 5, 2010 Annual Town Meeting and Section 2440 by adding the following use to the Permitted Use Chart, to read as follows:

2360 Formula Business Regulated District.

2361 Definition:

“Formula Business” means a type of retail sales establishment, restaurant, tavern, bar, or take-out food establishment which is under common ownership or control or is a franchise, and is one of ten or more businesses or establishments worldwide maintaining three or more of the following features:

(a) Standardized menu or standardized array of merchandise with 50% or more of in-stock merchandise from a single distributor bearing uniform markings.

(b) Trademark or service mark, defined as a word, phrase, symbol or design, or a combination of words, phrases, symbols or designs that identifies and distinguishes the source of the goods from one party from those of others, on products or as part of the store design, such as cups, napkins, bags, boxes, wrappers, straws, store signs or advertising devices.

(c) Standardized signage and color scheme used throughout the interior or exterior of the establishment.

(d) Standardized uniform, including but not limited to, aprons, pants, shirts, smocks or dresses, hat and pins (other than name tags).

(e) Standardized facade and signage.

2362 Purpose:

The purpose and intent of the Formula Business Regulated District (FBRD) is to address the adverse social and economic impact of standardized businesses on Provincetown's ~~historic residential~~ community character. Formula Business uses are regulated in the FBRD in order to maintain a unique retail and dining experience. Formula Businesses frustrate this goal by detracting from Provincetown's overall historic experience and threatening its tourist economy. The proliferation of Formula Businesses will have a negative impact on the Town's economy, historical relevance, unique character and economic vitality.

(1) Location

The location of the Formula Business Regulated District (FBRD) shall encompass the Town of Provincetown.

(2) Permitted Uses

Any use permitted in the underlying zoning district shall be permitted, except for those specifically prohibited below in Section 3.

(3) Regulated Uses

~~Formula Business uses are regulated in the FBRD in order to maintain a unique retail and dining experience. Formula Businesses frustrate this goal by detracting from Provincetown's overall historic experience and threatening its tourist economy.~~ The proposed use of any building or structure for a Formula Business establishment shall require both a Special Permit from the Zoning Board of Appeals and a site plan approval of the Planning Board as well as the business license. The impact on the neighborhood and Town visual character ~~and the impact on surrounding businesses~~ of any Formula Business establishment shall be a criteria for approval.

And adding the following use to the Permitted Use Chart, to read as follows:

2440 Permitted Principal Uses

Res 1 Res 2 Res 3 Res B TCC GC S M

B11 Formula Regulated Businesses No No BA BA BA No No

Or to take any other action relative thereto.

[Requested by Provincetown Planning Board]

Two-Thirds Vote Required

Board of Selectmen Recommends: 5-0-0
Finance Committee Has No Recommendation
Planning Board Recommends: 3-0-0

Dorothy Palanza moved the Town vote to approve Article 13 as printed in the warrant with the following change: In section 2361, delete from the definition of "Formula Business" the words "ownership or" in the second line. **Motion Passed. (2/3rd's Vote Declared)**

Article 14. Zoning By-law Amendment: Section 2550 Multiple Buildings Per Lot. To see if the Town will vote to amend the Provincetown Zoning By-laws Section 2550 to read as follows:

2550 ~~Two~~ Multiple Buildings Per Lot More than one building may be erected or moved onto a single lot provided that they are not closer to each other than nine (9) feet or twelve (12) feet if either exceeds two stories in height. Lot area requirements must be met for each principal building without counting any lot area twice. For the purpose of this bylaw, buildings are considered separate unless they are connected by a minimum one-story structure that meets the definition of *Building* in Article 1.

Or to take any other action relative thereto.

[Requested by Provincetown Planning Board]

Two-Thirds Vote Required

Board of Selectmen Recommends: 5-0-0

Finance Committee Has No Recommendation

Planning Board Recommends: 3-0-0

Howard Burchman moved the Town vote to approve Article 14 as printed in the warrant.

Astrid Berg moved to amend the motion to amend Provincetown Zoning By-Laws Section 2550 to read as follows: **2550 ~~Two~~ Multiple Buildings Per Lot** More than one building may be erected or moved onto a single lot provided that they are not closer to each other than nine (9) feet or twelve (12) feet if either exceeds two stories in height. Lot area requirements must be met for each principal building without counting any lot area twice. For the purpose of this bylaw, buildings are considered separate unless they are connected by a minimum one-story structure that meets the definition of *Building* in Article 1, that is congruent with the full length of the adjacent buildings and shares a common foundation.

Motion to Amend Does Not Pass.

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

Article 15. Zoning By-law Amendment: Section 2600 Design Standards and Section 2560 Dimensional Schedule. To see if the Town will vote to amend the Provincetown Zoning By-laws by moving Sections 3300 to Section 2600 with the following amendments and Section 2560 Dimensional Schedule to read as follows:
~~3310~~ 2610 Purpose

Provincetown is a unique community: unique in its location, in the degree of its economic dependence on tourism, and in its architectural heritage. Few towns have so much of their historic architecture still in existence and maintaining its visual character as a 19th century seaport is of vital importance to the Town since it forms the base of its economic survival as a place tourists want to visit. The design standards required by this Article are intended to ensure that all development or redevelopment occurs in a manner that preserves, restores and respects ~~this~~ the unique architectural heritage and community character that is Provincetown. Roof Configuration and Building Scale are important contributing elements to the experience of the streetscape and the character of the community. Specifically, ~~†~~The regulations in this Section of the ~~Zoning By-Laws~~ arise from the community character analysis and Goals, Objective and Policies contained in ~~Chapter III of the Provincetown Master Plan~~ the Local Comprehensive Plan.

~~3320~~ 2620 Applicability

All new construction and any development (~~new buildings or rehabilitation projects that add dwelling units, commercial guest units, commercially usable space or Equivalent Dwelling Units*~~) in the Town of Provincetown that alters the exterior façade or roof configuration of an existing structure not specifically excluded from these provisions, shall be required to submit a site plan, architectural floor plan and elevation drawings of the existing and proposed buildings or renovations, and other supporting documents. If such development meets the standards set forth in this Article, then it may be approved by the Zoning Enforcement Officer. If such development fails to meet any one of the standards, then it shall be referred to the Board of Appeals ~~for review accompanying an application for a Special Permit.~~ The Board of Appeals may ~~approve plans~~ grant a Special Permit for a proposed development that differs from the standards contained herein provided that it finds the design of the proposed development meets the requirements for granting a Special Permit to be in conformity with the objectives of the Town of Provincetown, as listed herein. The Board may attach conditions to a development approval to ensure that the objectives are met, or it may deny the development as inconsistent with the failing to meet the Town's objectives. (~~An Equivalent Dwelling Unit is based on the sewerage flow estimates for a three bedroom house as specified in Sec. 15.02 of 310 CMR 15.00: The State Environmental Code, Title 5.~~)

~~3330~~ 2630 Roofs.

A. Applicability: This section is applicable in all zoning districts.

B. Purpose: Provincetown is a 19th Century seaport town which has a distinctive architectural character. Part of that character is attributed to roof pitches in the range of (6 in 12) and (14 in 12)—this means for every 12 units of horizontal distance, a roof shall rise from 6 to 14 units in height with the exception of a few Victorian buildings and recent structures, all of the town's buildings conform to this range in roof pitch. Since flat-roofed buildings of the same height as pitched-roof buildings would appear substantially more bulky, and would, therefore alter the traditional character of the town, they shall be avoid ed. The existing buildings

in the town range from one and one-half to three stories. Although heights are often mixed, the maximum height to be permitted in different areas of town shall be consistent with Section 2560 of the Provincetown Zoning By-Laws.

The streetscape and community character that exist in Provincetown are the result of the compatible relationships among historic roof styles resulting from an architectural heritage that spans three centuries. Part of that community character is based on the large number of buildings of modest size and bulk, generally not more than 2 and 1/2 stories. The purpose of this regulation is to enhance community character by limiting the bulk above the second story and to mitigate potential negative impacts on adjacent properties.

C. Roof Pitch

1. Standards All new developments as specified in Section 6100 shall have roof pitches between (6 in 12) and (14 in 12) except a hip roof which shall have at least (4 in 12) and mansard and gambrel roofs which shall have no specific pitch requirement, unless a Special Permit is granted by the Board of Appeals as specified in Section 5300 in conformance with the requirements listed below:

2. Dormers: Dormers shall have a minimum pitch of 4:12. No part of a dormer shall extend above the ridge height of the roof from which it projects:

3. Board of Appeals Approval No approval for deviation from the above standard shall be granted unless the Board of Appeals finds that the deviation from the standard is in keeping with the standards for a Special Permit, the objectives of the Master Plan and is appropriate for one of the following reasons:

a. The function of the structure or the structure's importance to the community as a whole, justifies a different roof pitch. For example, a residential structure would not merit this sort of consideration, while a church or public building might. A supermarket or warehouse structure with a need to span large floor areas may also be exempted, however, the design of a shopping center that looks like normal shopping centers is contrary to the purpose of this By-Law. Thus, in granting a deviation, the Board of Appeals shall be looking for a design that breaks up the typical straight front of the center and creates internal pedestrian areas and spaces:

b. Other features of the proposed design are such that the deviation of the roof pitch is not disruptive to the character of the area. There may be other advantages of the design that can make up for the difference in roof pitch. For example, a lower pitch may allow buildings further inland to retain a view of the bay:

c. The cost of replacing the roof of an existing building, where the roof would not otherwise be modified, is too high given the improvement in character that would result:

For example, if a roof deck had been added that disrupts the character of the surrounding area, removal would be justifiable; requiring a small affordable housing unit to replace an entire roof would be justifiable.

D-C. Roof Configuration: Gable, Hip and Shed are the predominant roof forms in the Provincetown architectural tradition. Modifications of these roof

configurations can transform the bulk of buildings. Therefore, above the second story of a building, limits are as follows:

1) dormers can not exceed coverage of 50% of the floor area directly below the contiguous roof in which the dormer will be located; and,

2) knee walls above the floor plates cannot exceed three feet in height.

Roof configurations that exceed these limits are prohibited. Other roof forms exist that by design enclose more volume on the upper floor and would be considered a full story: mansard, gambrel, and arched or dome roof forms therefore are prohibited above the second story. Flat roof form is also prohibited above the second story, except on dormers. Nothing shall prohibit modified roof configurations or combinations of roof forms provided that they comply with Section 2560, the Dimensional Schedule.

No existing gable roof shall be replaced with a different roof configuration without a Special Permit from the Board of Appeals, which shall specifically address, in addition to the requirements of Section 5330, the solar access available to neighboring structures (reference Chapter 637 of the Acts of 1985), and public safety including Fire Department facilities.

D. Building Height: The maximum height to be permitted in town shall be consistent with Section 2560 of the Provincetown Zoning By-Laws.

E. Relief under this Section: The Board of Appeals may grant a Special Permit deviating from the above standard if the ZBA finds that the deviation from the standard is in keeping with the standard criteria for granting a Special Permit, the objectives of the Local Comprehensive Plan and is appropriate for one of the following reasons:

1) The function of the structure or the structure's importance to the community as a whole, justifies a different roof configuration.

2) Other features of the proposed design are such that the deviation of the roof configuration is not disruptive to the character of the area.

2560 Dimensional Schedule (See Section 4100 for additional multifamily and commercial requirements)

Requirements	Residential			Comercial		Seashore	Public Use
	Res 1	Res2	RESB	TCC	GC(3)	S	M
Min. Lot Area (square feet)	8,000	5,000	5,000	5,000	7,000	120,000	—
Min. Lot Frontage (linear feet)	50	50	50	50	70	—	—
Min. Front Yard (feet)	30	20 ⁽¹⁾	20 ⁽¹⁾	10	30	50	—
Min. Side Yard (feet)	15	6	6	5 ⁽²⁾	15	25	—
Min. Rear Yard (feet)	20	15 ⁽¹⁾	10 ⁽¹⁾	10	25	25	—
Max. Lot Coverage (%)	40	40	40	40	40	—	—
Max. Number of Stories ⁽⁴⁾ (Refer to Story in Definitions)	2 1/2	2 1/2	2 1/2	2 1/2	2 1/2	2 1/2	2 1/2
Max. Building Heights ⁽⁵⁾							
Hip, gable and Shed roofs with a pitch of at least 4/12 (feet) ⁽⁶⁾	33	33	33	33	33	33	33
Mansard, gambrel, arch, or dome roofs (feet)	28	28	28	28	28	28	28
All other roof types Flat roof defined as less than 3/12 pitch (feet)	23	23	23	23	23	23	23
Harborfront setback (see above 2540)							

1. Or, if smaller, the average of the setbacks of the buildings on the lots thereto on either side, a vacant lot being counted as though occupied by a building set back the minimum required distance.
2. May be reduced to zero with a party wall (jointly owned by owner or abutting properties) meeting the requirements of the State Building Code, provided that access to the rear of the property is maintained for emergency vehicles.
3. Residential uses shall comply with requirements of the Res3 District.
4. For the number of stories allowed in High Elevation District, see Section ~~3900~~ 2320 High Elevation District. Mansard, gambrel, arch, dome, and flat roofs shall not exceed two stories.
5. Height limitations shall not apply to chimneys, TV antennae with poles of ten (10) feet or less, or spires, cupolas and widow walks that do not enclose more than thirty-five (35) square feet of floor space or exceed ten (10) feet in height or occupy more than five (5) percent of the roof area. If the roof is composed of multiple forms, the maximum height for each type of roof shall apply to each respectively. For Building Height allowed in High Elevation District, see Section 2320 High Elevation District.
6. and all other roof forms that enclose a top story in accordance with the definition of a ½ story and footnote 5.
Or to take any other action relative thereto.
[Requested by Provincetown Planning Board]

Two-Thirds Vote Required

Board of Selectmen Recommends: 5-0-0
Finance Committee Has No Recommendation
Planning Board Recommends: 3-0-0

Peter Page moved the Town vote to approve Article 15 as printed in the warrant.
Motion Passed. (2/3rd's Vote Declared)

Article 16. Zoning By-law Amendment: Section 2640 Building Scale. To see if the Town will vote to amend the Provincetown Zoning By-laws by moving Sections 3340 to Section 2640 with the following amendments to read as follows:

Section ~~3340~~ 2640 Building Scale

A. Applicability. This Section is applicable to all new buildings and all additions in all zoning districts in Provincetown; this Section does not apply to remodeling where the total volume of the building is to be reduced. This section does not apply to structures destroyed by fire or other similar casualty which may be rebuilt so long as the scale, volume and capacity is not increased and so long as it conforms to all other provisions of these By-laws including Growth Management, Height and Roof Pitch Regulations or where the proposed addition to an existing structure is less than three hundred twenty-four (324) cubic feet of space. interior space or one and a half (1.5) scale units.

B. Purpose. Provincetown is characterized by buildings that have a ~~very modest scale~~ relatively consistent and harmonious scale within neighborhoods. ~~The only historical exceptions are~~ include the Pilgrim Monument, the Town Hall, churches, and some old industrial buildings. Newer buildings, where the ~~historical appropriate~~ historical appropriate scale has not been maintained, have ~~severely~~ disrupted the character of the neighborhoods. ~~in which they are located; a situation that is intolerable to the residents and to the economic health of tourist-dependent Provincetown.~~ Preservation of ~~the historic appropriate building~~ the historic appropriate building scale has also been identified as critically important by the Town's residents. ~~Thus, the scale of buildings is an important part of the Town's well being, and a similar scale for a~~ All new buildings or additions shall be observed. comply with appropriate scale to their neighborhood.

C. Procedure. Each application for a building permit, except where the total volume is reduced, shall contain information on the building ~~volume~~ scale of all structures ~~that fall wholly or partially except for stand-alone accessory use structures of 10 scale units or less~~ within two hundred fifty (250) feet of the center of the proposed renovation if a structure exists, and within two hundred fifty (250) feet of the center of the parcel for a proposed new building, as identified by the Assessor's office, except for stand-alone non-residential accessory use structures of 2160 cubic feet or less.

~~The scale and neighborhood average shall be determined. Determination of existing and proposed building volume and neighborhood average shall be directed by the Zoning Enforcement Officer based on the established methodology Assessor's Office by calculating the volume in cubic feet of the building that is above grade, including roofs and porches. The volume is then divided by two hundred sixteen (216) to place it in scale units. The mean neighborhood average scale unit shall be calculated after removing the two largest and smallest structures with the highest and lowest number of scale units and after removing stand-alone non-residential accessory use structures of 10 scale units 2160 cubic feet or less.~~

~~All Municipal buildings shall not be included in calculating the neighborhood average scale units. For a new structure, the calculation shall not include the scale units volume of the proposed development; for a renovation project, the calculations shall contain the scale units volume of the structure prior to renovation.~~

D. Standards. All new development ~~shall have buildings that may~~ may vary from the ~~neighborhood average scale of buildings within a radius of 250 feet by an increase of no more than fifteen (15) percent, within the designated National Register Provincetown Historic District or by an increase of no more than twenty-five (25) percent in other areas, unless a Special Permit is granted by the Board of Appeals as specified in Article 5 Section 5230 in conformance with the requirements listed below.~~

E. Board of Appeals Approval. ~~No Discretionary approval for a deviation in building scale shall may be granted unless if~~ the Board of Appeals finds that the

deviation meets the standards for a Special Permit, under Article 5, Section 5300 and that ~~the applicant demonstrates that the deviation is either in keeping with the objectives of the Local Comprehensive Plan or is appropriate and meets for at least one or more of the following criteria:~~

1. The proposed building or addition is in keeping with the goals and objectives of the Local Comprehensive Plan.
2. The building is an important structure to the community as a whole. Public buildings are logical candidates for this type of conditional approval. For example, the Pilgrim Monument is out of scale with everything in town, yet its value as a monument to the town's history and in giving identity to the town, makes it acceptable.
3. The proposed building or addition by necessity must be large and that the location is suited for that larger scale use. For example, churches may be permitted uses in a residential district and their larger scale is often dictated by traditional architectural forms. Their location, however, should be limited to streets that can handle potential traffic volumes.
4. The building scale deviation is warranted due to the size of the parcel of land involved so as to discourage subdivision into smaller parcels and the proposed building or addition will not result in a structure that will disrupt the character of the neighborhood in which it is located.
5. The proposed building or addition successfully integrates into its surroundings and is sited in a manner that minimizes the appearance of mass from the streetscape and will not have a significant negative impact on the natural light to, or views from, neighboring structures.
6. The property is located in the Provincetown Historic District and the addition is consistent with the Historic District Guidelines and approval of the deviation would further the purpose and intent of the bylaw.

Or to take any other action relative thereto.

[Requested by Provincetown Planning Board]

Two-Thirds Vote Required

Board of Selectmen Recommends: 5-0-0

Finance Committee Has No Recommendation

Planning Board Recommends: 3-0-0

Howard Burchman moved the Town vote to approve Article 16 as printed in the warrant.

Richard Murray moved to amend the motion by eliminating the words "or views" in number 5 in E, and removing number 6 in E in it's entirety.

Amy Germaine moved to divide the amended motion in two sections: Remove "or views", then, to remove number 6 in it's entirety.

Motion to Divide the Amended Motion Passed.

Motion to eliminate the words “or views” from number 5 Does Not Pass.

Motion to remove number 6 in it’s entirety Does Not Pass

Motion to Amend Does Not Pass.

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

Article 17. Zoning By-law Amendment: Section 3115 Demolition and Reconstruction. To see if the Town will vote to amend the Provincetown Zoning By-laws Section 3110 by adding Section 3115 to read as follows:

3115 Demolition and Reconstruction – A nonconforming structure and/or use may be demolished and reconstructed, and/or reestablished by Special Permit and in accordance with the following provisions:

1. Reconstruction of said premises shall commence within two years after such demolition.
2. Structures(s) as reconstructed shall be located within the same footprint as the original nonconforming structure and shall be only as great in building scale or area as the original nonconforming structure, unless as approved under Section 3110.
3. The use of said premises shall be reestablished within one year of the issuance of the certificate of occupancy.

Or to take any other action relative thereto.

[Requested by Provincetown Planning Board]

Two-Thirds Vote Required

Board of Selectmen Recommends: 5-0-0

Finance Committee Has No Recommendation

Planning Board Recommends: 3-0-0

Peter Page moved the Town vote to approve Article 17 as printed in the warrant.

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

Article 18. Zoning By-law Amendment: Section 3260 “Open For Business”

To see if the Town will vote to amend the Provincetown Zoning By-laws Section 3260 to read as follows:**Section 3260 “Open For Business”** To encourage commerce in the Town of Provincetown during the offseason, any licensed business recognized by the Town of Provincetown operating between ~~November 1 and May 1~~ October 1 and June 30 is permitted to display (1) one “Open For Business” or “Welcome” flag, not to exceed 3' x 5'. ~~which shall be in addition to any and all previously approved signage as defined by Zoning By-law 3200 Sign Regulations in compliance with standards set by the Community Development Department.~~ of Regulatory Management. All must be approved by the Department of Regulatory Management. Placement shall not impede the flow of public traffic. ~~and no fee shall be charged for registering such flags. Flags falling~~

~~under this provision shall not be displayed under this article between May 2 and October 31 of any given year.~~

Or to take any other action relative thereto.

[Requested by Provincetown Planning Board]

Two-Thirds Vote Required

Board of Selectmen Recommends: 3-0-2

Finance Committee Has No Recommendation

Licensing Board Recommends: 3-0-0

Visitor Services Board Recommends: 5-0-0

Planning Board Recommends: 2-1-0

John Golden moved the Town vote to approve Article 18 as printed in the warrant.

Rob Tosner moved to amend the motion by deleting the words “during the offseason” and “operating between October 1 and June 30”.

Motion to Amend Passed.

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

Article 19. 0.5% Real Estate Transfer Fee - A Home Rule Petition Bylaw.

Whereas: Provincetown is a unique community with a Summer population ten times the year round population, requiring us to provide water, garbage disposal, police, ambulance, restroom facilities health and building inspections, etc. for 40,000 to 50,000 people rather than 4,000 to 5,000 people.

Whereas: We have reached our 2½% tax limit and to forestall overrides we need more revenue each year to PAVE OUR STREETS, maintain our buildings, and meet our contractual obligations to Town employees.

Whereas: Real Estate Transfer Fees are widely used in states from Alabama to Vermont in counties and in cities. In New York State, the fee is 1% on over a million-dollar sales. Nantucket assesses 2%. Most are under 1%.

Section I: Therefore, 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 Bylaw for a Real Estate Transfer Fee equal to 0.5% (half percent, ½%) paid for by the purchaser on the sale of all real property, payable to the Town of Provincetown General Fund.

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

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

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

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

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

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

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

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

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

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

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

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.

[Submitted by Barbara Rushmore and others]

Board of Selectmen Recommends: 4-1-0

Finance Committee Does Not Recommend: 5-0-0

Barbara Rushmore moved that the Town vote to approve Article 19 as printed in the warrant with the following change to Section I: add as the last sentence: "The first \$250,000/yr to be put into the Capital Improvement Stabilization Fund, the rest in to the General Fund."

Motion Passed. (60 For 52)

Town Moderator Irene Rabinowitz motioned to dissolve the November 8, 2010 Special Town Meeting at 9:10 p.m. **Motion Passed.**

November 8, 2010 Special Town Meeting dissolved at 9:10 p.m.

Town Elections - 2010

**Special State Election
January 19, 2010**

Total Registered Voters = 2,894

Total Ballots Cast =1,604

Senator in Congress

Scott P. Brown	238
Martha Coakley	1,346
Joseph L. Kennedy	16
Blank	3
Write-In	1
Total	1,604

**Annual Town Election
May 4, 2010**

Total Registered Voters = 2,781

Total Ballots Cast =408

Board of Selectmen (3 yr)

Austin P. Knight (Elected)	282
Francis J. Santos (Elected)	190
Blank	301
Write-In	43
Total	816

School Committee (3 yr)

Kerry L. Adams (Elected)	294
Loretta A. Stewart (Elected)	227
Blank	290
Write-In	5
Total	816

Housing Authority (5 yr)

Cheryl Lee Andrews (Elected)	304
Blank	100
Write-In	4
Total	408

Housing Authority (2 yr)

Blank	388
Noah Taylor (Elected) Write-In	15
Write-In (All Others)	5
Total	408

Charter Enforcement 3 yr)

Blank	402
Sheila McGuinness (Elected) Write-In	2
Write-In (All Othes)	4
Total	408

Charter Enforcement (1 yr)

Tina M. Trudel (Elected)	271
Blank	137
Write-In	0
Total	408

Board of Library Trustees (3 yr)

James D. Cole (Elected)	340
Blank	68
Write-In	0
Total	408

Ballot Question 1 - Library

Yes	250
No	148
Blank	10
Total	408

Ballot Question 2 - Ambulance

Yes	294
No	105
Blank	9
Total	408

Ballot Question 3 - DPW Vehicles

Yes	232
No	163
Blank	13
Total	408

Ballot Question 4 - Drainage Repairs

Yes	295
No	101
Blank	12
Total	408

Ballot Question 5 - Police Vehicles

Yes	182
No	211
Blank	15
Total	408

Ballot Question 6 - Police Software

Yes	227
No	165
Blank	16
Total	408

Town Elections - 2010 continued
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State Primary Election September 14, 2010
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Democratic Party**Governor**

Deval L. Patrick	591
Blank	68
Write-in	0
Total	659

Lietenant Governor

Timothy P. Murray	561
Blank	98
Write-in	0
Total	659

Attorney General

Martha Coakley	555
Blank	104
Write-in	0
Total	659

Secretary of State

William Francis Galvin	550
Blank	109
Write-in	0
Total	659

Treasurer

Steven Grossman	330
Stephen J. Murray	187
Blank	142
Write-in	0
Total	659

Auditor

Suzanne M. Bump	360
Guy William Glodis	67
Mike Lake	87
Blank	145
Write-in	0
Total	659

Representative in Congress

William R. Keating	125
Robert A. O'Leary	515
Blank	18
Write-in	1
Total	659

Councillor

Oliver P. Cipollini, Jr.	190
Jeffrey T. Gregory	25
Thomas J. Hallahan	90
Walter D. Moniz	16
Patricia I. Mosca	137
Blank	201
Write-in	0
Total	659

Senator in General Court

Sheila R. Lyons	228
Daniel A. Wolf	426
Blank	5
Write-in	0
Total	659

Representative in General Court

Sarah K. Peake	614
Blank	45
Write-in	0
Total	659

District Attorney

Blank	644
Write-in	15
Total	659

Sheriff

Blank	648
Write-in	11
Total	659

Provincetown	2010 Annual	Town Report	81
County Commissioner		Joseph Daniel Malone	13
Blank	621	Jeffrey Davis Perry	30
Write-in	38	Blank	0
Total	659	Write-in	0
		Total	49
Republican Party			
Governor		Councillor	
Charles D. Baker	43	Charles Oliver Cipollini	24
Blank	6	Joseph Anthony Ureneck	13
Write-in	0	Blank	12
Total	49	Write-in	0
		Total	49
Lietenant Governor			
Richard R. Tisei	40	Senator in General Court	
Blank	9	James H. Crocker, Jr.	25
Write-in	0	Eric R. Steinhilber	16
Total	49	Blank	8
		Write-in	0
Attorney General		Total	49
Blank	42		
Write-in	7	Representative in General Court	
Total	49	David M. Dunford	37
		Blank	12
Secretary of State		Write-in	0
William C. Campbell	39	Total	49
Blank	10		
Write-in	0	District Attorney	
Total	49	Michael D. O'Keefe	35
		Blank	14
Treasurer		Write-in	0
Karyn E. Polito	39	Total	49
Blank	10		
Write-in	0	Sheriff	
Total	49	James M. Cummings	36
		Blank	13
Auditor		Write-in	0
Mary Z. Connaughton	34	Total	49
Kamal Jain	6		
Blank	9	County Commissioner	
Write-in	0	William Doherty	35
Total	49	Blank	13
		Write-in	1
Representative in Congress		Total	49
Robert E. Hayden, III	4		
Raymond Kasperowicz	2		

Town Elections - 2010 continued
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Libertarian Party		Senator in General Court	
Governor		Blank	0
Blank	0	Write-in	0
Write-in	0	Total	0
Total	0		
Lietenant Governor		Representative in General Court	
Blank	0	Blank	0
Write-in	0	Write-in	0
Total	0	Total	0
Attorney General		District Attorney	
Blank	0	Blank	0
Write-in	0	Write-in	0
Total	0	Total	0
Secretary of State		Sheriff	
Blank		Blank	
Write-in	0	Write-in	0
Total	0	Total	0
Treasurer		County Commissioner	
Blank	0	Blank	0
Write-in	0	Write-in	0
Total	0	Total	0
Auditor		State Election	
Blank		November 2, 2010	
Write-in	0	Registered Voters = 2,863	
Total	0	Votes Cast = 1,813	
Representative in Congress		Governor and Lieutenant Governor	
Blank	0	Patrick and Murray	1,509
Write-in	0	Baker and Tisei	191
Total	0	Cahill and Loscocco	79
Councillor		Stein and Purcell	18
Blank	0	Blank	14
Write-in	0	Write-In	2
Total	0	Total	1,813

Attorney General		Senator in General Court	
Martha Coakley	1,605	James H. Crocker, Jr.	166
James P. McKenna	181	Daniel A. Wolf	1,590
Blank	26	Blank	56
Write-In	1	Write-In	1
Total	1,813	Totals	1,813
Secretary of State William Francis Galvin		Representative in General Court	
	1,593	Sarah K. Peake	1,644
William C. Campbell	149	David M. Dunford	107
James D. Henderson	26	James A. Feeney	31
Blank	45	Blank	30
Write-In	0	Write-in	1
Total	1,813	Totals	1,813
Treasurer		District Attorney	
Steven Grossman	1,516	Michael O'Keefe	885
Karyn E. Polito	243	Blank	912
Blank	54	Write-ins	16
Write-In	0	Totals	1,813
Total	1,813		
Auditor		Sheriff	
Suzanne M. Bump	1,399	James M. Cummings	824
Mary Z. Connaughton	227	Blank	978
Nathaniel Alexander Fortune	94	Write-in	11
Blank	93	Totals	1,813
Write-In	0		
Total	1,813	County Commissioner	
Representative in Congress William R. Keating		William Doherty	794
	1,505	Blank	998
Jeffrey Davis Perry	193	Write-in	21
Maryanne Lewis	51	Totals	1,813
Joe Van Nes	16	Barnstable County Delegate	
James A. Sheets	12	Blank	866
Blank	34	Write -in Cheryl Andrews	545
Write-In	2	Write-in George Bryant	278
Total	1,813	Write-in Judith Cicero	110
Councillor		Write-In - Other	14
Charles Oliver Cipollini	229	Totals	1,813
Oliver P. Cipollini, Jr.	1,410		
Blank	164		
Write-In	10		
Total	1,813		

Town Elections - 2010 continued

Question 1. Remove Alcohol Tax		Question 3. Reduce Sales Tax	
Yes	623	Yes	458
No	1,135	No	1,303
Blank	55	Blank	52
Totals	1,813	Totals	1,813

Question 2. Repeal Comp. Permit		Question 4. Barnstable Charter	
Yes	572	Yes	1,164
No	1,131	No	309
Blank	110	Blank	340
Totals	1,813	Totals	1,813



General Government

Town Clerk

In addition to the Special and Annual Town Meetings held on April 5, 2010, one additional Special Town Meeting was also held on November 8, 2010. Four elections were held in 2010: the January 19, 2010 Special State Election (to fill the Senate vacancy due to the death of Ted Kennedy in August 2009), the May 4, 2010 Annual Town Election, the September 14, 2010 Special State Election, and the November 2, State Election.

The work of the Provincetown History Preservation Project continues with scanning, converting images, and adding new material to the History Project website www.provincetownhistoryproject.com. The History Preservation Project was 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. Thanks to the generosity of the community, the History Project continues to exist solely through private donations and available grants. The History Project continues to be extremely grateful for the generous support from the Ken Weiss Schwab Charitable Trust, which has donated a total of \$27,400 to date and allowed us to create and develop the website that is the very vehicle to display our wonderful historical material to the web surfing public. Other notable donations in 2010 include \$3,000 from David W. Dunlap, and \$500 from Greg Craig in memory of John Whorf. Thanks to all of our donors, and to the many History Project volunteers, including High School student Bob Burns who came in each Friday throughout the summer. A display of physical artifacts is planned in 2011 to be shown in Town Hall and other town-owned buildings.

2010 had the third highest marriage intention filings since the advent of same sex marriage in May of 2004, with a total of 473, 89% of which were same sex couples, and the vast majority (86%) from out of state.

Special thanks to Assistant Town Clerk Susan Fults, for her support, to the Election registrars and ballot counters for the four elections held in 2010, and to the wonderful senior volunteers who have worked in the Clerk's Office in 2010: Susan Avellar, Don Cote, Irene Joseph, Lorraine Kujawa, Char Priolo, Jim Rann, and Lauren Richmond.

Respectfully submitted,

Doug Johnstone

Town Clerk

Vital Statistics

Births 2010

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

Total births recorded in 2010: 17

Male – 8, Female - 9

Marriages 2010

Date	Name	Name	Residence
5-Jan-10	Richard L. Haney	Edward J. Criscuolo	New York, NY
9-Jan-10	Michael K. Beaudette	Michael Convey	S. Attleboro, MA
17-Jan-10	Carrie Ann Yekel	Monica Marie Himes	Provincetown, MA
20-Jan-10	Donald R. Davenport	Charles Wayne Unger	Ruther Glan, VA
28-Jan-10	Mark Jason Zinni	Garith Fulham	Lakewood, OH
14-Feb-10	Teresa Lynn Nesbeth	Renee Delores O'Banks	Provincetown, MA
19-Feb-10	Rebecca E. Little	Sandra L. Mayfield	Waco, TX
27-Feb-10	Rocky Anthony Casale	Christopher B. Miller	Provincetown, MA
25-Mar-10	Lawrence R. DeLongis	Carlos J. Villanueva	Lewes, DE
26-Mar-10	Alice B. Franklin	Diane Michele Ziliak	Evansville, IN
1-Apr-10	Gay F. Jones	Barbara Jo Bartels	Timonium, MD
5-Apr-10	Allan Michael Tibbetts	Scott Allan Nagel	Brooklyn, NY
14-Apr-10	Lisa Joan Nagel	Julie Ane Barker	Georgetown, NY
16-Apr-10	Marilyn Louise Shontz	Kathleen Louise Frank	Franklinville, NC
16-Apr-10	Sophia Beatrice Loera	Laura Marie Hernandez	Austin, TX
16-Apr-10	Mary Alice Chicca	Therese Janine Kollerer	San Jose, CA
16-Apr-10	Barbara Ann Howard	Tina McCrory	Houston, TX
17-Apr-10	Frank Russo	Michael D. Calabrese III	Bratenahl, OH
18-Apr-10	Faye Anne Comingore	Karen Dodgen Zabcik	Evergreen, CO

20-Apr-10	Alexis Cespedes Brites	Robert Charles Duffy	New York, NY
23-Apr-10	Esther Zoila Bejar	Laura Esther Parker	N. Miami , FL
24-Apr-10	Alicia Genny Swiatek	Michael George DeMaria	New Britain, CT
24-Apr-10	Patricia Jean Sondgeroth	Susan Marie Condreras	Riverhead, NY
27-Apr-10	Giles Cleveland Dilg	Maureen Anne Mulvey	Dover, MA
3-May-10	Jeffrey S. Thompson	Shunichi Tanaka	Wareham, MA
6-May-10	John Moulton Hauptert	Bryan Allen Brooks	Dallas, TX
7-May-10	Janet Lucile Leising	Brenda Kaye Atkins	Mooresville, NC
8-May-10	Grace G. Almendral	Maria Cel Halili Zaballero	Ramsey, NJ
13-May-10	Amelia Gomez	Sharon Mazzitelli	Cape Coral, FL
13-May-10	Kirsti B. McCook	Stacie Lynn Ricketts	Jefferson, GA
14-May-10	Brian Keith Perry	Corey Blake Houze	Newton, MA
14-May-10	Mary A. Guhin	Deborah A. DePasquale	Rochester, NY
14-May-10	Clay Bradley	James Burr Woodfield	St. Petersburg, FL
15-May-10	Carol Ann Carr	Joan Lorraine Dreyfuss	Provincetown, MA
16-May-10	Adam Brent Pollack	Nathan Wade Rubin	Brooklyn, NY
17-May-10	Patrick Anthony Silva	Sandra Lucia Vieira Leite	Eastham, MA
17-May-10	Christie D. Blankenship	Rebecca Alison Rapp	New Orleans, LA
18-May-10	Jill Denise Leiby	Janet R. Himes	North Wales, PA
20-May-10	Shawn P. McNulty	Heather M. Smith	Provincetown, MA
20-May-10	Melanie Kim Sherrin	Sandra Kay Neaves	Burlington, NC
22-May-10	Harriet Lynne Schwartz	Brenda Allan Graham	Pittsburgh, PA
22-May-10	Amanda M. Dennison	Michele A. Romaniello	Fairfield, CT
24-May-10	Suzanne Mary Browne	Denise Colleen Foy	Chicago, IL
24-May-10	Susan Carol Green	Robin Joan Phillips	Tempe, AZ
24-May-10	Christopher D. Pierson	John Thomas Dang	Vancouver, MA
24-May-10	Elwin Davisson Wass,Jr.	Robert T. Bellanova	Pensacola, FL
24-May-10	Celeste Jene Southard	Amy Sue Miller	Milton, FL
24-May-10	Michael Joseph Guidry	Brian Carlton Reid	New Orleans, LA
24-May-10	Maria Elena Velez	Cassandra Love Esqueda	La Habra, CA
24-May-10	Gregory William Lovell	Richard Milton Jones	Hyde Park, MA
25-May-10	Deborah Tascone	Sheila Kennedy	Farmingdale, NY
26-May-10	Nanci Irene Moore	Karen Ann Jarboe	Louisville, KY
27-May-10	Laura Adrienne Hymson	Sarah Katherine Krauss	Brooklyn, NY
27-May-10	Bruce Donald Ganter	Robert Walter Kremer	Pittsburgh, PA
27-May-10	Susan Irene Morgan	Erika Denise Valencia	Dallas, TX
27-May-10	Lynn M. Goebel	Christina M. Schneider	Sagamore Hills, OH
27-May-10	Ann Patricia Arno	Tracy K. Romero	Indianapolis, IN
27-May-10	Dominic M. Trunfio	Michael David Walden	Buffalo, NY
27-May-10	Gerard Joseph Snyder	Byron David Roff	Van Hornsville, NY
28-May-10	Charles Joseph Ricci	William M. Stephenson	Wurtsboro, NY
28-May-10	Michael Lee Hill	Antoine Demetrius Riley	Phoenixville, PA

29-May-10	Michael Demarest	Dianne H. Cusack	Vernon, NJ
30-May-10	Cheri Jeanine Kintz	Tonya Beth Roberts	Opelika, AL
31-May-10	Laurel Warfield Collins	Kathleen Slaton Werres	Vancouver, WA
4-Jun-10	Kathy S. Swisher	Laura C. Quillinan	Mokena, IL
5-Jun-10	Mark Alfred Kershaw	Michael Sutila	Providence, RI
8-Jun-10	Julia Ann Greenup	Arlene Elizabeth Jones	Versailles, KY
10-Jun-10	Barbara Diane Sacher	Deborah Gay Daly	Hicksville, NY
10-Jun-10	Rachel Alexandra Scott	BobbiJo Anne Kanter	Salt Lake City, UT
10-Jun-10	Marcie S. Mulwitz	Christin E. Underwood	Bowling Green, KY
10-Jun-10	William Charles Rowan	Roxana Ioana Pavel	Provincetown, MA
11-Jun-10	Amie Crystal Anderson	Jamie Sue Krake	Ypsilanti, MI
11-Jun-10	Carol Anne Trowbridge	Adlai J. Newbauer	Granville, OH
11-Jun-10	Kristin Diane Boutillier	Shaila Ray Beard	San Jose, CA
12-Jun-10	Thana Y. Sakas	Deborah A. Hutchinson	Atlanta, GA
12-Jun-10	Katelyn V. Crowley	Erika Leigh Woolson	Sacramento, CA
12-Jun-10	Jeffrey Lynn Smith	Justin Keith Jones	Austin, TX
12-Jun-10	Joanne Frances Finegan	Eileen Kathryn DeHope	West Chester, PA
12-Jun-10	Virginia A. Dowd	Mary Susan Kuntz	Tipp City, OH
12-Jun-10	Linda Vuong	Daniel Reichelson	Montreal, Canada
12-Jun-10	Karen Elizabeth Lepri	Megan Charlotte Hinton	Wellfleet, MA
14-Jun-10	Diane Lynn Mentzel	Suzan Kaye Vrba	Grand Rapids, MI
15-Jun-10	Robet Roskopf	Nadene Antoinette Kelly	Provincetown, MA
15-Jun-10	Victoria Anne Stoll	Lori A. Adams	High Ridge, MO
17-Jun-10	John Bruce Warfel	Thomas Peter Mollicone	Middletown, NY
17-Jun-10	Rebecca Dawn Turner	Malissa Ann McCracken	Ft. Worth, TX
17-Jun-10	Jennifer Erin Fields	Wendy Gayle Garber	Jonesborough, TN
18-Jun-10	Allan Scott Lane	Paul Bungert	Tampa, FL
18-Jun-10	Kelly Lee Cavanaugh	Kristen Louise Louth	Rochester, NY
18-Jun-10	Victoria Anne Russell	Julie Elizabeth Zink	Springboro, OH
18-Jun-10	Amber Leigh Waugh	Victoria Lynn Reed	Albuquerque, NM
18-Jun-10	Joan Teresa Mancuso	Samantha Aviva Ring	Gulfport, FL
19-Jun-10	Jessica Lynn Potter	Tami Mae Barnes	Clayton, NC
19-Jun-10	Andrew J. C. Lenox	John Douglas Krug	Saint Louis, MO
19-Jun-10	David Michael Angelica	Joseph M. Gesullo, Jr.	Yarmouthport, MA
19-Jun-10	Jeremy Charles Meads	Ruska K. Arnaudova	Provincetown, MA
21-Jun-10	Sarah Moriah Lyle	Tracy Nicole Gonzales	Spring, TX
21-Jun-10	Erica Lynn Wurm	Gina Marie Schultze	Middletown, PA
21-Jun-10	Dean William Smith	Stuart Charles Clarke	New York, NY
21-Jun-10	Wendy Elaine Keef	Tammy Lynn Slaten	Apison, TN
21-Jun-10	Kimberly Sue Gilchrist	Kimberly Joanne Pilling	Cary, NC
24-Jun-10	Mindy J. Allport-Settle	Judy Ann McComb	Willow Spgs, NC
24-Jun-10	Colleen Ann Delaney	Susan Marie Adams	Syracuse, NY

24-Jun-10	Sarah Michele Norris	Dawn Norris	Waynesboro, VA
24-Jun-10	Edward J. Postiglione	Anthony J. Rzepela	Philadelphia, PA
25-Jun-10	Kelly Christine Stewart	Sharan Renee Crim	Atlanta, GA
25-Jun-10	Raymond Lee Waters, Jr.	Timothy D. O'Connor	Lockport, NY
25-Jun-10	Leah Michelle Medeiros	Jennifer Ann Clemonds	Conroe, TX
26-Jun-10	Dianna Marie White	Patricia Anne Wade	St. Petersburg, FL
26-Jun-10	Kari Sue Colravy	Kimberly Kaye Yates	Wimauma, FL
26-Jun-10	Maria M. Chaisson	Lisa Dawn Stockton	RiverRidge, LA
26-Jun-10	Jill Anne Tassinari	Ellen AnnnMcTighe	Kingston, MA
26-Jun-10	Stephen Allen McLean	Harry Francis Bilder	Downingtown, PA
26-Jun-10	Scott Leslie Hilchey	Mauricio J. S. Hernandez	Los Angeles, CA
27-Jun-10	Pankti Sevak	Josie Rodberg	Brooklyn, NY
28-Jun-10	Jeffrey Roger Sterrett	Leon J. Whitehurst	Safety Harbor, FL
30-Jun-10	Kim Lauren Delson	Ivy Sue Rowen	Monroe, NY
1-Jul-10	Albert Joseph Lafleur	Michael James Marty	Charleston, SC
1-Jul-10	Raymond D. O'Neal	Mark Edward Pohlman	Columbus, OH
1-Jul-10	David Nelson Putman	Edward Malachowski, Jr.	Scotia, NY
1-Jul-10	Julie Hope Carter	Roberta Celeste Butler	Buffalo, NY
2-Jul-10	Brenda Sue Scott	Melissa Kay Williams	Alvin, TX
2-Jul-10	Donald J. Rubino	Lawrence D. Buckman	Baldwin, NY
2-Jul-10	Lisa Marie Cannon	Amy Lynn Milton	Webster, NY
2-Jul-10	Henry Alejandro Garrido	Angel E. Flores-Sasso	Boston, MA
2-Jul-10	Alan Antonia Rodriguez	Philip Daniel Senesey	Ridgewood, NY
2-Jul-10	Mary Patricia Timmons	Martha Jane Pinto	Brecksville, OH
2-Jul-10	David Neal Bjorngaard	Sean Michael Tryder	San Francisco, CA
3-Jul-10	Dale John Scheman	Scott Richard Tomlin	St. Louis, MO
4-Jul-10	Cheryll L. McMurray	Michele E. Travis	Succasunna, NJ
7-Jul-10	William Garcia	Dania Yuliet Torres	Provincetown, MA
7-Jul-10	Jaime J. Raskulinecz	Linda Varas	West Orange, NJ
7-Jul-10	Gabriel Gomez	Andreas Heuser	Chicago, IL
7-Jul-10	Dale Edward Becker	Scott Wayne Holbert	Atlanta, GA
7-Jul-10	Kathryn Nonnenmacher	Maryanne Sarro	Huntington, NY
9-Jul-10	Meryl Amy Allison	Elisa Eve Burns	Bedford, NY
9-Jul-10	David Bruce Tharp	Jacob Zachary Flores	Victoria, TX
10-Jul-10	Anne E. Washburn	Emily Ruth Giske	New York, NY
10-Jul-10	Stephanie E. Geoghega	Lisa Marie Baker	Portsmouth, VA
10-Jul-10	James L. Watson	Charlene L. Rhoades	Cave Spring, GA
10-Jul-10	Justin Jeffrey Post	Lauryn Ann Brenan	Yarmouthport, MA
11-Jul-10	Brian Mason Holbrook	Diego Gianpiero Aimar	Redondo Bch, CA
12-Jul-10	Carl Robert Leonard	Leon Horowitz	New York, NY
14-Jul-10	Paul Anthony Giordano	Christopher P. Lamarca	New York, NY
14-Jul-10	Laura Ann Davis	Cindy Kay Sanders	Milford Ctr, OH

15-Jul-10	Kelly Lynn Dodd	Sharon L. Kavanaugh	Kansas City, MO
15-Jul-10	Frank Joseph Siano	Michael Allen Tucker	St. Louis, MO
15-Jul-10	PJ Finster	Scott Craig Galas	Orlando, FL
15-Jul-10	Caroline W. Ferree	Kim D. Wiklund	Towson, MD
15-Jul-10	Matthew Lewis Kreger	Larry Patton Hampton	Crownsville, MD
16-Jul-10	Jose Bahamonde-Gonzalez	Gerald A. Popko	Baltimore, MD
16-Jul-10	William Thomas Bailey	James William Turner, Jr.	Louisville, KY
16-Jul-10	Nikolaus Reschetnjak	Christopher D. Haywood	Briarwood, NY
16-Jul-10	Leo Joseph Maisey	Steven Andrew Grabania	Woolwich Tnp, NJ
16-Jul-10	Tina Payne	Katherine A. Van Noord	Placerville, CA
16-Jul-10	Scott Wilson Turberville	Jeffrey Cole Turberville	Pinson, AL
16-Jul-10	Jennifer Lynn Evans	Wendy Sue Crandall	Kingston, NY
16-Jul-10	Stanley Dale Harvey	Christopher John Mullins	Santa Rosa, CA
16-Jul-10	John W. McLendon III	Barry Bryant	Scotch Plains, NJ
17-Jul-10	Joannes M. G. Vriens	Donovan Scott McGrath	Venice, CA
17-Jul-10	Robert S. Murphy	Jon Bradley Jeffreys	Provincetown, MA
17-Jul-10	Paul Robert Gabel	Tony F. Lopez	Oakland, CA
17-Jul-10	William M. Jolley	John D. Clayton	Los Angeles, CA
18-Jul-10	Matvey Kats	Arthur Oder	Brooklyn, NY
19-Jul-10	Neima Maria Grandela	Barbara Ann Brennan	Hoboken, NJ
19-Jul-10	Elizabeth M. Cleves	Mary Kathleen Brennan	Ft. Wright, KY
20-Jul-10	Geri Lynne Jackson	Lynne Beth Bonney	Syracuse, NY
22-Jul-10	Drew Ann Dunbar	Patricia Anne Beaird	Scottsdale, AZ
22-Jul-10	Iris Jill Friedman	Jamie P. Alpern	Huntington, NY
22-Jul-10	Kristina Irene McKinlay	Roberta Jean Mangini	S. Luis Obispo, CA
22-Jul-10	Steven Fraser Ammons	John A. Henderson	Myrtle Beach, SC
22-Jul-10	Walter Joseph Carson	Walter James Staley	Milford, CT
22-Jul-10	David Michael Hinman	Laura Swing Cook	Catonsville, MD
22-Jul-10	Robin Lynn Paneque	Virginia Marie Smith	Sayreville, NJ
23-Jul-10	Aimee R. Voss	Sandra Lynn Mishler	Ft. Wayne, IN
23-Jul-10	Allen Lloyd Peterson	Stephen Neil Draft	Wilton Manors, FL
23-Jul-10	Lenora Jeanette Ledet	Tammy Denise Hyder	Newnan, GA
23-Jul-10	Brian Edwin Baker	Frank Stevens Avery III	Hayesville, NC
23-Jul-10	Mearie S. Abbruzzese	Kristen Beth Crane	Rochester, NY
23-Jul-10	Michelle Lynn Krockner	Katherine I. Raymond	Fairlawn, OH
25-Jul-10	Beth Alice Hawkins	Linda Lee Zeien	Blaine, MN
25-Jul-10	Steven B. Queenan	Philip Brent Johnson	Lutz, FL
25-Jul-10	Chandra Kim Smith	Stefanie A. Santangelo	Provincetown, MA
26-Jul-10	Mary C. DeRocco	Francesca Ann LaVecchia	Provincetown, MA
26-Jul-10	Laurie Ann Rennie	Karen A. Malfara	San Diego, CA
26-Jul-10	Sylvester S. McGregor	Kenneth Robert Tesauro	Bethpage, NY
27-Jul-10	Juan Jose Urtubey	Timothy Harrington	Miami, FL

27-Jul-10	Harroll Lin Backus, Jr.	Douglas Ray Dixon, Jr.	Baltimore, MD
29-Jul-10	Brian Todd Peterson	Todd Benjamin Shaffer	New Orleans, LA
29-Jul-10	George Benjamin Black	Todd Ballard Perley	New Orleans, LA
29-Jul-10	John Peter D'Addario	Richard Kevin Read	New Orleans, LA
29-Jul-10	James Anthony Polak	William Allen Harris	Atlanta, GA
29-Jul-10	Leonard Gottlieb	Craig J. Deveraux	New York, NY
29-Jul-10	Christine M. Coveney	Claudia Ellen Stallman	Binghamton, NY
29-Jul-10	Kristina Ewing	Meghan Mary McDevitt	Glenolden, PA
29-Jul-10	Geraldine Caulfield	Lisa Ann Arpino	College Point, NY
29-Jul-10	Mary Margaret Mollica	Marlene Margaret Burke	Liverpool, NY
29-Jul-10	Andrea Marshall-Diver	Tristan P. Marshall-Diver	Ypsilanti, MI
30-Jul-10	Dianna Lee Ott	Christie Lynn Lunsford	Louisville, KY
30-Jul-10	JodyLyn Irene Lamitie	Jennifer Mary Day	Mattydale, NY
30-Jul-10	Richard Joseph Leas	Joseph Vidal Rodriguez	New York, NY
30-Jul-10	Tasha Marie Jarvis	Rebecca Nicole Jess	Antioch, TN
30-Jul-10	Lillian Christine Duenas	Laura Cantatore	Flushing, NY
30-Jul-10	Shelia Mary Patterson	Cheryl Ann Peters	Cleveland, OH
31-Jul-10	Nan Cinnater	Kathryn Diane Johnson	Provincetown, MA
1-Aug-10	Christine Marie Lutz	Jesse Curtis Kessler	Edison, NJ
1-Aug-10	David Henry Wall	Robert Russell Houck	Lawrenceville, NJ
2-Aug-10	Timothy Michael Jacobi	Homer Eugene Wallace	New Albany, IN
2-Aug-10	Herbert F. Ouellette, Jr.	James Charles Buchanan	Poland, NY
3-Aug-10	Robert J. Foy	Joseph A. Connolly III	Provincetown, MA
4-Aug-10	Angela Gail Stith	Kelly Lynn Stith	Elizabethtown, KY
5-Aug-10	Brian Del Gatto	Barbara Oddo	Dairen, CT
5-Aug-10	Kelly Ann Holohan	Margaret Anne Sommer	Philadelphia, PA
5-Aug-10	Alexy Titov	Kai Hinkaty	Newburgh, NY
5-Aug-10	Virginia A. Soyars	Lisa P. Skeen	Summerfield, NC
5-Aug-10	Paula C. Rodriguez Rust	Lorna C. Rodriguez Rust	E. Brunswick, NJ
5-Aug-10	Mary McManus-Smith	Karen McManus-Smith	Highland Park, NJ
5-Aug-10	Suyin Sydney Lael	Sarah Christine Lael	Dayton, NJ
5-Aug-10	Timothy Alan Orient	James Thaddeus Burden	Indianapolis, IN
6-Aug-10	Theresa Marie Bell	Gina Marie Lecce	Schenectady, NY
6-Aug-10	Kristy Elise Capell	Laura Ann Deady	Raytown, MO
6-Aug-10	Stephanie M. Nardone	Michelle Ann Krabill	Bay Shore, NY
6-Aug-10	Henry Waldo Peterson	Donald R. Pauselius	Mine Hill, NJ
6-Aug-10	Hartmut Vetter	Dwight David Panozzo	Woodcliff Lake, NJ
6-Aug-10	George Michael Smith	Richard Frederick Bohrer	Drexel Hill, PA
6-Aug-10	Carrie Elizabeth Randall	Suzanne Mary Smith	Binghamton, NY
7-Aug-10	Raymond J. Bell, Jr.	Canaan M. Daddario	San Diego, CA
7-Aug-10	Barbara A. Young	Dawn M. Jinda	Rochester, NY
7-Aug-10	Jeffrey Lynn Endersen	Vincent Raymond Keenan	Palm Desert, CA

8-Aug-10	Rochelle K. Glick	Barbara Ann Rio	Albany, NY
9-Aug-10	Carrie E. McElroy	Susan Ann Salisbury	Liverpool, NY
9-Aug-10	Karen M. Coill	Kevin Aiden Liddy	Provincetown, MA
9-Aug-10	Lawrence Jeffrey Siegel	Daryl Leslie Lofdahl	New York, NY
9-Aug-10	Tracy Beth Mitrano	Claire Denise Yarbrough	Ithica, NY
12-Aug-10	Kimberly Ann Szabo	Christiana Marie Sedita	Henrietta, NY
12-Aug-10	Chantele Renee Hancock	Laura Lynn Liles	Richland Hills, TX
12-Aug-10	Eric Andrew MacDowell	Eric Eugene Wilke	Albany, NY
12-Aug-10	Joseph Desiderio	Giulio Mazzarelli	New York, NY
12-Aug-10	Paul Anthony DiSangro	Jeffrey Allen Orr	San Francisco, CA
12-Aug-10	Beverly Bebel	Christina K. Eighmey	Kissimmee, FL
12-Aug-10	Larry John Poulakis	Hunter O'Hara	St. Petersburg, FL
12-Aug-10	Robert Wallace Buckler	John Fern Hitchcock	Ft Lauderdale, FL
12-Aug-10	David H. Freeman	Douglas E. Ray	New York, NY
13-Aug-10	Laura Joyce Vecsey	Diane Marie Tuman	Camp Hill, PA
13-Aug-10	Rosemaire Cartagine	Joanna Commander	Glen Head, NY
13-Aug-10	Bruce Allen Watson	Mark Andrew Seguin	Indianapolis, IN
13-Aug-10	John Gerald Knapp	Timothy Earl Gillham	Charlottesville, VA
13-Aug-10	Sandra Elaine Davis	Margo Rene Machen	Upland, CA
13-Aug-10	Michelle Christine Zeh	Robyna Marie Cross	Schenectady, NY
13-Aug-10	Mark Alan Plotkin	Philip Heffron Berry	Miami Beach, FL
14-Aug-10	Kim Rene Cooper	Kimberly Ann Conner	St. Albans, WV
14-Aug-10	Alan M. Joseph	Laura Barbara Giannino	Brooklyn, NY
15-Aug-10	Peter Steven Datos	Richard James Robyn	Huntingdon Vy, PA
16-Aug-10	Valerie Briody	Maureen Swearingen	Kendall Park, NJ
16-Aug-10	Amy M. Wallace	Mary M. Morgans	Memphis, NY
18-Aug-10	Christopher Brady	Christopher Garcia	Jackson Hgts, NY
19-Aug-10	Robert Scott Bilodeau	Michael Philip Graves	Leominster, MA
19-Aug-10	Kevin Jerome Bettez	Steven Richard St. Onge	Daytona Beach, FL
20-Aug-10	Richard A. McTevia	Alwyn Ike Ogawa	Mesa, AZ
20-Aug-10	John Randall Woods	Robert Dwayne Harrison	Baltimore, MD
20-Aug-10	Joan Patrice McKinnon	Debbie Darlene Nothaus	New York, NY
20-Aug-10	Steven David Levine	Patrick Michael DelPrete	Woodhaven, NY
20-Aug-10	Michael J. Maliszewski	Brian Patrick Goodman	Chicago, IL
20-Aug-10	Ronald Miotke	Gordon A. Price	Detroit, MI
20-Aug-10	Lesley Jean Burke	Eleanor Small	Daggenham Ex, UK
21-Aug-10	John B. Lyons	James T. Nicholson	Miami, FL
21-Aug-10	Philippe Chavass	Robert Wesley Schneider	Provincetown, MA
21-Aug-10	Matthew W. Pulie	Daniel F. Shovak	Taunton, MA
23-Aug-10	Janis Claire Harland	Eileen Olivia Howell	Tuscon, AZ
25-Aug-10	Barbara M. Alessandrino	Sharon Diane Luciano	Staten Island, NY
25-Aug-10	Peter Michael Staicer	Delilah Francene Alleri	Provincetown, MA

26-Aug-10	Linda M. Martin	Kim M. Swinton	Park Ridge, IL
26-Aug-10	Mark Patrick LaPlante	Jake Houston DeVaul	Park Ridge, IL
26-Aug-10	Ravi Chandran	Gregory Chandran	Austin, TX
26-Aug-10	Kerry Allen Fenton	Benny Chun WaikChan	Ewing, NJ
26-Aug-10	Marilyn Rae Savoia	Debra Gwen Di Gregorio	Maplewood, NJ
26-Aug-10	Peter Franz Fedor	Richard Michael Frievalt	Oak Park, MI
26-Aug-10	Robert J. Denk, Jr.	Bryan David Kreisinger	Palm Springs, CA
27-Aug-10	Lois Joan Huber	Jennifer Mia Wilson	Plainsboro, NJ
27-Aug-10	Kenneth Lanes	Robert Allen Brown	Los Angeles, CA
28-Aug-10	Hazel Belvo	Marcia C. Cushmore	Minneapolis, MN
28-Aug-10	Stephen Frank Welsch	Josias Valero	Hollywood, FL
28-Aug-10	Ross M. Lorberfeld	Oswaldo Enrique Soto	New York, NY
28-Aug-10	Patricia Ann Ciara	Kathleen Ann McGuire	Chicago, IL
30-Aug-10	Shari Jo Reich	Sheryl Marie Duquette	Williamsville, NY
30-Aug-10	James Michael Bellanca	Joshua Mark Thomas	Atlanta, GA
30-Aug-10	Allison Kavanagh Alavi	Tracy Bayles Newton	Atlanta, GA
2-Sep-10	Jo Lynn Cummings	Rhonda C. Russell	Waggaman, LA
2-Sep-10	Clementina M. Soika	Debra Jane Murphy	Chadds Ford, PA
3-Sep-10	Ileana C. van Kwartel	Marissa Elaine Acosta	Round Rock, TX
3-Sep-10	Gerald David Sprowl	Walter O'Dell Coffey	Atlanta, GA
3-Sep-10	Roger Alan Frazier	Joseph M. McGinnis	Atlanta, GA
3-Sep-10	Seth M. Yanklewitz	Douglas James Wiand	W.Hollywood, CA
3-Sep-10	Roy Arthur Scoullar	Noelle Lucette Green	Truro, MA
4-Sep-10	Michael David Crossett	Peter Robert Hahn	Washington, DC
4-Sep-10	Kira Lin Irving	Keith Michael Mosher	Stanford, CA
4-Sep-10	Damariz Rosado	Margaret Mary Kelly	New York, NY
5-Sep-10	Jonathan J. Ingram	Tyler W. Scoresby	Dallas, TX
5-Sep-10	Robert Philip Erickson	Carlos Hugo Ibarguen	Ft. Lauderdale, FL
5-Sep-10	Michael Angelo Loizzi	Robert John Porazinski	Chicago, IL
7-Sep-10	Bradley J. Mallow	P. Daniel Skahen	Atlanta, GA
7-Sep-10	Maureen Caitlin Sullivan	Florin Gradinar	N. Truro, MA
7-Sep-10	Alexandra Lyle Elson	Karen Ann Schifano	New York, NY
7-Sep-10	Sandra Minkus	Marcia Tieger	Selden, NY
8-Sep-10	Courtney L. Kicklighter	Shirley Faye Young	Cherokee, NC
9-Sep-10	Holly Lynn Hudson	Barbara Lynn Manikas	Elgin, IL
9-Sep-10	Leslie Jean Sandberg	Kathleen M. Goodwin	Minneapolis, MN
10-Sep-10	Louis Grue III	William W. Andrews, Jr.	Durham, NC
10-Sep-10	Stephen A. Puopolo	Edward George Bravman	Plymouth, MA
10-Sep-10	Kenneth Robert Petronis	James Albert Warren, Jr.	New York, NY
10-Sep-10	Karen W. Moyer	Kathryn Lois Stults	Miami, FL
11-Sep-10	Joseph F. Sammon III	Thomas C. Waelter	Medford, MA
11-Sep-10	Maureen Geralyn Gillis	Gregory M. Shoukimas	Newton, MA

11-Sep-10	Gail A. Cohen	Linda A. Bischoff	Denver, CO
12-Sep-10	Colleen Siobhan Duarte	Michael Joseph Pillow	Provincetown, MA
12-Sep-10	Kenneth Gladstone Ross	Marc Paul Morin	Provincetown, MA
13-Sep-10	John Earl Brones	Brian Edward Bowles	Denver, CO
13-Sep-10	Cheryl Ann Mundy	Lisa Michele Moon	Endicott, NY
14-Sep-10	Diane Conti	Astrid Ramirez	Cranston, RI
15-Sep-10	Susan Amanda Maciel	Deborah Jean Smith	Zionville, NC
16-Sep-10	Angela Diane Keith	Mikaela Dawn Thomas	Durant, OK
16-Sep-10	Harry J. Dombrosky	Clifford B. Barr	Rehoboth Bch, DE
16-Sep-10	Aleh Hrynko	Debra Lane Whittaker	Lake George, NY
16-Sep-10	Alison Ann Bertin	Linda Ann Naquin	Metairie, LA
16-Sep-10	Robert G. Feldman	William J. Grubb	Millville, NJ
17-Sep-10	Thomas J. Valego	William David Thomas	Orlando, FL
18-Sep-10	Peggy Lee Vandergrift	Kathernie Lorene Bland	Birmingham, AL
18-Sep-10	Gary Leigh Fischer	Clifford Eugene Hirst	Norristown, PA
18-Sep-10	Ryan J. MacGregor	Shannon Marie Tipton	Melrose, MA
18-Sep-10	Debra Camarota	Michelle M. Burns	Columbus, OH
18-Sep-10	John Michael Brady	Kristen Marie Green	Tuscon, AZ
18-Sep-10	Janice M. Wencil	Mary H. Scott	Bradenton, Fl
20-Sep-10	Francis J. Wormuth	David Phillip Johnson	Provincetown, MA
20-Sep-10	Alexandre Medici Alves	Zohar Schondorf	Astoria, NY
21-Sep-10	Loretta Jean Feller	Meredith Holmes	Cleveland, OH
21-Sep-10	Kristen M. H. Reed	Jere Lorenzo Miller	Provincetown, MA
21-Sep-10	Susan Beth Steffey	Judith Louise Long	Dawsonville, GA
23-Sep-10	Patrick Sean Moore	Robert W. Gleason III	Phoenix, AZ
23-Sep-10	Rickey C. Burroughs	Paxton H. McCaghren	Pensacola, FL
23-Sep-10	Philip Langdon Ross	Mark Daniel Shambura	New York, NY
23-Sep-10	Ann Hord Walker	Patricia Ann Heatherley	Cherryville, NC
24-Sep-10	Kimberly R. Huntley	Ramona Jean Waldrop	Easley, SC
25-Sep-10	David W. Shunney	Gary Albert Palochko	Provincetown, MA
25-Sep-10	Gerri Lynne Papillon	Heather Jean Stephens	Stroudsburg, PA
25-Sep-10	Peter Giarrizzo	Philip Mark Shiffman	Maplewood, NJ
25-Sep-10	Janice Sommerville	Ramona Layne Miley	Baton Rouge, LA
25-Sep-10	Shirley A. Roccapriore	Dorothy A. Caruso	Provincetown, MA
25-Sep-10	Philippe J. Pavillard	Michael Carl Remus	Boston, MA
25-Sep-10	Russell L. Lippman	Jennifer Alyssa Ain	New York, NY
26-Sep-10	Jeffery Eric Peterson	William Todd Deaver	Provincetown, MA
26-Sep-10	Nathan Naugal Hall	Mirabela Marinela Ursut	Orlando, FL
27-Sep-10	Kevin Harte	James C. LaBelle	Jaffrey, NH
28-Sep-10	Diane M. Anderson	Christine Campion	Edina, MN
28-Sep-10	James J. Catanese	Andreea Ceplinski	Provincetown, MA
30-Sep-10	Margaret S. Ingleheart	Belinda Ann Cole	Buncombe, IL

30-Sep-10	Gordon Lee Bostic III	Richard Jackson Sims, Jr.	Charlotte, NC
30-Sep-10	Annie Michele Medeiros	Laura Hall Morcom	Portland, ME
1-Oct-10	L. Angelnia Duran	CherylKay Brown	Greensboro, NC
1-Oct-10	Harry F. Folsom, Jr.	Janett Ethel Pabon	New York, NY
1-Oct-10	Leonardo Llanes	Dagoberto Rodriguez	Miami, FL
2-Oct-10	Mary J. Harding	Cynthia M. DiBeneditto	Kingston, NY
2-Oct-10	Michael Glen Marra	Donald T. Walters	Providence, RI
2-Oct-10	Alexis Lucinda Smiley	Tina Lee Intrieri	Lewisberry, PA
3-Oct-10	Devota Dee Murphy	Susan Mary Murphy	Magnolia, TX
4-Oct-10	Jerre Lynn Martin	Jeanne Marie Deen	Bay St. Louis, MS
4-Oct-10	Ginger Lacy Collins	Shannon Kaye Gillum	Hebron, KY
4-Oct-10	Carol Jean Bush	Lisa Pauline Sisneros	Denver, CO
4-Oct-10	Casey Galyean Clem	Gregory M. Hickson	Austin, TX
5-Oct-10	Igor Byesyedin	Kateryna Goryelkina	Kittery, ME
6-Oct-10	Jennifer Natalie Linton	Janice Walford Andres	Mashpee, MA
7-Oct-10	Ruby Kathryn Nix	Patricia J. McCandless	Maryland Hs, MO
8-Oct-10	Patricia A. LeSoine	Dawn M. Revelle	Cazenovia, NY
8-Oct-10	Terri Nicole Fasano	Diann Lynn Castiaux	West Milford, NJ
9-Oct-10	Nettie L. Adkins	Carrie Ann Robinson	Hurricane, WV
9-Oct-10	Paul Philippe	Richard P. Companik	Livingston, NY
9-Oct-10	Antonella Converso	Kelli Brooke Parsons	Elkins Park, PA
9-Oct-10	Ladyne Sue Rennicker	Rebecca Lynn Loy	Canton, OH
9-Oct-10	Joanne Mae Criss	Carolyn E. Colquitt	Lovettsville, VA
9-Oct-10	Tamme Stitt	Christine Spiezio	Bloomington, NY
9-Oct-10	Timothy Samuel Levy	Robert Scott Tucker	New York, NY
10-Oct-10	James F. Denetolis	William J. Needell	Provincetown, MA
10-Oct-10	Dawn Elizabeth Taunton	Dawn M. McDermott	Sagamore, MA
10-Oct-10	Lee Jay Lynch	Elaine Blanche Mulligan	Dover, FL
10-Oct-10	Christopher H. Gillespie	Jonathan David Elliott	New York, NY
10-Oct-10	Lorelei Lea Rosencrans	Mary Kathleen White	Mesa, AZ
10-Oct-10	Jacqueline M. Zynda	Christine Ursula Jones	Amherst, NY
10-Oct-10	Edgar Ivan Ortiz	Kevin Bruce Case	Newport, RI
11-Oct-10	William E. Furdon, Jr.	Peter Andrew Sellers	Provincetown, MA
12-Oct-10	Lisa Maria Tobia	Susan Torres	Boca Raton, FL
12-Oct-10	DeWanda Q. Richard	Jessica Joann Keen	Houston, TX
13-Oct-10	Pamela B. Rigdon	Marla M. Martin	Morganton, NC
13-Oct-10	Diana Lynn Howell	Sheila Lorraine Powell	Lake Worth, FL
13-Oct-10	Sharon Denise Ashby	Debra Renae Finger	Hickory, NC
13-Oct-10	Virginia F. Balmforth	Arlene Levy	Collingswood, NJ
13-Oct-10	Marcia C. McCollum	Angel Nicolle Martin	Merchantville, NJ
14-Oct-10	Sharon Michele Papp	Donna JoAnn Haughey	Yardville, NJ
14-Oct-10	Teresa Ann Annis	Priscilla Jane Palmiter	Baltimore, MD

15-Oct-10	Debra Yvonne Stroup	Gabriel S. Glantzman	Orient, NY
15-Oct-10	Sarah Alexandra Boase	Victoria Marie Rogers	Nudgee, AU
15-Oct-10	Madeline Faith Price	Arleen Bandler	Nyack, NY
15-Oct-10	Deidre L. Yunginger	Susan Wolper	Easton, PA
15-Oct-10	Mary Lou Espinoza	Nia Saray Elena Salazar	El Paso, TX
15-Oct-10	Robin Anne Stokes	Janet Elizabeth Lyons	Upper Darby, PA
16-Oct-10	Maria Vicenza Ciletti	Rosemary D.Marsco	Niles, OH
16-Oct-10	Amy Beth Biefeldt	Katrina Giselle Nobles	Ithaca, NY
17-Oct-10	Yunus Ayaz	Hannah M. Rhyne	Provincetown, MA
20-Oct-10	Gina-Violetta S. Kunert	Thomas Ilfrich	Berlin, Germany
22-Oct-10	Paula Rae Jones	Rebecca Jean Starling	Hamlin, NY
23-Oct-10	Nadia Ramos	Jason Marley	Toronto, Canada
23-Oct-10	Beverly Ann Hiteshue	Deborah Anne Riel	Alexandria, VA
28-Oct-10	Andrew Eckford	Troy Daniel Gilson	Cleveland, TN
28-Oct-10	John Joseph Carey	Nancy Cavanna Shea	Windham, CT
28-Oct-10	Rosemary A. Mulvihill	Madonna Comporato	Webster Gves, MO
29-Oct-10	Louis Malerba	James Preston Gray	E. Patchogue, NY
29-Oct-10	James Edward Arden	John F. Geraghty, Jr.	Manorville, NY
29-Oct-10	Michelle Diana Brown	Reginamaria Catania	Rockland, MA
31-Oct-10	Robert Ronald McBride	Scott Paul McCoy	Hanover, MA
31-Oct-10	Valsin A. Marmillion	Juan Cruz Pisani	Ft Lauderdale, FL
4-Nov-10	Richard Allen Lemons	Michael J. Edwards, Jr.	Winston Salem, NC
5-Nov-10	Karen Mary Matluck	Fariba Tamimian	Hallandale Bch, FL
5-Nov-10	Cassandra Leigh Black	Marcey Lee Manuel	Sulphur, LA
12-Nov-10	Elizabeth F. Maisonet	Mary M. LaBurt	Westtown, NY
12-Nov-10	Elisabeth Joseph	Christopher A. Gibbons	South Dennis, MA
6-Dec-10	Ina Plamenova Valcheva	Erik Ricardo Ovalle	Provincetown, MA
7-Dec-10	Gray Taylor	Crystal Brooks Hodge	Tylors, SC
11-Dec-10	Evelyn Rose Strelecki	Jayne Mari Greer	Desert Hot Sps, CA
19-Dec-10	Rosa Carmona Mendez	Oscar Millan Reyes	Puebla, Mexico

Deaths 2010

Date	Name	Age
5-Jan-10	Seymour Fried	92
10-Jan-10	Joseph Patrick Kelly	43
22-Jan-10	Walter R. Harding	92
28-Jan-10	Phyllis G Sklar	86
6-Feb-10	John Phillip Jason	77
7-Feb-10	John F. Cook	78
7-Mar-10	Nadeane M. Clune	99
8-Mar-10	David Michael Jones	49
21-Mar-10	John F. Crave	84
30-Mar-10	Mary Therese Chatlos	82

Deaths 2010 continued

2-Apr-10	Roger Scott Lookingbill	50
9-Apr-10	Axel P. Celikates	40
11-Apr-10	Nancy Louise Miller	62
13-Apr-10	Ruth Kettering	83
14-Apr-10	Richard DeRoo Brunson	61
18-Apr-10	Rudolph Joseph Santos	83
21-Apr-10	Jose Manuel Araujo	47
22-Apr-10	William W. O'Donnell	99
3-May-10	John J. Silva	92
9-May-10	Edward B. Higginbotham	84
1-Jun-10	Edward P. Griffey	71
20-Jun-10	Bruce J. Lindsay	65
23-Jun-10	Charles Kirkpatrick Jordan	68
24-Jun-10	Ruth Watson	91
28-Jun-10	Evelyn Amaral	85
1-Jul-10	Everett E. Hitchcock	53
25-Aug-10	Chloe Switzer	67
2-Sep-10	Bruce Alfred Warren	73
5-Sep-10	Norman Gregory Tierney	81
13-Sep-10	John Joseph Harrington	55
22-Sep-10	George Michael Sawyer	60
23-Sep-10	Christopher Alan Landry	62
30-Sep-10	Marshall B. Cross	76
15-Oct-10	Anthony L. Thomas	60
21-Oct-10	Robert Francis O'Brien	72
6-Nov-10	Helen L. Ryder	80
8-Nov-10	David M. Bernardo	54
14-Nov-10	Dorothy Houghton	94
23-Nov-10	Nassis Daphnis	96
6-Dec-10	Stephen D. Melamed	67
12-Dec-10	Paul Kevin Robideau	51
29-Dec-10	John A. White	89

Town Counsel

During 2010, 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 three cases closed in 2010.

In 2010, a number of long-standing projects that have required significant legal services were concluded. First, the Town was successful in negotiating the claims of residents who suffered property damages as a result of the collapse of the Town's sewer system on July 4, 2009. After successfully negotiating a settlement and release with the sewer systems operator that resulted in a significant monetary payment to the Town, we were successful in negotiating satisfactory monetary settlements with all of the affected homeowners who filed claims.

The Town also made significant progress on two infrastructure projects funded under the American Recovery and Reinvestment Act ("ARRA"). In December 2010, the Town closed on the loan from the U.S. Department of Agriculture under the ARRA program for the construction of Phase III of the Town's sewer project. The Town also successfully concluded the acquisition of privately owned land in the town of Truro required for the development of new wells at the North Union Wellfield. The drinking water which will be produced at the new wells will serve as a redundant water supply for the Town. Funding for the land acquisition and the development of the wellfield was also provided under ARRA through the U.S. Department of Agriculture.

As part of the development of the North Union Wellfield, Town Counsel assisted the Board of Selectmen in negotiating a new intermunicipal agreement with the Town of Truro for the lease of land owned by Truro needed to complete the development. As part of the negotiations, special legislation was obtained that expands the Town's Water and Sewer Board to seven members when it is acting as a Water Board. The two additional members will be residents of Truro. There is an additional bill pending in the legislature that will authorize the finalization of the lease of the remaining land between the Towns.

During 2010, Town Counsel also successfully negotiated the ground lease for the development of affordable housing rental units at 90 Shankpainter Road. Construction of the units has commenced. Town Counsel assisted the Town in the close out of the Town Hall renovation project and we are working with the project architect and the general contractor to complete the Phase II renovations of the Provincetown Public Library.

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
MATTERS PENDING WITH TOWN COUNSEL**

1. Brahm, et al. v. Provincetown Historic District Commission

Barnstable Superior Court C.A. No. BACV2009-00411

This is an appeal from the May 20, 2009, action by the Historic District Commission to deny permission to allow construction of a roof deck at 92 Bradford Street. The parties are currently engaged in discovery and the matter is scheduled for a trial on the merits on April 27, 2011.

2. Donovan v. Provincetown Board of Health

Barnstable Superior Court, C.A. No. 2009-00637

This is an appeal filed in September 2009, of the Board of Health's order to remove a shed unlawfully used for dwelling purposes in violation of the State Sanitary Code and to require the property owner to begin paying a sewer betterment based on unauthorized pumping of his septic system. The record of the Board's proceedings has been filed with the Court and the substantive issues have been briefed by both parties. Prior to oral argument, plaintiff's counsel made an offer of settlement which is currently under consideration by the Board of Health. If the matter cannot be settled, the case will proceed to hearing on February 17, 2011.

3. Lippi v. Provincetown Police Department, et al.

U. S. DISTRICT COURT, C. A. NO. 09-11225-NMG

The plaintiff, a resident of New Jersey who vacations in Provincetown, filed a complaint in September 2009, alleging civil rights violations under state and federal law, as well as state law tort claims, based on his arrest on charges of animal cruelty. In addition to claims of civil rights and tort violations against the involved officers, plaintiff also asserts claims for municipal liability and supervisory liability against the current and former police chiefs. The Town's insurance company has appointed Town Counsel to defend the case. The parties are engaged in discovery.

4. Martin v. Town of Provincetown, et al.

Barnstable Superior Court C.A. No. BACV2010-00572

In this case, which was filed in August 2010, the plaintiff alleges that the Town is liable for the drowning death of the decedent as a result of its negligent maintenance of outfall pipes at the beach front and the alleged failure to rescue the decedent after he drowned. The complaint also alleges claims against Old Colony Tap, Inc., the bar which the decedent patroned before his death. Old Colony Tap has filed cross-claims against the Town, seeking contribution and indemnification. Town Counsel has been appointed by the Town's insurer to defend this matter.

5. NEPBA, Local 67 and Town of Provincetown

Case No. 11 390 01415 10; Gr: Officer in Charge Position

This case involves a grievance that was filed by the police officers union regarding the assignment and filling of the officer-in-charge position for certain shifts. An arbitration hearing is currently scheduled for January 6, 2011.

6. NEPBA, Local 67 and Town of Provincetown

Case No. 11 390 01081 10; Gr: – Dispatcher Shifts

This case involves a grievance that was filed by the police officers union concerning whether or not the Town has the right to fill vacant dispatcher shifts with non-union on-call dispatchers. An arbitration hearing was held on December 15, 2010 and post-hearing briefs are currently due on January 25, 2011.

7. NEPBA, Local 67 and Town of Provincetown

Case No. 11 390 00099 10; Gr: Rapose – Vacation Upon Retirement

This case involves a grievance that was filed by the police officers union concerning the alleged non-payment of vacation time to Ms. Rapose upon her retirement from the Town. An arbitration hearing was originally scheduled for August 31, 2010, but was postponed until March 8, 2011.

8. Provincetown Board of Health v. Bryant (II)

Barnstable Superior Court, C.A. No. 95-751

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 October 31, 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. (See related matter, Provincetown Board of Health v. Bryant (III)).

9. Provincetown Board of Health v. Bryant (III)

Barnstable Superior Court, C.A. No. 04-365

This is a contempt action brought by the Town, through the Board of Health, seeking to compel the defendant to clean up properties located at 467 and 471 Commercial Street in accordance with the Court's December 18, 2006 Amended Judgment, which prohibited the storage or stockpiling of any junk, refuse or debris on the properties, or from bringing any such materials onto the properties. A trial was held on October 16, 2009, and on January 4, 2010, the

Court issued a decision again finding the defendant in contempt and ordering him to remove the accumulated debris from the property. In addition, the court imposed a fine of \$300 a day for each day the debris remains on the property and ordered Bryant to reimburse the town for its legal fees in pursuing the contempt action. After a hearing on June 18, 2010, the Court issued an amended judgment finding that Mr. Bryant continued to be in contempt of Court and requiring him to clean the property by August 3, 2010. The Court also awarded the Town its attorneys' fees and costs in the amount of \$18,766.27.

10. Provincetown Board of Trade Land Court Registration

Land Court Misc. No. 43338

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.

11. Russo v. Historic District Commission of the Town of Provincetown

Barnstable Superior Court C.A. No. BRCV2010-00533 (24200-0322-IMQ)

This is an appeal filed in August 2010, by abutter Catherine Russo, who resides at 5 Fishburn Court, from the Historic District Commission's July 28, 2010 decision to grant relief to the owners of 8 Fishburn Court to expand and renovate a house. An answer has been filed and the owner of the subject property has been requested to intervene and defend the relief granted.

12. Singer Registration

Land Court No. 43389REG

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.

13. Thompson v. Zoning Board of Appeals of the Town of Provincetown

Barnstable Superior Court C.A. No. BACV2010-00676

This is a November 9, 2010 appeal from the October 21, 2010 final action taken by the Zoning Board of Appeals to grant a special permit, under Zoning By-law Article 3, §3110, 1, to allow the owner of 8 Fishburn Court to remove, reconstruct and extend a pre-existing non-conforming structure up and along a non-conforming setback by adding a second story. Mr. Russell Friedman,

the successful special permit applicant, was not named as a defendant as required under G.L. c.40A, §17, ¶2. We are in the process of preparing interrogatories and requests for production of documents regarding the bad faith claim against the Zoning Board of Appeals.

14. Trustees of the Mary Kass Trust v. Mason and Provincetown Public Lib.

Barnstable Probate Court, Docket No. BA09E0023QC

This action is a complaint for declaratory judgment wherein the plaintiff trustee seeks a declaration from the Probate Court that, despite an ongoing dispute among certain beneficiaries of the Mary Kass Trust as to its validity, the trustee may administer the Trust. The Provincetown Public Library is a beneficiary of the Trust and does not dispute its validity. The parties have been conducting extensive discovery and engaging in other pretrial legal maneuvers permitted under the Rules of Civil Procedure since the matter was first filed. There has been no dispositive ruling on the matter to date.

15. White v. Town of Provincetown

Civil Service Commission, Case No. D1-10-232

This is an appeal of a termination due to violation to several provisions of the Police Department Rules and Regulations. A hearing before the Civil Service Commission is scheduled for February 10, 2011.

MATTERS CLOSED

1. Daniels v. Provincetown Zoning Board of Appeals

Barnstable Superior Court, C.A. No. BACV2008-00438

This was 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 parties submitted a pre-trial memorandum in November 2009. On the day of trial, the plaintiff decided to dismiss the case without prejudice to re-filing her application with the Zoning Board of Appeals.

2. Enos v. Town of Provincetown, et al.

Barnstable Superior Court, C.A. No. 09-00197

U.S. District Court, C.A. No. 09-CV-11478-DPW

This matter involved a former town employee challenging his termination from employment. The plaintiff filed a complaint with Barnstable Superior Court on March 30, 2009, alleging essentially wrongful termination and various state law tort claims. The Town's insurer appointed Town Counsel to defend these cases under the Town's insurance policy. The federal District Court dismissed the plaintiff's claims. The plaintiff appealed to the First Circuit Court of Appeals, but ultimately dropped this appeal. The matter is now concluded.

3. Town of Provincetown and AFSCME Council 93

AAA Case No. 11-390-287-09 (Vacation accrual arbitration)

This grievance arbitration arose from an alleged change in the manner in which the Town tracks and credits vacation time. An arbitration hearing was held on May 6, 2010, and the arbitrator found in favor of the Town by decision dated June 25, 2010.

Animal Welfare Committee

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

This past year was a grand slam for animal welfare in Provincetown! The work in recent years by the Animal Welfare Committee (AWC) contributed greatly to Provincetown being awarded ‘DogTown USA,’ the most dog friendly place in America, by the world’s most widely read dog publication, Dog Fancy Magazine.

With valuable input from the Massachusetts Society for the Prevention to Cruelty to Animals, the Animal Control Officer and Assistant Town Manager, the AWC submitted two articles at the November Special Town Meeting, both of which passed by wide margins. One article, ‘Unlawful Tethering of Dogs,’ prohibits the inhumane continuous confinement of dogs by a tether. Provincetown became the third municipality in Massachusetts to have such a law on its books. The second article, ‘Animals Left Unattended in Motor Vehicles,’ prohibits inhumane confinement of animals in motor vehicles. Provincetown has the distinction of being the first municipality in Massachusetts to pass such a law. The AWC was awarded a grant from the Thomas C. McGowan Fund for Animals/Cape Cod Foundation for municipal parking lot signage related to this new Town by law. A special thank you to Police Chief Jeff Jaran for his help at Town Meeting during the presentation of the articles.

The AWC lent its support to the Provincetown Dog Park Association, Inc., in its successful effort to have the rules and regulations governing Pilgrim Bark Park established as a Town bylaw. The article came before voters at the November Special Town Meeting where it was approved by a wide margin, allowing Provincetown police to enforce the rules designed to protect dogs and people visiting the park. The AWC continues to actively support the work of the Provincetown Dog Park Association Inc., which won second best dog park (Pilgrim Bark Park) in the country in an annual contest sponsored by Dog Fancy Magazine. Several more poop bag stations were installed in public areas by the Department of Public Works, bringing the total to 24. A special thank you to AWC board member Carol MacDonald, who has worked tirelessly to keep them supplied with bags.

AWC members Candace Nagle and Carol MacDonald participated in a course offered by the American Humane Association on ‘Disaster Sheltering for Companion Animals.’ That led to a collaborative effort between the AWC, ACO, Health Agent, Assistant Town Manager, Massachusetts State Veterinarian and Southeast Emergency Preparedness Coordinator of the Massachusetts Department of Public Health/Bureau of Emergency Preparedness to successfully advance a pet emergency shelter proposal at the Veteran’s Memorial Elementary School. Special thanks to School Superintendent Dr. Beth Singer and School Committee Chair Peter Grasso. A Town of Provincetown Pet Emergency Shelter Gift Fund that will help fund necessary supplies was approved by the Board of Selectmen. It currently has a balance of \$7,618.27. The funding goal is \$25,000. Five sets of pet oxygen masks with three sizes per set were donated to the Provincetown Fire Department and were included in the emergency equipment on each of the Town’s fire trucks. The pet oxygen masks will provide supplemental oxygen to animals suffering from smoke inhalation in a fire.

The AWC worked with two of the local houses of worship, the Unitarian Universalist Meeting House and St. Mary’s of the Harbor. Both offered pet services this year celebrating the deep spiritual bonds humans have with their animals. The new Provincetown Pet Emergency Shelter Gift Fund was the recipient of a second offering by the UU.

An idea born at an AWC meeting – a dog-human public drinking water fountain on the lawn of Town Hall – became a reality with its installation in September. Three bronze engraved plaques showcasing the three animal welfare organizations in Provincetown, Carrie A. Seaman Animal Shelter, The Provincetown Dog Park Association, Inc. and the Provincetown Animal Welfare Committee, are affixed to each bench. On the day of Christmas Eve, the AWC distributed hundreds of pet products at Provincetown’s Soup Kitchen thanks to the generous donation of Hill’s Pet Nutrition, Inc.

Although much has been accomplished this year, much more needs to be done including expanding a pet food bank, a ‘Fido Alert’ for lost companion animals, protecting wildlife and their habitation, putting in place a protocol for the rescue and care of unidentified injured animals, and continued assistance for operationalizing the pet emergency shelter. The board members in 2010 were Carol MacDonald, Barbara Murphy, Alex Tyszka, Steve Milkewicz, Leslie Parsons and Candace Nagle. Ilene Charles was appointed to the board in December.

Respectfully submitted,

Candace Nagle

Chair

Art Commission

Created in 1959 under Massachusetts General Law by the Board of Selectmen, the Art Commission has been entrusted with the care of the art owned by the town since that time. Present efforts are built on the foundations of our predecessors. The members over the years included many artists who are now legend in the canon of Provincetown art: Sal Del Deo, Jack Tworokov, Ross Moffett, George Yater, Chaim Gross and Bruce McCain. While others are recognized for their commitment to Provincetown's art history within the greater scope of American Art. It is in an effort to preserve history that we continue to serve.

One of the earliest gifts was made by Charles Hawthorne, when he gifted his masterwork "The Crew of the Philomena Manta", which was painted in his studio at Day's lumberyard on Pearl Street. This was reported in the Provincetown Advocate of June 7, 1917. Two days earlier it was accepted by the Selectmen for display in Town Hall. Gifts of works of art by Edwin Dickinson, Frederick Waugh, William H. Halsall, Ross Braught, Henry Hensche, Blanche Lazzell, George Elmer Browne, William and Lucy L'Engle, Ada Gilmore, Oliver Chaffee, Lena Gurr and E. Ambrose Webster among others followed. These now form the nucleus of the collection that we hold so dear.

During the lengthy renovation of Town Hall, the Art Commission faced their greatest challenge since its founding. Aided by a traveling exhibition and with a careful rotation in other Town buildings the artwork has now returned to grace the walls of the seat of local government. Home at last. The idea was to showcase the history of Provincetown through art and a hanging plan was devised with great care and deliberation to make it accessible for everyone, resident and visitor alike, to enjoy. We leave it to our fellow citizens to determine our level of success.

Respectfully submitted,

Stephen Borkowski

Chair

Cape Cod National Seashore GMP Advisory Committee

The Town Committee with the greatest number of initials advises the Board of Selectmen on Provincetown matters pertaining to Cape Cod National Seashore (CCNS), based on the Committee's monitoring of the CCNS General Management Plan (GMP) and the Town's two-page response printed within the GMP. The Committee, proposed by the Board of Selectmen and approved at the 2000 annual Town Meeting, followed six years of participation by town citizens and representatives in the GMP public comment and review process.

The GMP has been in effect since July 1998 and will continue to be so until a future GMP supersedes the present one. (The previous CCNS Master Plan was in effect for 28 years from 1970 through 1998.)

CCNS controls 5,050 of Provincetown's 6,576 acres – 77% of all land within town boundaries, the highest percentage within any of the six towns adjacent to CCNS. The lands and waters under CCNS management include the Provincelands and Long Point, which for centuries have been areas of local use consistent with the historic concept of “the commons”.

In 2010, the Committee discussed and monitored ongoing CCNS projects, including the extensive Dune Shack Subcommittee process; the crow poisoning program; continued access to the parking area to the right of the Herring Cove (formerly “New Beach”) entrance area; and the Moors Road project and restoration of the salt pond near the Bradford Street intersection to ensure adequate water flow. The Committee also discussed overuse of pedestrian dune “trails” for whale watching and access to dune shacks, Race Point, and the Moors; fishing as one way to cultivate the passing of knowledge across generations of local residents; and the need for the public to be involved by describing interactions with and perceptions of CCNS and by providing information on current and prior use patterns within CCNS boundaries.

It is the Committee's goal to help the Town cooperate with CCNS whenever possible and to protect Provincetown as a community from its federal neighbor when necessary. We resolutely believe that the Town must continue to vigorously assert its expectation that CCNS and NPS honor *any and all rights* granted to the Town, residents, or the public whenever they are threatened by external or internal pressure in order to maintain the appropriate balance between federal authority and local ways of life that the U.S. Congress intended when it created Cape Cod National Seashore.

Respectfully submitted,

John W. Thomas

Co-Chair

Cape Cod Regional Transit Authority

The Cape Cod Regional Transit Authority (CCRTA) has provided 54 clients (unduplicated count) in Provincetown 611 one-way passenger trips from July 2009 through June 2010 (FY10). CCRTA provided 57 clients in Provincetown with door-to-door b-bus service during FY09. These clients took a total of 688 one-way passenger trips during this time period. Total b-bus passenger trips in the fifteen towns of Cape Cod were 169,583 in FY09 compared to 168,627 in FY10.

CCRTA FY10 records for the Boston Hospital Transportation service indicates 24 Provincetown residents took 156 one-way trips on this service.

The deviated fixed route Flex serves the towns of Harwich, Brewster, Orleans, Eastham, Wellfleet, Truro and Provincetown. A total of 15,025 one-way trips originated in Provincetown for the Flex route for the period July 2009 through June 2010; total ridership for the Flex for this period was 56,595. The Provincetown Shuttle serves the towns of Truro and Provincetown. A total of 44,209 one-way trips originated in Provincetown for the Provincetown Shuttle for the period July 2009 through June 2010; total ridership for the Provincetown Shuttle for this period was 66,164. CCRTA provides the Provincetown Council on Aging a Mobility Assistance Program (MAP) vehicle that provided 594 rides from July 2009 to June 2010. Also in 2010, CCRTA replaced the 2003 MAP vehicle with a new 2010 10 passenger vehicle.

CCRTA has a web page on the Internet (www.capecodrta.org). Route maps, schedules, fares, Google Transit Trip Planner and the latest news about Cape Cod public transportation services are provided at this site, as well as links to many other transportation resources.

Respectfully submitted,

Tom Cahir

CCRTA Administrator

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. Each participating municipality has a representative on the Compact Governing Board, which sets policy and works with staff, technical and legal support to advance the Cape Light Compact programs.

Power Supply: In 2010, Cape Light Compact (Compact) provided energy to residents and businesses in accordance with a competitive electricity supply contract negotiated by the Compact with ConEdison *Solutions*. After hitting their peak in mid-2008, oil, natural gas, electricity, and other energy markets started to decline. This downward trend in prices continued through 2009 and through 2010. The Compact's prices in 2010 were significantly lower than they were in 2008 and 2009. Prices for electricity are expected to remain low through 2011 due to an abundant supply of natural gas, which is the fuel that sets the

electricity prices in New England. As of December 2010, the Compact had 4,145 electric accounts in the Town of Provincetown on its energy supply.

Energy Efficiency: From January to November 2010, rebates and other efficiency incentive programs provided to the Town of Provincetown by the Compact totaled approximately \$206,141 brought savings to 145 participants of \$18,792 or about 229,340 kilowatt-hours of energy saved for 2010. Funding for the energy efficiency programs (i.e. energy audits for homes and businesses, rebates on the purchase of energy efficient appliances and energy education in our schools) comes from a monthly customer “energy conservation” charge (\$0.0025 cents multiplied by the number of kilowatt hours used during the month) that appears on each customer’s electric bill. Other Cape Light Compact Efforts Include:

- 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 11,314 kWh of electricity and avoided over 19,528 lbs of CO₂ since its installation in December, 2006.
- Ten Low-Income homes were retrofitted for a reduction in energy usage and increased comfort.
- Two ENERGY STAR® qualified homes were constructed in the Town of Provincetown.
- Five Provincetown municipal accounts and five small business accounts took advantage of numerous energy efficiency opportunities available to them resulting in \$155,269 in incentives and 177,427 kWh of savings. Provincetown Town Hall received an Advanced Building plaque recognizing superior energy efficiency, responsible use of energy resources, and supporting the well-being of building occupants. The plaque was awarded at their grand re-opening on Saturday, November 20, 2010. The Advanced Building designation also earned energy efficiency incentives for the Town Hall.

Respectfully submitted,

Sharon Lynn

Provincetown Representative

Community Preservation Committee

Last year the Community Preservation Committee (CPC) had to make some hard choices about which proposals we would recommend for approval at the 2010 Annual Town Meeting. Due to a limited budget of \$225,000, the CPC had to carefully deliberate over how to distribute the funds. Proposals brought for approval before the 2010 Town Meeting included an open space proposal in the amount of \$133,200 toward the acquisition of the “The Hawthorne Property”

which, coupled with Land Bank funds and a matching grant from the State, has been acquired by the Town and is in conservation. The Historic Preservation proposal approved at Town Meeting in the amount of \$12,500 for the “Building Provincetown” book is now well underway expecting to have a website online within the next five months with approximately 900 entries. The book “Building Provincetown” with 600 entries is expected out in time for the 2012 season. In a show of support for the proposal to complete the restoration of the façade of the Town Library, the CPC asked the voters to provide \$45,000 in CPA funding towards the project. This work is now scheduled to start. The CPC also recommended \$35,000 toward continued funding of the Community Housing office and the work of Housing Specialist Michelle Jarusiewicz, who has been invaluable as advisor and administrative coordinator for the CPC. Town Meeting also approved CPA debt service payments of \$245,099.00 for affordable housing; \$62,987.00 for open space; and \$136,770 for historic preservation and \$17,000 toward CPA administration funds.

During this past year, the CPC made revisions within the Proposal Application Guidelines adding time limitations of two years for project completion. Those projects that require more time must now come before the committee to ask for an extension. Language changes were also made to emphasize the “revolving submission policy” for proposals. This gives applicants the ability to meet with the CPC during the year to aid in the development of their proposal.

In September of 2010, the committee also met with Ted Malone of CHR to work on a revision of the “Stable Path “ Affordable Housing 2009 Project. It was necessary to downsize the scope of the project due to the inability to access the necessary funding caused by the economic downturn. The downsized version allows the project to move forward with the grant award adjusted proportionately. At the time of this writing, the CPC has voted to bring the revised project before Town meeting for approval.

Respectfully submitted,

Dorothy Palanza

Chair

Cultural Council

This past year the Cultural Council’s granting budget from the Massachusetts Cultural Council was \$4,640. The committee received a total of 15 applications and has selected 8 local artists/groups for funding, including: the Provincetown Public Schools, for Community Tile Project; the Provincetown International Film Festival, for a winter documentary series; Universal Theater for a 3-day short play festival; Fine Arts Work Center, for a program offering free in school art workshops to Provincetown children; and Eventide Arts for a New Playwrights competition and performance.

With the completion of Town Hall, we hope to be able to secure space for a modest public arts project: an AIDS memorial. During the upcoming year we will work with the Board of Selectmen, the Art Commission, and other town boards to help bring this project to fruition.

Respectfully submitted,

Frank Vasello

Chair

Finance Committee

For the last several years, the Finance Committee has been reminding the voters that the Town has entered into a new fiscal reality of long term structural deficits. This means that the Town's revenues are no longer rising fast enough to cover the Town's expenses. Provincetown is not alone in facing this challenge. Almost every state and local government in the nation is confronting this new reality. There are only two ways to address a structural deficit: find new long-term revenue sources and/or permanently reduce the rate at which government expenses grow every year. For the past several years, the Town has taken short term measures to balance its budget. These include two Proposition 2 ½ operating overrides, using one-time revenues such as free cash, and temporary wage freezes. Despite squeezing all of the "fat" out of departmental budgets, increases in so called "uncontrollable expenses" such employee health care and pensions continue to outpace our revenues.

In 2010 Town Meeting had the opportunity to address the issue of new revenue sources. Under recently passed state law, municipalities were given the ability to increase the local option room tax by two percent (2%), and to impose a three quarters percent (3/4 %) local option meals tax. This was the first time in many years that the state had granted new taxing authority to cities and towns. During our budget hearings in the Spring, the Finance Committee spent a considerable amount of time analyzing the pros and cons of adopting these new taxes. On the upside, the taxes had the potential to raise approximately \$800,000 in new revenue. On the downside, we had to consider the potential impact on the Town's hospitality industry. The Committee was also concerned about the purposes for which these new revenues would be used. After careful consideration, the Committee agreed to recommend adoption of the new local option meals tax, with the proceeds going into the Town's general fund. In our opinion, the meals tax would have minimal impact on most diners since it amounts to only 75¢ on a \$100 bill. We also recommended increasing the local option room tax, with the condition that most of the additional revenue be set aside to fund capital improvement projects. The Committee has been concerned for some about how to fund capital maintenance projects. Proper maintenance of our infrastructure, including buildings, roads and equipment is essential to our tourism based economy. Given

that this tax is levied on tourists, we believe that it is appropriate to allocate a portion of the proceeds to this use.

The Committee sees few other significant opportunities to create new revenue streams, with one glaring exception – the extension of the room tax to short-term private rentals, as is done in most of the vacation destinations that we compete with. Town Meeting has voted at least three times to petition the legislature for this authority. It is glaringly unfair that visitors who stay in hotels and B&Bs have to pay the room tax, while those who rent private homes or condos for short stays do not.

Going forward, the Committee will be focusing on the expense side of the Town's budget. In particular, we will continue to examine ways that we can reduce the cost of providing quality health insurance and other benefits to our current employees and retirees. Employee benefits and insurance alone amount to \$5,158,564 (25%) of our \$20,423,280 operating budget for this fiscal year, and they are increasing annually at a much faster rate than our revenues. This is the single largest cause of our structural deficit. There is no doubt that fixing this problem will require that some very difficult and painful decisions be made, but we must have the conversation with all affected parties to find a way to address it. If we take no action, the Town will face ballooning deficits and tax increases down the road.

Respectfully submitted,

Thomas Coen

Chair

Historic District Commission

The Historic District Commission works to ensure and promote the cultural, economic, educational and general welfare of the Town through its three mandates. First, to preserve and to 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 a design compatible with the existing buildings to help maintain the historic village, fishing, artistic, cultural, commercial and residential character which distinguishes Provincetown as a desirable community for residents, businesses, and visitors. There were many applications in 2010 and the Historic District Commission worked on many residential and commercial projects to maintain the historic nature of these structures. We worked to help guide and regulate construction to conform to the Historic District By-Laws.

Changes in the composition of the Commission involved the leaving of Nathan Butera, as Alternate, and we thank him for his insightful work. We welcome two

new Alternates, Lynne Corbett and Stephen Borkowski. Remaining on the Commission, and adding their collective experience, are John Dowd, Chair, Carol Neal, Vice-Chair, Polly Burnell, Marcene Marcoux and David McGlothlin. The work of the Historic District Commission is enhanced with the professionalism of Maxine Notaro, Permit Coordinator. As for enforcement, Russell Braun serves as Building Commissioner and Justin Post serves as Building Inspector. Many thanks to Evelyn Gaudiano for keeping excellent meeting minutes.

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. In order to expedite permits, we hold Administrative Reviews at 3:30p.m. when contractors and residents can gain information on proposed projects, as well as request and receive approval for minor changes and one-for-one door and window replacements. Our formal meetings begin at 4 P.M. for projects that need to be publicly noticed out. We hold our meetings in the Judge Welsh Room on the first floor of Town Hall. The public is invited to attend our meetings. We look forward to seeing you there!

Respectfully submitted,

Dr. Marcene Marcoux,

Commissioner

Historical Commission

The Provincetown Historical Commission is very proud of its accomplishments in 2010. First and foremost, the Historical Commission, as the town's Building Committee, played an important oversight role during the restoration of Town Hall. We are as pleased with the results as everyone else. In addition, we continued to play a role in shepherding the Public Library towards its restoration. Publication of the 50-site Provincetown Historic Walking Tour is another milestone accomplishment. Many thousands have been distributed already and the feedback has been excellent. We are excited now to be working with a media firm to develop a mobile phone application for the tour which will add another way of educating visitors and residents alike about our many-layered past. The Historical Commission oversaw the annual Heritage Day Celebration at the Library in June, where *New York Times* reporter David Dunlap, who wrote the text for the tour, gave a moving presentation of his experience thus far meeting and photographing Provincetown's people and buildings. The results will be published in an upcoming book, *Building Provincetown*, and his research thus far can be seen at buildingprovincetown.com. The Commission has also supported the ever-growing History Preservation Project website, provincetownhistoryproject.com, by continuing work on the Oral History Project, integrating existing and new oral histories onto the website, and working with private and non-profit entities who

are allowing their resources to be scanned and added to the website. The Commission remains 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 Provincetown High School Class of 2010 were awarded scholarships from the John Anderson Francis Family Scholarship Fund: Krystal Adams, Isaiah Ayala, Nataya Bostwick, Thomas Dahill, Jared King, Christopher Martinez, Eric Rego, Leo Rose, Jr., Brianna Russell, and Zachary Tobias. The Town Scholarship was awarded to Thomas Dahill in the amount of \$2,000.00.

In October of 2010, scholarships from the John Anderson Francis Family Scholarship Fund were awarded to the following Provincetown High School Alumni: Andrea M. Abraham, Pele Berg, Ryan Foster, Jasmine Hadley, Glea Hemley, Helen Hemley, Brandon Lillie, Racine Oxtoby, Nico Pace-Teubner, Liana Papaleo, Thadd Dimitri Papaetsas, Jr., Johnathan Peres, Meghan Purtle, Jacob Roderick, Holly M. Rose, Amanda Welsh Rossetti, Sadie Santos, Carly E. Silva, Cody William Silva, Emma M. Silva, Kelsey C. Trovato, Katy E. Ward, and Brandi Weber. The total amount awarded was \$10,500.00. In addition, the Joseph Oliver Scholarship was awarded to the following Provincetown High School Alumni: Andrea M. Abraham, Pele Berg, Ryan Foster, Jasmine M. Hadley, Racine Oxtoby, Nico Pace-Teubner, Liana Papaleo, Thadd Dimitri Papetsas, Jr., Jacob Roderick, Holly M. Rose, Amanda Welsh Rossetti, Sadie Santos, Cody William Silva, Emma M. Silva, Kelsey C. Trovato, Katy E. Ward, and Brandi Weber. A total of \$15,750.00 was awarded. The balance of the John Anderson Francis Family Scholarship is \$1,143,647.23. and the balance of the Joseph Oliver Scholarship is \$513,729.32. In another uncertain financial year, the John Anderson Francis Family Scholarship Committee is proud to be able to make these awards, as only the interest is awarded. The Committee wishes to thank the Town Treasurer Linda O'Brien, Town Clerk Doug Johnstone, and their staffs for their cooperation and assistance during the year.

Respectfully submitted,

Gail S. Browne

Chair

Management Information Systems

2010 was another big year for the MIS Department. In addition to launching a new website, the MIS Department was tasked with several other enterprise initiatives – including the relocation of our network infrastructure from the temporary trailers back to Town Hall. As always, these projects were handily completed due to the to the hard work and dedication of Lynne Martin and Marcin Sapinski.

We kicked off the first of a three-year hardware refresh by deploying 40 new desktops throughout town. We also replaced servers at both the DPW and Police Department. Speaking of the Police Department, MIS assisted with the installation of a new Computer-Aided Dispatch system (CAD), which replaced the outdated system that has been in place since recent memory. We also set up the school and other key departments to access MUNIS, the town's financial management system.

Also at the schools, we introduced a new Apple Mobile Lab, which includes a set of MacBook computers, a set of iPads, an AirPort wireless access point, and Apple Remote Desktop for classroom management. It's all housed in a sturdy and secure mobile cart, ready to roll into any classroom. With the consolidation of schools, we were also involved in combining the Student Information System (SIS) databases into one. At the same time, we transitioned report cards for pre-k to grade 6 into the SIS. Previously, report cards at these grade levels were done manually.

2011 will have plenty in store for the MIS Department. We have another round of desktops to replace, and hope to accomplish this with the assistance of a new deployment appliance that will ensure consistency among configurations. We will also be implementing a management appliance that will allow us to remotely administer machines – including the automatic scheduling of operating system and application patches.

Phone system expansion will continue in 2011, with new equipment being installed at the DPW and Council on Aging. On the security front, MIS will be upgrading our device firewalls in each town building. These new Universal Threat Management (UTM) appliances protect against the latest security risks, while at the same time securely connecting departments to one another. And lastly, MIS is preparing for another infrastructure move – this time at the schools. Yes indeed, 2011 will keep the MIS staff very busy.

Respectfully submitted,

Beau S. Jackett

Information Systems Director

Planning Board

The Planning Board is responsible for the administration of the Subdivision Control Laws as granted by Massachusetts General Laws Chapter 41, and the development of recommendations on all matters concerning the physical, economic and environmental development of the town. The Planning Board has focused its attention on reviewing and updating the zoning by-laws and dealing with the applications that require site plan review or endorsement under the Subdivision Control Law. In 2010, the board met on a regular bi-weekly basis. The Planning Board was fortunate to have several new members join it during the year. This has allowed the Board to maintain sufficient membership to perform our required functions.

There were no subdivision requests heard in 2010, a pattern which has been consistent in recent years. The Board continues to hear multiple Approval Not Required requests, which allow lots to be divided if they have sufficient frontage on a public way. The Board's purview on such cases is tightly limited by the state. The public is often concerned about such development,

A petitioned article to amend the Zoning Bylaw by limiting formula business in Provincetown was approved by Town Meeting in April. In 2010, the Board received considerable assistance from the Ad Hoc Zoning Bylaw Revision Committee, which has assisted the Board in preparing multiple bylaw revisions. These addressed key issues including the Scale bylaw, 'Open' flags, demolition definition, number of structures on a zoning lot, and required modifications to the formula business regulations. The Fall Special Town Meeting passed all proposed amendments to the Zoning Bylaw.

The Planning Board continues to be active hearing multiple Approval Not Required requests, site plan approvals, especially in the high elevation district, and toward the end of the year, the first ever request for an actual telecommunications tower. All prior cell phone antennas in town have been mounting on or within existing structures. This new request will place a tower adjacent to the waste treatment plan, in response to a town solicitation. This will be decided in 2011. In reviewing site plans in high elevation districts, the Board has paid significant attention to the illumination plan to limit light pollution and allow all to enjoy the beauty of our night sky.

Provincetown continues to be in uncertain times. The residential real estate market may be somewhat less adversely affected than other parts of the state and the country but the commercial segment of the market has seen sharp reversals. The town's largest affordable housing complex will be in construction in 2011 and the outcome of that project should guide future affordable housing

development. With the assistance of our staff liaisons Assistant Town Manager, David Gardner and Permit Coordinator, Maxine Notaro we have greater continuity with other Town Boards addressing issues of concern to the Planning Board.

Respectfully submitted,

Howard Burchman

Chair

Provincetown Public Pier Corporation

The Provincetown Public Pier Corporation is pleased to submit its annual report to the Town of Provincetown and its citizens. Our work over the last year builds on our commitments to support our changing fishing fleet and other commercial uses of the pier. We continue to aggressively pursue grant funding while initiating economic development projects for additional revenue and looking for ways to streamline our budget.

While we must balance and arbitrate between all the competing interests of the Town Pier, our challenge remains to identify new revenue, hold down costs and expand opportunities for our tenants and the Town. The following is a short list of the progress and challenges we have addressed:

- Given the ongoing regulatory issues facing the commercial fishing community, we are pleased to see new and replacement vessels in our fleet. The changes within the fleet show that the lobster and scallop fisheries are healthy. New vessels include Patricia Jean and Sisters 5. Blossom and Black Sheep replace their owner's previous vessels. The dragger fleet had formerly been the bellwether of Provincetown. Currently groundfisheries seems to have slowed or stopped its decline. Jersey Princess I and Pamet have replaced older vessels and we have added Sentinel and Guardian to the hydraulic clam draggers. We expect difficulties to remain in the dragger fleet for the foreseeable future, but opportunities are available for those fishers that are in a position to capitalize on them. Finally, we are continuing our work to support and grow the charter fishing segment of pier tenants.
- Alternative energy has proven difficult to implement at this time. We will continue to monitor this area looking for opportunities to address ever rising energy costs. Over the last two years, energy costs have risen by over \$10,000;
- Our changes to the rates and regulations on the pier include: tightening the definition of commercial fishers as well as taking the changes in the fishing fleet into account; increasing revenue via planned adjustable rate increases in rents and fees and stepping up collections of any past due rents; and particularly recommending changes to the Board of Selectmen to address abandoned boats on the beach;

- Our aggressive pursuit of grants now closes in on one million dollars total. This year we were awarded a Homeland Security grant for security cameras. This includes new data communication lines allowing us to drop an additional cost of internet service and rejoin the town system as well as strengthening our investigative ability. Although our current website will be discontinued, we will merge our content to the Town website. Additionally, we have received a second Fishing for Energy Grant allowing us to clean debris from the harbor while providing work for our fishers during the off-season;
- We have selected Bourne Engineering to provide annual assessments of the physical plant. This will allow us to plan and prepare for long term maintenance of the pier. The floating docks continue to degrade and the engineers will be providing options for us to review with the Town;
- Last spring the patrol boat and crane barge were submerged within a week of each other. The losses were covered by insurance and changes were made to both vessels to alleviate design weaknesses;
- The Finance Director has provided a set of General Ledger codes within the Town's MUNIS accounting system which mirrors the Five year proforma agreement with the Town. This should reduce past confusion associated with the prior use of different department methods of accounting & reporting;
- In addition to continuing our maintenance plan with our own labor engaged in our pile driving project, staff built two extensions to the dinghy dock with floats donated by Napi's and Truro Vineyards. An additional offloading platform is being constructed with grant money from the Fishing for Energy program;
- Working with the Provincetown High School Internship program, we were able to assist the Shellfish constable in rebuilding the shellfish upweller.
- Finally, we are preparing for the last additions to the artists studio 'trapsheds' adjacent to the Municipal Parking Lot. This program has provided opportunities for working artists, educated and entertained our visitors and increased our revenue, proving to be a vital economic engine that quickly repays our initial investment and will generate a sizable profit for years to come.

As we prepare for our ninth year of service to the Town of Provincetown, we note the passing of former chair Len Clingham. His loss was deeply felt by all of us. Director George Hitchcock, originally appointed to the board in 2002, has the distinction of being the first Director to fully complete the maximum term limit. We also welcome Carlos Verde, who has been appointed to fill his position.

Respectfully submitted,

Lee Ash

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 2010.

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 of interest. As a courtesy to applicants, the ZBA gives the applicants the option of waiting until a full complement of five members is assembled to hear the case. By right, the ZBA may proceed to hear the application with only four members, which is a quorum. 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 preferred 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.

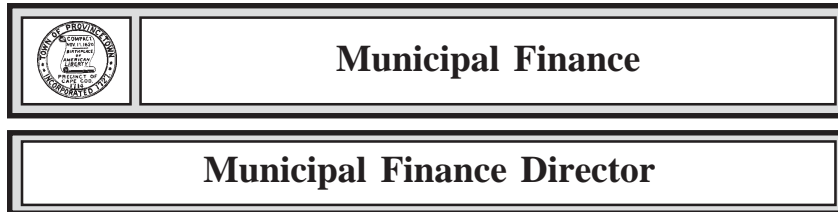
The board heard 81 cases during 2010. The majority were Special Permit applications. The Zoning By-Laws provide specific criteria for the granting of a Special Permit. Namely, that the applicant must show (and the ZBA must find, in writing) that the benefits of the proposal to the Town or the neighborhood 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. On behalf

of the ZBA members, we thank Patrick Eeley for his service, and welcome David Nicolau, Tom Roberts and Harriet Gordon to our board. A huge Thank You, to Permit Coordinator Maxine Notaro, for the volume of work she does to serve the public and ready them, as well as us, for our meetings. Thank you also to the Community Development Department for their assistance. Also, Russell Braun, Building Commissioner and Zoning Enforcement Officer, for assistance on technical issues.

Respectfully submitted,

Anne Howard

Chair



I want to thank the Board of Selectmen, Town Manager Sharon Lynn, Assistant Town Manager, David Gardner, Department Heads, Boards and Committees, citizens and my staff, Jim Denietolis and Marge McGloin for their support during my transition into my new position as Finance Director; and look forward to working with them in the future.

In accordance with the provisions of Chapter 41 §61 of the Massachusetts General Laws, I hereby submit the following as reported by the Treasurer and Town Accountant: Combined Balance Sheet; Report of Appropriations & Expenditures; Appropriations Balance as of 12/31/10; Summary of Receipts; Debt Schedule; Salaries and Wages

All reports are for the Fiscal Year ending June 30, 2010 unless otherwise stated.

Respectfully submitted,

Daniel R. Hoort

Director of Municipal Finance

**Town of Provincetown
Combined Balance Sheet
All Funds and Account Groups
At June 30, 2010**

Description	Governmental Funds			Proprietary Funds	Fiduciary Funds	Account Groups	Total (Memorandum Only)
	General Fund	Special Revenue Funds	Capital Project Funds	Enterprise Funds	Trust & Agency Funds	General Long-Term Debt	
Assets							
Cash & Equivalents	3,387,321	6,044,813	1,196,819	2,988,603	3,604,119		17,212,675
Investments	-	-					
Cash in Custody	-	-					
Receivables:							
Property Taxes	1,049,062	54,155					1,103,217
Deferred Property Taxes	137,445						137,445
Tax Liens	217,244						217,244
Excises	90,549						90,549
Departmental	115,428						115,428
User Charges	-			448,616			448,616
Special Assesmts	-	661		257,491			258,152
Sp Assesmts Not Yet Due	-	299,968		15,489,058			15,789,026
Less Allownc for Uncollect Taxes (210,190)							(210,190)
Due from Other Governnts	77,487	521,316	241,044				839,847
Tax Foreclosures	62,087						62,087
Amts tob Provid for Paymt Debt	-		8,530,000			13,635,784	22,165,784
Fixed Assets Net of Accum. Deprec	-	-		31,722,121			31,722,121
Total Assets	4,917,433	6,920,913	9,967,863	50,905,889	3,604,119	13,635,784	89,952,001
Liabilities							
Accounts Payable	212,785	64,237	483,303	7,913	2,260		770,498
Accrued Payroll	136,308	-	-				136,308
Due to Bank - BAN	-	-					
Employee Withholdings	82,139						82,139
Escrows and Deposits				566,472	487		566,959
Due to Others					128,233		128,233
Due to Other Governments	-						
Due to Student Groups	-				45,502		45,502
Deferred Revenues							
Property Taxes	838,872						838,872
Others	622,753	876,100	-	16,195,165			17,694,018
Notes Payable	-	-	8,530,000				8,530,000
Bonds Payable				25,975,015		13,635,784	39,610,799
Total Liabilities	1,892,857	940,337	9,013,303	42,744,565	176,482	13,635,784	68,403,328
Fund Balance							
Reserved for Contributed Capital	-			2,979,740			2,979,740
Reserved for Retained Earnings	-	-					
Reserved for Appropriation Deficits	-						
Reserved for Payment of Debt				2,767,037			2,767,037
Unreserved	-			2,414,547			2,414,547
Fund Bal. Reserved for Susq Yrs Exp 352,335							352,335
Fund Bal. Reserved for Petty Cash	-						
Fund Bal. Reserved for Encumbrance 804,084							804,084
Unreserved Fund Balance - Deficits	-	-					
Unreserved Fund Balance	1,868,157	5,980,576	954,560		3,427,637		12,230,930
Total Fund Balance	3,024,576	5,980,576	954,560	8,161,324	3,427,637		21,548,673
Total Liabilities and Fund Balance	4,917,433	6,920,913	9,967,863	50,905,889	3,604,119	13,635,784	89,952,001

Fiscal Year 2010 Appropriations/Expenditures

	Orig Approp	Transfers Adjstmts	Revised Budget	FY2010 Expended	Avail Budget
Election Town Mtg	10,721	(4,000)	6,721	6,179	542
Selectmen Salaries	48,317	-	48,317	48,167	150
Board of Selectmen	4,650	-	4,650	4,416	234
Town Manager Sal	235,669	-	235,669	230,863	4,806
Town Manager Exp	10,507	10,000	20,507	18,470	2,037
Finance Comtee Exp	47,615	(38,420)	9,195	392	8,803
Accounting Salaries	142,200	11,420	153,620	153,619	1
Acctg Serv Ex	50,060	-	50,060	49,871	189
MIS Salaries	142,933	375	143,308	143,308	0
MIS Expense	123,935	5,840	129,775	129,774	1
MIS Encumb	4,241	(25)	4,216	4,240	(24)
Assessors Salaries	140,275	1,005	141,280	141,279	1
Assessors Expense	50,438	(5,000)	45,438	39,233	6,205
Assessors Encumb	2,200	-	2,200	2,200	-
Treasurer/Colltr Sal	146,493	-	146,493	146,492	1
Treas/Collctr Exp	33,600	(5,000)	28,600	23,352	5,248
Legal Services Exp	200,000	(3,835)	196,165	176,567	19,598
Administration	62,270	-	62,270	62,096	174
Admin Encumb	1,158	-	1,158	1,157	1
Land Bank	337,448	-	337,448	249,203	88,245
TwN Clk Off Sal	92,083	-	92,083	92,023	60
TwN Clerk Exp	3,395	-	3,395	1,273	2,122
Licensing Sal	38,093	-	38,093	38,093	(0)
Conserv Comm	7,696	(6,000)	1,696	1,456	240
Housing Office Expe	59,740	-	59,740	58,725	1,015
Planning Board Exp	1,510	-	1,510	-	1,510
Zoning Bd of Appeals	2,750	-	2,750	1,160	1,590
Historical Commission	500	-	500	500	-
Historic District Commis	2,500	-	2,500	1,980	520
Economic DevelopCncil	6,836	-	6,836	2,694	4,142
Buildgs & Grounds Sal	505,996	2,683	508,679	494,039	14,640
Buildings & Grnds Exp	349,313	(5,065)	344,248	295,413	48,835
Police Salaries	1,923,670	-	1,923,670	1,881,855	41,815
Police Expenses	129,850	5,000	134,850	134,497	353
Police Encumbrances	2,160	-	2,160	496	1,664
Police Station	43,282	7,683	50,965	51,327	(362)
Fire Salaries	339,841	(4,839)	335,002	289,746	45,256
Fire Expense	174,749	-	174,749	174,129	620
Fire Encumbrance	90	-	90	43	47
Ambulance Services	551,109	-	551,109	551,109	0
Inspection Salaries	152,252	3,352	155,604	155,773	(169)
Inspection Expense	6,060	-	6,060	3,681	2,379
Director Regulatory Sal	89,080	1,149	90,229	90,229	(0)
Director Regulry Exp	4,830	-	4,830	2,267	2,563
Harbor Committee	1,295	-	1,295	480	815
Harbormstr - Wharf Exp	107,140	-	107,140	107,105	35
Shellfish	43,969	894	44,863	44,864	(1)
Shellfish Expense	7,350	-	7,350	7,350	-
Parking Salaries	317,873	-	317,873	309,153	8,720
Parking Expense	72,100	-	72,100	71,366	734
Parking Encumbrance	1,497	-	1,497	1,497	-
PublicSchools	3,556,648	-	3,556,648	3,379,430	177,218
PublicSchools Encumb	346,685	-	346,685	122,238	224,447
Cape Cod Reg TechHS	88,072	-	88,072	88,072	-
DPW Salaries	159,192	805	159,997	159,997	0
DPW Expenses	245,660	39,949	285,609	285,483	126
DPW Encumbrance	150	-	150	43	107

Provincetown

2010 Annual Town Report

121

	Orig Approp	Transfers Adjstmts	Revised Budget	FY2010 Expended	Avail Budget
Highway Salaries	348,040	4,857	352,897	348,212	4,685
Highway Expenses	100,826		100,826	85,483	15,343
Snow & Ice- Salaries	75,000	(50,000)	25,000	22,210	2,790
Snow & Ice Expenses	60,400	45,000	105,400	94,763	10,637
Solid Waste RecycSal	377,053	2,013	379,066	375,095	3,971
Solid Waste Recyc Exp	96,704		96,704	77,395	19,309
Solid Waste Recycl Encumb	-		-	-	-
RecyclRenewEngy Cmte	2,000		2,000	25	1,975
Waste Disposal Other	208,000	(6,000)	202,000	144,653	57,347
Airport	85,850		85,850	82,805	3,045
Airport Encumbered	20		20	20	-
Cable Advisory Comis	74,150	74,150	73,233	917	
Cable Adv Encumb	8,750		8,750	-	8,750
Health Conservation Sal	99,868	6,006	105,874	105,874	(0)
Health ConservaEncumb	7,350	363	7,713	7,713	(0)
Health Conservation Exp	212		212	211	1
Public Health - Nurse	18,347		18,347	17,516	831
Public Health Expense	28,624		28,624	27,508	1,116
Board OF Health	1,135		1,135	1,125	10
COA Salaries	181,957	(4,452)	177,505	161,591	15,914
COA Expense	10,774		10,774	10,310	464
Veterans Services Exp	37,927	17,000	54,927	50,895	4,032
Library Salaries	231,808	6,448	238,256	238,104	152
Library Expense	74,763		74,763	71,906	2,857
Library Encumbrances	125		125	121	4
Recreation Salaries	99,919		99,919	93,952	5,967
Recreation Expense	15,450		15,450	14,589	861
Beautification	4,000		4,000	1,248	2,752
Beautification Encumbered	-		-	-	-
ART Commission	9,780		9,780	6,213	3,567
ART Commission Encumb	2,470		2,470	1,988	482
Cultural Council	2,000		2,000	1,500	500
Debt Service	1,613,271		1,613,271	1,595,519	17,752
Tax Title/Foreclosure	24,000		24,000	13,510	10,490
Retirement/Benefits	4,863,009	(25,000)	4,838,009	4,753,324	84,685
Intergoverme Assess	743,039		743,039	800,570	(57,531)
TOTAL (GEN. FUND)	20,736,367	14,206	20,750,573	19,809,643	940,930

Fiscal Year 2011 Appropriations/Expenditures

	Year to Date 12/31/10 Budget	FY2011 Expended	Avail Budget
Election Town Meeting	12,516	4,250	8,266
Board of Selectmen "A" Budget	50,054	27,177	22,877
Board of Selectmen	4,650	3,711	939
Town Manager "A" Budget	246,500	123,250	123,250
Town Manager	11,102	5,230	5,872
Finance Committee Expense	78,175	152	78,023
Town Accountant "A" Budget	150,413	74,000	76,413
Town Accountant	50,060	48,081	1,979
MIS Coordinator "A" Budget	154,039	77,020	77,019
MIS Coordinator	148,435	58,251	90,184
Board Assessors "A" Budget	153,818	77,259	76,559
Board Assessors	63,013	8,657	54,356
Treasurer/Collector "A" Budget	155,896	77,448	78,448
Treasurer/Collector	33,000	12,396	20,604

	Budget	FY2011 Expended	Avail Budget
Legal Services	200,000	67,572	132,428
Adminstration	70,610	28,508	42,102
Land Bank	274,362	17,188	257,174
Town Clerk "A" Budget	99,476	49,328	50,148
Town Clerk	3,395	306	3,089
Licensing "A" Budget	39,236	19,618	19,618
Licensing	-	-	-
Conservation Commission	7,696	680	7,016
Housing Office Salary	34,309	12,646	21,663
Housing Office Expenses	-	234	(234)
Planning Board Expenses	1,510	-	1,510
Zoning Board Appeals	2,750	1,046	1,704
Historical Commision	500	-	500
Historic District Commission	2,500	625	1,875
Economic Development Council	5,836	-	5,836
Buildings & Grounds Payroll	584,129	310,075	274,054
Buildings & Grounds General	62,497	52,957	9,540
Building Grounds-Town Hall	98,000	41,069	56,931
Buildings&Grounds GraceGouveia	39,346	22,040	17,306
Buildings & Grounds Library	73,922	25,632	48,290
Buildings & Ground Cemetery	3,050	2,863	187
Buildings & Grounds Comfort St	63,376	42,248	21,128
Buildings & Grounds Community	25,801	5,939	19,862
Buildings & Grounds FreemanSt	24,908	6,172	18,736
Buildings & Grounds Other	4,550	2,199	2,351
Police "A" Budget	2,034,735	986,696	1,048,039
Police	159,220	131,299	27,921
Police Station	42,800	15,586	27,214
Fire "A" Budget	361,800	234,228	127,572
Fire	174,749	66,225	108,524
Ambulance Service	578,200	433,650	144,550
Inspections "A" Budget	142,917	68,404	74,513
Inspections	24,085	7,875	16,210
Director Regulatory "A" Budget	93,319	47,960	45,359
Director Regulatory	4,830	2,453	2,377
Emergency Management	5,830	4,910	920
Harbor Committee	1,135	-	1,135
Harbormaster MacMillan Wharf	109,819	54,012	55,807
Shellfish "A" Budget	46,073	23,687	22,386
Shellfish	7,350	1,410	5,940
Parking "A" Budget	325,153	185,533	139,620
Parking	70,300	32,136	38,164
Public Schools	3,354,959	1,189,777	2,165,182
Public School Encumbrance	-	-	-
Cape Cod Regional Tech	52,401	-	52,401
DPW Admin "A" budget	167,461	76,065	91,396
DPW Adminstration	253,358	163,602	89,756
Highway "A" Budget	423,022	207,591	215,431
Highway	232,871	36,826	196,045
Snow & Ice "A" Budget	30,000	-	30,000
Snow & Ice	197,700	8,957	188,743
Solid Waste Recyc "A" Budget	432,957	213,373	219,584

	Budget	FY2011 Expended	Avail Budget
Solid Waste Recycling	116,404	46,711	69,693
Recycling/Renew Energy Cmte	1,250	-	1,250
Waste Disposal Other	168,000	76,968	91,032
Airport	85,850	58,676	27,174
Cable Advisory Commission	75,000	37,500	37,500
Health Agent "A" budget	102,354	54,177	48,177
Health Conservation Agent	7,450	4,941	2,509
Public Health/Nurse "A" budget	19,121	9,017	10,104
Public Health/Nurse	28,624	8,953	19,671
Board Health	1,135	455	680
Council on Aging "A" budget	184,801	83,399	101,403
Council on Aging	10,774	3,452	7,322
Veterans Services	47,815	26,047	21,768
Library "A" Budget	184,572	84,104	100,468
Library	84,069	40,480	43,589
Recreation Dept "A" Budget	104,698	57,474	47,224
Recreation Department	15,650	8,552	7,098
Beautification Comm	5,000	-	5,000
Art Commission	9,585	6,719	2,866
Cultural Council	1,700	-	1,700
Debt Services	1,632,640	665,953	966,687
Tax Title	24,000	1,146	22,854
Retirement Benefits Insurance	5,158,564	3,144,215	2,014,349
Total (Gen. Fund)	20,429,530	9,917,021	10,512,509

Board of Assessors

Fiscal Year 2010 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 decreased by - 4.99% from Fiscal Year 2009. On January 21, 2010 the Department of Revenue approved Provincetown's assessed values and on April 12, 2010, approved the fiscal year 2010 tax rate of \$6.12. Fiscal Year 2010 values by class were as follows:

<i>Class</i>	<i>Total Value</i>
Residential Class	\$1,983,140,288
Commercial Class	\$416,541,412
Industrial Class	\$1,785,800
Personal Property	\$22,836,910
Total Value	\$2,424,304,410

Following the mailing of the actual tax bills in April, the Board of Assessors received 33 real property and 4 personal property abatement applications. The Board granted 24 real property abatements and 3 personal property abatements.

The Board also granted statutory exemptions and/or deferrals to 111 taxpayers as follows:

Clause	Description	Exemption Number		Taxes Exempted
Clause 17D	Surviving Spouse/Elderly	\$258.00	9	\$2,322.00
Clause 22	Veteran	\$400.00	23	\$9,200.00
Clause 37A	Blind	\$500.00	5	\$2,500.00
Clause 41C	Elderly	\$1000.00	35	\$35,000.00
Clause 5K	Senior Work Credit	\$750.00	29	\$21,750.00
Clause 41A	Tax Deferral	Deferral Varies	10	\$20,428.69
Totals			111	\$91,200.69

For Fiscal Year 2010, the Board granted Affordable Housing Tax Exemptions to 25 real property taxpayers as follows:

Description	Exemption	# of Properties	# of Units	Taxes Exempted
Affordable Housing				<i>Exempted</i>
Tax Exemption	100% **	25 ***	54	\$50,605.84

** 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 2010, 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. Inspectors & staff completed 808 inspections consisting of new construction, additions, renovations, sales, abatement process & cyclical inspections from January 1, 2010 through December 31, 2010.

On November 2, 2010, the Board of Assessor's elected Patty DeLuca as Chairperson to the Board of Assessors. Patty has been a member of the Board of Assessors since November 2004. Also, the Board of Assessors and the staff in the Assessor's office would like to give special mention and extend our sincere appreciation to Leslie Parsons who served as Chairperson to the Board of Assessors for the past 2 years. Leslie will remain on the Board as a regular member.

Current board members: Patty DeLuca, Chairperson, DOR Certified; Leslie Parsons, Member, DOR Certified; Greg Muse, Member, DOR Certified; Paul M. Gavin, MAA, Member, DOR Certified; Robert Sanborn, Member. 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 (Assessors' Department) 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,

Patty DeLuca

Chairperson

Treasurer/Collector

REPORT FOR THE FISCAL YEAR 2010

JULY 1, 2009 - JUNE 30, 2010 COLLECTOR REPORT FY 2010

COMMUNITY PRESERVATION ACT

FY 2009	29,450.07
FY 2010	340,869.69
	370,319.76

LANDBANK

FY 2009	41,394.67
FY 2010	411,146.74
	452,541.41

REAL ESTATE TAXES

FY 2009	1,211,372.09
FY 2010	13,606,093.55
	14,817,465.64

SEWER BETTERMENT

FY 2009	108,405.75
FY 2010	1,006,446.08
	1,114,851.83

SEWER LIENS

FY 2009	0.00
FY 2010	48,127.37
	48,127.37

SEWER USAGE SURCHARGE LIENS

FY 2009	343.90
FY 2010	3,858.44
	4,202.34

SEPTIC LOANS

FY 2009	2,428.42
FY 2010	34,470.17
	36,898.59

WATER LIENS

FY 2009	13,982.57
FY 2010	100,698.62
	114,681.19

PERSONAL PROPERTY TAX

FY 2004	15.56
FY 2005	122.88
FY 2006	95.65
FY 2007	0.00
FY 2008	126.37
FY 2009	13,362.70
FY 2010	126,057.47
	139,780.63

WATER RATES

1,842,858.95
1,842,858.95

SEWER RATES

809,145.90
809,145.90

MOTOR VEHICLE EXCISE TAX

FY 2004	314.17
FY 2005	348.75
FY 2006	228.85
FY 2007	265.43
FY 2008	4,718.16
FY 2009	58,928.54
FY 2010	340,317.40
	405,121.30

BOAT EXCISE TAX

FY 2007	30.00
FY 2008	50.00
FY 2009	469.67

FY 2010	11,779.75
	12,329.42
INTEREST, DEMANDS AND FEES	
REAL ESTATE TAX COLLECTIONS	102,134.57
PERSONAL PROPERTY TAX COLLECTIONS	5,126.90
MOTOR VEHICLE	16,175.19
BOAT EXCISE	575.00
WATER/SEWER USAGE RATES	38,919.35
	162,931.01
TREASURY DEPOSITS FROM COLLECTOR	20,331,255.34

TOAL TREASURER'S RECEIPTS FY 2010**TREASURY DEPOSITS FROM COLLECTOR - FY10**

TAX REVENUE	20,331,255
P & I Excise Tax	\$ 19,049
Municipal Lien Certificates	10,131
Payment in Lieu of Taxes	5,969
Tax Revenue under \$5,000	3,247
	\$ 38,396

TOWN REVOLVING ACCOUNTS

Airport Revolving	\$ 120,139
Police Revolving	150,992
Recreation Revolving	35,925
Revolving Under \$5,000	4,102
	\$ 311,158

DEPARTMENTAL RECEIPTS TO TREASURER

Assessors	\$ 5,654
Building Department & Permits	266,129
CATV	13,889
Cemetery	10,700
Fire Department	26,500
Harbor - Mooring, Docking & Ferry	79,694
Health Department	33,460
Licenses	258,446
Management Information Systems	77,500
Planning Board Fees & Deposits	6,400
Police Receipts	15,316
Real Estate Transfers	18,350
Rents & Commissions	133,156
Sale of Surplus Equipment	5,950

Sewer Betterments & Usage Charge	215,264
Tourism	443,608
Town Clerk	46,051
Treasurer's Fees	10,038
Landfill - Transfer Station - Recycling	289,038
Veterans	41,879
Water	17,882
Dept Receipts under \$5,000	26,737
	2,041,639

PARKING RECEIPTS

Parking Meters/Lots/Stickers	1,455,169
Parking Violations	175,844
	1,631,013

TOWN TREASURY - OTHER RECEIPTS

Administrative Consent Order Deposits	218,031
Bond Anticipation Notes & MWPAT Interim Notes	8,530,000
Cable Fees	18,948
Employee Portion - Benefits	422,709
Fuel/Gas & Oil/ Reimbursements	63,294
Gift Contributions	18,230
Historic Dist Comm Application Fees	12,850
Interest Revenues	76,149
Miscellaneous Receipts	112,201
Mt. Gilboa Rent	37,439
Muni Waterways	118,823
Worker's Compensation	84,259
Other State Revenue	596,655
Other Receipts Under \$5,000	9,154
	\$ 10,318,740

FEDERAL AND STATE GRANTS

Airport Federal Grants	\$ 489,478
ARRA Grants	27,352
Early Learning Exp- Elem	59,932
Elder Affairs Formula Grant	5,292
Enhanced School Health Services	25,049
MCDBG Grant	15,000
SPED Entitlement	70,027
State Grant Receipts	57,477
Teacher Quality	12,479
Title I	41,821

Grants Under \$5,000	11,403
	\$ 815,310

SCHOOL RECEIPTS TO TREASURY

School Choice Revolving	\$ 254,174
School Industrial Arts Revolving	6,815
School Lunch Revolving	57,916
SPED Reimbursements	26,622
Student Activities Revolving	93,342
Truro Regular Tuition	199,632
Revolving Under \$5,000	13,069
	\$ 651,570

STATE RECEIPTS - CHERRY SHEET

Additional Assistance	\$ 121,870
Room Occupancy	541,849
School Aid - Chapter 70	272,588
State/Charter School	38,351
State Assessments	(599,098)
State Owned Land	47,769
	\$ 423,329

OTHER RECEIPTS

Ins Proceeds under \$20K	\$ 32,836
Legal Settlements - Prior	20,615
Pier	567,237
Trust Accounts	317,937
	\$ 938,626
	\$ 17,169,782

TOTAL TREASURER'S RECEIPTS FY 2010

	\$ 37,501,037
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SUMMARY OF TREASURY ACTIVITY**7/1/09 THROUGH 6/30/10**

Cash: July 1, 2009	\$ 15,431,471
Add: Net Receipts	37,501,037
Less: Net Disbursements	(35,858,024)
Cash: June 30, 2010	\$ 17,074,484

BONDED DEBT		Start Date	FY10
USDA - Water Systems	02/01/87	02/01/87	\$ 329,300
General Obligation Debt - Miscellaneous	04/15/93	04/15/93	225,000
Mass Water Pollution Abatement Trust Septic-4	97-1157	10/25/00	97,828
Mass Water Pollution Abatement Trust Sewer-5	CW-98-19	10/06/99	220,448
General Obligation Debt - Miscellaneous	03/15/02	03/15/02	2,290,000
Mass Water Pollution Abatement Trust Sewer-8	CW-01-31	03/01/02	11,126,620
Mass Water Pollution Abatement Trust Sewer-9	CW-01-42	11/06/03	66,396
General Obligation Debt - Miscellaneous	11/01/03	11/01/03	1,435,000
Mass Water Pollution Abatement Trust Septic-10	97-1157-1	11/15/04	137,625
Mass Water Pollution Abatement Trust Sewer-11	CW-04-18	11/01/05	1,846,718
General Obligation Debt - Miscellaneous	09/15/05	09/15/05	3,035,000
General Obligation Debt - Miscellaneous	11/15/06	11/15/06	4,140,000
Mass Water Pollution Abatement Trust - Septic-10	97-1157-2	11/15/06	153,431
Mass Water Pollution Abatement Trust Sewer-13	CW-07-01	12/18/07	5,142,951
Mass Water Pollution Abatement Trust Sewer-14	CW-07-01-A	03/15/09	764,482
General Obligation Debt - Miscellaneous	06/15/09	06/15/09	8,600,000
TOTAL BONDED DEBT BALANCE AS OF 6/30/10			\$ 39,610,799

TRUST, ESCROW AND GIFT FUNDS ~ CASH BALANCES 6/30/10

Administrative Consent Orders Escrow Account	\$566,472
Capt Joseph Oliver-Scholarship	513,729
Cemetery Funds	229,116
Other Escrow Accounts	88,231
John A. Henry - Council on Aging	512,988
John Anderson Francis-Scholarship	1,143,647
Library Funds	362,773
Miscellaneous Trust & Gift Funds	71,435
School/Scholarship Trust Funds	51,073
School/Student Activities	142,780
Stabilization Fund	579,200
Waterfront Access Fund	144,165
	\$4,405,609

Employee Earnings

Fiscal Year 2010

Employee Name	Position	Annual Earnings
ADMINISTRATION		
Lynn, Sharon	Town Manager	127,792.24
Gardner, David	Assistant Town Manager	61,221.94
Hudson, Pamela	Secretary to Town Manager	43,199.00
Jackett, Beau	MIS Director	66,447.94
Johnstone, Douglas	Town Clerk	49,725.10
Fults, Susan	Assistant Town Clerk	42,767.60
Porter, Vernon	Secretary to Selectmen	44,266.52
AIRPORT		
Lisenby, Arthur W	Airport (Seasonal)	1,647.00

Employee Name	Position	Annual Earnings
COUNCILONAGING		
Carrano, Valerie	Public Health/COA Director (Retired)	35,172.13
Hottle, Christeny A	Public Health/COA Director	45,867.20
Fabbri, Diane	On-Call Van Driver	8,323.08
Hurst, Maureen	Secretary/Bookkeeper	48,122.38
Johnstone, Gladys	Cook (Retired)	1,803.20
Parris, Vincent	On-Call Van Driver	1,352.84
Reilly, Katherine	Outreach Coordinator	3,153.84
Saunders, Pauline	Aide	9,080.49
COMMUNITY DEVELOPMENT		
Braun, Russell J	Local Building Inspector	68,388.06
Browne, John	Electrical Inspector	2,999.98
Flores, Darlene	Administrative Assistant	41,279.42
Jarusiewicz, Michelle	Housing Specialist	49,633.00
Notaro, Maxine	Permit Coordinator	48,949.96
Post, Justin	Building Inspector	44,048.05
Schneiderhan, Edward	Electrical Inspector (deceased)	18,147.14
VanAlstyne, Darlene	Licensing Agent	38,093.12
DEPARTMENT OF PUBLIC WORKS		
Guertin, David	DPW Director	92,966.97
Turner, Sandra	DPW Deputy Director	68,013.94
Faris, Dana	Project Coordinator	52,034.68
Hutchinson, Alan	Head Mechanic	44,406.44
Building & Grounds		
Lemme, Antonio H	Working Foreman	49,724.96
Andrews, Michael J	Custodian	48,930.01
	Revolving Account	93.93
	Total Earnings	49,023.94
Braddock, Kenneth	Attendant (Seasonal)	9,820.92
Braddock, Pricilla	Attendant (Seasonal)	12,349.74
Cole, Bobbie Jo	Laborer (Seasonal)	14,711.31
Costa, Evelyn	Attendant (Seasonal)	1,177.44
Cote, Annette	Attendant (Seasonal)	5,418.90
Cowing, Brian	Custodian	53,994.75
Delgizzo, Stephen	Office Assistant	2,433.20
Gonzales, Anthony	Laborer (Seasonal)	15,326.79
Hadley, Steven	Laborer (Seasonal)	15,092.64

Employee Name	Position	Annual Earnings
Herrick, Nathan R	Skilled laborer (Resigned)	28,486.76
Joseph, Denise	Supervising Attendant	25,823.40
Kalantzis, Anthony J	Maintenance	43,637.92
Knight, Linda	Laborer (Seasonal)	10,021.62
Machado, Ederlindo	Custodian	45,354.06
Martin, Stephen	Maintenance	46,115.43
O'Rourke, Thomas	Attendant	10,168.80
Whelan, Richard	Attendant (Seasonal)	1,077.09
White, Steven D.	Attendant (Seasonal)	14,256.39
Wilhoite, Jackie	Maintenance	48,308.12
	Revolving Account	134.91
	Total Earnings	48,443.03
Wojtalak, Dennis	Custodian	41,825.55
Highway		
Bronsdon, Scott A	Working Foreman	49,684.18
Clancy, Thomas	Laborer (Seasonal)	13,737.00
Duarte, Ramao	Working Foreman	57,338.27
Healy, Michael	Laborer (Seasonal)	578.40
Martin, Craig	Skilled Laborer	52,446.42
Perry, Jeffrey	Skilled Laborer	52,400.17
Peters, Adrian	Skilled Laborer	40,672.50
Roderick, Paul	Skilled Laborer	56,004.00
Santos, Dennis	Skilled Laborer	51,773.94
Sanitation/Transfer Station		
Cook, Peter	Skilled Laborer	42,405.57
Cox, Jeffrey	Skilled Laborer	46,007.86
Kluesener, William	Laborer (Seasonal)	5,205.60
Menangas, Gerard L.	Working Foreman	59,052.01
Prada, Thomas	Laborer (Seasonal)	39,526.18
Richmond, James	Skilled Laborer	50,716.99
Roach, David	Skilled Laborer	49,898.44
Roderick, Christopher	Skilled Laborer	46,245.72
Smith, Larry	Skilled Laborer	47,388.81
Williams, Eric	Laborer (Seasonal)	13,028.46
Water		
Cole, Margaret	Skilled Laborer	53,958.43
Matrango, Bernard	Skilled Laborer	52,655.28
Michaud, Anna	DPW Administrative Assistant	40,798.56
Pumphret, Michael R	Treatment Operator	35,804.59

Employee Name	Position	Annual Earnings
Rose, Glen	Meter Technician	59,710.27
Russell, Lee	Skilled Laborer	3,527.10
Salisbury, Cody	Skilled Laborer	28,024.73
Waste Water		
Gamella, Ronald	Administrative Assistant (Resigned)	33,132.50
Roderick, Jill	DPW Administrative Assistant	42,370.12
FIRE DEPARTMENT		
Trovato, Michael	Fire Chief	24,999.78
Mathews, Joyce	Department Secretary	48,072.38
Anderson, Michael	EMT	2,277.00
Basine, Marcia	EMT	11,533.70
Cataldo-Roda, Julie M	EMT-P	14,455.95
Coelho, Michael	EMT	5,479.20
Douglas, Christine	EMT	1,125.60
Elliott, Eric	EMT	3,118.50
Fallas, Edward	EMT	2,464.50
Felton, Alan	EMT	9,162.00
Hunter, Zachary	EMT	836.40
Macara, Joel A	EMT-P	1,055.00
McGrath, Joseph	EMT	12,339.08
Notaro, Daniel	EMT-P	14,187.05
Pelligrino, Rachel	EMT	1,422.00
Potter, Lisa M.	EMT-P	9,967.80
Rance, Othaine	EMT	12,656.81
Rego, Linda	EMT	1,256.70
Ricard, Shawn M	EMT	643.20
Roda, Thomas L	EMT	3,053.20
Russell, Lorne	EMT	11,996.25
Smith, Bryan	EMT	5,689.20
Swanson, Nancy	EMT	6,198.00
Tarala, Brandy	EMT-P	10,593.10
White, Justin	EMT-P	14,130.60
HEALTH DEPARTMENT		
Carlson, Brian	Health Inspector	56,520.10
Evans, Jane	Health Agent	61,692.80
LIBRARY		
DeJonker-Berry, Debra	Library Director (Resigned)	3,956.05
Voogd, Jan	Library Director	45,500.00
Aull, Andrew	Relief Tech Asst	7,105.18

Employee Name	Position	Annual Earnings
Bergman, Elizabeth	Relief Tech Asst	155.80
Cartwright, Ann	Circulation Aide	13,821.34
Days, Richard	Relief Custodian	107.04
Gibbs-Brady, Irene	Circulation/Secretary	40,833.45
Graham, Janice	Relief Tech Asst	2,556.19
Mahr, Diana	Circulation Aide	4,373.19
Nicolini, Mary	Assistant Library Director	49,001.94
Packard, Susan	Circulation Aide	8,316.23
Parker, James	Circulation Aide	10,441.14
Peters, Eric	Circulation Aide	9,083.71
Ruane, Thomas	Relief Tech Asst	14,852.63
Smith, Mary B	Relief Tech Asst	12,704.44
Wells, Mary Alice	Circulation Aide	7,157.03

MANAGEMENT INFORMATION SERVICES

Kimball-Martin, Lynne	MIS Technician	39,098.80
Sapinski, Marcin	MIS Technician	37,761.10

MUNICIPAL FINANCE

Bergen, Carol	Real Property Inspector (Seasonal)	2,744.63
Denietolis, James	Assistant Town Accountant	37,294.40
Duarte, Cheryl	Dept. Secretary/Collector	46,972.38
Faust, Richard	Assistant Assessor	50,380.78
Gavin, Paul	Principal Assessor	50,547.90
Heilala, Alexandra	Dir. of Municipal Finance (resigned)	67,897.00
Hoort, Daniel	Director of Municipal Finance	9,201.88
MacKenzie, Cheryl	Assessor's Admin Asst	40,390.74
Margaret McGloin	Assistant Town Accountant	39,225.68
O'Brien, Linda	Treasurer	48,299.94
Pantano, Frank	Real Property Inspector (Seasonal)	3,302.01
Stephen, Barry	Collector	50,370.06

PARKING DEPARTMENT

Rosati, Domenic	Parking Administrator	28,175.20
Asher-Best, Douglas	Attendant (Seasonal)	13,098.40
Benatti, Patricia C.	Parking Clerk/Bookkeeper	28,776.45
Bollas, Mary A	Attendant (Seasonal)	16,053.70
Branco, Bruce	Attendant (Seasonal)	18,291.90
Clinton, Renee	Attendant (Seasonal)	15,656.57
Cook, Marguerite	Attendant (Seasonal)	5,264.00

Employee Name	Position	Annual Earnings
Gonsalves, Deborah	Meter Person/Assistant Clerk	31,416.00
Gutzler, Joell	Attendant (Seasonal)	13,669.76
McGhee, Bonnie	Attendant (Seasonal)	10,883.02
Medeiros, Francis	Attendant (Seasonal)	6,704.00
Perry, Katherine M	Attendant (Seasonal)	14,331.20
Perry, Kathy S	Attendant (Seasonal)	14,331.20
Power, John	Attendant (Seasonal)	15,159.48
Riley, Lawrence	Attendant (Seasonal)	15,654.08
Russell, Robert	Meter Reader/Technician (Retired)	12,287.66
Santos, Cynthia	Attendant (Seasonal)	14,916.86
Seidel, Robert	Attendant (Seasonal)	12,415.78
Silva, Mildred	Attendant (Seasonal)	6,473.57
Souza, Ann	Attendant (Seasonal)	12,305.58

PIER CORPORATION/HARBORMASTER

McKinsey, William R	Pier Manager	49,000.12
Anderson, Carla	Assistant Harbormaster (Seasonal)	4,005.44
Baker, Alan	Assistant Harbormaster (Seasonal)	235.44
Battaglini, Ellen	Assistant Harbormaster (Seasonal)	19,982.51
Davidson, John	Administrative Assistant	15,053.14
DeGruttola, Daniel	Assistant Harbormaster (Seasonal)	5,632.17
DeMatteis, John	Assistant Harbormaster (Seasonal)	14,007.71
DeSousa, Fernando	Assistant Harbormaster (Seasonal)	3,360.00
Galineau, Pauline	Assistant Harbormaster (Seasonal)	720.00
Gaudreau, Seth	Assistant Harbormaster (Seasonal)	5,447.81
Goriounov, Andrei	Assistant Harbormaster (Seasonal)	6,094.89
Paccione, Rocco	Assistant Harbormaster (Seasonal)	4,118.50
Reis, Arthur	Assistant Harbormaster (Seasonal)	10,057.46
Reis, John	Assistant Harbormaster (Seasonal)	10,286.76
Ribas, Luis	Assistant Harbormaster (Seasonal)	43,603.25
Ross, Stephen	Assistant Harbormaster (Seasonal)	2,923.04
Silva, Patrick	Assistant Harbormaster (Seasonal)	7,562.82
Silva, Richard	Assistant Harbormaster (Seasonal)	7,955.21
Steele, Duane	Assistant Harbormaster	4,905.31

POLICE DEPARTMENT

Jaran, Jeff	Chief of Police	112,028.76
	Revolving	702.74
	Total Earnings	112,731.50
Tobias, Warren	Staff Sergeant (Retired)	41,250.04
Allen, Douglas	Dispatcher	57,152.64
	Overtime	2,505.34

Employee Name	Position	Annual Earnings
	Longevity	700.00
	Total Earnings	60,357.98
Bartholomew, Sarah	Dispatcher	51,879.26
	Overtime	5,836.37
	Total Earnings	57,715.63
Behnke, Joseph Jr.	Police Officer	26,126.97
	Overtime	2,004.86
	Longevity	4,576.71
	Total Earnings	32,708.54
Carr, Michael	Police Officer	64,286.84
	Overtime	8,634.79
	Revolving Account	12,761.25
	Longevity	1,300.00
	Total Earnings	86,982.88
Cook, Lisa	Dispatcher	51,304.85
	Overtime	208.06
	Total Earnings	51,512.91
Cowing, Ruth Ann	Dog Officer	48,638.79
	Overtime	77.74
	Revolving Account	152.87
	Longevity	400.00
	Total Earnings	49,269.40
Dahill, Thomas	Records Clerk (Deceased)	9,879.64
	Overtime	206.10
	Total Earnings	10,085.74
Enos, Glenn	Police Officer	65,197.38
	Overtime	18,108.12
	Longevity	700.00
	Revolving Account	32,247.09
	Total Earnings	116,252.59
Golden, James	Lieutenant	81,784.32
	Overtime	26,243.53
	Longevity	1,000.00
	Revolving Account	24,746.42
	Total Earnings	133,774.27
Green, Roger	Janitor / Jailer	48,727.54
	Overtime	1,825.43
	Longevity	1,300.00
	Total Earnings	51,852.97
Himes, Monica	Police Officer	68,411.27
	Overtime	13,279.86
	Longevity	400.00
	Revolving Account	4,133.71

Employee Name	Position	Annual Earnings
	Total Earnings	86,224.84
Joudrey, Paul	Police Officer (Resigned)	
	Overtime	185.60
	Total Earnings	185.60
Koumanelis, Thomas	Police Officer	58,255.91
	Overtime	6,044.45
	Revolving Account	2,711.76
	Total Earnings	67,012.12
Lopes, Carrie	Sergeant	85,370.19
	Overtime	11,360.66
	Longevity	1,300.00
	Revolving Account	1,087.05
	Total Earnings	99,117.90
Menangas, Martin	Police Officer	66,931.88
	Overtime	2,751.76
	Longevity	1,600.00
	Revolving Account	4,530.44
	Total Earnings	75,814.08
Metcalf, Alyssa	Dispatcher	34,771.49
	Overtime	4,026.58
	Total Earnings	38,798.07
Michael, Rachel	Dispatcher	49,604.50
	Overtime	6,453.27
	Total Earnings	56,057.77
Palheiro, Robert	Police Officer	61,073.84
	Overtime	5,371.16
	Revolving Account	7,667.00
	Longevity	1,300.00
	Total Earnings	75,412.00
Pavao, Geoffrey	Police Officer (Resigned)	50,562.02
	Overtime	9,247.39
	Revolving Account	8,168.75
	Total Earnings	67,978.16
Perry, Paige	Secretary to Police Chief	35,284.94
Peters, Rachel	Police Officer	59,843.25
	Overtime	7,522.63
	Revolving Account	10,204.47
	Longevity	1,600.00
	Total Earnings	79,170.35
Peters, Ryan	Police Officer	58,585.84
	Overtime	5,051.88
	Revolving Account	23,526.83
	Total Earnings	87,164.55

Employee Name	Position	Annual Earnings
Peters, Scott	Police Officer	53,518.46
	Overtime	5,328.30
	Revolving Account	15,949.80
	Total Earnings	74,796.56
Poulin, Andrea	Records Clerk	46,711.04
	Overtime	1,323.75
	Longevity	400.00
	Total Earnings	48,434.79
Rapose, Jodi	Police Officer (Retired)	36,919.28
	Total Earnings	36,919.28
Silva, Lawrence	Police Officer	56,721.23
	Overtime	2,953.65
	Revolving Account	4,738.95
	Total Earnings	64,413.83
Steele, Thomas	Police Officer	80,660.39
	Overtime	15,760.72
	Revolving Account	6,117.26
	Longevity	400.00
	Total Earnings	102,938.37
Alves, Richard	Summer Police Officer	14,494.15
	Revolving Account	5,073.86
	Total Earnings	19,568.01
Cabral, Shirley	Matron	6,007.49
	Clem, Matthew	Summer Police Officer
Davis, Stephen	Revolving Account	2,833.50
	Total Earnings	16,581.00
	Summer Police Officer	2,494.32
Dean, David	Revolving Account	451.00
	Total Earnings	2,945.32
	Summer Police Officer	9,316.80
Dean, Timothy	Revolving Account	2,345.50
	Total Earnings	11,662.30
	Summer Police Officer	2,494.32
Dolins, Robert	Revolving Account	553.50
	Total Earnings	3,047.82
	Summer Police Officer	2,543.55
Foster, Ryan	Revolving Account	1,168.50
	Total Earnings	3,712.05
	Summer Police Officer	10,607.91
Kaelberer, Kyle	Revolving Account	1,968.00
	Total Earnings	12,575.91
	Summer Police Officer	10,248.09
	Revolving Account	1,632.00

Employee Name	Position	Annual Earnings
	Total Earnings	11,880.09
Luis, Kevin	Summer Police Officer	2,182.53
	Revolving Account	717.50
	Total Earnings	2,900.03
McConatha, Nathaniel	Summer Police Officer	3,085.08
	Revolving Account	164.00
	Total Earnings	3,249.08
Parks, Denise	On-call Dispatcher	1,550.64
Pineau, Jeremy	Summer Police Officer	10,001.91
	Revolving Account	1,871.75
	Total Earnings	11,873.66
Saunders, Hannah	Summer Police Officer	7,805.33
	Revolving Account	1,304.00
	Total Earnings	9,109.33
Spoor, Kevan	Summer Police Officer	11,226.13
	Revolving Account	2,440.00
	Total Earnings	13,666.13
Sullivan, Jason	Summer Police Officer	2,494.32
	Revolving Account	686.75
	Total Earnings	3,181.07
Thomas, Donald	Summer Police Officer	11,014.91
Roach, James	Intermittent Police Officer	3,643.03
White, Lee	Intermittent Police Officer	53,204.12
Soyt, Kevin	On-Call Dispatcher	10,582.36
Worthington, Jan	On-Call Dispatcher	
RECREATION		
Motta, Brandon	Recreation Director	40,161.04
Aleman, Caleb	Summer Recreation Leader	3,928.40
Jackett, Elizabeth	Assistant Recreation Director	11,330.82
Edwards, Cody	Summer Recreation Leader	4,417.84
Felton, Laurel	Summer Recreation Leader	4,630.36
Lomba, Melissa	Summer Recreation Leader	4,237.52
Menangas, Derek	Summer Recreation Leader	4,972.75
Silva, Emma	Summer Recreation Leader	4,817.12
Tobias, Caitlin	Summer Recreation Leader	4,725.50
Tobias, Zachary	Summer Recreation Leader	4,849.32
Trovato, Kelsey	Summer Recreation Leader	4,366.32
SHELLFISH		
Jackett, Anthony	Shellfish Constable	44,863.62

Employee Name	Position	Annual Earnings
TOURISM		
Sanborn, Robert	Tourism Director	45,000.02
Kelly, Jacqueline	Administrative Assistant, Tourism	23,250.54
TOTALEMPLLOYEE EARNINGS		6,766,197.73



Public Safety

Department of Community Development

What We Do: The Department of Community Development (DCD) serves the citizens of Provincetown, in both a regulatory and planning capacity. Our purpose is to help ensure the life safety and well being of our 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 safety and well-being of the public relative to the built environment. We realize that there can be a maze of regulatory approvals through which a project proponent might have to negotiate in order to get something done. DCD continues to try to 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 striving to improve our electronic databases with an eye to the future where on-line permitting and more complete on-line databases are available to the public and project proponents. It is also our hope that this will also lead to better permitting efficiency and transparency.

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. We continue to look for ways to help streamline regulatory processes. This year, under the direction of Assistant Town Manager David Gardner, an ad hoc Zoning Bylaw Committee

was convened in order to fine tune zoning bylaws and to make them more consistent with the Local Comprehensive Plan.

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 4 inspectors on staff, plumbing/gas, electrical and building. The Building Commissioner and 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 has 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 and emergency management. During this year major effort has been given to enrolling the Town in FEMA’s Community Rating System, which ultimately affords town residents the opportunity to receive discounts on flood insurance.

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. The Licensing Department in conjunction with the Health Department has embarked on an ambitious program of residential rental certification which requires all landlords who own full time, seasonal or transient rental dwellings to register those units and to have them inspected on a regular basis.

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 174 calls. Once again, we consider ourselves very fortunate that all calls were answered safely. The Rescue Squad and the Lower Cape Ambulance crews continue to be extremely busy with all types of calls and hospital runs. 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. With the addition of Seashore Point to our community we find that this too puts more of a demand on our EMS service.

This department answers as many calls as most full time departments and we have the farthest run to a hospital than any other town in the Commonwealth. We have teamed up with The Lower Cape Ambulance Association to make our Ambulance runs to the hospital and to answer rescue calls for this department. The demand on our volunteers for this type of service became too much to handle. Our arrangement with Lower Cape Ambulance Association provides excellent advanced life support care to the town for a fraction of the cost of any other option available. This arrangement works well due to the ability to maintain our completely volunteer fire department. If it were not for the well-balanced mix between these two organizations we would be forced into a full time fire department. A full time fire department would cost a lot more and we would not have as many personnel on call when we need them.

We continue to put one Paramedic and one EMT on call twenty-four hours a day in the Shank Painter Station from Memorial Day through Columbus Day weekend, which is approximately 150 days. This coverage helps to take the load off of The Lower Cape Ambulance Association in our busiest time of the season. In December of 2007 we added a third Ambulance to our Rescue Squad. 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 mutual aid system is great but there are times when the closest mutual aid ambulance available may be coming from Orleans. We really have to have the personnel and equipment to be self sufficient as it just takes too long to get help to Provincetown. We are extremely grateful to the community for their continued support. The Fire Department side of this department is always being called out for various types of incidents and it is also very busy. We are thankful for the state of the art equipment that we now have to work with. We have a fleet of custom built Ferrara Fire Apparatus that have worked out extremely well for our narrow streets.

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 firefighters 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 fishermen, carpenters, plumbers, electricians, and 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. With the loss of our High School it is going to be more difficult to keep this tradition going. Without the High School and families living here 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 looking 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. They recently purchased a new thermal imaging camera and receiver monitor for \$12,000.00. Thermal imaging makes it a lot safer for fire fighters during interior fire attack and makes the chances of finding someone trapped in a fire and smoke filled building much greater. 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 have gone into this project. This is the oldest motorized piece of fire

apparatus that we have managed to retain. With the help of Kevin Ainsworth we are trying to get this truck back on the road. Last year we put the truck in the Fourth of July Parade. We are still trying to work out some problems with this truck. When these problems are worked out you will be seeing more of this truck. District Chief Jimmy Roderick worked very hard on a grant to up date our self-contained breathing apparatus to meet NFPA Standards. This project would have cost the town approximately \$175,000.00. We received a grant for \$125,000.00 to help with the cost of this project. Jimmy also applied for a grant to reimburse the town for the ladder truck but we didn't get that one. Jim is now working on getting a grant to replace out self-contained breathing apparatus compressor. This is a 50,000.00 piece of equipment. The one that we currently have is in need of replacement and was purchased in 1994 by The Provincetown Firemen's Association. We truly appreciate every ones support, it is your generous donations and continued support that makes projects like these possible.

The Provincetown Rescue Squad Association continues to raise money to purchase all equipment needed to keep the Rescue Squad going. This effort takes a lot of time and effort by our members. The town provides the Ambulances and through your much-appreciated donations to The Rescue Squad Association we are able to purchase the rest of the equipment. Once again we truly appreciate the community coming together and supporting us so we can make all of this work. It takes a lot of effort on the part of the members but without the support of the community it would not be successful.

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, and all other Town Departments and the citizens of Provincetown for their continued cooperation and support. A special thanks to my Secretary Joyce Mathews.

Respectfully submitted,

Michael S. Trovato
Fire Chief

Provincetown Fire Department 2010

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

Engine Company #1

Paul R. Silva, Captain
Vaughn Cabral, Lieutenant
Luis Ribas, Steward
Mark Lambrou
David White
John Bumpus
Francis Santos
Aubrey Gordon
Malcolm Kerr Hunter
Andrew Souza
Noah Santos
Scott Menangas

Juniors

Chad Edwards
Cody Edwards
Jada Reis
Laytin Reis
Michael J. Trovato

Ladder Company #2

E.J. Martinez, Captain
George Felton, Lieutenant
Paul Roderick, Stewart
Thomas Roda, EMT-P
John Browne
Justin White, EMT-P
Jamie White
Brandon Motta
Carl Osowski
Kevin Ainsworth
Lee Russell
Shawn Ricard

Engine Company #3

Craig Martin, Captain
Jay Meads, Lieutenant
Scott Enos, Steward
James Richmond
Adrian Peters
Manuel Pedro Verde
Valentine Davoli

Engine Company #4

Jeffrey Perry, EMT/ Captain
Rachel Peters, Lieutenant
David Gonsalves, Steward
Tim Caldwell
Jose Fernando Hernandez
Rodrigo Santos, EMT
Christy Douglas, EMT
John Souza III
Elizabeth DeBella

Juniors

Bruce Henrique
Jonas Ayala
Andrew Kittler

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
Garth Stewart
Lucas Colburn, EMT
Lorne Russell, EMT
Daniel Notaro, EMT-P

Rescue Squad

Tom Roda, EMT-P/Captain
Monica Himes, EMT/Lieutenant
Julie Cataldo Roda, EMT-P/Steward
Brandy Tarala, EMT-P/Training Coord
Bryan Smith, EMT
Adam Wolf, EMT
Ronald White, EMT
Justin White, EMT-P
Michael Coelho, EMT
Marcia Basine, EMT
Othaine Rance, EMT

Rescue Squad (cont.)	
Nancy Swanson, EMT	Glenn Enos, EMT-I
Ed Fallas, EMT	James Golden, EMT
Derek Menangas, EMT	Lisa Potter, EMT-P
Joel Macara, EMT-P	Zack Goldstein, EMT
Christy Douglas, EMT	Shawn Ricard, EMT
Rodrigo Santos, EMT	Lorne Russell, EMT
Fernando Hernandez, FR	Lynda Trovato, EMT
Unpaid Auxiliary	Daniel Notaro, EMT-P
Denise Russell Parks, EMT	Linda Rego, EMT
	Thomas Steele, EMT

2010 Fire Report of Calls

Fires		Smoke or Odor Removal	3
Structure Fire	6	Water Problem/Leak	5
Brush, Grass Fire	5	Person Stuck in Elevator	1
Chimney/Flue Fire	4	Defective Elevator	1
Boiler Malfunction	1	Good Intent Calls	
Cooking Incident	15	Dispatched & cancelled en route	7
Deck Fire	1	Smoke/Odor of Smoke Scare	8
Generator Fire	1	False Alarm & False Call	
Pier Fire	2	False Alarm/False Calls	7
Propane tank fire	2	Malicious/Mischievous	1
Refuse Fire	3	System Malfunction	10
Vehicle Fire	2	Smoke Detector malfunction	5
Rescue/EMS Incidents		Carbon Monoxide Detector	
Motor Vehicle Accident w Injuries	2	Activation	1
Motor Vehicle Accident no Injuries	7	Alarm System Malfunction	29
Medflight	1	Unintentional False Alarm	6
Hazardous Condition		Alarm System Activation, no fire	14
Utility Pole fell on Vehicle	1	Sprinkler System Activation	1
Carbon Monoxide Incident	10	Total Calls	174
Electrical wiring problem	4	Mutual Aid Requests	
Arcing, shorted electrical equipment	8	Mutual Aid given	2
Service Calls		Mutual Aid received	1

Growth Management Report

This is an executive summary of the 2010 Annual Growth Management Report to the Board of Selectmen prepared pursuant to Section 6600(3) of the Provincetown Zoning By-Law. The complete report and its exhibits are on file in the office of the Town Clerk.

As a result of the Amendment to the Zoning By-Law that was approved at the April 2009 Town Meeting, the role of this Annual Report has been strengthened

by requiring that the allocations for *all* of the categories are now subject to this 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.

Findings - Water - Average Daily Water Withdrawal to a Level Below DEP's Permitted Level

Whereas DEP's permitted average daily withdrawal is 850,000 Gallons Per Day (GPD) (with noncompliance at 950,000 GPD) water withdrawal will be recorded at 776,830 GPD, below the permitted maximum withdrawal limit, but an increase over 2009's GPD of 722,740.

In January 2010, the Town received a very important \$9.83 million award, which included 75% as a "stimulus" grant and 25% as a 2.375% 40-year loan from the U.S. Dept. of Agriculture (USDA) Rural Development Administration. Although there were insufficient stimulus funds available for the Town to receive a second grant and loan award for an additional \$7.2 million, the current favorable construction climate, the support of USDA for the Town's request to reprogram the grant funds, and the additional ~\$900,000 of grant funds provided by the MA Community Development Block Grant (MCDBG) program and the MADEP will allow the water system to move forward with all of the critical water quantity and water quality programs that have been a high priority. These include the new water supply development at North Union Field, the unaccounted for water management program, and the water treatment filtration project at Knowles Crossing.

In early April of 2010 prior to the Annual Town Meeting, an agreement was reached with the Truro Board of Selectmen to lease a 10-plus acre parcel owned by the town of Truro for a new well field, culminating 12 years of studies and discussions. The agreement with Truro also reaffirmed and revised the Inter-Municipal Agreement (IMA) that had been formalized in 2004 to include an expansion of the Water & Sewer Board to add two members from Truro who will participate as full voting members for all water system matters. Implementation of these grant funded water quantity and water quality programs will continue throughout FY2012 and into FY2013, and will require increased communication between the two towns at the board, staff, and engineering level. The first joint Select Board meeting to update both boards was held in June 2010 and additional information-sharing meetings will be scheduled as appropriate.

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 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 have

seen a noticeable decrease in waste tonnage and a corresponding increase in recycling. For 2010, we still see a decrease in waste tonnage shipped to SEMASS but no longer is there a corresponding increase in recycling. In fact, we are now witnessing a decrease in recycling. While we still receive income from cardboard, the market rates have shifted so that we now pay \$40/ton for all other recyclables.

Findings – Wastewater System Flow at the Plant

In January 2010, the Town was awarded a \$12 million “stimulus” grant from USDA which will allow the sewer to be extended to Beach Point and the redirection of properties served by grinder pumps in both the East End and the West End to new gravity force mains, as well as replacement of a number of water mains and services and curb-to-curb paving where new sewer collection system construction occurs.

First, in addition to all of the program management and financial oversight activities associated with this major multi-year construction project, we can also report that all of the DEP-required “Return to Compliance” program activities have been completed, including the emergency response plan, an approval and licensing process for all contractors performing sewer-connection related work, an expanded public education program, and a number of capital improvements to the vacuum system, which were funded by the USDA grant. In conjunction with the Town’s design/build/operate contractor, AECOM, we continue to carefully manage and monitor the sewer system during the high peak demand periods including July 4th and Carnival Week so as to ensure that the system is fully operational and that any future emergency situations are responded to immediately.

Second, we have moved ahead with the implementation of Phase 3 of the wastewater system, as first approved by the voters at the April 2009 Town Meeting and then as expanded with the grant funds provided by USDA. The first segment of construction from March to June 2010 involved water main and services work on or in the vicinity of Bradford Street and Howland Street, as well as sewer force main work adjacent to the median of Route 6 from the Treatment Plant to Howland Street. Construction started up again in September after the summer peak period on Bradford Street to Snail Road, for the vacuum system redirects in both the East End and the West End, and for “late comer” connections for both Phase 1 and Phase 2. Some properties will be able to hook up starting in June of 2011, particularly those ACOs that are located in the areas where the sewer work will be completed by that date. AECOM has been able to rework the engineering for several segments so that all of the planned areas where there is sufficient interest can be served by the USDA-funded program. The remaining segments from Snail Road to Beach Point will be completed by May 2012.

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 (Description of General Use Categories available in Attachment A):

- Category 1 - 0 gallons used
- Category 2 - 0 gallons used
- Category 3 - 2090 gallons used
- Category 4 - 1598 gallons used
- Category 4a - 0 gallons used (3,636 gallons reserved for Economic Development)

Findings – Affordable Housing Needs Assessment Annual Update

The 2010 Affordable Housing Needs Assessment Annual Update Report (Appendix B to the original report) was prepared by staff and provided to the Community Housing Council (CHC) in January 2011. Based on the analysis of existing inventories within Growth Management for affordable housing and the anticipated demand from existing projects in the pipeline, the Community Housing Council recommends the full allotment of affordable housing (1650 gallons) be placed in Category 1a (Low Income/Moderate Affordable).

Recommendation

Based on the provisions of the Growth Management Zoning By-Law Article 6, as amended at the April Town Meeting 2010, staff recommends the following allocations to each category for calendar year 2010 as follows:

- Category 1a up to 1,650 gallons
- Category 1b no gallons
- Category 1c no gallons
- Category 2 up to 1,100 gallons
- Category 3 up to 1,870 gallons
- Category 4 up to 1,250 gallons

Health Department

We are pleased to present to you the 2010 Annual Report for the Provincetown Health Department. The Provincetown Health Department is charged with the protection of the public and environmental health of the community and to implement and enforce the Federal, State and Local health and environmental codes for activities within its jurisdiction. The Health Department maintains its commitment to providing prompt and courteous services to all those who communicate with the Department and to provide a user-friendly environment where citizens and visitors can obtain services and information. The Health Department works closely with several other Town Departments and is involved in many Town wide initiatives, which include the following:

Municipal Sewer System: The Health Agent is an active member of the Sewer Team and is responsible for generating Administrative Consent Orders (to date there have been 91 ACO's issued), providing enforcement of the Provincetown Sewer Rules and Regulations, setting up and administering the various grease education and management programs, providing flow determinations, community outreach and planning for existing and future sewer connections and phases.

Wastewater and Title V: The Health Agent continues to review septic system design plans and issue permits and conduct inspections of the newly installed septic systems, witness site and soil evaluations and percolation tests and maintain accurate septic system pumping records. The Health Agent reviewed 67 Real Estate Transfer Septic System Inspection Reports and responded to each one. The Health Agent also issues annual licenses and renewals with the following issued for 2010:

Septic System Installer Licenses	19
Septic Hauler Licenses	9
Septic System Inspector Licenses	8
Refuse Hauler Licenses	4

Public & Environmental Health: The Health Agent and Health and Environmental Affairs Manager perform as staff liaisons to the Board of Health by providing analysis and recommendations of agenda items and recommendations for new Board of Health Regulations or revisions to existing Board of Health Regulations. In addition, staff is required to attend educational seminars and conferences, not only to increase our knowledge and skills in this ever-changing field, but also to obtain the required continuing education units in order to maintain professional licensure. Both the Health Agent and Health & Environmental Affairs Manager continue to provide enforcement of health and environmental codes and regulations as well as inspections of food establishments, pools and spas, housing, rental certificate inspections, inns and motels, barns and livestock and all other licensed establishments under its jurisdiction as well as responding to complaints in a timely manner. The Health & Environmental Affairs Manager serves as the Infectious Disease Coordinator by monitoring and organizing public health responses to threats generated from communicable disease outbreaks and pandemic influenza. The Health Department continues to monitor the 19 Town bathing beaches for water quality with sampling and testing provided by the Barnstable County Department of Health and Environment. Beach closures occur when the indicator bacteria *Enterococci* reaches a level that surpasses 104 CFU (colony forming units). The Department continues to work with state and local officials on approaches to reduce and prevent future beach closures. There were a total of 288 water samples taken and 37 beach closures during the bathing beach season which extended from June to August, 2010.

Animal Inspector: The Health Department staff acts as the Inspectors of Animals and conducts an annual inspection of barns and livestock and taking the annual census of animals for the Department of Agriculture. The Animal Inspector duties include investigating all reported cases of animal bites and diseases and issuing quarantines of animals and sending animal specimens for testing of Rabies, West Nile Virus and Eastern Equine Encephalitis. The Animal Inspectors works closely with the Animal Control Officer and the Board of Health to monitor suspected cases of rabies within Town limits and administers the wild rabies vaccine program twice a year.

Emergency Preparedness: The Health & Environmental Affairs Manager also serves as the Deputy Emergency Manager working under the Town Manager (Chief Public Safety Officer), Assistant Town Manager and the Chief of Police (Director of Emergency Management) and provides services to the Town by ensuring compliance with Federal and State emergency preparedness mandates for planning, municipal employee training, and standardization of emergency preparedness procedures and protocols for public health and other emergency response. This position works closely with the Massachusetts Emergency Management Agency (MEMA) and the Department of Homeland Security (DHS) to achieve required compliance. This position serves as a member of the Regional Emergency Preparedness Coalition (REPC) and staffs the Local Emergency Preparedness Committee (LEPC). This position performs updates to the Multi-Hazard Mitigation Plan, Local Infectious Disease Response Plan and the Continuity of Operations/CEMP Plan.

Conservation and Floodplain Management: The Health & Environmental Affairs Manager also serves as the Town's Conservation Agent and performs administrative duties, permitting, compliance and enforcement of the State Wetlands Protection Act and the Provincetown Wetland Protection Bylaw. The Town of Provincetown is a participant in the National Flood Insurance Program (NFIP) and holds a Certified Floodplain Managers (CFM) licensure through the Health & Environmental Affairs Manager. This position supports oversight and compliance with the NFIP. The Town also made application to the Federal Emergency Management Agency's Community Rating System Program which awards municipalities with reductions in their flood insurance premiums for meeting and exceeding performance standards and activities under the NFIP. Currently, the Town is positioned to receive a 10 to 15 percent reduction in flood insurance premiums for all flood insurance policy holders in 2011.

The Provincetown Health Department staff is continuously searching for additional programs and funding which will benefit the community. We welcome and value your ideas and suggestions. We would like to express our appreciation to the Board of Health, the Board of Selectmen, the Town Manager and Assistant Town Manager, our fellow co-workers and especially to those who volunteer

their time to serve on boards and committees. As we move forward into 2011 we will continue to work cooperatively with other departments to improve communication and the health and wellness of all Provincetown citizens, visitors and our environment.

Respectfully submitted,

Jane Evans, RS

Health Agent

Brian Carlson, RS, MS, CFM.

Health & Environmental Affairs Manager

Licensing Board

In 2010 the Provincetown Licensing Board continued its mission to assist local businesses and to ensure compliance with all. Current Board members are Kristin C. Hatch, Chair; George Young, Vice Chair, Michael Senger, AJ Petras, and Rebecca Matarazzi. As the year ended, the Board had two alternate member positions open. The Board held 25 meetings in 2010 and, with the assistance of the Licensing Agent, processed over 490 licenses. Revenue to the Town through the licensing process totaled approximately \$220,576.00.

Licenses Approved by the Licensing Board

Alcohol 63	Art Gallery 8	Auto Sales 1
Common Carrier 8	Common Victualler 55	Entertainment 72
Fortune Teller 3	Inn Holder 11	Lodging 53
Outdoor Artist – 5	Parking Lot 16	Pedicab – 6
Pedicab Operator 43	Special Entertainment 25	Special Liquor 14
Special Parking Lot 2	Stables 1	Taxi /Livery 20
Taxi Operators 44	Transient Vendor 15	Transfers/Amendments 25

Licenses Processed Through the Department Which Do Not Require Board

Approval: Camps Cabins and Motels 33 Licenses; Corporation Retail or Year Round Retail 201 Certificates; Food Service Permits 197 Permits; Renters Certification 187.

Code Compliance Incidents: Letters of Violations sent by Licensing Agent 33; Noise Complaints 16; Bar Checks 485; Tickets Issued by Licensing Agent 9; Show Cause Hearings/Discussions with Board 0.

Our goals for 2011 will be to continue to provide excellent customer service to licensees and the public and fulfill the statutory duties and responsibilities of the board; to review and revise, as appropriate the Rules and Regulations of the Board; to endeavor to educate licensees as to Rules and Regulation that apply to their businesses; to provide access to continuing education programming opportunities for Board members; and to fill any vacant seats on the Board.

We will continue to investigate allegations of licensee incompetence, negligence, and unlicensed practice; impose fair and appropriate sanctions, based upon consistent findings of facts, practices, or omissions that are not in compliance with the statutes and rules regulating businesses working with enforcement agents. We will strive to better coordinate licensing related matters with other town boards and the Selectmen.

Respectfully submitted,

Kristin C. Hatch

Chair

Parking Administration

The Parking Department is responsible for managing the parking control system in Provincetown. This includes on and off street parking, meters, parking permits, regulation and enforcement generating \$1,482,540.34.

	MPL	GH	Meters	Permits	Totals
March				20,655.00	20,655.00
April	32,275.75	2,685.25	9,889.57	75,960.00	120,810.57
May	84,365.00	21,667.75	13,961.57	39,125.00	159,119.32
June	120,532.00	29,450.50	23,681.07	11,540.00	185,203.57
July	204,603.25	82,061.90	38,094.07	9,965.00	334,724.22
August	210,275.75	96,554.30	39,083.07	2,340.00	348,253.12
September	130,004.40	32,383.00	32,295.07	285.00	194,967.47
October	81,263.50	18,293.50	16,096.07	125.00	115,778.07
November			3,029.00		3,029.00
					1,482,540.34

In the summer of 2010 the first Pay Station Kiosk was installed on Ryder St. The Kiosk replaced 30 mechanical parking meters on the street and the Ryder Lot. The Kiosk accepts coins, currency, credit and debit cards providing more payment options bringing the mechanical parking meter into the 21st Century. The Kiosk took in a total of \$55,000 an increase of 10% over last season. This season (2011) 3 more Kiosks will be installed in town: the Johnson St., Alden St. and the West End lots. You will begin to see the meters and poles removed from each of these lots, a bonus with the Kiosk removing the unsightly meters and poles.

The Tour Bus season was enormous. Provincetown has been nominated as a great destination for Tours and it shows with almost 700 coming into Town from April 1st until October 31st.

I would like to thank Town Manager Sharon Lynn and Police Chief Jeff Jaran for their continued support. Also the Highway Department, Department of Public Works and the Town Hall staff for their cooperation and support as we continue to improve the department and meet the needs of both residents and visitors. I also want to

acknowledge my hardworking and reliable staff. These are the dedicated employees who keep the Parking Office running smoothly. I don't want to forget our seasonal help, the employees that keep the parking lots operating and our 2 meter personnel. Thank you.

Respectfully submitted,

Domenic Rosati

Parking Administrator

Police Department

As I write the 2010 Police Department Annual Town Report, I pause with a heavy heart to remember fallen officers who have given the ultimate sacrifice – their lives; with a mission to safeguard property and protect others. In our great nation a series of shootings has left 15 officers dead in January alone - with 11 killed in one 24-hour period alone. The U.S. Department of Justice said it will study whether the behaviour of officers, deficits in training or financial cut-backs could have contributed to the number of fatalities. The shootings have taken place across the United States and follow a dramatic rise in the number of officers killed in the line of duty last year. The attacks, along with shootings earlier this month in Tucson, Arizona, have thrown the focus on violence in our country. Is it that there's so much violence on entertainment media such as the internet, movies or television, that people are less sensitive to it and more inclined to be confrontational? Here in Provincetown, the department has seen a rise in weapon related incidents along with an increase in physical altercations with police while attempting to take someone into custody during routine arrests.

Although much discussion surrounds the poor economy and the effects it has on local government and specifically the ability to provide necessary services, we at the Provincetown Police Department understand that we are mandated to protect our community. The officers of the Provincetown Police Department are committed to continue providing superior services to the community. We understand that in order to be successful, we must be more creative as well as resourceful.

A year in review continues to show that we are a small town with big city problems. This year the Provincetown Police Department handled approximately 28,905 calls for service proving to be yet another extremely busy year which is outlined statistically below. The department once again experienced a significant increase in calls for service while difficult budget restraints required us to do much more with less. Adhering to the old school philosophy of "an honest day's work for an honest day's pay", standard operating principles now call for an increase in an officer's productivity accounting for their time during a shift. To the officers' credit, they responded by not only meeting the minimal patrol standards set but a number of them far exceeded all expectations and standards.

The department continues to work out of a building with substandard and dangerous conditions for both employees and visitors alike. A recent study proved the current structure was rendered “inadequate” in all twenty-four areas. It also identified five “critically deficient” areas within the building. The Town Manager and Board of Selectmen have committed to finding an appropriate solution based on the recent completed town wide building assessment and study.

I would be remiss if this report did not mention the retirement of a long-standing employee, Sergeant and former School Resource Officer “Marty” Menangas. He will indeed be missed.

The department has recently hired six new officers from outside of the State Civil Service process, a hiring and promotional process used since 1948. Instead, the police department utilized an independent process like so many other communities with a professional and ethical hiring practice that will serve Provincetown well by attracting employees that want to serve and live here. Three of the new hires were certified police officers bringing with them training, education and a combination of 36 years experience to benefit the community. The three others were hired from within the ranks of our summer officers.

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 Provincetown Fire Department and Department of Public Works for maintaining such a terrific working relationship and for their collaborative effort in making our roadways safe. I would also like to take a moment and personally thank all department members for their dedication to the community, job and our beloved profession.

As always, the department is here to serve and protect this community with pride and integrity. Please feel free to stop by the police department anytime with any suggestions of ways in which we could better serve you; our door is always open.

Respectfully submitted,

Jeff D. Jaran

Chief of Police

Police Statistics 2010

Arrest/Citation/Calls for Service Summary

Arrest Summary	2009	2010
Total Arrests	114	117
Total I.P. Persons	247	202
Total Persons Processed	361	319
Citations	2009	2010
Total Citations Issued	323	482

Arrest/Citation/Calls for Service Summary 2010

Calls For Service	2010		
		Assault	15
209A Order/Viol/Service	48	Delivery - Message/Item	31
Boat - Complaints	17	Assault & Battery	15
911 Call/Trace/Abandoned	1554	Demonstration/Parade	17
Boat - Larceny Equipment	3	Assault - Dangerous Weapon	0
Accident/Bike & All Other	40	Disorderly Person	54
Boat - Missing/Stolen	6	A & B - Dangerous Weapon	4
Aircraft/General	31	Disturbance - Family	0
Boat - Recovered/Found	8	B & E - Attempt	12
Alarm - Commercial	222	Disturbance - General	16
Building Checks	3	B & E - Residential/Comm'l	19
Alarm - M/V	11	Dog Citation Issued	10
Child Neglect/Abuse	2	Bikes/Mini-bikes Complaints	11
Alarm - Residential	114	Dog Complaint/Call/Bite	198
Complaint/General	221	Boat - Assistance	7
Alarm - Fire	219	Domestic - Assault/Threat	4
Complaint/Musicians	38	Drinking Minors	0
Alcohol/Drug/Mental Health	31	Domestic - Verbal	46
Complaint/Towing Operator	0	Drug Violation/Complaint	37
Ambulance - General	821	Lost & Found Property	363
Complaint/Domestic	65	Elderly Abuse/Neglect/Compl	12
Animal Compl/other than dog	128	Lost & Found Animals	148
Complaint/Customer	55	Embezzlement	1
Animal Cruelty Complaint	31	Lost/Stolen License Plates	15
Court Complaint (non-arrest)	11	Fight Complaint	22
Animal Injured/Dead	130	Lost/Missing Child	20
Crowds/Overcrowding	46	Firearms - General	2
Argument/Verbal Dispute	115	Lost/Stolen Bicycle/Moped	67
Cruiser Equipment Maint.	68	Fire/Electrical/Utility Pole	12
Arrest/Domestic Assault	19	Lost/Stolen Wallet/Purse	196
Cruiser Escort	28	Fire/Vehicle In/Out Service	169
Arrest/General	63	M/V Abandoned	1
Cruiser Transport	264	Fire/Motor Vehicle	2
Arrest/OUI	6	M/V Accident - Major	19
Cruiser in Pursuit	3	Fire/Boat	1
Arrest/Juvenile	4	M/V Accident - Minor	179
Damaged Property Complaint	52	Fire/Commercial Bldg	19
Arrest/209A Violation	2	M/V B & E	5
Death/Sudden	12	Fire/Grass & Brush	10
Arson	1	M/V B & E & L	1
Decibel Meter Used	1	Fire/Residential Bldg	11
Arrest/Warrant	23	M/V Citation Issued	462
Defrauding - Restaurant	2		

Arrest/Citation/Calls for Service Summary 2010

Fireworks Complaint	19	Keep the Peace/Standby	40
M/V Complaint/Violation	315	Miscellaneous	279
Forgery & Counterfeiting	3	Kidnapping	0
M/V Disabled	118	Motorcycle Complaint	3
Found - Wallet/Purse	118	Landlord/Tenant Complaints	43
M/V Erratic Operation Compl	49	Murder	0
Found - Bicycle/Moped	34	Larceny - Attempt	4
M/V Hit and Run	78	Mutual Aid/Assist Other Depts	191
Found - Property	266	Larceny - More than \$250.00	25
M/V Illegally Parked	274	Noise Complaints	305
Fraud	39	Larceny - Less than \$250.00	39
M/V Larceny From	14	Non-Criminal Citation Issued	11
Fugitive from Justice	0	Larceny by Check	1
M/V Left Compound	1	Notify Fire Department	162
Gun Shots Complaints	3	Licensing Violation	32
M/V Missing/Misplaced	11	Notify Other Department	525
Halloween Complaint	0	Liquor Law Violation	1
M/V Observance/Assignment	2763	Officer Injured	3
Harrassment Complaints	100	Open Door - Business	87
M/V Repossession	3	Open Door - Residence	11
Harbormaster/General	25	Operating After Suspension	0
M/V Stopped by Cruiser	2094	Park / Walk / Talk	1209
Hate Crimes	1	Person Missing/Overdue	36
M/V Suspicious	41	Phone Calls - Threat/Prank	25
Hate Incidents	1	Possession Dang. Weapon	0
M/V Theft/Stolen	4	Power Outage	20
Hazard Complaints	118	Property Check/Request	8837
M/V Tow&Hold-Parking Dept	3	Property Held/Safekeeping	3
Homeless Person	0	Protective Custody	3
M/V Towed Private	33	Rape	0
Hunting Violations	0	Reassurance Check	266
M/V Towed Police	117	Request Police Officer	469
I.P. Person/Complaints	208	Rescue - Code 99	11
M/V Traffic Problem	190	Rescue - Call/Request	1154
Indecent Exp/Nude Bather	5	Robbery	1
M/V Vandalism	22	Runaway	0
Investigation	98	School Crossing	11
Malicious Destruction (Over)	2	Search Warrant Served	2
Issue B.O.L.O./A.T.L.	48	Service - Civil/Order/Summons	53
Malicious Destruction (Under)	0	Sewer Complaint	17
Juvenile Complaints	52	Service Calls	237
Minors with Alcohol	5	Sex Offenses	1
		Sex Offender Notification	8

Arrest/Citation/Calls for Service Summary 2010

Shoplifting Complaint	52	Threats	39
Soliciting Complaint	1	Trespass Complaint	56
Soliciting By-Law Report	0	Vandalism Complaint	30
Spiritus Detour	25	Violation of Town By-Laws	193
Storm Damage/Flooding	12	Water Leak Call/Complaint	103
Suicide/Attempt	8	Weapons Violation	0
Suspicious Activity	72	Wires Arcing/Sparking	61
Suspicious Persons	95	Total Calls For Service	28905
Tagging/Graffiti	7		

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, including blood pressure clinics, diabetic screening, immunization clinics, health seminars, wellness and prevention programs, assessments and referrals and local human services information.

Nursing and home care services continue to be provided through a town contract with the Visiting Nurses Association of Cape Cod (VNA). The Director of Public Health and Human Services supervises the administration and utilization of these services. Nursing services are provided to the town's uninsured and underinsured residents. Maternal and child health services, frail elder home visits, home health services, physical therapy and annual flu, pneumonia and tetanus clinics are also available. Town residents can access these services by contacting the Director of Public Health and Human Services at 508-487-7083.

In cooperation with the Board of Health, the Department of Public Health and Human Services is involved with the investigation, surveillance and prevention of communicable diseases. It is the distribution site for vaccines for town residents. The Director continues to work with the Health Inspector, the Health Agent and other town officials on Emergency Preparedness, particularly as it relates to infectious diseases, public emergencies, shelter management and special needs populations. Potassium Iodide (KI) distribution is conducted through the Department in cooperation with the Health Inspector.

The Director continues to coordinate human services delivery for the town. Many human services agencies can be accessed through this department. Examples include the Cape Cod Children's Place, Gosnold on Cape Cod, Independence House (the town's Domestic Violence Intervention Program), Veterans' Assistance and the VNA, all of which have offices at the Grace Gouveia Building. Several agencies offer support groups at the Grace Gouveia Building with three new groups being added in 2010. In addition, the Director organizes

regular round table discussions with local health and human services providers to identify gaps in human services, evaluate the delivery of those services and offer an opportunity for increased communication between providers.

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 to town residents is a high priority and quarterly reports from the human services grant recipients are reviewed by the Director, who also administers the invoice process. The Department also provides clerical support to the Committee. In conjunction with the Committee, the Director supervises services provided to under-privileged Provincetown children birth-18 years of age through the John A. Henry Trust contract with the Cape Cod Children's Place, reviewing reports and managing invoice submissions. A note of appreciation to the members of the Human Services Committee who work tirelessly on behalf of town residents with great commitment and integrity. Appreciation also goes out to Maureen Hurst, Administrative Assistant for the Department of Public Health and Human Services, for her capable management of support services to both departments.

Respectfully submitted,

Chris Hottle

Director

Shellfish Constable

For 2010 we were able to secure 140,000 juvenile quahogs and 50 bags of remote set oysters from ARC in Dennis through the marine program at Barnstable County Extension. We received the shellfish stock in June and after a period in an upweller was planted at the west end side of the Breakwater during the summer and the remote set was placed in Town waters to enhance oyster spat. We relayed adult quahogs and deployed them in mid June off shore from the west end parking lot and boat ramp. The relayed quahogs help purify the surrounding waters and as the water temperature rises spawn, are free swimming promoting reproduction and recruitment and those that survive develop a foot to dig in and seek the substrate and colonize in surrounding waters. We used the Town barge and were assisted by the Highway Department and the Marine Department and a student from the high school. The upweller was reinforced last spring with the aid of Rocky Rego Jr., graduating high school senior.

The Provincetown Center for Coastal Studies with Owen Nichols as the administrator providing the narrative in collaboration with the shellfish committees from Provincetown and Truro and with the aid of Henry Lind's consultation, provided the BOS from both towns an initiative to promote the project "Enhancing Farmer Access to Sustainable Shellfish Aquaculture Areas: An Ecosystem approach", funded by the Northeast Sustainable Agriculture Research and Education Sustainable Community Grant program. We are in the process of

creating an Aquaculture Develop Area of 25 acres to each Town that will be large enough for individual growers to apply directly to the Town for a plot size yet to be determined within the ADA. The ADA is southeast of the breakwater at the east end of Town with the Town boundary separating the two Towns. These are sub tidal areas large enough to contain multiple grow-out sites by individual farmers.

The harvest for 2010: 868 buckets of quahogs; 65 buckets of soft shell clams; approximately 40 buckets of mussels; approximately 600 bushels of sea clams.

Respectfully submitted,

Tony Jackett

Shellfish Constable



The Provincetown Community Housing Council (PCHC) 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 Selectmen's approved Housing Policy and Action Plan. The mission of the PCHC 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.

Throughout the 2010 calendar year, the development of housing, and especially affordable housing, continued to be basically at a stand-still due to the global economic downturn. The two major projects in the pipeline continued to face significant barriers and delays, however toward years end we saw some movement. Despite the difficulties funding and jumpstarting the development of affordable housing options, the need remains solid. 2010 saw a continued increase in people on wait lists for affordable housing options, including a growing senior population. There are also a growing number of people seeking housing assistance. In Provincetown, the need to create new and additional affordable housing options remains critical to ensuring a vibrant and diverse community. Thus, while movement has been slowed efforts have not stopped.

The PCHC is very pleased that Michelle Jarusiewicz has continued to serve as the part-time Housing Specialist staffing the town's Housing Office. Ms.

Jarusiewicz and the housing office has become a solid resource for people interested in developing or accessing community housing options within Provincetown. In this capacity, Ms. Jarusiewicz serves to clarify 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. Ms. Jarusiewicz works to ensure that all housing related activities and town policies are in compliance with all state or federal requirements or laws.

While development has been scarce the members of the PCHC and the Housing Specialist have maintained contact with housing developers that are planning community housing opportunities. The PCHC and the Housing Specialist have continued to monitor the 90 Shank Painter Road project, which will provide 50 units of affordable/community rental units. The PCHC, through the Housing Specialist, has kept in regular contact with The Community Builders as they pursue the funding portfolio needed to begin construction. Members of the PCHC were also present when the developer presented some slight revisions to the project to the Board of Selectmen. After discussion on the subject the PCHC supported these revisions as they maintain the spirit and intent of the project while making the project more accessible to funders. Despite the frustrating delays in completing the funding package, with some of the funding in place to jumpstart the project, the PCHC is very optimistic that construction will move forward very early in 2011.

Similarly, the project for the redevelopment of 83 Shank Painter Road has been greatly delayed due to the fiscal climate. Again, the Housing Specialist has kept the PCHC in close contact with the developer with the intent of seeing this project receive its full funding and move forward. The project, which will provide 15 units of affordable/community rental housing and greatly improve the current conditions of the building, will create some badly needed access to affordable housing and support year-round permanent residences for people living in the town. While disappointed that our goal of seeing this project well underway within 2010 has not been met, we believe that this important project will move forward in the upcoming months.

The PCHC continues to field requests for financial support through the Affordable Housing Trust Fund (AHTF). Of great importance is the continued support of the Homeless Prevention Council which provides critical assistance to Provincetown residents who have become at risk of losing their housing. This program helps individuals and families who are struggling financially by providing direct relief that can prevent them from destabilizing and ending up losing their homes. The people helped through this program have no place else to turn and would become homeless without this assistance. The PCHC was pleased to be able to again approve requests for funding for this important purpose.

The PCHC closely monitored the redevelopment of a vacant property located at 33 Court Street owned by the Provincetown Housing Authority which received approval for AHTF funding two years ago. The PCHC has been frustrated with the significant delays in this project and has communicated strategies for moving the work forward. The PHA has resolved some of the issues that have created delays in construction and has told the PCHC through the Housing Specialist that the residence should be ready for occupancy by a qualified family very early in 2011.

The PCHC had also approved an AHTF funding request that would have allowed the expansion of community housing opportunities for Seniors, however the project was halted and the approved funding rescinded.

The Housing Specialist has continued to work to ensure that as many units as possible are included in the State approved count for affordable housing units in the Town's portfolio of community housing opportunities by working very closely with the state's Department of Housing and Community Development to keep existing units in the count and to add units that have either not been included or are new. In addition, the Housing Specialist has worked with the PCHC to ensure that any potential resale of existing community housing properties completely adhere to any and all state laws, local rules and deed restrictions. The Housing Specialist was recently closely engaged in this process for the resale of an affordable housing unit at 6 Sandy Hill Lane. The PCHC is pleased that a qualified Provincetown resident was able to purchase the residence within all of the approved guidelines and access permanent, year-round home ownership.

The PCHC 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 of community and affordable housing options in town is approximately 155 units, which is far below identified need. Recent polling of area affordable housing entities have indicated significant and growing numbers of people 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 members of the PCHC look forward to continuing to work with the Housing Specialist to promote, lead and monitor efforts to ensure affordability for a full range of incomes and bedroom sizes for the future. While we continue to experience significant financial challenges, efforts to create and preserve affordability options are even more critical to the future of the town and our

community. We remain hopeful that the next year will see the pipeline projects come to completion and provide some badly needed relief for people struggling to find housing stability in the Town.

Respectfully submitted,

Joe Carleo

Chair

Council on Aging

The Provincetown Council on Aging (COA) is dedicated to the needs, interests and enjoyment of Provincetown's senior residents. The COA's primary function is to offer information, referrals, advocacy and support. In 2010, the COA provided services to approximately 900 year-round and summer residents over the age of 60. The COA offers over 125 programs annually in the following categories: health and wellness, fitness, nutrition, educational classes, leisure and travel, socialization, intergenerational programs, cultural outings as well as outreach and advocacy services (home and office visits available), individual and family assistance, Community Resource Program (including chore services and transportation for medical appointments) and the Senior Real Estate Tax Abatement Program. Many new programs were added in 2010, including a Speaker's Bureau, Zumba Gold, Movie Tuesdays, computer classes and celebrations of the 100th anniversary of the Pilgrim Monument and the reopening of Town Hall. Fitness programs, painting and ceramics classes, story swap and travelogues continue to be popular. The COA provides transportation with door-to-door service to Hyannis and Orleans for medical appointments and shopping, Stop & Shop, Elder Services senior dining lunches and local medical appointments. Transportation is also provided for up-Cape outings and co-hosted COA events. In 2010, over 1,700 rides were provided. We also offer a Mobile Library service for homebound seniors in cooperation with the Provincetown Public Library. The Elder Services Nutrition Program is housed at the COA and offers both senior dining lunches and Meals on Wheels. Last year, they provided almost 1,300 senior dining meals and over 3,700 home-delivered meals. It is a pleasure to work with Nancy Dooley, Elder Services Nutrition Site Manager, and her special group of volunteers each day and we look forward to continued collaboration with them. Other COA meal programs, including a men's breakfast co-hosted with Seashore Point, served another 300 meals. The COA also operates a confidential, year-round pantry and delivers food to residents bimonthly through the USDA Food Distribution Program at Lower Cape Outreach Council.

Thanks to PTV and WOMR, the COA is able to reach homebound seniors through regular programming. COA events and interviews are aired on PTV and 'Specially for Seniors, a radio show hosted by the Director, airs monthly on WOMR. Our monthly newsletter is distributed to 700 residents. The COA received over

\$12,000 in grant funding in 2010. These funds from the state Executive Office of Elder Affairs and Elder Services of Cape Cod and the Islands are used for program development and to support our chore services / medical transportation program to help seniors with low incomes maintain their independence at home. The COA, in collaboration with the Town Assessor's office, administers the Senior Citizen Real Estate Tax Abatement Program. This was the 15th year for this program in which residents 60 years of age and older can earn a credit of \$750-\$1,000 in exchange for 94 / 125 hours of work for town departments. In 2010, this program grew 38% to a total of 36 participants.

The COA continues to work together with the Provincetown Police to promote senior safety in the community. A storm reassurance list is maintained to monitor the safety of seniors with special needs during emergencies and the Police Department continues to offer a daily phone reassurance program to seniors as well as a lock box program. Special recognition goes to Sergeant Carrie Lopes and Officer Rachel Peters, senior liaison police officers, for their many kindnesses shown to seniors.

The COA Director serves on several boards and advisory councils including the Cape Cod Health Care Outer Cape Advisory Board, COAST (Councils on Aging Serving Together, Community Development Partnership Advisory Group, REACH (Reaching Elders with Additional Needs through Community Help) Program, Seashore Point Advisory Council, Seashore Point Board of Directors, Town of Provincetown Emergency Preparedness and Town of Provincetown Human Services Committee (advisor). The COA Outreach Coordinator is a member of the Cape Outreach Coordinators Council and the COA Administrative Assistant is a member of the Elder Services of the Cape and Islands Board of Directors as well as the Nutrition Committee there.

The COA Board deserves recognition for their steadfast commitment to advocacy for senior residents and vision in continually growing and improving the COA. Appreciation goes to Board members Dan Lynch (Chair), Florence Alexander, David Ketchum, Paul Mendes, Char Priolo and alternate Gladys Johnstone. It is through the fundraising efforts and generous support of the Friends of the COA that we are able to offer so many programs and services. Much gratitude goes to Katherine M. Perry (President), Ollie Ahmuty, John Gilbride, Gregory Howe, Joan Lenane, Paul Mendes, Mary McNulty, Mary Peres, Vernon Porter, Dennis Rhodes and Vernon Wilson for their tireless work on behalf of the COA. We are also indebted to our many volunteers who give selflessly of their time and help to make the COA the special place that it is. We couldn't do it without you! To the COA staff and office volunteers, I cannot imagine a more dedicated group of people. Your caring, capable service to Provincetown seniors is exemplary. Sincere thanks to Maureen Hurst, Kathy Reilly, Diana Fabbri, Polly Saunders, Stephen DelGizzo, Patrick Manning, Dot Sanderson, Ollie Ahmuty, and Bunny Howe.

Congratulations, once again, to the 2010 Provincetown Senior of the Year, Ollie Ahmuty. Finally, to the seniors of Provincetown, it is an honor to serve you and we look forward to working together in the year ahead.

Respectfully submitted,

Chris Hottle

Director

Disability Commission

The Commission met every month except July and August. We kept our seven person mandate and all members have completed the mandatory state ethics training. The goals of our commission are to act as advocates for equal rights and access for people living with disabilities. We want to focus on non-discrimination policies and procedures in the community, to encourage businesses to provide legally required accommodations in modification, and to increase awareness and understanding of issues faced by the disabled.

Over the past year, the commission has met with: Sharon Lynn – Town Manager; Michele Couture – Chair – Board of Selectmen; Jeff Dougan – MA. – Office of Disability, Boston; Provincetown Police Department; Pilgrim Bark Park Representatives; Library landscaping project; and, An outreach and systems' advocate for CORD (Cape Organization for the Rights of the Disabled). Throughout the year, we held meetings with other organizations and agencies who serve people with disabilities in hopes of working within a coalition to better serve this population. We also created certificates of appreciation to present to individuals, organizations and businesses who have made a contribution to the disabled community. We are increasingly receiving more requests to investigate complaints from both tourists and Provincetown residents concerning accessibility, parking issues, housing and construction problems, and attitudes and treatment by various service and town employees. We try to investigate and follow through on these issues as best we can with our limited resources.

We have been invited to attend trainings and conferences and have become an active part of networking with other Cape and statewide organizations. We are unable for the most part to participate because of a lack of financial resources. We are in the process of researching ways of generating possible means of allowing us more involvement on this level. We will continue to explore ways to increase our effectiveness as advocates for the disabled community of Provincetown.

Respectfully submitted,

Michelle DeMarco

Chair

Housing Authority

The Housing Authority Board of Commissioners and our Executive Director Patrick Manning, hereby submit this 2010 Annual Report to the citizens of Provincetown.

In 2010 the Provincetown Housing Authority continued to manage and operate the following subsidized housing programs: *Maushope*, a 24-unit apartment complex serving elderly and disabled adults at 44 Harry Kemp Way; *Foley House*, a single site building located on Bradford Street which consists of 10 units for homeless persons with HIV; and 9 scattered site units for families. The Board of Commissioners applied for, and received, a \$20,000 award from the Provincetown Affordable Housing Trust Fund with the approval of the Provincetown Community Housing Council to assist in the rehabilitation of a 2 bedroom single-family housing unit on Court Street. Construction continued this year and the unit will be in compliance with the current building code and ready for occupancy within the first quarter of 2011. The Provincetown Housing Authority continued the process of selling its surplus property located at 951R Commercial Street. The Board worked with the Massachusetts Housing Partnership and the Falmouth Housing Authority to complete the necessary documents to publish the required RFP (Request for Proposals). The property will come onto the market for sale in early 2011.

The Housing Authority began a complicated process in collaboration with the Provincetown Open Space Committee during the winter of 2010 to place an article on the spring Annual Town Meeting warrant. The result was a co-sponsored article, *Article 18: Land Bank – Acquisition of Hawthorne Property, Scenario 1: Conservation, Open Space and Affordable Senior Housing at 15 Aunt Sukeys Way. Map 13-1-025*. If approved, Article 18 would have authorized the Town to purchase approximately 2.5 acres of open space abutting Harry Kemp Way with a section of western uplands to be purchased by the Housing Authority to expand the Maushope apartment complex which abuts the property. With little land in Provincetown available to build senior affordable housing, this collaborative acquisition was seen as a perfect opportunity to leverage the proceeds from the sale of 951 R Commercial Street into a valuable capital project. Unfortunately, these efforts were unsuccessful.

Dr. Cheryl Andrews served as Chair and Molly Perdue as Vice Chair of the Board of Commissioners. Nancy Jacobsen continued to serve as the State Appointee to the Board of Commissioners. Molly Perdue continued to represent the Housing Authority on the Provincetown Community Housing Council. Nancy Jacobsen continued to represent the Housing Authority on the Provincetown Community Preservation Committee. Commissioner Noah Taylor was appointed to the Board

in early 2010 to fill the position vacated by Bryan Green in 2009 and was elected in May. Commissioner Cathy Reno Brouillet resigned from the Board in 2010 and her position was filled by the appointment of Harriet Gordon in October.

Applications for the Authority's elderly, disabled, and family housing programs are available at the office at 44 Harry Kemp Way or by calling 487-0434. Applications for Foley House are available by calling 487-6440. 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,

Dr. Cheryl L. Andrews

Chairman, Housing Authority Board of Commissioners

Patrick J. Manning

Executive Director, Provincetown Housing Authority

Human Services Committee

The mission of the Human Services Committee is to identify human services needs for Provincetown residents. To that end, the Committee is responsible for developing the Request for Proposals process and funding strategy for the town's human services grant program. Working in conjunction with the Committee's advisor, Chris Hottle, Director of the Council on Aging, Public Health and Human Services, the Committee strives to ensure that human services needs are identified and addressed through Committee meetings and two annual public hearings.

The Committee also oversees the John A. Henry trust, which continues to distribute much needed funds throughout the community to families in need who have children from ages birth to eighteen years. Committee members include: Sarah Bailey, Cynthia Franco, Kristin Hatch, Karen Kelly, Teri Nezbeth and Gabrielle Villegas.

Respectfully submitted,

Teri Nezbeth

Chair

Board of Library Trustees

The Board of Library Trustees continued in its mission to renovate the library facility, seeking to maintain its historical integrity. The renovation process has been a nearly 10-year project, repurposing an abandoned 150-year old church-turned-museum into a building that reflects and celebrates the unique Provincetown history. A major boost to the renovation process occurred in

May 2010 at the annual Town Meeting, where the residents voted overwhelmingly to award \$2.1 million to complete the project. Management of this project was awarded to the firm of McGinley Kalsow and Associates, the architectural firm responsible for the beautiful renovation of the historic Town Hall building. This funding was scheduled to accomplish several important goals: to restore the façade of the building, currently covered in plywood, and return it to its original beauty; to paint the entire facility; to finish and expand the basement into a usable area for book stacks and study; and to landscape the lawn to create a lovely outdoor reading space. In order to offset the \$2.1 million, the Board of Library Trustees raised \$410,000 in federal and private grant funds. The renovation project will begin in early February 2011, with an expected completion date of summer 2011.

The library also received significant private support from the community through events such as the annual Packard Gallery reception and its annual appeal. Those monies are used to support the changing needs of the library including additional technology, special materials and programming.

There was a major turnover in staff, with Library Director Jan Voogd resigning in April, and new Director Cheryl Napsha appointed in November. The position of Children's Librarian was eliminated to allow for creation of a new position that more closely mirrors the town's demographics.

Library programming included a partnership with the Provincetown Public Schools, with Assistant Director Mary Nicolini hosting the Provincetown Community Learning Project, a series of 14 adult continuing education courses on computer software programs. The library hosted an evening with author/humorist Kate Clinton, a special event with memoirists including Norris Church Mailer, a program on dunes poet Harry Kemp, and a Heritage Day celebration on Provincetown historical architecture with New York Times reporter David W. Dunlap, among other programs. Children's programs included an on-going "Born to Read" series that reached 80 children, and the annual Summer Reading Program.

For the second consecutive year, we were recognized as a *Star Library* in **Library Journal**, which awards five, four and three stars to the best of 7,268 public libraries. Provincetown Public Library was ranked sixth in the nation for libraries of comparable size.

Respectfully submitted,

Cheryl Napsha

Library Director

Recreation Director

2010 was a rebound year for the Recreation department and the Community Center. It was a year after the town passed a Proposition 2 ½ override to fund the entire Recreation department's budget. The department gained great support from the community through increased attendance in recreation programs and fundraising. The Recreation department has seen an increase in participation in all adult programs, and also has seen the number of evening meetings increase at the Community Center from the previous year. In addition, the children's programs' attendance has remained strong.

Without question, the biggest event for the department was the fundraising campaign in conjunction with Marc Jacobs International. The department was approached by the president of Marc Jacobs, Robert Duffy, about a fundraising campaign that included children's art work displayed on t-shirts. The summer program had a drawing contest among the summer campers, and the top eight contestants drawings were chosen by the Marc Jacobs design department, and printed on t-shirts. An agreement was then reached where the Provincetown Recreation department would receive one hundred percent of the net profits! The 2010 total profits received from Marc Jacobs was \$48,500. The department is very grateful to Marc Jacobs, Robert Duffy, and Alex Cespedes for their great generosity. This donation will be used to make repairs and renovations at the Chelsea Ernest Memorial Playground. The department is currently in the process of gathering bids for the repairs.

The department also made updates to the East End playground in Provincetown. After many years of saving fees collected from programs held at the Community Center, the department addressed the deteriorating conditions of this playground. With the help from O'Brien and Sons, the playground was able to be retrofitted with new equipment, including a new handicap accessibility ramp, new swings, new spring riders, new platforms, panels, etc.

This past year has been another successful one for the few young athletes of Provincetown. Children from kindergarten through fifth grade participated in soccer, basketball, baseball and softball throughout the school year. Youth sports provide the children of Provincetown with a safe activity, where they can learn the fundamentals of teamwork and have friendly competition with neighboring towns, including; Truro, Wellfleet, Eastham, Orleans, Chatham, and Brewster.

As always, the start of summer included the Portuguese Festival week in June. The Recreation department hosts the annual Captain Manny Phillips fishing derby at Fisherman's Warf, and the kids' field games at Motta Field. A lot of fun,

prizes, and great food at these events helped to contribute to another successful Portuguese Festival.

The Summer Program remains to be the department's most coveted, and most attended program. Due to the excellent work of the summer staff, our program has one of the best reputations on the cape! This past Summer Program's attendance has been the largest the department has ever seen; with a total of 90 registered children, and an average of 60 children per day in July alone. We had children attend our camp visiting from as far away as Jamaica, England, and Germany. Children have a wide variety of choices in activities to participate in throughout each day, including drama, dance class, physical education activities, arts and crafts, exciting field trips, and many more. Field trips include visiting McCoy Stadium to attend a PawSox game, shows at Cape Cod Playhouse, cool fun at Waterwizz, Whale Watches, and weekly trips to the library, beaches and playgrounds. Also, a new feature to our Summer Program was the Provincetown Recreation Summer Program vs. Truro Recreation Summer Program "Fun Field Day". This special day included sack races, three legged races, fishing gear relay races, tug of war, and dodge ball. Both towns have agreed to alternate hosting the event each year, and create an annual tradition for the Summer Program. This event boosts morale, and the children look forward to the event all summer long.

The 4th of July parade was an extraordinary success once again. The line-up included 25 parade floats accompanied by Provincetown and Truro fire trucks and rescue squads which were heard all throughout the town. We were honored to have the U.S. Coast Guard Color Guard marching with us. Many thanks go to Bob Littlefield, for his expertise and time spent organizing the parade. Thank you's go as well to the parade marshals who helped organize the staging area and kept the parade running smoothly: Sarah Maker, Derek Menengas, Laurel Felton, Dylan Nelson, Mellissa Lomba, Emma Silva, Kelsey Trovato, Cody Edwards, Caleb Alemany, and Zachary Tobias. Thank you to Sandy Turner, and Cass Benson for judging the floats and for their wonderful commentary in front of Town Hall. The department would also like to thank the Provincetown Police Department with special thanks going to Jim Golden, and Ruth Ann Cowing. Jimmy Roderick also needs to be thanked for providing the Recreation department with use of his truck for a few days, and a ride through the parade.

In September our annual After School Program started up with great popularity. This program was initially developed in September of 2007. Now in coordination with the Elementary School, the Recreation department now runs the Afterschool Program at Veterans Memorial Elementary School. Since the initial move to the school, we have seen steady attendance throughout the school year. Once the school day ends, children are brought to their assigned section based on age group. We now provide different activities for these groups, and each is able to choose two activities that are provided daily by the Recreation staff. This

eliminates mixing of the different age groups, and allows the staff to be able to plan more efficiently for the day.

Our 5th annual October Skate Competition, in coordination with the Knights of Columbus, was a success. This event remains to be popular among local and out-of-town children. The contest provides a chance for Provincetown and surrounding towns' children to show off 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, Jim Keefe, Seamen's Savings Bank, the Truro Police Association, Mooncusser Tattoo, Mike Roderick, Lobster Pot, Pixy 103, Ray Duarte, the Highway Department, Lower Cape Ambulance, and the Provincetown Police Department for all their help in this fun event.

The annual Halloween parade remains to be a popular event with little ghosts and goblins, as well as the many onlookers up and down Commercial St. The children dressed in their costumes, marched through Seashore Point and then along Alden St. down to Commercial St. They went through the center of town to Atlantic St. and crossed Bradford St. to end up at the Community Center. This is where all the young monsters, vampires, firemen, skeletons, and ninjas had snacks and received trick-or-treat bags stuffed with candy. A special thanks goes to the Provincetown Police Department who escorted the parade through town. We wish to thank everyone at Seashore Point for their assistance with the parade, especially Karen Thomas. In addition to the parade, we hosted our other Halloween event, called the "Haunted Community Center". For that one night only the Community Center transformed into a spooky ghouls' dungeon where all the creatures of the night came to life. Children were able to walk through the Center for some freights and scares, and received a safe trick-or-treat bag at the end.

Groups that have held meetings or events at the Community Center throughout the year include; Family Week Training- Collage, Provincetown PTA, Aids Support Group, AA, Al Anon, USCG Auxiliary, Outer Cape Health Services, U.S. Census, Highland Fish and Game, American Legion Ladies Auxiliary, Cape Cod Theater, Counter Productions, Provincetown Players, Outer Cape WIC services, Cemetery Commission, Community Preservation Committee, Licensing Committee, Recreation Commission, EDC, Harbor Committee, Recycling Commission, Open space, Provincetown Theater, Provincetown Public Library, Massachusetts Rehab Commission, Community Development Partnership, Women of Color, Provincetown Business Guild, and Provincetown Dog Park Association.

In closing I would like to extend my greatest gratitude for the continued 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 2010: Marc Jacobs, The Cabral Family, Provincetown Schools, Seamen's Savings Bank, Far Land Provisions, Fannizzi's by the Sea, Wired Puppy, Angel Foods, Board Stiff, Provincetown Business Guild, James J. Roderick, Knights of Columbus, Nelson's 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, Emma, Natalie and Katie Silva, Bill Jacobs, Evan White, Joe Farroba, Glen Enos, Laurel Felton, Derek Menengas, and

I would like to end with an invitation for all to come by the Community Center, at 44 Bradford Street, to pick up information on every one of our great programs and see what the Recreation Department/ Community Center has to offer for all Town residents and visitors. Get information on updates, the calendar and newly added programs on the Recreation page of our excellent website: www.provincetown-ma.gov. Thank you to all!

Respectfully submitted,

Brandon Motta

Recreation Director

Visitor Services Board

The headline of 2010 related to tourism was about the incredible weather we experienced. The old adage "its all about the weather" held true. Once the rains stopped in March, the sun came out and stayed out throughout most of the year right up to the New Year, bringing record numbers of visitors to our town. The tourists came in Spring, Summer and Fall, largely due to the best consistently sunny weather we've experienced in years, if not decades.

The number of tour busses increased by approximately 15% from the prior year, the number of visitors to the Cape Cod National Seashore increased by approximately 8%, parking revenue increased by approximately 5%, and water pumpage was at record levels, all indicating that tourists came to town. However, over the last few years, it seems that tourists are spending shorter stays in Provincetown and are spending less at retail establishments. We don't know whether this is a result of the Great Recession or a trend. Additionally, anecdotally we've observed that the demographics are changing. Along, with the aging baby boomers, there appears to be less young people coming to town. There is no hard data to back-up any of these observations and therefore we are considering commissioning a study of tourism trends in Provincetown.

The Tourism Office, the Provincetown Chamber, the Provincetown Business Guild (PBG) and the Visitor Services Board continue to be a unified front when it comes to promoting tourism and Provincetown in the international arena. Given

that tourism is a competitive market and budgets are tight, we continue to partner with the Chamber and PBG to ensure we coordinated where and how dollars are spent in order to get the most benefit. Last year we continued to promote Provincetown in key domestic and international markets. Also, we ramped up advertising in local markets, particularly the “drive market”. We did this in two ways, by advertising heavily in print media on the Cape, as well as by making a significant investment in radio advertising. We also did target marketing in Canada, Germany and the United Kingdom, our key international markets. We made a decision to stop going to consumer travel trade shows in Los Angeles and Washington DC, and instead focus on the certain trade shows that we believe will have a higher return to Provincetown, such as the American Bus Association Annual Marketplace, the New England AAA Travel Show, and Discover New England. We also will continue to attend the Boston Concierges Annual Conference and the GLBT Expo.

We are proud of several accolades that the Town achieved in 2010, including being named as one of the dozen distinctive destinations by the National Trust for Historic Preservation, being named again to the Top 100 events by the American Bus Association, being named most dog friendly place in America and as the second best dog park in the country. Additionally, now that Town Hall has been re-opened, we are focused on promoting Provincetown as an historic and entertainment destination. Along these lines, we approved funding to print the highly successful 50 site Historic Walking Tour Brochure that is available at the Tourism Office. Tourism Grants continue to pay a return in terms of bringing people to town, and therefore we are recommending an increase in the grants budget to help to promote such events as the Portuguese Festival, the Film Festival, Tennessee Williams Festival, Swim for Life, the Great Schooner Regatta, to name a few. We also have now organized three Provincetown Restaurant Weeks or Weekends, featuring a Gallery Stroll for each of these. We will continue to promote Provincetown as a dining and arts destination.

Under Municipal Projects, we have assisted in funding a number of Tourism Enhancements, including new signage on historic route 6, additional bike racks, the Fourth of July Fireworks, stage curtains for the newly renovated Town Hall, new holiday decorations for Town Hall and the new fountain on the lawn of Town Hall. We have also set aside funds to assist in the renovation or purchase of new seats for Town Hall Auditorium and for a memorial to Fisherman to remember Provincetown’s culture and heritage. With a little help from the weather, we are cautiously optimistic that 2011 will be another successful year. The VSB meets every first and third Wednesday in the Tourism Office, and continues to welcome your participation and input.

Respectfully submitted,

Robert P. Tosner

Chair



Public Works

Airport Commission

This marks the completion of another safe and successful year at our Municipal Airport. The only current project is the ongoing environmental assessment, done as part of the revision of our ten-year master plan, as mandated by the Federal Aviation Administration (FAA). This plan will detail needed maintenance and other improvements to keep the airport in compliance with all regulations, as well as remaining sensitive to the needs of our location within the boundaries of the National Seashore.

We continue to enjoy reliable, safe, and convenient air service to Boston from our Regional Air Carrier, Cape Air. With Cape Air's service we are able to provide not only service to the Boston Area but provide connections through major airlines to destinations all over the world. Our local facility continues to provide a welcoming environment to travelers, whether it is passengers on flights to and from Boston, and corporate and/or private aircraft. We would also like to thank the Town, the FAA, the MassDOT Aeronautics Division and Dan Wolf, of Cape Air for their continued support and contributions to another productive year.

Respectfully submitted,

Arthur "Butch" Lisenby

Airport Manager

Beautification Committee

This year the Beautification Committee is continuing its work on our Waterfront Park. We are also working on improving our street islands and Waterfront Park by working with a landscape designer to improve these areas. As always, the committee is looking forward to continuing its work with the Visitors Services Board, the Building and Grounds Department and again would appreciate anyone who is interested in volunteering to make our Town more beautiful.

Respectfully submitted,

Paul Hall

Chair

Cemetery Commission

Having, in 2009, instituted new Cemetery Rules and Regulations, a new schedule of fees and charges and a program for a sound investment of the Perpetual Care Trust Fund, but having not succeeded in agreeing with Town Hall on a clear and

informative format for the periodic reporting on the status of Cemetery funds and accounts, the Commission in 2010 focused on four areas, two physical and, returning to the fray, two fiscal.

1. The critical need for additional burial space led, as a stop-gap measure, to adoption of a policy of no sales of lots except in connection with an imminent interment. Plans for laying out additional lots on Cemetery land along Alden Street were set in motion, only to be confronted with the revelation that it is all a habitat for a statutorily “protected” species, the Eastern Spade-foot Toad. Enter the Mass. Division of Fisheries and Wildlife, enforcing the state’s Natural Heritage Endangered Species Program. With the invaluable assistance of our engineering consultant, Billy Rogers, an agreement was worked out whereby, with some conditions, 216 lots can be laid out, as they now have been. Most of the preparation work, mainly loaming and seeding, can be accomplished by our Town crews, but there is a need to re-locate a power line that cuts through the space to serve the Cemetery’s garage-office facility. An appropriation for this (estimated \$20,000 - \$25,000) will be sought at Town Meeting in April. The successful outcome should be that our community’s needs for burial space will be provided for many years to come. In this connection, the Commission is exploring the possibility of creating a “Columbarium”, an above-ground monument to receive cremated remains.

2. The condition of our historic Winthrop Street Cemetery has been an on-going concern. Containing and memorializing approximately 420 burials going back to the 1720’s, it is a priceless historical resource for our community, and a beautiful site for citizens and visitors to explore. We must all be responsible custodians. Loving but sporadic efforts by dedicated volunteers, clearing the relentless growth of underbrush and transcribing the time-faded inscriptions on the stones, need now, very urgently, to be supplemented by an on-going program of maintenance and historic preservation. To this end, the Commission has submitted an application for a Community Preservation Act grant, and will also pursue work assistance from AmeriCorps, community volunteers and any other available resource. In related physical concerns, the Commission is pursuing inquiries as to all our Town’s Cemeteries, and particularly the Hamilton and Gifford Cemeteries, related to fallen or threatening to fall headstones, mindful both of the respect due to those memorialized and of public safety concerns.

3. On the fiscal side, firstly, the Commission has been concerned about record keeping for past, current and future sales of plots, so that there should be a permanent, redundant, computerized and cyber-mapped record of who owns what among our cemetery lots. Creating a reliable system is a work in progress, but it is in the able hands of Town Hall staff.

4. Come we now to those vexed questions, which we have raised since the Commission was re-constituted in 2008, of comprehensible reporting of the status of moneys in the Cemetery Perpetual Care Trust Fund and the Sale of Lots Fund, and the past handling of these moneys. On the subject of the formatting of periodic financial reports, we look forward to working with the Town's new Director of Municipal Finance and achieving a long-sought solution. As to the subject of funds apparently never credited to the Sale of Lots Fund over the years when no Cemetery Commission existed to keep tabs, and of sums apparently appropriated out of the (legally non-expendable – see Mass. General Laws, Chapter 114, section 25) principal of the Perpetual Care Trust Fund, the Town has now received an opinion of our Town Counsel, on the basis of which we look forward to further conversations with the Town administration.

During the fiscal year ended June 30, 2010, eleven grave lots were purchased, together with four cremation lots. Income from sales of lots was \$7,100 (which goes to the Sales of Lots Fund) together with \$3,500 in required contributions to the Perpetual Care Trust Fund. Payment for openings and closings were \$4,025 (which goes to the Town's General Fund).

In conclusion, the Commission wishes to extend its thanks to our Town Manager, Assistant Town Manager, and many other members of Town Hall staff for their hands-on attention to our concerns and to Tony Lemme, our ever-diligent Cemetery Superintendant, and we extend our appreciation and best wishes to our retiring member Astrid Berg, who was instrumental in getting the Commission back up and running in the first place.

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 Bylaw. 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 2010 the Commission had one alternate vacancy. The Commission holds its meetings the first and third Tuesday evening at 6:30 p.m. at Town Hall. Meetings are posted and public comment is welcome before each meeting agenda.

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 Bylaw 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 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 and natural resource 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 2010. Most notable is a grant awarded for an AmeriCorps Individual Placement in the amount of \$10,435. This grant provides for the services of Mark Pfeifer, an AmeriCorps services member and covers two days a week through the end of FY 2011. Mr. Pfeifer works with the Health and Environmental Affairs Manager and the Commission to implement various land management plans and several environmental projects. Mr. Pfeifer has also been instrumental in developing phase two of the B-Street Garden which opened in May, 2010.

The Commission has had a very busy and successful year. Several projects have been completed and several new initiatives are underway. In 2010, the Commission established the B-Street Garden at the newly purchased conservation and recreation public lands off Browne Street and Shankpainter Road. Over 70 applicants applied for the 30 community garden plots that were available in 2010. The Commission also received a land management grant from the Barnstable County Land Management Grant Program in the amount of \$3,000 to support implementation of the second phase at the B-Street Garden which includes installation of an additional 30 to 50 community garden beds for spring 2011. The community garden advisory group for 2010 included; Chair, Dave Hale, AmeriCorps Service Member Ryeon Corsi, and group members: Sherry Dranch, Matt Girard, David Moulton, and Mark Phillips. Assistance from Commission members and the Town Building Inspector, Justin Post, helped make this project a great success. The Commission was awarded a Local Acquisitions for Natural Diversity (LAND) grant from the Massachusetts Executive Office of Energy and Environmental Affairs, Division of Conservation Services in the amount of

\$343,265 or 52 percent of total purchase price to aid in securing the Hawthorne Wildlife Sanctuary a 3.03 acre parcel for conservation and passive recreation purposes.

An exciting project that continues to be advanced is the Green Communities Program which consists of five criteria that must be met in order for the Town to be designated as a Green Community by the Commonwealth. The criteria include as-of-right siting of renewable energy, adopt an expedited permitting process for renewable energy, establish an energy baseline and reduce energy use by 20 percent in five years, establish a vehicle replacement plan, and adopt the energy efficient building code requirements also known as the “stretch code”.

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 2011.

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. These positions have now been filled including the Alternate position. The Harbor Committee, Town Counsel and DEP have nearly reached an agreement on changes to the 1999 Municipal Harbor Plan. We hope to issue the revised Plan in early 2011. The town needs to update the Appendices which list the waterfront properties and the percentage of property encroaching into state jurisdiction. 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 number of Chapter 91 license applications. Many of these are complicated and once a 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.

Clean-up of the beaches has always been a problem due to manpower and funding. We have funding for the purchase of a beach rake and tractor for towing. Since the beach is a resource area under the Wetlands Protection Act we

have hired an engineering firm to help in the processing of a Notice of Intent with the Conservation Commission. The initial public hearing has been held and we expect an Order of Conditions to allow us to move ahead. The DPW also needs to add a person to their budget which the Harbor Committee supports to operate the equipment. We also approved funding of the refurbishment of the West End boat ramp with money from the Harbor Access Gift Fund at no cost to taxpayers. This has been satisfactorily completed.

Respectfully submitted,

Gerard Irmer

Chair

Open Space Committee

The Open Space Committee is composed of a group of appointed volunteer citizens whose primary responsibility is the recommendation of expenditures from Land Bank funds, which result from a 3 % surcharge on Provincetown property taxes. These Open Space recommendations, which are presented to voters at annual and special town meetings, involve the acquisition of undeveloped land in Provincetown for the purposes of conservation and passive recreation.

The Open Space Committee investigates undeveloped properties within the town, and evaluates their relative merits for acquisition. The criteria that the committee employs in these evaluations include the following: the wildlife habitat value of a given property, the adjacency of a given property to other conservation land, and the risk of development. The committee also attempts to achieve a balance of conserved land in terms of their location throughout the town, that is in both east and west ends of town.

In 2010 the Open Space Committee was instrumental in the acquisition of the Hawthorne property, off Aunt Sukey's Way, over three acres of mainly upland habitat and a small wetland, that greatly contributes to already existing conservation land in the area. The Town was successful in securing a state LAND grant that provided 52% of the purchase price.

The Open Space Committee cooperates with other town boards and related groups in its efforts, including the Provincetown Conservation Commission, the Provincetown Community Preservation Committee, and the Provincetown Conservation Trust. In particular, the committee works in conjunction with the Commission and the Trust in the stewardship and maintenance of land acquired with Land Bank funds; 3% of this fund (that is 3% of the 3% surcharge) each year is reserved for this purpose.

The bulk of the work supported by the committee this year was at the B Street Community Garden, the 2.3 acre property off Browne Street, which was acquired in 2009. Accomplishments include the creation of 30 individual garden plots, a well and pump, a shed, and compost bins. The garden was a hub of community activity, as residents worked their gardens throughout the season. There is ongoing planning for the expansion of the garden, with an additional 30-50 plots for the 2011 growing season.

Respectfully submitted,

Dennis Minsky

Chair

Water & Sewer Board

2010 was a very productive year for the water department as we can report on notable achievements that have been in the planning stages for a number of years. Most noteworthy is the acquisition of land in Truro for the development of a new water source. Land, via a 99 year lease with the Town of Truro for siting the wells coupled with the purchase of 6.34 acres of land from a private party for the Zone 1 wellhead protection will allow for construction of the North Union Field well site. This has been a multiyear endeavor that will lead to the water department not having to solely rely on the Air Force Base wells for our annual high summer pumpage demands. The Water & Sewer Board and the representation we had on Pamet Lens Oversight Group, a Truro committee, allowed for the fruitful dialogue that allowed for meaningful progress. We would like to thank PLOG Chair Kevin Kuechler of Truro for promoting the groundwork that allowed the Boards of Selectmen to consummate the needed agreements. And on that note, our representative on PLOG from the Water & Sewer Board, Kathie Meads, having been a water department employee for untold years, represented us well on operational issues and kept all parties informed. Thank you Kathie. Further, progress continued with conversion of water meters to radio reads as 98% of the 3,600 meters are now so equipped allowing for monthly reads that are programmed to alert the department to leak potentials.

A new program this year is the examination of all water services for compliance to the regulations. Customers, given ample time to effect corrections after being notified of non-compliance, have lent support to this program beyond expectations. We can then conclude that customers will support a program that gives assurance to the fact they only want to pay for water they use. We thank the Board of Selectman for giving the water department and this board the support needed. As a testament of success of this program, billable water was up 12% while pumpage was up only 8%. Finally, all that has been mentioned above would not be possible without the successful submission of a number of grants submitted by the DPW Director and his team. The US Dept of Agriculture Rural Development grant submission for \$9,830,00 for American Redevelopment and

Recovery Act (ARRA) funds, \$2,466,000 as a loan at @.2.75% and \$7,364,000 as a grant, is the funding source. This one-time availability of funds, funds that otherwise would come from rate payers, or simply not at all given these difficult financial times, allows the water department to undertake these activities. Besides what is noted above, water filtration to eliminate brown water, storage tank improvement to lessen the age of stored water, and other system upgrades will speak to the needs of our water system being serviced well into the future during a time that investing in infrastructure improvements is problematic.

For wastewater, the on-going Phase 3 sewer construction as approved by town meeting and the USDA for funding was based upon serving approximately 75,000 GPD of Title 5 design flow interest from the 2008 outreach program. This USDA grant/loan program is for \$12,000,000 and is in addition to USDA-approved funding for water as noted above. The 2010 sewer outreach program showed that the interest was twice that amount – 150,000 GPD – which required AECOM to redesign the sewer system, increasing the number and size of and changing the location of the pump stations. The additional dewatering and sewer main costs to serve all of the additional interest were more than funding allowed. This means that in order to serve all those properties that have expressed an interest in connecting, we are considering an April 2011 Town Meeting borrowing request for additional funds; funds that get paid back entirely by betterments. In 2001, at the commencement of Phase 1, we planned to serve approximately 340 properties. When Phase 3 is complete in the Spring of 2012, the total number of properties connected will be 750. Should Town Meeting 2011 vote to authorize additional funds – a Phase 4 - the total number of properties to be served will climb to approximately 840 properties. In Provincetown, success is achieved one phase at a time.

Respectfully submitted,

John Sinaiko

Chair



First let me say that this is one of my last official duties as chairman of the school committee and the last two years have been the most difficult ones that any chairman could have faced. There were controversial, heart-wrenching, emotional and extremely tough decisions to make, but, decisions that had to be made. Foremost was the decision to phase-out our high school. As the chairman of the School District Regionalization Planning Committee, it was my charge to explore and determine the actual cost to regionalize or tuition our students to another

school and examine the good or detriment to the town and the ramifications of such a decision.

Unfortunately, after thoughtful study it was determined that the high school must be phased out due to the sheer fact that enrollment has reached an unhealthy number to sustain a viable school at the high school level. The school committee had really no choice but to accept the School District Regionalization Planning Committee's recommendation. I will say that this was a tear evoking and possibly a very traumatic meeting to announce this to the students, parents, staff, anyone who cares about our schools in Provincetown. This marked the end of an era.

The other matter involved what we (the school committee and administration) deemed a plausible and safe and healthy program for our students. We decided to issue condoms to students (without an age limit) upon request to the school nurse or counselor and offer them counseling on their choices and needs, what condoms can and can't protect and answer any questions. Simple, right? This issue, unfortunately, put Provincetown on the map. What we thought was a simple plan ballooned into a national frenzy. As the Chinese say: This is the year of the condom. To this day I cannot believe the hysteria this issue caused. The initial reaction once the media got a hold of this was Provincetown is handing condoms to six year olds. What are these people thinking and what is the matter with these people? I do not exaggerate this frenzy as I received numerous calls from Boston announcers and even calls from radio announcers from Arizona, Michigan, and even Diane Sawyer from New York City asking if I was in my right mind. Basically, the program was set-up to help students prevent pregnancies, STD's and to educate them about safe sex. As I told many announcers, the intent was not: Hey, Johnny, you did great on your math test, here's a condom! We were not distributing these like lollipops. The fact of the matter is that Provincetown is not even a pioneer on this issue. There are numerous schools on the Cape and throughout the state that have been doing this for years. The day to day concerns of the School Committee (budget, curriculum, bullying, academic achievement) seem paltry compared to these two issues.

On the positive side I am happy to say that we now have on board an administration that I feel will successfully take us into the future. We have a district principal, Ms. Kim Pike, and a district superintendent Dr. Beth Singer, who I am fully convinced, will take Provincetown schools to a place we've never been before. They are in the process of stabilizing our system as an IB (International Baccalaureate) school. This is the wave of the future. They are both extremely well versed in their jobs and responsibilities and do so with aplomb. I am very proud to have worked with these two woman and only regret that I am now "termed out" and cannot be with them on their journey to bring Provincetown School System to a place that not only can the town be proud of

but, for other districts and towns on the Cape to envy. They have vision, experience and determination to bring all this to fruition. So Beth and Kim, I wish you all the best; I know you will succeed and maybe I will see you in a couple of years.

Respectfully submitted,

Peter Grosso

Chair

Superintendent of Schools

For **Provincetown Schools**, 2010 was a year like no other. After decades of discussion and debate, it was decided that high school aged students would be phased into Nauset Regional, or the high school of their choice, one grade at a time. Thus in September the entering ninth graders did not come to PHS for the first time. Provincetown is the first District in Massachusetts to phase out a high school over time to allow existing students to graduate from their home school. Although this was a very difficult decision for the community, it was based on doing what is best for our students.

2010 is also the year we began our application to become a candidate for **International Baccalaureate (IB)** Primary and Middle Years Programs. IB is a globally recognized, highly respected, international community of schools focused on developing tomorrow's world citizens. Provincetown teachers are being trained in IB approaches to teaching and learning. IB also requires that students learn a second language. Towards this end, preschoolers, students K-8, and staff, are all learning Spanish. Provincetown will be the only PK-8 International Baccalaureate Program in Eastern Massachusetts.

Along with IB training, professional development for our teachers has been extensive this year. With new curriculum in reading (starting with our 3 year old pre-schoolers) teachers have been working collaboratively with consultants and each other towards improving student achievement in reading. They have also been learning the latest technology skills and apps to integrate technology into the curriculum. Ipads, and Mac books have been purchased to supplement our Mac lab. Next year every student in grades 4-8, as well as our Juniors and Seniors will have a portable computer to aid their learning.

Motivated by our commitment to support families, and in response to community needs, Provincetown Schools is managing a child care center for infants and toddlers. This self-supported program, known as **Wee Care in Provincetown**, is located in VMES and is thriving along with our Pre-School.

Students have been involved in some very interesting and fun experiences in 2010. Our first community-wide musical production of the King and I in

collaboration with Counter Productions was a great success. Our 8th graders traveled to Washington D.C. and even had a tour of the White house. Community Tuesdays have brought students to the theater, the tidal flats, Pilgrim Monument, Pilgrim Springs, Boston, the National Seashore, and kayaking in the bay. Additionally, our students created a B Street garden, a recycling program, an amazing, authentic Harvest Feast, and many, many more projects.

This year we welcomed two new teachers. Eleanor Lincoln is teaching music including **instrumental music lessons**. Our students are quickly learning to play string and woodwind instruments. John Vosberg is working with elementary school students to improve reading and math performance. We also welcomed Janice Paine and Pam Haley to Wee Care in Provincetown. Melissa Yeaw is teaching technology skills, working with our web site and with PTV making Provincetown Schools more accessible and visible to the greater community. **Community** has played a very big role in our schools this year and will continue to be an important resource as well as responsibility in our schools. Our community has much to offer us, and we are eager for the opportunities to serve our community as well as learn from it. Outer Cape Health Services, PAAM, FAWC, National Seashore, Center for Coastal Studies, the Monument Museum, PTV and WOMR, Seashore Point, local artists, writers and performers, are our much appreciated community partners in education.

Respectfully submitted,

Beth Singer

Superintendent

Report of School Employee Earnings

Name	Began Service	Education	FY 2010-11 Salary
Superintendent of Schools			
Dr. Beth Singer	2009	Univ. of Toledo B.S. Central Conn.State Univ. MS Spec. Ed. Univ. of Mass. Ed.D.	52,349
District Principal			
Kim Y. Pike	2009	Univ. of Vermont B.A. Lesley Univ. M.Ed. Worcester State College Educational Administration Certificate	101,613
District Social Worker			
Maryann Campagna	2002	Lesley College B.S. Rhode Island College MSW	66,776
School Psychologist			
Margaret Donoghue	2007	Boston College B.A., M.Ed. St. Michael's College C.A.S.	32,608

Name	Began Service	Education	FY 2010-11 Salary
PreSchool Tchr/Spec Ed Coord.			
Kelly Lindsay	2006	Ohio State University B.S. Ashland University M.Ed.	56,821 6,923
(Cord.Funded by Sped. Entitlement Grant)			
Pre-School Teacher SandraBostwick	1979	Corning Com. College A.A. SUNY @ Cortland B.A. Longevity	61,069 3,200
School District Nurses			
Lead School Nurse Donna O'Brien	2005	Worcester State College B.S. University of Lowell M.S.N.	39,831
Nurse Kristen Shantz	2009	Cochise College, R.N., A.S. R.N. Mass	24,184
Superintendent's Office:			
Administrative Assistant/Human Resources			
Alma M. Welsh	1979	Burdett Junior College Longevity	71,320 3,000
Administrative Assistant/Business & Finance			
Betty White	1986	Longevity	71,320 2,400
Veterans Memorial Elementary School			
Bldg. Based Adm. Assistant			
Judy Ward	1998	Cape Cod Community College Mohegan Community College Longevity	44,000 1,100
District Receptionist			
Amy MacAvery		Broome Community College	8,832
Kindergarten Teacher/Assist to School Principal			
Elizabeth Francis	1994	Boston College B.A. Lesley College M.Ed. Longevity	80,683 7,344 800
Title I Math Specialist			
John Vosburgh	2010	U. of Delaware B.S. Gratz College, m. Ed.	13,116
Teachers			
Judy Ainsworth	1983	Keene State College B.S. Longevity	61,069 2,400
Rebecca Yeaw	2008	Univ. of Rhode Island B.A. Rhode Island College MAT	45,195
Nellie Lukac	2008	Bridgewater State College B.S. Bristol Comm. College A.A.	38,853
Helena Ferreira	2000	Smith College B.A.	54,002
M. Valerie Valdez	1999	Univ. College of Dublin B.C.L Lesley College M.Ed.	61,577

Name	Began Service	Education	FY 2010-11 Salary
Physical Education			
Lisa Colley	2002	Salem State B.S. Fitchburg State College M.Ed.	54,883
Library Assistant			
Valerie Kepler Golden	2001		20,281
District Cafeteria			
Claudia Colley	2000		22,520
Brenda Costa	1984	Longevity	1,000
			22,447
		Longevity	2,500
Cynthia Lambrou	2002		16,441
VMES Custodial Staff:			
Coordinator Buildings and Grounds			
Larry Brownell	1975		51,913
		Overtime:	962
		Longevity	3,075
Jill Sawyer	1999		42,844
		Overtime:	2,406
		Longevity	275
Provincetown High School			
Guidance Counselor			
Petra L. Farias	2006	Brandeis University B.A. University of Mass. M.A. Framingham State College M.A.	67,927
Teachers			
John Hanlon, Jr.	2000	Cornell Univ. B.S. Boston Univ. M.Ed. Bridgewater State College, M.Ed.	68,976
Nathaniel Bull	2003	State U.. NY @ Oswego B.S.	51,684
Amelia Rokicki	1995	Univ. Mass. B.A. Simmons College M.S.	70,230
		Longevity	800
		Salem State College, CAGS Ed. Leadership	
Carol D'Amico	1988	Emmanuel College B.A. Cambridge College M.Ed.	65,204
Victoria Hatch	2008	Westfield State College, B.A.	48,152
Dawn Butkowsky	2002	Oneonta State B.A.	50,267
Nancy Flasher	1997	Lesley College B.S. Antioch New England M.Ed. Salem State College, CAGS Ed. Leadership (Partially Funded by School Choice)	63,162
David C. McGlothlin, Jr.	2006	Emory and Henry College B.A. George Mason University M.A.	61,604
Emily Edwards	2007	Wheaton College B.A.	44,701
Lorie L. Welch	2005	Univ. of Toledo B.S. Univ. of Phoenix, M.Ed.	44,509

Name	Began Service	Education	FY 2010-11 Salary
Athletic Director			
Louis Preziosi	2009	Southern Conn. State Univ. B.S. Southern Conn. State Univ. MS	35,403
District Media Specialist			
Melissa Yeaw	2010	Rhode Island College B.A. Emerson Colleg M.MA	17,139
District Music Teacher			
Eleanor Lincoln	2010	U. of Mass BA Music	12,916
District Art Teacher			
Lisa B. Fox	1977	U Mass B.F.A. in Ed. and Art Longevity	54,800 3,200
PHS Head Custodian			
Michael Smith	1977		47,514
		Overtime:	561
		Longevity	3,075
Kevin Littlefield	2000		31,950
		Overtime:	1,417
Michael Luster	2005		29,043
		Overtime:	2,790
Special Needs Department			
Special Needs Secretary:			
Ella Holst	2009	Valparaiso Univ. B.A.	31,134
Special Needs Teachers:			
Marcia Rose-Packett	1981	Lesley College B.S. Longevity	61,069 2,400
Judith Stayton	1998	Pennsylvania State Univ. B.S. Bridgewater State Univ. M.A.	61,950
Speech Therapist			
Margaret Millette-Loomis	2006	UMass. @ Amherst B.A. Bouve College @ Northeastern Univ M.S.	57,578
VMES Paraprofessionals			
Sheree Silva	1988	Cape Cod Community College Longevity	19,532 2,000
Mark Peters	2002	Wesleyan Univ. B.A. (Funded through School Choice)	20,244
Jill Macara	1996		20,281
		Longevity	1,200
PHS Paraprofessionals			
Susan LaBree	2000	Fisher Junior College (Funded through School Choice) Longevity	20,349 800
Veronica Londergan	2008	Univ. Bridgeport Conn. B.S.	15,814
Coordinator of Transportation and School Bus Driver:			
Lucy Hamilton	1998		20,281
WeeCare Toddler Program			

Name	Began Service	Education	FY 2010-11 Salary
Janice Paine	2010	Boston U. Sch of Fine Arts B.A. (Funded by Early Learning Revolving)	10,191
Pam Haley	2010	Kingsborough Community College (Funded by Early Learning Revolving)	10,762

School Committee Members	Term Expires
Peter Grosso, Chairperson	2011
Kerry Adams, Vice Chairperson	2010
Shannon Patrick	2012
Lory Stewart	2013
Cass Benson	2011

School Year 2010-11 Calendar

Sept.6	Labor Day	Feb. 18	Close End of Day
Sept. 7	Prof. Dev. Day	Feb. 21	Presidents' Day
Sept. 8	School Opens	Feb. 21-25	Winter Recess
Oct.11	Columbus Day	Feb. 28	School Re-opens
Oct. 12	Prof. Dev. Day	Mar. 14	Prof Dev. Day
Nov. 11	Veterans Day	Apr. 15	Close End of Day
Nov. 23	Close End of Day	Apr. 18	Patriot's Day
Nov. 24-26	Thanksg Recess	Apr. 18-22	Spring Recess
Nov. 29	School Re-opens	Apr. 25	School Re-opens
Dec. 23	Close End of Day	May 30	Memorial Day
Dec. 24-31	Christmas Recess	June 23	Prof. Dev. Day
Jan. 3	School Re-opens	Graduation Day: June 10, 2011	
Jan. 14	Prof. Devt. Day	180th School Day: June 22, 2011	
Jan. 17	Martin Luther King Day	185th School Day: June 29, 2011	

	Enrollments	Projected Enrollments	
	2010-11	2011-12	
	Pre-K	31	30
	Kindergarten	12	15
	Grade I	7	12
	Grade II	10	7
	Grade III	8	10
	Grade IV	10	8
	Grade V	6	10
	Grade VI	6	6
	Totals:	90	Projected: 98
8	Grade VII	4	6
	Grade VIII		4
	Grade IX		
	Grade X	10	
	Grade XI	5	10
	Grade XII	17	5
	Totals:	36	Projected: 25
	Grand Totals:	126	Projected: 123

Cape Cod Regional Technical High School Enrollments

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	2009-10: 3
2000-01: 2	2005-06: 9	2010-11: 5

Cape Cod Regional Technical High School

Cape Cod Regional Technical High School was established in 1973 as a public technical high school and provides an opportunity to acquire high quality technical, academic and social skills preparing students for success in our changing world. For our school year 2008-2009, we had 703 students enrolled in 18 different technical programs from our sending school district that comprises 12 towns from Mashpee to Provincetown with an operating budget of \$11,903,693.

- Cape Cod Regional Technical High School graduated 158 students in June of 2009.
- In addition to our renewable energy program, our tri-generation system has saved the district over \$160,000 this past year. This new concept demonstrates Cape Cod Tech's commitment to reducing annual energy consumption and that we are doing everything we can to reduce our energy costs.
- Capital improvements for the FY '09 included repaving of Cape Cod Tech's roadways and parking lots phase 1 and the installation of a security and camera surveillance system with the help of a \$50,000 Department of Justice grant through the Harwich Police Department.
- Due to a lack of enrollment over the last 5 years, the Masonry Program was closed.
- This was quite a year for two of our Science Instructors, Charlie Bresnahan and Lynn Fleischer. Mr. Bresnahan was recognized for Outstanding Leadership in Energy Education by three prestigious organizations: Cape Light Compact, The Barnstable County Commission, and the Commonwealth of Massachusetts, House of Representatives. Both Science teachers and Cape Cod Tech were recognized by the Commonwealth and received the 2009 Secretary's Award for Excellence in Energy and Environmental Education. The House of Representatives further recognized Cape Cod Tech's Environmental Studies/Tech Prep Program and the Renewable Energy Education and Awareness Program. Two of our

Administrators were asked to present our energy initiatives at a national conference in Arizona last fall.

- SkillsUSA is a national organization serving students enrolled in technical programs. This year our students brought home 3 gold, 5 silver, and 11 bronze medals in the district competition (all 3 gold medal winners are from the Town of Barnstable); 2 gold, 3 silver, and 3 bronze in the state competition; and in the national competition, we brought home a bronze medal in Marine Service Technology and first place in the 2009 National Sustainability Solutions Competition. In addition, 6 students received a first place in the Agri-Science Fair at the Future Farmers of America (FFA) State Convention.
- Cape Cod Tech provides money saving projects for our district and community and these projects not only save thousands of dollars, but also provide our students with real life work experience in a supervised setting. For the 2008-2009 school year, the total estimated value of the savings to our sending towns from work completed by Cape Tech's technical shops was in excess of \$900,000.
- Please visit our website: www.capetech.us for more information.

Respectfully submitted,

Christopher Enos

Provincetown Representative,

Cape Cod Regional Technical High School District

Town Directory

Airport - Manager
508-487-0241

Assessor - Principal
508-487-7017
pgavin@provincetown-ma.gov

Board of Selectmen
508-487-7003
vporter@provincetown-ma.gov

Building Commissioner
508-487-7020
rbraun@provincetown-ma.gov

Conservation Agent
508-487-7020
bcarlson@provincetown-ma.gov

Council on Aging Director
508-487-7080
chottle@provincetown-ma.gov

Fire Department
508-487-7023
ptfire@provincetown-ma.gov

Health Agent
508-487-7020
jevans@provincetown-ma.gov

Health Inspector
508-487-7020
bcarlson@provincetown-ma.gov

Housing Authority Executive Dir.
508-487-0434
pha@capecod.net

Housing Coordinator
508-487-7087
mjarusiewicz@provincetown-ma.gov

Human Services Director
508-487-7080
chottle@provincetown-ma.gov

Library Director
508-487-7094
cnapsha@provincetown-ma.gov

Licensing Agent
508-487-7020
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
dhoort@provincetown-ma.gov

Parking Department
508-487-7050
pbenatti@provincetown-ma.gov

Permit Coordinator
508-487-7020
mnotaro@provincetown-ma.gov

Police Chief
508-487-1212
jjaran@provincetown-ma.gov

Public Works Director
508-487-7060
dguertin@provincetown-ma.gov

Recreation Director
508-487-7097
bmotta@provincetown-ma.gov

Tourism Director
508-487-3298
rsanborn@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