

COMMONWEALTH OF MASSACHUSETTS

TOWN OF BOURNE

TRANSCRIPT OF A

SPECIAL TOWN MEETING

HELD ON MONDAY, OCTOBER 21, 2024

TRANSCRIPT of a SPECIAL TOWN MEETING before Amy Kullar, Moderator, taken by Linda L. Wesson, Certified Verbatim Reporter and Notary Public in and for the Commonwealth of Massachusetts, at the Bourne High School Auditorium, 75 Waterhouse Road, Bourne, Massachusetts, commencing at 7:00 p.m.

* * * * *

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A P P E A R A N C E S

Amy Kullar, Moderator

Barry Johnson, Town Clerk

Marlene McCollem, Town Administrator

Liz Hartsgrove, Assistant Town Administrator

SELECT BOARD:

Mary Jane Mastrangelo, Chair

Melissa Ferretti, Vice Chair

Anne-Marie Siroonian, Clerk

Peter J. Meier

Jeanne Azarowitz

FINANCE COMMITTEE MEMBERS:

James Sullivan, Chair

Amanda Bongiovanni, Vice Chair

Arthur Wayne Sampson

Thomas Joyce

Priscilla Harcourt

Carla Emmons

SPECIAL TOWN MEETING

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SPECIAL TOWN MEETING

(Meeting convened at 7:00 p.m.)

MODERATOR AMY KULLAR: Good evening. Having reached the date and hour designated in the Warrant for the October 21, 2024, Special Town Meeting, I hereby call the meeting to order.

My name is Amy Kullar, and I'm the Bourne Town Meeting Moderator. Mr. Town Clerk, Barry Johnson, how many voters have been checked into the Town Meeting?

CLERK BARRY JOHNSON: 156.

MODERATOR AMY KULLAR: He responds 156 registered voters. Thank you all for being here tonight. I declare there is a quorum present.

Mr. Town Clerk, has the Special Town Meeting Warrant been duly posted as required by law?

CLERK BARRY JOHNSON: Yes, it has.

MODERATOR AMY KULLAR: He responds in the affirmative. Madam Stenographer, please note for the record that the Town Clerk responds that the Warrant has been

1 duly posted.

2 (Warrant was duly posted.)

3 MODERATOR AMY KULLAR: As a
4 reminder, will everyone please silence your
5 cell phones at this time. And, at this
6 point, I will ask you to join me in standing
7 and remain standing until I ask you to
8 resume your seats. Please join me in
9 reciting the Pledge of Allegiance.

10 (Pledge of Allegiance.)

11 MODERATOR AMY KULLAR: Let us
12 offer a special moment of silence to those
13 brave men and women who serve our nation in
14 public safety, military, and intelligence
15 services at home and abroad, and for those
16 town employees who have passed away since
17 the last Town Meeting.

18 (Moment of silence.)

19 MODERATOR AMY KULLAR: Thank you.
20 You may be seated. At this time, I'm going
21 to recognize Select Board member Peter
22 Meier.

23 SELECTMAN PETER MEIER: Thank you.
24 Point of personal privilege. Thank you for

1 that.

2 MODERATOR AMY KULLAR: You have
3 the floor, Mr. Meier.

4 SELECTMAN PETER MEIER: Recently,
5 our former moderator, former planning board
6 member, Joe Labretto passed away. Mr.
7 Labretto was a great businessman and a great
8 person who did a lot for this community. So
9 please keep him in your thoughts. Thank
10 you.

11 MODERATOR AMY KULLAR: Thank you
12 so much, Peter. So what is going to happen
13 now is I'm going to provide you with a lot
14 of information in the next few minutes. We
15 are going through some housekeeping matters
16 and use our voice votes on two motions that
17 keep the Town Meeting business moving along
18 smoothly.

19 We're also going to do a quick
20 mock vote on how to use the electronic
21 voting devices. When I ask for the motions
22 during the next few minutes, we are going to
23 conduct those voice -- those votes by voice.
24 They are routine and in keeping with the

1 long-term practice in the Town of Bourne.
2 I'm explaining this now because at my very
3 first Town Meeting as Moderator, it was also
4 a Town Meeting with a high-interest article,
5 and there was a lot of first-time attendees
6 at Town Meeting. I welcome you all and
7 thank you for being here tonight.

8 I have appointed Wendy Weston as
9 my Deputy Moderator. Wendy is seated in the
10 center of the stage in front of the stage.
11 If you need help with a motion or other
12 matter, please see Wendy.

13 Seated on the stage in front of
14 you to my right is the Finance Committee;
15 the Deputy Town Clerk and Town Clerk are to
16 my immediate right. Town Counsel is to my
17 left, and behind him, counsel, is the Select
18 Board. The first two rows, well, the first
19 row here in front of the auditorium is
20 reserved for member of the Planning Board
21 and School Committee.

22 Now does everyone have a Voter
23 Handbook? If you do not have a Voter
24 Handbook, please raise your hand and a

1 teller will bring you one.

2 Okay. Does every registered voter
3 have an electronic voting device? If you
4 don't have one, please raise your hand, and
5 a teller will bring you one.

6 I will now take a moment to
7 reflect -- explain the electronic voting
8 system. When you checked in, you were given
9 a handset. That handset is for voting, and
10 it's issued to you and only you. Using a
11 handset issued to someone else is strictly
12 forbidden. Before each vote, I will
13 announce the motion or amendment being voted
14 on. I'll then announce the beginning of a
15 30-second interval during which you will
16 vote via your handset.

17 To vote YES, you will press the
18 green button. To vote NO, you will press
19 the red button. If you accidentally push
20 the wrong button, you can switch your vote
21 by pressing the correct button. If you
22 don't want to participate in a vote, don't
23 push any buttons. When the 30-second voting
24 interval is over, I will announce that

1 voting is complete. Shortly thereafter, I
2 will announce the results of the vote.

3 So you're allowed to temporarily
4 leave your seat during the duration of the
5 meeting and exit the auditorium. And if you
6 do, please leave your handset with the exit
7 desk staff at the rear. They will label
8 your handset with your name and issue it to
9 you when you return to the auditorium.
10 After leaving the auditorium -- when you're
11 leaving the auditorium at the conclusion of
12 business this evening, please, make sure to
13 place your handset in one of the bins at the
14 exit desks.

15 All right. So now we're going to
16 do a practice vote to make sure that
17 everyone here is comfortable with operating
18 their handset. Please remember green for
19 YES and red for NO. All right. So the
20 first question tonight is, "Will the Celtics
21 repeat as NBA champions this season?" Green
22 for yes; red for no. You may begin voting
23 now.

24 (Voting in progress.)

1 MODERATOR AMY KULLAR: Voting is
2 now closed. I declare that the Celtics will
3 win the championship this year; 130 YES
4 votes to 44 NO. So here we go.

5 I am informed by the Select Board
6 that if this Town Meeting does not conclude
7 this evening, that it is their intention to
8 move that it recess and reconvene tomorrow
9 evening here at 7 p.m. We will do our best
10 to avoid that.

11 The Town Meeting is governed by
12 Robert's Rules of Order as interpreted by
13 the book *Town Meeting Time*. And I will not
14 read all of the Moderator's rules, which are
15 detailed in your handbook. I will address
16 parliamentary matters as they arise during
17 the course of the meeting.

18 When an article is called and you
19 intend to speak on that article, please
20 leave your seat and come down to the front,
21 and sit near one of the two microphones, so
22 that I may recognize you.

23 Tonight, you will have up to three
24 minutes to speak. My deputy is keeping time

1 for me. If at any time during the debate of
2 the articles, if I determine there are
3 numerous individuals which want to speak to
4 the article on the floor, I may reduce the
5 time allotted to each speaker.

6 I have appointed Sergeant Cox as
7 my Sergeant at arms. To that end, the one
8 thing I do not tolerate are personal attacks
9 or other similar behavior from a speaker.
10 You will be declared out of order, and in
11 accordance with Massachusetts law, you may
12 be removed from the meeting by the Sergeant
13 at arms and confined until the conclusion of
14 the session.

15 When you're speaking, please speak
16 only to the motion on the floor, do not be
17 repetitive, be concise, and to the point.

18 This meeting is being videotaped
19 for later televising on the local Comcast
20 cable access channel. There is a
21 stenographer upfront -- down front on my
22 right keeping an official written transcript
23 of the proceedings.

24 As a matter of long-time custom

1 and usage within the Town of Bourne, it is
2 solely within the Moderator's discretion to
3 allow nonvoters to address the Town Meeting.

4 If anything interferes with your
5 ability to hear, speak, or participate in
6 the Town Meeting to your satisfaction, you
7 may interrupt the meeting by declaring a
8 point of personal privilege and your concern
9 will be heard and addressed. If you need to
10 speak from your seat, please get my
11 attention, and we'll get you a portable
12 microphone.

13 Okay. We are now going to conduct
14 two votes by voice. At this time, I'll
15 entertain a motion that this meeting
16 dispense with the reading of the Warrant and
17 of the Constable's return of service of that
18 Warrant, and that the Moderator not be
19 required to read a Warrant article verbatim
20 but may refer to them instead by article
21 number and/or page in the handbook.

22 THE AUDIENCE: So moved.

23 MODERATOR AMY KULLAR: I have the
24 motion.

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(Seconded)

MODERATOR AMY KULLAR: And a second. Thank you. So, all those in favor dispensing with the reading of the Warrant and allowing me to refer to articles by number and page number, please indicate by saying AYE.

THE AUDIENCE: Aye.

MODERATOR AMY KULLAR: All those opposed, please say NAY. I declare the motion was unanimous.

(Motion passed.)

MODERATOR AMY KULLAR: I am informed by the Select Board that there is a Bourne Rule Resolution. This Resolution is printed on page 54 of your handbook. Madam Chair of the Select Board, please make a motion on the Proposition 2-1/2 Resolution.

SELECT BOARD CHAIR MARY JANE MASTRANGELO: Be it resolved that at the commencement of this annual Town Meeting, the Moderator shall ask the Finance Committee and the Board of Selectmen to certify whether or not the total of all

1 Finance Committee funding recommendations on
2 all matters to be voted at the October 21,
3 2024 Special Town Meeting are contained in
4 the Warrant for this town meeting if voted
5 are equal to the maximum property tax levy
6 limit for the Town of Bourne established by
7 law for FY2025.

8 If the answer is in the negative,
9 the Finance Committee and the Select Board
10 shall certify their dollar amount which
11 exceeds the Finance Committee's dollar
12 recommendations on all articles in the
13 Warrant but is less than the maximum tax
14 levy limit, which certified dollar amount
15 shall be available for appropriation by this
16 Special Town Meeting.

17 If the answer is in the
18 affirmative, then during this Special Town
19 Meeting any motion to raise and appropriate
20 funds in order to increase any appropriation
21 recommended by the Finance Committee must
22 state an equal dollar reduction in another
23 recommended appropriation or appropriations.
24 A recommendation of indefinite postponement

1 by the Finance Committee shall be construed
2 as a zero-dollar funding recommendation.

3 MODERATOR AMY KULLAR: Thank you.

4 (Seconded)

5 MODERATOR AMY KULLAR: Thank you.

6 All right. So, I didn't hear the second;
7 I'm sorry.

8 (Seconded)

9 SELECT BOARD CHAIR MARY JANE

10 MASTRANGELO: It was seconded from the
11 floor.

12 MODERATOR AMY KULLAR: It was
13 seconded on the floor. Thank you. Okay.
14 All those in favor of the Bourne Rule
15 Resolution, please indicate by saying AYE.

16 THE AUDIENCE: AYE.

17 MODERATOR AMY KULLAR: All those
18 opposed?

19 THE AUDIENCE: (No audible
20 response heard.)

21 MODERATOR AMY KULLAR: I declare
22 it is unanimous.

23 (Bourne Resolution passed.)

24 MODERATOR AMY KULLAR: Okay.

1 Thank you all for your patience. With that,
2 I'm informed by the Town Administrator in
3 accordance with 1.1.9 of the Town Bylaws
4 there are articles which the Select Board
5 and the Finance Committee have each voted
6 are essential to the exercise of the Town's
7 corporate functions. These Articles are 2,
8 3, 6, 7, and 8. All other articles of the
9 Special Town Meeting will be drawn by
10 lottery.

11 **ARTICLE 2**

12 MODERATOR AMY KULLAR: With that,
13 please proceed to Article 2, which is on
14 page 11 of your voter handbook. Article 2
15 on page 11 of your handbook requires a
16 simple majority vote.

17 Does the Select Board have a
18 positive motion?

19 SELECT BOARD CHAIR MARY JANE
20 MASTRANGELO: Yes, we do.

21 MODERATOR AMY KULLAR: I recognize
22 Select Board Chair Mary Jane Mastrangelo.

23 SELECT BOARD CHAIR MARY JANE
24 MASTRANGELO: We move that the Town vote to

1 amend the action taken under Article 2,
2 Fiscal 2025 Budget, of the 2024 Annual Town
3 Meeting by (1) appropriating monies in the
4 total amount \$87,855 as specified in the
5 chart entitled, "Funding Sources," below and
6 (2) by increasing expenses by \$87,855 as
7 specified in the chart entitled, "These
8 Amounts are to be Voted," below.

9 Funding Sources: Raise and
10 appropriate from the FY25 Tax Levy and other
11 General Revenues from the Town, \$87,855.
12 Total \$87,855.

13 These Amounts to be Voted: Public
14 Safety \$62,855; Public Works \$25,000; total
15 \$87,855. That's it.

16 (Seconded.)

17 MODERATOR AMY KULLAR: Madam
18 Chair, you have the floor.

19 SELECT BOARD CHAIR MARY JANE
20 MASTRANGELO: Thank you. This Operating
21 Budget amendment is needed to meet budgetary
22 requirements that have been identified since
23 the Annual Town Meeting. This budget
24 amendment includes the reorganization of the

1 Emergency Preparedness Department into the
2 Police Department after the retirement of
3 Charlie Noyes, who has been serving the Town
4 as a part-time department head of the
5 Emergency Preparedness Department.

6 The reorganization puts Emergency
7 Preparedness under the Police Department.
8 The total budget increase to the Police
9 Department is \$98,800, which has been offset
10 by a \$35,945 reduction in the Emergency
11 Preparedness Budget for a net budget
12 increase of \$62,855.

13 This budget increase also includes
14 a third lieutenant position funded for the
15 six months of the fiscal year starting in
16 January. The third lieutenant is needed for
17 several reasons, including the
18 implementation of body cameras, the
19 assignment of administrative duties related
20 to Emergency Preparedness and other
21 Department needs.

22 The specific duties of the three
23 Police Department lieutenants will be
24 determined by the Police Chief. The \$25,000

1 additional funds for DPW are for maintenance
2 work on the Town's ballfields. This spring,
3 ARPA funds were used to fund DPW taking over
4 maintenance of the ballfields. The results
5 were positive and DPW identified the budget
6 increase needed to continue DPW Field
7 Maintenance Program as part of the budget.
8 The total increase in expenditures of
9 \$87,855 has been offset by increased revenue
10 from state aid based on the final cherry
11 sheet.

12 A YES or AYE vote in favor of the
13 motion increases the FY25 Operating Budget
14 to allow the proposed adjustments.

15 A NO or NAY vote opposed to the
16 motion keeps the budget as it was voted in
17 May and there would not be sufficient funds
18 in the budget lines to cover these expenses.

19 The Select Board voted unanimously
20 5-0-0 to recommend approval of this article.

21 MODERATOR AMY KULLAR: Thank you.
22 Does the Finance Committee have a positive
23 recommendation on this article?

24 FINANCE AMANDA BONGIOVANNI: Yes,

1 we do, Madam Moderator.

2 MODERATOR AMY KULLAR: I recognize
3 Amanda Bongiovanni.

4 FINANCE AMANDA BONGIOVANNI: The
5 Finance Committee voted unanimously 7-0-0 to
6 recommend approval of this article.

7 MODERATOR AMY KULLAR: Thank you,
8 very much. Is there any discussion on
9 Article 2? Please state your name for the
10 record.

11 MR. MARK TIRRELL: Mark Tirrell
12 from the village of Buzzards Bay.

13 MODERATOR AMY KULLAR: Thank you.
14 You have three minutes.

15 MR. MARK TIRRELL: It shouldn't
16 take that long. It's my understanding that
17 the Special Town Meeting --

18 MODERATOR AMY KULLAR: Can you
19 speak into the microphone more, Mr. Tirrell,
20 please?

21 MR. MARK TIRRELL: I think that I
22 am. Try that.

23 THE AUDIENCE: Turn it on.

24 MR. MARK TIRRELL: Thank you.

1 MODERATOR AMY KULLAR: Yes.

2 MR. MARK TIRRELL: That should be
3 better. It's my understanding that the
4 Special Town Meeting cannot raise and
5 appropriate tax funds, that the Annual Town
6 Meeting in May spent all the Available Funds
7 that could be spent from the Tax Levy. It
8 seems out of order to be using the approach
9 of raising and appropriating. Maybe a
10 transfer of some sort is more appropriate to
11 make this adjustment. Thank you.

12 MODERATOR AMY KULLAR: Thank you.
13 Is there any further discussion on Article
14 2?

15 SELECT BOARD CHAIR MARY JANE
16 MASTRANGELO: Do you want me to address
17 this? I mean, we raise and appropriate the
18 General Revenue of the state, so we have to
19 appropriate that money.

20 So when we get the cherry sheet
21 that we base our Annual Town Meeting budget
22 on, the cherry sheet is not final. And so
23 since we passed the budget, there's been
24 \$87,855 of additional revenue to the Town,

1 which we are now appropriating for the
2 purpose of this article. It does not change
3 the Tax Levy for property taxes.

4 MODERATOR AMY KULLAR: Thank you.
5 All right. Is there anything further?

6 SELECT BOARD CHAIR MARY JANE
7 MASTRANGELO: No. Thank you.

8 MODERATOR AMY KULLAR: Thank you,
9 Chair Mastrangelo. Is there any further
10 discussion or questions on Article 2?
11 Hearing none, we will now move to a vote on
12 Article 2. This vote requires a simple
13 majority.

14 Does everyone have their handheld
15 device? When I tell you, you will have 30
16 seconds to cast your vote. Green for YES,
17 red for NO. You may begin voting now.

18 (Voting in progress.)

19 MODERATOR AMY KULLAR: Voting is
20 now closed. I declare Article 2 has passed
21 with 177 votes in favor and 15 opposed.

22 MR. MARK TIRRELL: (Inaudible.)

23 (Article 2 passed.)
24

ARTICLE 3

MODERATOR AMY KULLAR: The next article is Article 3. This is also an essential article. Article 3 is on page 12 of your handbook. It requires a simple majority vote.

Does the Select Board have a positive motion on this article?

SELECT BOARD CHAIR MARY JANE
MASTRANGELO: Yes, we do.

MODERATOR AMY KULLAR: I recognize Chair Mastrangelo.

SELECT BOARD CHAIR MARY JANE
MASTRANGELO: We move that the Town vote to amend the action taken under Article 4, ISWM Budget, of the 2024 Annual Town Meeting by (1) increasing expenses by \$2,250,000 from \$8,348.178 to \$10,598,178; (2) increasing the Host Community Fee by \$105,000 from \$925,000 to \$1,030,000; (3) increasing the total -- the amount raised from ISWM Enterprise Receipts from \$14,792,810 to \$17,147,810.

(Seconded)

1 MODERATOR AMY KULLAR: Madam
2 Chair, you have the floor.

3 SELECT BOARD CHAIR MARY JANE
4 MASTRANGELO: Thank you. This article
5 amends the FY25 ISWM Budget to increase the
6 amount budgeted to pay the Host Community
7 Fee to the Town of Bourne. The Host
8 Community Fee per ton is set by the state on
9 a calendar year basis. The ISWM Budget
10 needs to have sufficient funds budgeted to
11 cover the actual Host Community Fee. Based
12 on projections, the budget needs to be
13 increased and the Town would receive
14 \$1,030,000 in Host Community Fees in FY25.
15 The actual amount received is based on tons
16 processed.

17 In FY25, the amount ISWM Host
18 Community Fee Budgeted as revenue to the
19 Town is \$600,000. Excess revenue in the
20 Host Community budgeted amount is deposited
21 in the Capital Stabilization Fund. Article
22 5 of this Town Meeting transfers \$419,000 in
23 excess Host Community Fees to the Capital
24 Stabilization account for FY24.

1 Based on the current projection
2 for FY25, the excess Host Community Fee will
3 be \$430,000, and the ISWM Budget needs to be
4 adjusted to accommodate this amount. Other
5 contracted service expenses are primarily --
6 are increased primarily to fund the cost of
7 removing leachate and processing
8 construction and demolition debris. These
9 two items under "Contracted Services" are
10 usually the biggest expenses for ISWM.
11 Leachate disposal costs have increased, and
12 rain events have increased the amount of
13 leachate. C&D transfer cost increases
14 result in increased Host Community Fee
15 revenue. These costs will be paid by ISWM
16 revenue.

17 A YES or AYE vote in favor of the
18 motion increases the FY25 ISWM Enterprise
19 Budget to allow the proposed adjustments.

20 A NO or NAY vote opposed to the
21 motion keeps the FY25 ISWM Enterprise Budget
22 as it was voted in May, and there would not
23 be sufficient funds in the budget to cover
24 these expenses.

1 The Select Board voted unanimously
2 5-0-0 to recommend approval of this article.

3 MODERATOR AMY KULLAR: Thank you.
4 Does the Finance Committee have a positive
5 recommendation on this article?

6 FINANCE AMANDA BONGIOVANNI: Yes,
7 we do, Madam Moderator.

8 MODERATOR AMY KULLAR: I recognize
9 Amanda Bongiovanni.

10 FINANCE AMANDA BONGIOVANNI: The
11 Finance Committee voted unanimous -- excuse
12 me. The Finance Committee voted six in
13 favor, none opposed, and one abstention to
14 recommend approval of this article.

15 MODERATOR AMY KULLAR: Thank you.
16 Is there any discussion on Article 3?
17 Seeing none, we can move to a vote on
18 Article 3. This vote requires a simple
19 majority. Using our handheld devices when I
20 tell you, you will have 30 seconds to cast
21 your vote. Green for YES, red for NO. You
22 may begin voting now.

23 (Voting in progress.)

24 MODERATOR AMY KULLAR: Voting is

1 now closed. I declare the motion of the
2 Select Board is passed with 181 votes in
3 favor and 16 opposed.

4 (Article 3 passed.)

5 **ARTICLE 6**

6 MODERATOR AMY KULLAR: The next
7 essential article is Article 6 on page 15 of
8 your handbook. This requires a simple
9 majority. Hold on; wrong page. This
10 requires a simple majority vote. Does the
11 Select Board have a positive motion on
12 Article 6?

13 SELECTPERSON ANNE-MARIE SIROONIAN:
14 Yes, we do, Madam Moderator.

15 MODERATOR AMY KULLAR: I recognize
16 Anne-Marie Siroonian.

17 SELECTPERSON ANNE-MARIE SIROONIAN:
18 We move that the Town vote to appropriate
19 \$1,403,000 to pay costs of the Capital
20 Outlay projects listed in the schedule
21 printed below, and to meet this
22 appropriation to (1) transfer the sum of
23 \$1,077,000 from Free Cash; (2) transfer
24 \$56,000 from the Waterways Improvement Fund,

1 and (3) transfer the sum of \$270,000 from
2 the Integrated Solid Waste Management
3 Retained Earnings.

4 (Seconded)

5 MODERATOR AMY KULLAR: You have
6 the floor, Ms. Siroonian.

7 SELECTPERSON ANNE-MARIE SIROONIAN:
8 This article appropriates funding for
9 capital expenditures recommended by the
10 Capital Outlay Committee.

11 A YES or AYE vote in favor of the
12 motion would approve the Capital
13 Expenditures recommended by the Capital
14 Outlay Committee for Fiscal Year 2025.

15 A NO or NAY vote opposed to the
16 motion would mean that the Capital
17 Expenditures recommended by the Capital
18 Outlay Committee would not be funded, and
19 these needs would not be addressed in Fiscal
20 Year 2025.

21 Select Board recommended voting
22 unanimously 5-0-0 to recommend approval of
23 this article.

24 MODERATOR AMY KULLAR: Thank you.

1 Does the Finance Committee have a positive
2 recommendation on this article?

3 FINANCE ARTHUR WAYNE SAMPSON:

4 Yes, we do, Madam Moderator.

5 MODERATOR AMY KULLAR: I recognize
6 Wayne Sampson.

7 FINANCE ARTHUR WAYNE SAMPSON: The
8 Finance Committee voted six in favor, one
9 opposed to recommend approval of this
10 article.

11 MODERATOR AMY KULLAR: Thank you
12 very much. Is there any discussion on
13 Article 6?

14 SELECTPERSON ANNE-MARIE SIROONIAN:
15 Yes, Madam Moderator.

16 MODERATOR AMY KULLAR: All right.
17 Please go ahead, Ms. Siroonian.

18 SELECTPERSON ANNE-MARIE SIROONIAN:
19 Just a quick snapshot of each of the A
20 through J categories.

21 For DPW, the Main Street lighting,
22 the sidewalk project on the West End of Main
23 Street is complete with Academy Drive in
24 that project. There were some

1 infrastructure with respects to footing and
2 conduits for future lighting. So two
3 lampposts will be installed on each side of
4 the crosswalk for, you know, to provide a
5 safer and well-lit crossing.

6 B Engineering; Eel Pond Road
7 drainage. This is in response to our
8 regulations for Best Storm Water Practices.
9 It's for remediation in the Back River area,
10 and the money's used will be to install an
11 oil-grit separator, as well as enlarging the
12 leaching field so we can better collect the
13 stormwater and properly treat it.

14 The DNR equipment, the Pump Out
15 Boat is currently a 2008 model and in dire
16 need of replacement. The wave attenuator,
17 which is sort of acts as a break wall over
18 at Monument Beach Marina. That's to
19 protect, obviously, the infrastructure of
20 the pier and the patron's boats. That also
21 needs repair. It's falling off.

22 The Taylor's Point Marina, that is
23 replacement of some pilings, so the majority
24 of the cost there, approximately \$20,000, is

1 for the barge to bring in the piling driver,
2 and each of the pilings run between \$1,500
3 to \$2,500.

4 Fire Equipment, the cardiac
5 monitor and chest compression systems; we
6 currently have six. They are outdated.
7 This will replace six of a high-quality
8 LUCAS Chest Compressors which are done
9 mechanically and better serves, obviously,
10 the patients and the Fire Department. So
11 that \$400,000 will come from Free Cash to
12 replace that equipment.

13 For the Fire and Smoke Alarms for
14 the Community Buildings, they're the
15 existing building original smoke and fire
16 alarm detectors also outdated, antiquated.
17 Those will need to be replaced, and that's
18 all encompassing with what's needed for
19 equipment to replace that system.

20 The Integrated Solid Waste
21 Management, the C&D Fire Suppression is
22 experiencing some pinholes. So before that
23 has a catastrophic failure, and we have a
24 fire at the dump, which we certainly don't

1 want, that is to replace the suppression
2 system.

3 Also at the Integrated Solid Waste
4 Management, the 20-acre parcel of land,
5 which we already own, that's for the next
6 phase of development with the expansion
7 project that's been ongoing for about eight
8 years now, that monies will be used to,
9 first, mitigate and ensure the habitat and
10 preserve the habitat of the eastern box
11 turtle, and the other remaining monies will
12 be used for clearing for the next phase, I
13 believe, it's Phase 7. I don't see Dan in
14 the audience.

15 MR. DAN BARRETT: Phase 7, for the
16 area where the infrastructure will be moved
17 to.

18 SELECTPERSON ANNE-MARIE SIROONIAN:
19 Moved to, okay.

20 MODERATOR AMY KULLAR: Can you
21 repeat what he said because we couldn't hear
22 him.

23 SELECTPERSON ANNE-MARIE SIROONIAN:
24 Oh, sorry. It will be actually to clear and

1 move the infrastructure that's on the --
2 that area so that they can continue the
3 expansion project.

4 MODERATOR AMY KULLAR: Thank you.

5 SELECTPERSON ANNE-MARIE SIROONIAN:
6 And then last is the School Department; the
7 BMS Chiller has failed. We tried to use
8 some replacement parts for it; however, it
9 has recently failed. So the \$280,000 is to
10 replace that Chiller that serves the
11 administrative areas, the libraries, some
12 storage areas, a large classroom and office
13 areas.

14 MODERATOR AMY KULLAR: Thank you
15 for that, Ms. Siroonian.

16 SELECTPERSON ANNE-MARIE SIROONIAN:
17 You're welcome.

18 MODERATOR AMY KULLAR: Is there
19 any further discussion on this Article 6?
20 Hearing none, we can move to a vote on
21 Article 6. This vote requires a simple
22 majority. Using your handheld devices, when
23 I tell you to vote, you will have 30 seconds
24 to cast your vote. Green for YES, red for

1 NO. You may begin voting now.

2 (Voting in progress.)

3 MODERATOR AMY KULLAR: Voting is
4 now closed. I declare the motion of the
5 Select Board is passed with 187 votes in
6 favor and 16 opposed.

7 (Article 6 passed.)

8 **ARTICLE 7**

9 MODERATOR AMY KULLAR: The next
10 essential article is Article 7 on page 16 of
11 your handbook. Article 7 on page 16 of your
12 handbook requires a two-thirds majority
13 vote.

14 Does the Select Board have a
15 positive motion on Article 7.

16 SELECTPERSON PETER MEIER: Yes, we
17 do.

18 MODERATOR AMY KULLAR: I recognize
19 Peter Meier.

20 SELECTPERSON PETER MEIER: Yes.
21 We move that the Town appropriate \$1,270,000
22 for the purpose of purchasing and equipping
23 a new fire pumping engine, including the
24 payment of all costs incidental or related

1 thereto, and that to meet this
2 appropriation, the Town Treasurer, with the
3 approval of the Select Board, is authorized
4 to borrow the said amount under and pursuant
5 to Mass. General Law Chapter 44, Section 7-
6 1, or any other enabling authority and to
7 issue bonds or notes of the Town therefor.

8 (Seconded)

9 MODERATOR AMY KULLAR: I have a
10 second. Mr. Meier, you have the floor.

11 SELECTMAN PETER MEIER: Thank you.
12 The reason for replacing this engine is the
13 NFPA Standard 1901 recommends removal from
14 front-line service engines after 15 years,
15 and out of all service after 25 years. The
16 current engine is now 30 years old and well
17 outside the NFPA Standard. More
18 importantly, the vehicle is functionally
19 obsolete. There was very little storage
20 space in the vehicle to carry any required
21 equipment needed for rescue operations, with
22 the lack of exterior compartments basically
23 have been forced to carry equipment in the
24 passenger compartment, which is hazardous to

1 our personnel. Also, over 30 years, there's
2 been a number of safety features that are
3 now included in its new fire apparatus.

4 A YES or AYE vote in favor of this
5 motion would allow the Fire Department to
6 place an order for a new engine to replace
7 the current engine in 1994.

8 A NO or NAY vote opposed to the
9 motion would not allow the Fire Department
10 to order a new engine, and the 1994 truck
11 would remain in service.

12 MODERATOR AMY KULLAR: Thank you,
13 Mr. Meier.

14 MODERATOR AMY KULLAR: Does the
15 Finance Committee have a positive
16 recommendation on this article?

17 FINANCE WAYNE SAMPSON: We do,
18 Madam Moderator.

19 MODERATOR AMY KULLAR: I recognize
20 Wayne Sampson.

21 FINANCE ARTHUR WAYNE SAMPSON: The
22 Finance Committee voted unanimously 7 to 0
23 to recommend approval of this article.

24 MODERATOR AMY KULLAR: Thank you

1 very much. Is there any discussion on
2 Article 7?

3 MR. GEORGE SEAVER: George Seaver,
4 Cataumet. It's a question; does the old
5 fire engine have any value elsewhere?

6 SELECTMAN PETER MEIER: Madam
7 Moderator, I would defer to the Fire Chief.

8 MODERATOR AMY KULLAR: I will ask
9 Chief Pelonzi to answer your question.
10 Thank you, Mr. Seaver.

11 FIRE CHIEF DAVID PELONZI: Good
12 evening. Dave Pelonzi, Sagamore Beach, also
13 Chief of the Department, Bourne Fire Rescue.
14 Right now, the vehicle has no value to us.
15 I don't know if there's an inherent value.
16 If there is, we could try to trade it in
17 towards the cost, but I don't know that
18 there is. Otherwise, we could offer it up
19 for sale on Municbid.

20 MODERATOR AMY KULLAR: Thank you.
21 Is that okay, Mr. Seaver? Does that answer
22 your question

23 MR. GEORGE SEAVER: Are you going
24 to going to offer it up for sale or trade it

1 in?

2 FIRE CHIEF DAVE PELONZI: Yes,
3 we're going to dispose of it.

4 MODERATOR AMY KULLAR: Thank you.
5 They're going to dispose of it. Thank you
6 very much. Are there any further questions
7 or discussion on Article 7? Anyone? Seeing
8 none, we can move to a vote on Article 7.
9 This vote requires a two-thirds majority.

10 Using our handheld devices, when I
11 tell you, you will have 30 seconds to cast
12 your vote. Green for YES, red for NO. You
13 may begin voting now.

14 (Voting in progress.)

15 MODERATOR AMY KULLAR: Voting is
16 now closed. I declare the motion of the
17 Select Board has passed with 198 votes in
18 favor and 11 opposed.

19 (Article 7 passed.)

20 **ARTICLE 8**

21 MODERATOR AMY KULLAR: Article 8
22 on page 17 is the next essential article.
23 It also requires a two-thirds majority vote.
24 Does the Select Board have a positive motion

1 on Article 8?

2 SELECTMAN PETER MEIER: Yes, we
3 do.

4 MODERATOR AMY KULLAR: I recognize
5 Peter Meier.

6 SELECTPERSON PETER MEIER: Thank
7 you. We move that the Town appropriate
8 \$765,000 for the purposes of installing a
9 new roof and completing various masonry
10 repairs at fire station number three at 51
11 Meetinghouse Lane, Sagamore Beach including
12 the payment of all costs incidental or
13 related thereto; and that to meet this
14 appropriation, the Town Treasurer, with the
15 approval of the Select Board, is authorized
16 to borrow the said amount under and pursuant
17 to Mass. General Law Chapter 44, Section
18 7(1) or any other enabling authority and to
19 issue bonds or notes of the Town therefor.

20 (Seconded)

21 MODERATOR AMY KULLAR: Mr. Meier,
22 you have the floor.

23 SELECTMAN PETER MEIER: Thank you.
24 The roof at the Sagamore Fire Station built

1 in 2005 has been leaking for a number of
2 years and patching it has not been
3 effective. This article would fund the full
4 replacement of the roof along with critical
5 masonry repairs, which are also contributing
6 to water infiltration.

7 Money will also be available for a
8 temporary trailer, if needed, if it's
9 determined that the Fire Department must
10 move out of the third floor of the building
11 during construction.

12 A YES or AYE vote in favor of the
13 motion provides funding for a new roof and
14 masonry repairs at the Sagamore Fire
15 Station.

16 A NO or NAY vote opposed to the
17 motion means that the funding would not be
18 provided, and the project cannot proceed at
19 this time.

20 The Select Board voted unanimously
21 5-0-0 to recommend approval of this article

22 MODERATOR AMY KULLAR: Thank you,
23 Mr. Meier. Does the Finance Committee have
24 a positive recommendation on Article 8?

1 FINANCE WAYNE SAMPSON: Yes, we
2 do, Madam Moderator.

3 MODERATOR AMY KULLAR: I recognize
4 Wayne Sampson.

5 FINANCE WAYNE SAMPSON: The
6 Finance Committee voted unanimously 7 to 0
7 to recommend approval of this article.

8 MODERATOR AMY KULLAR: Thank you.
9 Is there any further discussion on Article
10 8?

11 MR. FRANCIS CICHOWSKI: I'm
12 Francis Cichowski, and I'm new here. And I
13 wonder when we approach an article like
14 eight, which is going to be a construction
15 item, is this money based on approved
16 estimates that were put out to bid? How did
17 we arrive at that number?

18 MODERATOR AMY KULLAR: Thank you.
19 I'm going to ask the Town Administrator to
20 answer your question, Mr. Cichowski.

21 MR. FRANCIS CICHOWSKI: Thank you.

22 ADMINISTRATOR MARLENE MCCOLLEM:
23 I'm Marlene McCollem, Town Administrator.
24 This project has not yet been put out to

1 bid. In order to sign a contract after
2 going out to bid, we have to have the money
3 in hand. So this is a cost estimate
4 prepared by our construction engineers. We
5 hired Gale Associates, which are an envelope
6 specialist. They reviewed the existing
7 plans; they did the test cuts to verify the
8 information on the roof. We will have more
9 final design plans later this winter, and
10 then we hope to put the project out to bid
11 this summer.

12 MODERATOR AMY KULLAR: Thank you.
13 Is that sufficient, Mr. Cichowski? Did that
14 answer your question?

15 MR. FRANCIS CICHOWSKI: Except for
16 one thing, follow-up.

17 MODERATOR AMY KULLAR: I'll allow
18 it.

19 MR. FRANCIS CICHOWSKI: If we come
20 in at 500,000, what happens to the extra
21 money?

22 TOWN ADMINISTRATOR MARLENE
23 MCCOLLEM: We would only borrow what
24 actually gets spent on the project. So, if

1 we only need \$500,000 to do the roof, the
2 excess borrowing authority would be
3 rescinded at a future Town Meeting.

4 MODERATOR AMY KULLAR: Thank you.
5 All right. Thank you very much for that.
6 Is there any further discussion on Article
7 8? Hearing none, we can move to a vote on
8 Article 8. This vote requires a two-thirds
9 majority.

10 Using our handheld devices, when I
11 tell you you may begin voting, you have 30
12 seconds to cast your votes. Green for YES,
13 red for NO. You may begin voting now.

14 (Voting in progress.)

15 MODERATOR AMY KULLAR: Voting is
16 now closed. I declare the motion of the
17 Select Board is passed with 189 votes in
18 favor and 21 opposed.

19 (Article 8 passed.)

20 MODERATOR AMY KULLAR: We're now
21 going to -- that was the last essential
22 article, so we are now going to draw
23 articles out of the lottery.

24

ARTICLE 15

MODERATOR AMY KULLAR: Article 15.
Article 15 on page 25 of your handbook
requires a simple majority vote. Does the
Select Board have a recommendation or a
positive motion on Article 15?

SELECT BOARD CHAIR MARY JANE

MASTRANGELO: Yes, Madam Moderator, we do.

MODERATOR AMY KULLAR: I recognize
Chair Mastrangelo.

SELECT BOARD CHAIR MARY JANE

MASTRANGELO: Thank you. Before I read the
motion, I just want to note that I'll be
reading a motion on this article that is
different from Section B of the motion in
the handbook. A separate handbook with a
revised motion has been distributed with
your books. The reason for the change is
that there was a necessary wording at the
beginning of Section B of the motion
transferring care or custody and control,
the Select Board already has control of the
property and no transfer is required.

MODERATOR AMY KULLAR: Thank you.

1 SELECT BOARD CHAIR MARY JANE
2 MASTRANGELO: Motion: We move to (a)
3 authorize the Select Board to acquire by
4 purchase, gift, or eminent domain, the fee
5 and/or permanent and/or temporary easements
6 and/or other real property interests, for
7 the purposes of establishing, constructing,
8 operating, and maintaining a shared use path
9 for nonmotorized transportation, open space,
10 and recreation purposes. And for all other
11 purposes for which shared use paths are now
12 or hereinafter may be used in the
13 Commonwealth, including, without limitation,
14 for the construction, installation,
15 maintenance, improvement, repair,
16 replacement, and/or relocation of rights of
17 way, sidewalks, drainage, utilities,
18 driveways, guardrails, slopes, grading,
19 rounding, landscaping, parking areas, and
20 other appurtenances and/or facilities, to
21 enable the Town to undertake the Bourne Rail
22 Trail Phase 1 project, and for any and all
23 purposes incidental or related thereto, in,
24 on, over, across, under, and along all or

1 any portion of certain parcels of land
2 located on or near the railroad right-of-
3 way, running from Monument Neck Road at
4 Presidents Road to the intersection with the
5 Cape Cod Canal Bike Path at the Railroad
6 Bridge, and approximately shown on a plan
7 entitled, "Massachusetts Department of
8 Transportation Highway Division, Plan and
9 Profile of the Bourne Rail Trail, Phase 1,
10 in the Town of Bourne, Barnstable County,
11 preliminary right-of-way plans dated October
12 6, 2020, prepared by Green Seal
13 Environmental, Inc., a copy of which is on
14 file with the Town Clerk, and as may be
15 amended and/or incorporated into an easement
16 plan.

17 (B) to dedicate a portion or
18 portions of the Town-owned property or
19 properties shown on the aforesaid plan to
20 shared use path purposes;

21 (C) to appropriate and transfer
22 from Community Preservation Open Space
23 Reserves the amount of \$80,000 for the cost
24 of said project, activities and

1 acquisitions, including all cost, fees, and
2 expenses incidental or related thereto,
3 including but not limited to, the cost of
4 any easement acquisitions, appraisals, and
5 survey; and

6 (D) authorize the Select Board to
7 enter into all agreements and take any and
8 all actions as may be necessary or
9 appropriate to effectuate the foregoing
10 purposes.

11 (Seconded)

12 MODERATOR AMY KULLAR: Madam
13 Chair, you have the floor.

14 SELECT BOARD CHAIR MARY JANE
15 MASTRANGELO: Thank you. The Town is
16 currently in the final stages of design for
17 Phase 1 of the Bourne Rail Trail. This 10
18 foot wide, half mile long segment of shared-
19 use path for pedestrian and bicycles
20 requires temporary landscape and
21 construction easements in order to build the
22 shared use path as well as a lease from the
23 state for the path itself.

24 The path is located on a railroad

1 connector owned by the Commonwealth of
2 Massachusetts. There are three private
3 abutters requiring a temporary easement as
4 well as a temporary easement of land owned
5 by the Army Corps of Engineers, the federal
6 government, and the Commonwealth. This
7 article would allow the Select Board to
8 acquire the temporary easements necessary to
9 construct the half mile Phase 1 shared use
10 path that will be paid for under the TIP,
11 the Transportation Improvement Plan, with
12 federal and other nonfederal funds but not
13 Town funding for construction.

14 Planning for the shared use path
15 began with the Transportation Advisory
16 Committee, which resulted in a report by the
17 Cape Cod Commission in April of 2017. The
18 Pedestrian and Bike Path Committee was
19 formed in 2018 and serious work for the
20 shared use path began.

21 Phase 1 of the bike path has been
22 listed on the TIP since 2019 and is eligible
23 for funding and to go out to bid in the
24 spring of 2025. This funding for the

1 easements is critical to complete the
2 hundred percent design and the inclusion on
3 the 2025 TIP.

4 Based on the feedback for the most
5 recent public meeting in September, the
6 design of the path now includes a turnaround
7 at Stackpole Park to have riders coming from
8 the Canal turnaround until Phase 2 is
9 designed. This shared use path provides new
10 and improved access for Gray Gables and
11 Shore Road residents to the Canal path at
12 the train bridge.

13 The TIP analysis of this project
14 has shown that this project will reduce
15 carbon emissions and improve air quality.
16 Recent studies have shown that pedestrian
17 bike path projects return more economic
18 benefit for each dollar spent on the path.
19 The benefits of the shared use path include
20 economic benefits for improving the local
21 economy for businesses and tax revenue from
22 hotel and meals taxes.

23 Health benefits by increasing the
24 level of physical activity for those who

1 live nearby, which include saving on
2 healthcare expenditures.

3 Transportation benefits. More
4 people using a shared use path instead of
5 their car resulting in reduction of
6 emissions, convenience, and reduced costs.

7 Environmental benefits. The
8 reduction in motor vehicle trips results in
9 savings from reduction and the social cost
10 of greenhouse gas and other emissions. The
11 Phase 1 project has been certified as a
12 CMAQ, Commonwealth of Massachusetts Air
13 Quality, approved project that will decrease
14 emissions by 69,198 kilograms per year.

15 Accessibility and equity. Paths
16 connect people with destinations providing
17 access to schools and universities,
18 healthcare, government buildings, and other
19 necessities. Shared use paths provide
20 equitable access to people who could walk or
21 ride a bike and not just people who have a
22 car.

23 Improved safety for nearby
24 residents who wish to access the Canal area

1 by foot or bicycle. Shared use paths allow
2 people to more easily bike or walk to where
3 they want to go, provide an opportunity for
4 people to get fresh air and exercise, and
5 attract tourists from out of town.

6 This request is only for the
7 funding of the easements required for
8 construction of Phase 1 of the shared use
9 path. It does not indicate support for how
10 other phases of the project will be
11 implemented.

12 A YES or AYE vote in favor of the
13 motion would allow the Town to secure the
14 easements necessary to construct Phase 1 of
15 the Bourne Rail Trail.

16 A NO or NAY vote opposed to the
17 motion would mean the Town would not be able
18 to construct Phase 1 of the Bourne Rail
19 Trail at this time, after years of work.

20 For more information about Article
21 15, please refer to supporting documentation
22 found in Appendix D.

23 The Select Board voted unanimously
24 5-0-0 to recommend approval of this article.

1 MODERATOR AMY KULLAR: Thank you.
2 Does the Finance Committee have a positive
3 recommendation on this article?

4 FINANCE CARLA EMMONS: We do,
5 Madam Moderator.

6 MODERATOR AMY KULLAR: I recognize
7 Carla Emmons.

8 FINANCE CARLA EMMONS: The
9 Finance Committee voted 4 in favor, 1
10 opposed, and 1 abstained in support of this
11 bill.

12 MODERATOR AMY KULLAR: Thank you.
13 Is there any discussion on Article 15? I
14 recognize Mr. Barnes first, Mr. Cichowski.

15 MR. TOM BARNES: Madam Moderator,
16 can I make a motion to indefinitely postpone
17 this article at this time?

18 MODERATOR AMY KULLAR: This
19 article requires a second. Do I have a
20 second?

21 (Seconded)

22 MODERATOR AMY KULLAR: I have a
23 motion to indefinitely postpone Article 15
24 and a second. This is debatable. Can you

1 please state -- go ahead, you have three
2 minutes, Mr. Barnes.

3 MR. TOM BARNES: I want to say,
4 first of all, I'm very supportive of the
5 rail-to-trail. I think it would be a great
6 thing for the Town of Bourne. I look
7 forward to it, and I'm one of the three
8 abutters that have been mentioned. I can
9 speak on behalf of another abutter who also
10 would be opposed to agreeing to the
11 easements, which are required for this to be
12 accepted. So at least two out of three, and
13 I don't know the other one, we would oppose
14 the easements at this time.

15 There's a couple of reasons.
16 Number 1, I just think it's too soon. I
17 think we should take it up next year when
18 they finish -- when the committee for the
19 rail-to-trail has actually finished their
20 business. We don't even know yet whether
21 the rest of the trail is going to be rail-
22 with-trail or rail-to-trail. And the last
23 time we were at a public meeting, they could
24 not promise that it would not be rail-with-

1 trail; big difference between rail-to-trail
2 and rail-with-trail, and they said they
3 couldn't make that promise.

4 So we don't know if it's going to
5 be rail-with-trail or rail-to-trail, but
6 we're starting off here rail-with-trail,
7 which also means a lot more space taken up
8 by the path. It also means a
9 chain link fence the length of the rail --
10 between the rail and the sea. So there are
11 a lot of negatives. Everybody has an
12 opinion, I'm sure.

13 Another point is we were supposed
14 to have had a walk -- as the abutters, we
15 were supposed to have a walkthrough with
16 assessors as to what the impact would be on
17 our property. As an abutter, we were told
18 that this would be -- they would be taking
19 part of our land temporarily for two years
20 to use during construction, but we don't
21 know how much; we don't know which sheds or
22 trees are going to have to go. My neighbor
23 has concerns that the work is going to be on
24 top of her leach field. So, not that these

1 can't be resolved, but they haven't been
2 resolved yet.

3 So I think it's incumbent on the
4 committee to answer these questions, to make
5 promises that we can rely on before they ask
6 us to sign for an easement.

7 The eminent domain thing also
8 concerns me because that would affect, I
9 guess, everyone along the rail along the
10 trail. That was ruled out the one time when
11 I met with the Town. Now I see it in this
12 article.

13 So for all of those reasons, I
14 would say let's just postpone this, get
15 these things settled, and then take it up
16 again next year. And, again, I'm fully
17 supportive of rail-to-trail but not rail-
18 with-trail, which would cost also about
19 four times as much. Thank you.

20 MODERATOR AMY KULLAR: Thank you.
21 You may go ahead, Mr. Cichowski.

22 MR. FRANCIS CICHOWSKI: Are we
23 discussing the proposed --

24 MODERATOR AMY KULLAR: The only

1 thing on the floor right now is the proposed
2 motion to indefinitely postpone Article 15.
3 I'm going to let everyone who wants to be
4 heard on this motion speak, and then we
5 will vote on that. It's a simple majority
6 vote. If the body decides to indefinitely
7 postpone on Article 15, we will not move to
8 a vote on Article 15.

9 MR. FRANCIS CICHOWSKI: I agree
10 that we should definitely -- indefinitely --

11 MODERATOR AMY KULLAR: It's
12 indefinitely postpone.

13 MR. FRANCIS CICHOWSKI: --
14 indefinitely postpone this vote. It's a
15 very important thing, and it's economic, and
16 it's freedom. I mean, so far what we have
17 here is the hard work of a very few people
18 who are attempting to take away from many
19 people, and it's going to benefit almost no
20 one at a cost to everyone. Don't let them
21 kid you about not raising the taxes because
22 of this because the town isn't paying for
23 it. Nothing is for free, and when we filter
24 your tax money through the federal dollar, I

1 guarantee you, you do not get a hundred
2 cents on a dollar back.

3 MODERATOR AMY KULLAR: Thank you.
4 Can you state your name for the record,
5 please?

6 MR. DAVID MCPHERSON: Yes. David
7 McPherson from Pocasset, and I'm chairman of
8 the Advisory Committee that's been working
9 on this project for six years. I don't
10 speak for the full committee because we
11 haven't had the chance to discuss this
12 motion, but I, personally, would oppose the
13 attempt to indefinitely postpone. I can't
14 speak exactly to the right-of-way process.
15 I would defer to the Town Administrator or
16 the Town Engineer about how that whole
17 process plays out.

18 But I want to explain the
19 implications of postponing this at this
20 point. The Town has been in line for this
21 project and for this money for five years.
22 It's a long process. We are now at the
23 front of the line. It's a very competitive
24 process for this money. There are currently

1 over \$300 million worth of transportation
2 projects on Cape Cod that are unfunded. If
3 we walk away from this money at the very
4 last minute, we could lose out. There are
5 similar projects on the drawing boards in
6 Sandwich, Barnstable, Yarmouth, Wellfleet,
7 Truro, and Provincetown and potentially some
8 others. If we walk away from this money, I
9 am sure they will be glad to step in.

10 As to the claim that a small group
11 of people got together to try and take
12 somebody's rights away, that is mistaken.
13 Our committee has had at least six public
14 hearings on various phases of this project.
15 Of the six meetings we've had, only one was
16 required by law. We have gone out of our
17 way to solicit public input. The design you
18 see tonight was partly a result of feedback
19 we received from the residents of Gray
20 Gables. So the idea that we somehow met
21 behind closed doors to force this upon
22 people is offensive to me.

23 This is an opportunity to bring
24 something positive to the Town of Bourne.

1 If you go to any other community that has a
2 bike path, it is spectacular.

3 THE AUDIENCE: That's right.

4 MODERATOR AMY KULLAR: Shhh.

5 MR. DAVID MCPHERSON: Bike path
6 projects like this, the reality is they're
7 built in phases. Yesterday, I took a ride
8 to Mattapoisett to visit the Mattapoisett
9 Rail Trail, which has been in process a lot
10 longer than this one and is partially
11 completed. And the part they've completed
12 is absolutely gorgeous. I suggest you take
13 a ride. The geography is very similar to
14 what we have in Bourne.

15 This was never going to be an easy
16 project. If I wanted to get something done
17 easily in the Town of Bourne, this is not
18 what I would have volunteered for.

19 MODERATOR AMY KULLAR: Thank you.
20 That is three minutes. Thank you, Mr.
21 McPherson.

22 MR. DAVID MCPHERSON: You're
23 welcome. Thank you.

24 MODERATOR AMY KULLAR: Thank you.

1 THE AUDIENCE: (Applause.)

2 MODERATOR AMY KULLAR: Please no
3 applause. I know he's a good public
4 speaker. Thank you. I recognize the Town
5 Engineer Tim Lydon.

6 ENGINEER TIM LYDON: Thank you,
7 Madam Moderator. Tim Lydon of the
8 Engineering Department. I've worked here
9 for 10 years. I've been the lead on this
10 project since 2018. This project got put on
11 the TIP in 2019 right when it was a
12 conceptual project.

13 To dovetail on David's comments,
14 it's not very common that a project jumps
15 right on the TIP, and you have a chance at a
16 \$4 million project. I want to drive that
17 home because this is an incredible
18 opportunity, and I think -- Mr. Barnes might
19 have left, stepped out. I feel like I let
20 him down. I thought I could meet with
21 everybody and discuss how if you want a
22 rail-to-trail project, this Phase 1 is
23 integral to that. We can't get the rest of
24 that project and get the project we want,

1 which has been a community-driven project
2 since the beginning, and it still will
3 remain a community-driven project.

4 So if you have things that you
5 would think could make this project better,
6 we are all ears, and there's plenty of time
7 to give us some feedback over the next
8 couple months to add some components that
9 maybe make this better, or how you think it
10 should go.

11 We have the chance to have a 10-
12 foot-wide path, a world-class amenity for
13 pedestrians, and not just bicyclists, a
14 soccer -- a high school kid training for
15 soccer, or going to get coffee and catching
16 up with an old friend, walking your dog. I
17 think this is actually the perfect project
18 for the south side that doesn't have a lot
19 of construction improvements. The Town of
20 Bourne is in line to get \$4 million from the
21 state. Typically, and you'll see it over
22 the next couple years play out, a lot of the
23 money goes to the bridges, a lot of money
24 goes to MacArthur Boulevard, a lot of money

1 to get people to go through Bourne, and this
2 is money for us.

3 So I just wanted to drive that
4 home before you take this vote, and I'll
5 have other comments as other comments come
6 up (Inaudible).

7 MODERATOR AMY KULLAR: Thank you.
8 Yes, sir. Please state your name.

9 MR. MARK EMMONS: Mark Emmons,
10 Monument Beach. I'm in favor of not
11 postponing this vote. A clarification, I
12 attended an information meeting held here in
13 this building in September, and just a point
14 of clarification in that Phase 1, since that
15 is owned by the Army Corps, there will
16 always be a rail component with the Phase 1
17 because of the need for a turnaround of any
18 potential right-of-way of trains going
19 across the Canal bridge or going to Hyannis.

20 So, there's a point made that it's
21 not decided at this point about a rail-to-
22 trail or a rail-with-trail. Phase 1 is
23 going to always have a rail component for
24 the access needs for turnarounds to the

1 bridge.

2 MODERATOR AMY KULLAR: Thank you.

3 MR. MARK EMMONS: Thank you.

4 THE AUDIENCE: Call the vote.

5 MODERATOR AMY KULLAR: If you
6 would like to --

7 THE AUDIENCE: Call the vote.

8 MODERATOR AMY KULLAR: At this
9 time, I'm not calling for a vote just yet.
10 I'm going to ask if the Select Board has a
11 recommendation on indefinite postponement of
12 this article.

13 SELECT BOARD CHAIR MARY JANE
14 MASTRANGELO: Thank you. The Select Board
15 remains in session through the entire Town
16 Meeting so that we can take votes as
17 necessary for articles. And the Select
18 Board has voted unanimously 5-0-0 to
19 recommend a NO vote on indefinite
20 postponement to defeat indefinite
21 postponement. Thank you.

22 MODERATOR AMY KULLAR: Thank you,
23 Madam Chair. I will now ask if the Finance
24 Committee has a position on indefinite

1 postponement?

2 FINANCE CARLA EMMONS: We do,
3 Madam Moderator.

4 MODERATOR AMY KULLAR: Thank you.
5 You have the floor, Ms. Emmons.

6 FINANCE CARLA EMMONS: Thank you.
7 We also remain in session during this period
8 of time, and the Finance Committee voted
9 unanimously to oppose this motion to
10 indefinitely suspend the article.

11 MODERATOR AMY KULLAR: Thank you.
12 So you're recommending a NO vote on this --

13 FINANCE CARLA EMMONS: A NO vote.

14 MODERATOR AMY KULLAR: -- on this
15 motion. Okay. If no one else would like to
16 be heard on the motion to indefinitely
17 postpone Article 15, we can move to a vote
18 on the motion to indefinitely postpone
19 Article 15. If you have a question or
20 clarification, please approach the podium.

21 MR. JOHN YORK: It's not a
22 question or a clarification. I'd just like
23 to voice my --

24 HEARING OFFICER MITCHNER: If

1 you're offering your opinion, can you state
2 your name, please?

3 MR. JOHN YORK: Yes. My name's
4 John York. I live in Cataumet.

5 MODERATOR AMY KULLAR: Thank you.

6 MR. JOHN YORK: I think that
7 postponing this article would be a mistake
8 for many of the reasons you've heard. I'm a
9 little disappointed that our Town hadn't
10 done more homework before tonight in
11 speaking to the specific abutters who are
12 affected.

13 But as you see, this article is to
14 authorize the Selectmen to enter into the
15 negotiations and do what's necessary to
16 obtain those. So the article does provide
17 for that to happen, and I know the Selectmen
18 want this bike path, but they also want to
19 make sure it's what the community wants.
20 That's why they want it.

21 And I think that from all the
22 other reasons said about the fact that this
23 is a -- we're stepping in in the middle of
24 the planning of a project because Special

1 Town Meeting is tonight, and wherever that
2 project is tonight is where that project is,
3 but it needs this vote in order to proceed
4 on the currently planned schedule for this
5 project.

6 And, as described, we would be
7 losing the funding that's currently
8 available. That's not to say we couldn't
9 get funding back on a different schedule,
10 but it seems to be risky.

11 And I just want to say a couple of
12 things about the value of this bike path.
13 Our Town does not provide after school buses
14 for people who participate in school sports.
15 If you live in Gray Gables, and you have to
16 come home from work at a certain time of day
17 and bring your child home from the high
18 school because they're in the drama club,
19 and they're there late or whatever, it's two
20 miles from the high school to Gray Gables
21 via this bike path of which the only over-
22 the-road stretch is walking down Cotuit Road
23 next to the old Coady School to access the
24 Canal path. The rest is off-road, totally

1 safe for a 16-year-old who wants to ride his
2 bike home or her bike home from any
3 afterschool activity. And I don't know the
4 number of how many hundreds -- a hundred
5 children that is, but that's a lot of
6 children, and I know there's a significant
7 number of those who live in Gray Gables.
8 That's just one example of how a bike path
9 contributes to the functions of our Town.

10 So I just want you to think about
11 that or just families who want to go -- the
12 kids in the family want to go watch the
13 Railroad Bridge go down when the dinner
14 train goes over it, and they live in Gray
15 Gables. Right now, they get in their car
16 with their mom, drive over Shore Road, park
17 in the parking lot, take up space in the
18 Corps of Engineers parking lot, have a great
19 time watching the train and drive home.

20 MODERATOR AMY KULLAR: Thank you,
21 Mr. York. That's three minutes.

22 MR. JOHN YORK: It could be a ten-
23 minute walk. Thank you.

24 MODERATOR AMY KULLAR: Thank you

1 very much. Is there anyone else who would
2 like to be heard on the motion to
3 indefinitely postpone Article 15? Hearing
4 none, we will move to a vote on the motion
5 to indefinitely postpone Article 15.

6 A YES vote would indefinitely
7 postpone Article 15. We wouldn't take a
8 vote on it.

9 A NO vote would allow us to
10 proceed with the debate on Article 15 and
11 move to a vote on it.

12 Using your handheld device, you
13 can use the green button for YES, red button
14 for NO. You may begin voting now. And this
15 vote requires a simple majority.

16 (Voting in progress.)

17 MODERATOR AMY KULLAR: Voting is
18 now closed. I declare the motion to
19 indefinitely postpone Article 15 has failed
20 with NO 165 votes, YES 51 votes.

21 (Motion to indefinitely postpone failed.)

22 MODERATOR AMY KULLAR: We will now
23 continue with the discussion on Article 15.
24 I believe we left off with the Select Board

1 having made their motion and discussion, and
2 now we are going to hear from the Finance
3 Committee as to whether or not they have a
4 recommendation for Article 15.

5 FINANCE CARLA EMMONS: Yes, Madam
6 Moderator, we do.

7 MODERATOR AMY KULLAR: Thank you.
8 I recognize Ms. Emmons.

9 FINANCE CARLA EMMONS: The Finance
10 Committee voted 4 in favor, 1 opposed, and 1
11 abstained in recommendation of the article.

12 MODERATOR AMY KULLAR: Thank you
13 very much. Thank you. Is there anyone else
14 that would like to be heard on Article 15?
15 Yes, Ma'am. You may approach the podium,
16 and state your name for the record.

17 MS. ROBIN MCINTYRE: Robin
18 McIntyre, Bourne Village. We are abutters
19 to the proposed rail-with-trail on Bell
20 Road, although our property would not be
21 directly impacted by the project, other than
22 users parking on Bell Road as they currently
23 do.

24 I'm in support of the rail trail

1 but not in support of this article. It
2 clearly puts the cart before the horse.
3 Phase 1's been proposed in isolation, unless
4 there's a comprehensive package or the
5 entire thing can't be built. They're
6 looking at \$4 million; we're talking about
7 half-a-mile. That would be -- we talked
8 about the benefits. I'm a physical
9 therapist 38 years. I know the benefit of
10 exercise. I use the Canal Service Road 5
11 out of 7 days of the week year-round. I
12 know that. We're talking about half-a-mile.
13 We're not talking about a long, you know,
14 thing.

15 Anyways, so I think unless we're
16 looking at a comprehensive package of all
17 four phases together, I would vote NO
18 against this article.

19 MODERATOR AMY KULLAR: Thank you.
20 Yes, Mr. Cichowski.

21 MR. FRANCIS CICHOWSKI: Presently,
22 we're moving trash along the rail trail, and
23 I feel that this is the first step in
24 attempting to move that rail because it's in

1 the way, and its infrastructure seems like
2 it wants to be grabbed by the rail people --
3 by the trail people to put a bicycle path
4 on. There's not too many things that are
5 uglier than a chain-link fence. I have seen
6 no artistic proposals of how you managed to
7 get through the marshes, and how you managed
8 to actually share this place with the train,
9 which is also a very scenic thing. I ride a
10 bike too, and there's nothing nicer than
11 riding along and watching trains and seeing
12 train operators and seeing tracks being
13 fixed. These trains don't speed through
14 here at 90 miles an hour; you all know that.
15 They just creep.

16 Rail is about the most efficient
17 way to go ahead and transfer stuff. It's
18 not quite as efficient as boat, but that
19 would be kind of a tough infrastructure to
20 set up for moving trash.

21 There's about 300 trucks a month
22 that would travel across our bridges in
23 order to replace those trains if and when
24 that should happen. I heard one person say,

1 "Oh no, it's not going to happen. This is a
2 proposal for a shared right-of-way." A
3 shared right-of-way with, obviously,
4 obstructions for safety for the rail and for
5 the riders. It's a lot prettier to do that
6 by separation. A 10-foot path with a 30-
7 foot space between the train would certainly
8 be safe for everybody, and it wouldn't
9 interfere with anyone's view. It's possible
10 to have a rail with a trail, but I don't
11 believe you're headed that way, and \$3
12 million for half-a-mile is just
13 unbelievable.

14 MODERATOR AMY KULLAR: Thank you.
15 I'm going to let the town engineer respond
16 to that. Thank you.

17 ENGINEER TIM LYONS: So this
18 project started out as a \$1.9 million
19 project. It's now a \$4 million project.
20 And I will say that the railroad has taken
21 every opportunity to make every safety
22 upgrade in this project. The rail-with-
23 trail is a dangerous proposal. That chain-
24 link fence is integral to that, but they

1 have made several upgrades that have
2 increased the cost because there's the force
3 accounts, whatever the maneuver is, to add
4 cost to the project. So that's kind of my
5 response to that.

6 And then to Robin's point, Phase
7 2, Phase 3, and Phase 4, that's a whole
8 other discussion. We're talking about
9 temporary easements tonight, but I will say
10 Phase 1 is only a half-a-mile of path. And,
11 you know, in our understanding, I don't want
12 to speak for the committee, but if it sets
13 off the biking craze that adds so many more
14 cars coming to that area, we can react to
15 add parking. There's places to add parking.
16 We just wouldn't want to be proactive and
17 waste your tax dollars to create parking
18 ahead of time.

19 So I just would like you guys to
20 know that these are things we do talk about.
21 We do understand that there could be more
22 parking that's necessary. And if there's
23 parking issues, we will address that as a
24 community with signage, curbing, things of

1 the like. But we do have opportunities to
2 put parking on Phase 2 that would add a lot
3 of parking for that stretch on the upper
4 portion between Monument Beach and Gray
5 Gables and Bourne Village so.

6 MODERATOR AMY KULLAR: Thank you.
7 Is there any further discussion on Article
8 15? I'll allow it. Do you have something
9 new to add?

10 MR. DAVID MCPHERSON: Yes. Just I
11 wanted to point out there's discussion about
12 your questions about other phases. I want
13 to make everybody aware that on November 14,
14 MassDOT is scheduled to have a public
15 meeting here in Bourne specifically to
16 discuss Phase 2, which shows to me that
17 they're quite serious about moving forward
18 with Phase 2.

19 And the only other thing I wanted
20 to say was with regards to, you know, people
21 say, "Only a half mile" and so forth;
22 construction of this project will provide an
23 immediate benefit to the residents of the
24 Gray Gables and Monument neighborhoods by

1 improving access to the Canal area. If
2 you're a resident of those areas, you will
3 be able to safely reach the Canal, either
4 whether it's on foot or by bicycle.

5 And, so, it's not, you know, no
6 matter what happens in the future, that path
7 is going to serve residents from day one.

8 MODERATOR AMY KULLAR: Thank you.
9 Yes, sir.

10 MR. KEN CHEITLIN: Hello. My name
11 is Ken Cheitlin; I live in Pocasset. I am
12 on the Town Administrator's Advisory
13 Committee on Bicycle/Pedestrian pathway, but
14 I am speaking tonight as the president of
15 the Friends of the Bourne Rail Trail. We're
16 the organization that's been -- has started
17 the project. We've been working on it since
18 2016.

19 I just want to say that I really
20 strongly recommend that we approve this
21 article, and I speak for the Board of the
22 Friends in saying that. It has been a long
23 process. We are at a critical juncture if
24 we want this rail trail to happen, we need

1 to signal with our willingness to spend this
2 relatively small amount of money considering
3 the cost of the entire rail trail to
4 demonstrate to the state that we're serious
5 about this project.

6 In the end, the Friends of the
7 Bourne Rail Trail believe strongly that this
8 will be a rail-to-trail project, that the
9 track will be removed. It is really the
10 only way that we will be able to build
11 Phases 3 and 4, the southernmost pieces,
12 which would include the end of the Bourne
13 Rail Trail and the extension of the Shining
14 Sea Bikeway. We've come to that conclusion
15 after many years of studying this. We have
16 also demonstrated through design work that
17 if the groups who feel that a train track is
18 necessary still feel that way that there's a
19 way to build a new track along MacArthur
20 Boulevard that would be a state-of-the-art
21 track if they want to go that route.

22 But the existing track does not
23 serve anything but two private industries
24 and is limited in its speed because of its

1 state of disrepair, and the military is the
2 only other potential interest in that track,
3 and they haven't used it in any significant
4 way since World War II.

5 It's also important to note
6 because there's been some misinformation
7 tonight that the track is not used to move
8 any municipal trash at all from any of the
9 four Upper-Cape towns. Literally, the only
10 debris that's moved along that track is
11 construction and demolition debris moved by
12 a private company. So it's a subsidized --
13 it's a taxpayer subsidized track that's not
14 being used for any taxpayer purpose at this
15 point. And I think that's really important
16 for us to keep in mind.

17 Tom Cahir and the CCRTA has
18 secured \$25 million of federal funding for
19 us to build this track -- this trail rather,
20 and that will be dependent on removal of the
21 track. Right now, we're lucky enough to
22 have state federal funding for this first
23 piece. I strongly recommend that we move
24 forward on it tonight if we hope to have the

1 Bourne Rail Trail at any point in the future
2 in this Town. It will be a world-class
3 amenity. It will be a huge asset of the
4 Town, and I think we'll all look back on
5 this moment as a pivotal one. Thank you.

6 THE AUDIENCE: (Applause.)

7 MODERATOR AMY KULLAR: Thank you.
8 Is there anyone else who would like to be
9 heard? Please.

10 MR. BRUCE TAINTER: Yes. Bruce
11 Tainter from Bourne. Just some
12 clarification, are we voting on just Stage 1
13 or are we voting on all four stages of the
14 easement?

15 MODERATOR AMY KULLAR: I believe
16 it's stage one, but I'm going to let the
17 Town Administrator answer that for the best
18 information.

19 TOWN ADMINISTRATOR MARLENE
20 MCCOLLE: Yes. It's only Phase 1. It's
21 the easements necessary to construct the
22 northern half mile.

23 MODERATOR AMY KULLAR: Thank you.
24 Did that answer your question?

1 MR. BRUCE TAINTER: Yes, thank
2 you.

3 MODERATOR AMY KULLAR: Thank you.
4 Go ahead.

5 MS. SUSAN BARACCHINI: Susan
6 Baracchini, Pocasset. I am an abutter of
7 the property in Phase 3 where we are on Wing
8 Road. And a couple of things just to note,
9 that DOT meeting, I think, is really pivotal
10 because it allows us a chance to get in
11 front of them, hear what they have to say
12 for not just this first half mile but the
13 remaining of the 6.2 miles.

14 Couple of things; the train does
15 go by a lot less frequently than it did when
16 we first moved there. Even when we first
17 started clearing the property in 1998, it
18 went by four times a day like clockwork, 6
19 o'clock, 8 o'clock in the morning, 6
20 o'clock, 8 o'clock at night, full and empty,
21 full and empty.

22 I know you've mentioned World War
23 II, I just want to correct that because the
24 military did actually bring back equipment

1 from Desert Storm and the operations to
2 bring the equipment back to the base to
3 study, to move it onto other bases where
4 they could study the condition of the
5 equipment after the war in the sand. So
6 that was the last military use of those
7 train tracks. I just want to point that
8 out.

9 The other thing is the meeting on
10 November 14 will be held at the Pocasset
11 Community Building at 314 Barlow's Landing
12 Road. I encourage you to attend. It could
13 be standing room only; it's not that large
14 of a building. But I'm just telling you,
15 I'm the manager of the building; I know the
16 meeting's going to happen there. So if you
17 want to attend, it's November 14 at 314
18 Barlow's Landing Road.

19 Question, if we don't -- is the 4
20 million for that entire half mile? Do they
21 expect any bit to be left over? Is it all
22 part of design work and construction is my
23 question?

24 MODERATOR AMY KULLAR: Thank you.

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TOWN ADMINISTRATOR MARLENE

MCCOLLEM: The \$4 million is for the half mile on the northern end of the railroad right-of-way. These are construction estimates at this time. The state will have to put the project out to bid and, obviously, if they can spend less, they will sign on a contractor to build it for less.

MODERATOR AMY KULLAR: Thank you. Is there anyone that has anything new to add on Article 15? Go ahead, Mr. Barnes. You've spoken for three minutes though already.

MR. TOM BARNES: Excuse me?

MODERATOR AMY KULLAR: You have spoken for three minutes on this, so please bring something new.

MR. TOM BARNES: I just want to say again, I consider myself a friend of the rail-to-trail but not of the rail-with-trail. And what we're approving right now is rail-with-trail, and I understand about the (Indiscernible). But as a Town right now, we're voting to approve an article that

1 now we've heard from the three abutters to
2 this first phase. All disapprove, none of
3 the three abutters approve what we're doing
4 tonight.

5 And, also, we're voting on one
6 phase of four phases, maybe 4 million of
7 maybe 80 million. So we're starting a
8 project like we're starting a foundation
9 with no idea what the house is going to look
10 like. So we're voting on a partial project
11 without any guarantees whether it's going to
12 be rail-to-trail, rail-with-trail or any of
13 that. Thank you.

14 MODERATOR AMY KULLAR: Thank you,
15 Mr. Barnes. Go ahead.

16 MR. KEN CHEITLIN: Ken Cheitlin,
17 again. I just wanted to clear up a couple
18 things. There are, in fact, far fewer
19 trains running on this track now than there
20 were historically, and that's because the
21 track is no longer used as it was then
22 removing towns trash. As I said, it only
23 moves construction and demolition debris.

24 Secondly, I didn't want to suggest

1 that the military has never used that track
2 since World War II, I said they've never
3 used it for any significant purpose. That
4 was a convenience, they had other options at
5 the time. But they did, in fact, use it
6 very briefly after 9/11.

7 And, finally, I wanted to make it
8 really clear that the \$25 million in funding
9 that we have available to us is federal
10 funding. It's been obtained by the CCRTA,
11 the Cape Cod Regional Transit Authority, but
12 it is, in fact, federal funding. And, of
13 course, we as taxpayers, we pay for federal
14 -- we pay federal tax; we pay state tax, but
15 this will not involve any state or local
16 funding if we can pull up the track, which
17 is, in fact, the intention. This will be,
18 as I said, a rail-to-trail project. We've
19 demonstrated it can't be done any other way.
20 That doesn't mean we can't start it with the
21 plan, and the only phase that could even
22 conceivably be done rail-with-trail is this
23 first phase, which is why it make sense to
24 get it going now. That, you know, there's

1 lots of reasons, and it's not appropriate to
2 go into why rail-with-trail for the whole
3 project is not possible. But one of them is
4 that it's estimated to cost \$80 million.
5 And, in fact, if we pull up the track, we
6 can build this trail for -- in the range of
7 \$20-\$25 million. Thank you.

8 MODERATOR AMY KULLAR: Thank you.
9 If nobody else would like to be heard on
10 Article 15 -- all right. Please state your
11 name for the record.

12 MR. PHILLIP BURGESS: My name is
13 Phillip Burgess; I live in Pocasset. I'm
14 just going to say one thing; it goes by my
15 property. I count the cars. There's 10
16 cars full of construction trash. Do you
17 want that going over the road, and what are
18 you going to do with it when the bridges are
19 down? Think about it.

20 MODERATOR AMY KULLAR: Thank you.
21 We're not going to go back and forth on
22 these points. We're going to move to a vote
23 on Article 15 now. Thank you, everyone, who
24 contributed to the debate on this article.

1 Article 15 requires a simple
2 majority vote. Does everyone have their
3 handheld device? When I tell you, you will
4 have 30 seconds to cast your vote. Green
5 for YES, red for NO. You may begin voting
6 now.

7 (Voting in progress.)

8 MODERATOR AMY KULLAR: Voting is
9 now closed. I declare the motion of the
10 Select Board has passed with 156 votes in
11 favor and 63 opposed.

12 (Article 15 passed.)

13 MODERATOR AMY KULLAR: Please no
14 applause. Thank you.

15 THE AUDIENCE: Woo!

16 **ARTICLE 5**

17 MODERATOR AMY KULLAR: All right.
18 Article 5. Article 5 on page 14 of your
19 handbook requires a simple majority vote.
20 Does the Select Board have a positive motion
21 on Article 5?

22 SELECTPERSON JEANNE AZAROVITZ:
23 Yes, we do, Madam Moderator.

24 MODERATOR AMY KULLAR: I recognize

1 Jeanne Azarowitz.

2 SELECTPERSON JEANNE AZAROVITZ:

3 Thank you. We move that the Town vote to
4 appropriate the sum of 419,000 for the
5 purpose of this article, to meet this
6 appropriation to transfer the sum of 419,000
7 from Free Cash.

8 (Seconded)

9 MODERATOR AMY KULLAR: Ms.

10 Azarowitz, you have the floor.

11 SELECTPERSON JEANNE AZAROVITZ:

12 Passage of this article will allow any Host
13 Community Fees generated by ISWM in Fiscal
14 Year 2024 in excess of 600,000 to be added
15 to the Capital Stabilization Fund that was
16 established at the 2007 Annual Town Meeting.
17 The monies circulated in the fund will help
18 defray the cost of future capital projects
19 approved by the Town.

20 A YES or AYE vote in favor of the
21 motion provides funding to meet the
22 financial policy for building the Capital
23 Stabilization Fund. This will help ensure
24 that funds continue to be set aside for the

1 long-term maintenance of the Town's capital
2 assets.

3 A NO or NAY vote opposed to the
4 motion would not provide additional funding
5 for the Capital Stabilization Fund.

6 The Select Board voted unanimously
7 5-0-0 to recommend approval of this article.

8 MODERATOR AMY KULLAR: Thank you.
9 Does the Finance Committee have a
10 recommendation on this article?

11 FINANCE ARTHUR WAYNE SAMPSON: We
12 do, Madam Moderator.

13 MODERATOR AMY KULLAR: I recognize
14 Wayne Sampson.

15 FINANCE WAYNE SAMPSON: The
16 Finance Committee voted unanimously 7 to 0
17 to recommend approval of this article.

18 MODERATOR AMY KULLAR: Thank you.
19 Is there any discussion on Article 5?
20 Seeing none from the floor, we can move to a
21 vote on Article 5. This vote requires a
22 simple majority. When I tell you, you will
23 have 30 seconds to cast your vote pressing
24 the green button for YES, red for NO. You

1 may begin voting on Article 5 now.

2 (Voting in progress.)

3 MODERATOR AMY KULLAR: Voting is
4 now closed. I declare the motion of the
5 Select Board is passed with 177 votes in
6 favor and 14 opposed.

7 (Article 5 passed.)

8 **ARTICLE 12**

9 MODERATOR AMY KULLAR: Article 12.
10 Article 12 on page 22 of your handbook
11 requires a simple majority vote. Does the
12 Select Board have a motion on Article 12?

13 SELECTPERSON ANNE-MARIE SIROONIAN:
14 We do, Madam Moderator.

15 MODERATOR AMY KULLAR: I recognize
16 Anne-Marie Siroonian.

17 SELECTPERSON ANNE-MARIE SIROONIAN:
18 We move the Town vote Article 12 as set
19 forth in the Warrant.

20 (Seconded)

21 MODERATOR AMY KULLAR: Ms.
22 Siroonian, you have the floor.

23 SELECTPERSON ANNE-MARIE SIROONIAN:
24 The article amends the Town of Bourne

1 General Bylaws Article 8, Section 8.1.1,
2 "Membership of the Community Preservation
3 Committee" by deleting the text of the
4 current section 8.1.1 in its entirety and
5 inserting a new Section 8.1.1 in place of
6 same as recommended by the Open Space and
7 Community Preservation Committees.

8 A YES or AYE vote in favor of the
9 motion will amend the bylaw.

10 A NO or NAY vote opposed to the
11 motion will leave the current language in
12 the bylaw.

13 The Select Board voted 5-0-0 to
14 recommend approval of this article.

15 MODERATOR AMY KULLAR: Thank you.
16 Does the Finance Committee have a positive
17 recommendation on this article?

18 FINANCE PRISCILLA HARCOURT: Yes,
19 Madam Moderator.

20 MODERATOR AMY KULLAR: I recognize
21 Priscilla Harcourt.

22 FINANCE PRISCILLA HARCOURT: Thank
23 you. The Finance Committee voted the funds
24 for Article 12, 6 in favor of

1 recommendation, 0 nay, and 1 abstained.

2 MODERATOR AMY KULLAR: Thank you.

3 Is there any discussion on Article 12?

4 SELECTPERSON ANNE-MARIE SIROONIAN:

5 Yes, Madam Moderator.

6 MODERATOR AMY KULLAR: Ms.

7 Siroonian, you have the floor.

8 SELECTPERSON ANNE-MARIE SIROONIAN:

9 The CPC opted to replace this section of the
10 article in lieu of strikeouts and bolded

11 text. There are three changes to note.

12 Instead of just a single member of the

13 Housing Authority, the Housing Partnership

14 will designate a member. They've opted to

15 reduce the Open Space Committee membership

16 from four to two, and those two remaining

17 members will be selected and designated by

18 the Select Board.

19 MODERATOR AMY KULLAR: Thank you.

20 Is there any further discussion on Article

21 12? Seeing and hearing none, we can move to

22 a vote on Article 12. This vote requires a

23 simple majority. When I tell you, you will

24 have 30 seconds to cast your vote. Green

1 for YES, red for NO. You may begin voting
2 now.

3 (Voting in progress.)

4 MODERATOR AMY KULLAR: Voting is
5 now closed. I declare the motion of the
6 Select Board is passed with 178 votes in
7 favor and 10 opposed.

8 (Article 12 passed.)

9 **ARTICLE 4**

10 MODERATOR AMY KULLAR: Thank you.
11 Article 4. Article 4 on page 13 of your
12 handbook requires a simple majority vote.
13 Does the Select Board have a positive motion
14 on this article?

15 SELECTPERSON JEANNE AZAROVITZ: We
16 do, Madam Moderator.

17 MODERATOR AMY KULLAR: Thank you.

18 SELECTPERSON JEANNE AZAROVITZ: We
19 move that the Town vote to appropriate the
20 sum of 1,004,000 for the purposes of funding
21 the Town's Other Post-Employment Benefits,
22 OPEB, liability, and to meet this
23 appropriation to transfer to the OPEB Trust
24 Fund the sums of 714,000 from Free Cash;

1 30,000 from Sewer Retained Earnings, 260,000
2 from ISWM Retained Earnings.

3 (Seconded)

4 MODERATOR AMY KULLAR: Ms.
5 Azarovitz, you have the floor.

6 SELECTPERSON JEANNE AZAROVITZ:
7 This article continues that the OPEB funding
8 contribution based on the financial policy
9 established in 2018. The policy states that
10 we will contribute 10 percent of the excess
11 certified Free Cash over policy to the OPEB
12 Trust Fund. This year's contribution is
13 714,000 for employees of the Town. In
14 addition, the article funds an OPEB
15 contribution for ISWM employees at 260,000
16 and sewer employees at 30,000 for a total of
17 1,004,000 to be added to the OPEB Trust
18 Fund.

19 A YES or AYE vote in favor of the
20 motion provides funding to meet the
21 financial policy for OPEB. This will help
22 maintain the Town's high bond rating.

23 A NO or NAY vote opposed to the
24 motion would not provide additional funding

1 for OPEB.

2 The Select Board voted unanimously
3 5-0-0 to recommend approval of this article.

4 MODERATOR AMY KULLAR: Thank you.
5 Does the Finance Committee have a positive
6 recommendation on this article?

7 FINANCE CHAIR JAMES SULLIVAN:
8 Yes, Madam Moderator.

9 MODERATOR AMY KULLAR: I recognize
10 Jim Sullivan.

11 FINANCE CHAIR JAMES SULLIVAN:
12 Thank you. The Finance Committee voted 7 to
13 0 to support this article

14 MODERATOR AMY KULLAR: Thank you.
15 Is there any discussion on Article 4?
16 Seeing and hearing none, we can move to a
17 vote on Article 4. This vote requires a
18 simple majority. Using your handheld
19 device, you will have 30 seconds to cast
20 your vote. Green for YES, red for NO. You
21 may begin voting now.

22 (Voting in progress.)

23 MODERATOR AMY KULLAR: Voting is
24 now closed. I declare the motion of the

1 Select Board is passed with 171 votes in
2 favor and 13 opposed.

3 (Article 4 passed.)

4 **ARTICLE 13**

5 MODERATOR AMY KULLAR: Article 13.
6 Article 13 on page 23 of your handbook
7 requires a simple majority vote. Does the
8 Select Board have a motion on Article 13?

9 SELECTPERSON ANNE-MARIE SIROONIAN:
10 We do, Madam Moderator.

11 MODERATOR AMY KULLAR: I recognize
12 Anne-Marie Siroonian.

13 SELECTPERSON ANNE-MARIE SIROONIAN:
14 We move Article 13 as set forth in the
15 Warrant.

16 MODERATOR AMY KULLAR: Thank you.

17 (Seconded)

18 MODERATOR AMY KULLAR: Ms.
19 Siroonian, you have the floor.

20 SELECTPERSON ANNE-MARIE SIROONIAN:
21 This article amends the Town Bylaw,
22 "Historic Demolition Delay," Section 3.14,
23 to preserve and protect historically
24 significant buildings in the Town that are

1 scheduled to be torn down as part of a site
2 plan or building permit application.

3 The Historical Commission proposes
4 three amendments as follows:

5 (1) In the definition Section
6 3.14.2, there is "Total Demolition and
7 Partial Demolition." The amendment would
8 add in the word "alteration" to the partial
9 demolition definition to provide
10 clarification that alterations are referred
11 to the "Historical Commission."
12 Examples of alterations are replacing a
13 window with a door, replacing windows with
14 walls or expanding a doorway.

15 The second change gives the
16 Historical Commission 45 days rather than 30
17 days of its receipt of an application to
18 conduct a public hearing.

19 And the last change is to reduce
20 the public hearing notice advertising
21 timeframe from 14 days to 7 days. This
22 helps to streamline and shorten the
23 permitting process and review period.

24 A YES or AYE vote in favor of the

1 motion would amend the bylaw.

2 A NO or NAY vote opposed to the
3 motion maintains the status quo, and the
4 bylaw would not be amended.

5 The Select Board recommended
6 5-0-0.

7 MODERATOR AMY KULLAR: Thank you,
8 Ms. Siroonian. Does the Finance Committee
9 have a positive recommendation on this
10 article?

11 FINANCE CHAIR JAMES SULLIVAN:
12 Yes, we do, Madam Moderator.

13 MODERATOR AMY KULLAR: I recognize
14 Jim Sullivan.

15 FINANCE CHAIR JAMES SULLIVAN:
16 Thank you. The Finance Committee voted 7-0
17 to support this article.

18 MODERATOR AMY KULLAR: Thank you
19 very much. Is there any discussion on this
20 article? Seeing and hearing none, we can
21 move to a vote on Article 13. This vote
22 requires a simple majority. When I tell
23 you, you will have 30 seconds to cast your
24 vote. Green for YES; red for NO. You may

1 begin voting now.

2 (Voting in progress.)

3 MODERATOR AMY KULLAR: Voting is
4 now closed. I declare the motion of the
5 Select Board has passed with 157 votes in
6 favor and 22 opposed.

7 (Article 13 passed.)

8 MODERATOR AMY KULLAR: We have
9 five articles left.

10 **ARTICLE 19**

11 MODERATOR AMY KULLAR: Article 19.
12 Article 19 on page 31 of your handbook
13 requires a simple majority vote. Does the
14 Select Board have a motion on Article 19?

15 SELECTPERSON PETER MEIER: Yes, we
16 do.

17 MODERATOR AMY KULLAR: They do
18 have a motion. I recognize Peter Meier.

19 SELECTPERSON PETER MEIER: Thank
20 you. We vote to authorize the Select Board
21 to (Indiscernible) or otherwise dispose of a
22 parcel of land, including all buildings and
23 structures thereon, at 90 Adams Street,
24 Assessors Map 17.2, Parcel 7 under such

1 terms as the Select Board determines to be
2 in the Town's best interests.

3 (Seconded)

4 MODERATOR AMY KULLAR: Mr. Meier,
5 you have the floor.

6 SELECTPERSON PETER MEIER: The
7 Select Board will be working with the
8 Sagamore Boosters Club to reconvey the
9 property at 90 Adams Street back to the Town
10 based on a 1957 Town Meeting vote. This
11 article would allow the Town to auction,
12 sell, transfer, or otherwise dispose of the
13 property after the deed transfers to the
14 Town of Bourne. It is not recommended to
15 keep this property for municipal purposes.

16 A YES or AYE vote in favor of the
17 motion would allow the Town to sell or
18 transfer the property to another entity.

19 A NO or NAY vote opposed to the
20 motion would not allow the Town to sell or
21 transfer the property in the future.

22 The Select Board voted 5-0-0 to
23 recommend approval of this article. The
24 Affordable Housing Trust and the Housing

1 Partnership have also discussed this article
2 and have unanimously approved taking the
3 position that they would like to pursue this
4 property contingent on any 21E coming back
5 on the property for the purposes of
6 affordable housing.

7 MODERATOR AMY KULLAR: Thank you,
8 Mr. Meier. Does the Finance Committee have
9 a positive recommendation on this article?

10 FINANCE CHAIR JAMES SULLIVAN:
11 Yes, we do, Madam Moderator.

12 MODERATOR AMY KULLAR: I recognize
13 Jim Sullivan.

14 FINANCE CHAIR JAMES SULLIVAN:
15 Thank you. The Finance Committee voted 7 to
16 0 in favor of this article.

17 MODERATOR AMY KULLAR: Thank you
18 very much. Is there any discussion on
19 Article 19? Seeing and hearing none, we can
20 move to a vote on Article 19. This vote
21 requires a simple majority. When I tell
22 you, you will have 30 seconds to cast your
23 vote. Green for YES, red for NO. You may
24 begin voting now.

1 (Voting in progress.)

2 MODERATOR AMY KULLAR: Voting is
3 now closed. I declare the motion of the
4 Select Board is passed with 174 votes in
5 favor and 11 opposed.

6 (Article 19 passed.)

7 **ARTICLE 14**

8 MODERATOR AMY KULLAR: Article 14.
9 Article 14 on page 25 of your handbook
10 requires a two-thirds majority vote. Does
11 the Select Board have a motion on Article
12 14?

13 SELECTPERSON MELISSA FERRETTI: We
14 do, Madam Moderator.

15 MODERATOR AMY KULLAR: I recognize
16 Melissa Ferretti.

17 SELECTPERSON MELISSA FERRETTI: We
18 move to authorize the transfer of care,
19 custody, and control of land at 201 General
20 MacArthur Boulevard, Bourne, Massachusetts,
21 shown as Parcel A on a plan entitled,
22 "Eastern box turtle mitigation plan," dated
23 November 21, 2022, recorded with the
24 Barnstable County Registry of Deeds in Plan

1 Book 699, page 6, from the Integrated Solid
2 Waste Management, ISWM Department, to the
3 Conservation Commission. Said land being
4 necessary as mitigation land for the Eastern
5 box turtle habitat in connection with the
6 expansion of the ISWM facility, provided
7 further that said land shall be dedicated to
8 the Conservation Commission for the sole
9 purpose of conservation of natural resources
10 included, but not limited to, the
11 conservation of species listed pursuant to
12 General Law C. 131A et seq. Yep, sorry.
13 And to protect the land in perpetuity under
14 the care and custody of the Conservation
15 Commission pursuant to G.L. C. 40, Section
16 8C and Article 97 of the Amendments to the
17 Constitution of the Commonwealth of
18 Massachusetts.

19 (Seconded)

20 MODERATOR AMY KULLAR: You have
21 the floor, Ms. Ferretti.

22 SELECTPERSON MELISSA FERRETTI:
23 This vote is to affirm transfer of the Town
24 land at the Department of Integrated Solid

1 Waste Management by the Select Board to the
2 care, custody, and control of the Bourne
3 Conservation Commission. For the
4 information about the article -- yeah.

5 A YES or AYE vote in favor of this
6 motion will transfer the care, custody, and
7 control of this property from ISWM to the
8 Conservation Commission.

9 A NO or NAY vote opposed to the
10 motion would not transfer the care, custody,
11 and control of this property of the land to
12 the Conservation Commission, and ISWM would
13 not be able to meet its obligations to
14 provide mitigation land for the landfill
15 expansion project.

16 The Select Board recommended --
17 voted unanimously 5-0-0 to recommend
18 approval of this article.

19 MODERATOR AMY KULLAR: Thank you,
20 Ms. Ferretti. Does the Finance Committee
21 have a positive recommendation on this
22 article?

23 FINANCE THOMAS JOYCE: Yes, Madam
24 Moderator.

1 MODERATOR AMY KULLAR: I recognize
2 Tom Joyce.

3 FINANCE THOMAS JOYCE: The Finance
4 Committee voted 7 to 0 to recommend approval
5 of this article.

6 MODERATOR AMY KULLAR: Thank you.
7 Is there any discussion on this Article 14?
8 Seeing none, we can move to a vote on
9 Article 14. Did I hear anyone? No? Okay.
10 This vote requires a two-thirds majority.
11 When I tell you, you will have 30 seconds to
12 cast your vote. Green for YES, red for NO.
13 You may begin voting now.

14 (Voting in progress.)

15 MODERATOR AMY KULLAR: Voting is
16 now closed. I declare the motion of the
17 Select Board is passed with 180 votes in
18 favor and 9 opposed.

19 (Article 14 passed.)

20 **ARTICLE 1**

21 MODERATOR AMY KULLAR: Article 1.
22 Article 1 on page 11 of your handbook
23 requires a simple majority vote. Does the
24 Select Board have a positive motion on

1 Article 1?

2 SELECTPERSON JEANNE AZAROVITZ: We
3 do, Madam Moderator.

4 MODERATOR AMY KULLAR: I recognize
5 Jeanne Azarovitz.

6 SELECTPERSON JEANNE AZAROVITZ: We
7 move that the Town vote to hear Reports and
8 Recommendations of committees, town, and
9 state officers.

10 (Seconded)

11 MODERATOR AMY KULLAR: Ms.
12 Azarovitz, you have the floor.

13 SELECTPERSON JEANNE AZAROVITZ:
14 This article allows for reports and
15 recommendations to be presented by
16 representatives of committees and Town
17 officers.

18 A YES or AYE vote in favor of the
19 motion would allow committees to address
20 Town Meeting and provide an update of their
21 work.

22 A NO or NAY vote opposed to the
23 motion will not allow the committee
24 representatives to provide a report to Town

1 Meeting.

2 The Select Board voted unanimously
3 5-0-0 to recommend approval of this article.

4 MODERATOR AMY KULLAR: Thank you.
5 Does the Finance Committee have a
6 recommendation on this article?

7 FINANCE CHAIR JAMES SULLIVAN:
8 Yes, we do, Madam Moderator.

9 MODERATOR AMY KULLAR: I recognize
10 Jim Sullivan.

11 FINANCE CHAIR JAMES SULLIVAN: The
12 Finance Committee voted 7 to 0 in favor of
13 this article.

14 MODERATOR AMY KULLAR: Thank you.
15 All right. I was notified that there is one
16 committee report that I will accept right
17 now.

18 SELECT BOARD CHAIR MARY JANE
19 MASTRANGELO: We need to vote on the motion.

20 MODERATOR AMY KULLAR: Oh yeah.
21 We haven't done the motion yet. I'm so
22 sorry. I thought we were just going to get
23 right into it. We have to take a vote first
24 and then we can hear a report. Sorry.

1 Is there any more discussion on
2 Article 1? Hearing none, we can move to a
3 vote. This requires a simple majority.
4 Green for YES, red for NO. You may begin
5 voting now.

6 (Voting in progress.)

7 MODERATOR AMY KULLAR: Voting is
8 now closed. I declare the motion of the
9 Select Board is passed with 136 in favor and
10 20 opposed.

11 (Article 1 passed.)

12 MODERATOR AMY KULLAR: And with
13 that, I recognize Chair Mastrangelo who has
14 a report to give.

15 SELECT BOARD CHAIR MARY JANE
16 MASTRANGELO: Just a brief report. It's a
17 Select Board report on the Comprehensive
18 Wastewater Management Plan. This committee
19 report is to update the Town Meeting on the
20 development of the Comprehensive Wastewater
21 Management Plan, or CWMP, which was
22 undertaken by the Board of Sewer
23 Commissioners in the fall of 2020.

24 Based on the results of the Town

1 Meeting vote on Article 11 of the Special
2 Town Meeting, on November 2, 2021, the
3 Select Board Sewer Commissioners have
4 proceeded with a CWMP that does not include
5 an outfall to the Cape Cod Canal.

6 The Select Board and the
7 Wastewater Advisory Committee have been
8 meeting with consultants and have been
9 working on a plan. We did take a pause for
10 a bit of time while the DEP was working on
11 Title 5 regulations. We wanted to have
12 Title 5 final regulations before we kept
13 going. We have held several workshops/
14 meetings outside of regular Select Board
15 meetings. Our next workshop meeting is this
16 Friday, October 25, at 1 p.m. at Veterans'
17 Memorial Community Building. These workshop
18 meetings are recorded and televised and
19 streamed by Bourne Community TV.

20 There is also a button on the Town
21 website home page with information on the
22 CWMP and the work that has been done. There
23 are a lot of reports and other things there
24 that are very helpful to understand.

1 We encourage public participation,
2 and we'll be scheduling a special meeting
3 for public comment on the proposed CWMP
4 before it goes to MEPA for review and
5 approval. We expect to present the final
6 CWMP at the Annual Town Meeting in the
7 spring of 2025 after the MEPA review.

8 If you are interested in hearing
9 the options and commenting on the plan,
10 please watch or participate in our meetings,
11 and keep an eye out for the upcoming public
12 meeting on the CWMP. Thank you.

13 MODERATOR AMY KULLAR: Thank you,
14 Chair Mastrangelo. I was not notified by
15 any other boards or committees that there
16 would be more reports tonight. But, last
17 call. Go ahead, Mr. Sampson.

18 FINANCE ARTHUR WAYNE SAMPSON:
19 Good evening. My name is Wayne Sampson.
20 I'm the chairperson of the South Side Fire
21 Station Building Committee. Since our last
22 report at the 2024 Annual Town Meeting, we
23 published a fourth request for proposals for
24 available land that would meet the

1 requirements of locating a South Side Fire
2 Station.

3 We received several proposals, and
4 our committee made a recommendation that
5 land located at 171 Clay Pond Road to the
6 Board of Selectmen for consideration. At
7 the present time, the Town continues to
8 conduct its due diligence so that you will
9 have complete and accurate information to
10 make a decision in the near future. Thank
11 you.

12 MODERATOR AMY KULLAR: Thank you.
13 Is there anyone else who would like to be
14 heard under Article 1? Hearing none, we can
15 move on to the next article in the lottery.

16 **ARTICLE 16**

17 MODERATOR AMY KULLAR: Article 16.
18 Article 16 on page 28 of your handbook and
19 requires a simple majority vote. Does the
20 Select Board have a motion on Article 16?

21 SELECTPERSON MELISSA FERRETTI: We
22 do, Madam Moderator.

23 MODERATOR AMY KULLAR: I recognize
24 Melissa Ferretti.

1 SELECTPERSON MELISSA FERRETTI: We
2 vote to authorize the Select Board to
3 petition the General Court to enact
4 legislation to authorize the Town to convey,
5 amend, assign, or to otherwise transfer all
6 of the Town's rights, title, and interest in
7 and to the Conservation Restriction
8 registered with the Barnstable County
9 District of the Land Court as Document No.
10 978790 from the Town of Bourne through its
11 Conservation Commission to Barnstable County
12 or another to a nonprofit organization
13 created under Chapter 180 or Chapter 203 of
14 the Massachusetts General Laws, on the land
15 currently under the care and custody of
16 Barnstable County and identified on Bourne
17 Assessor's Map 44 as Parcel 23, provided
18 that the General Court may reasonably vary
19 the form and substance of the requested
20 legislation with the scope of the general
21 public objectives of this petition.

22 MODERATOR AMY KULLAR: Ms.
23 Ferretti, you have the floor.

24 SELECTPERSON MELISSA FERRETTI:

1 The Select Board is currently working to
2 purchase this property from Barnstable
3 County in accordance with a 2019 vote at
4 Town Meeting. A portion of the property is
5 encumbered by a Conservation Restriction and
6 is protected Open Space -- I'm sorry --
7 under Article 97.

8 Currently, while the County owns
9 the property, the Town holds the
10 Conservation Restriction. Once the Town
11 buys the property, another group will have
12 to hold the Conservation Restriction. We
13 are proposing that the Barnstable County
14 hold the group -- I'm sorry -- we are
15 proposing that Barnstable County hold the
16 Conservation Restriction after the Town
17 purchases the property. In order to
18 transfer the Conservation Restriction from
19 the town of Barnstable County, the Article
20 97 process requires that the Town Meeting
21 approve special legislation to petition the
22 General Court to approve the change under
23 the rules set forth by the Executive Office
24 of Energy and Environmental Affairs.

1 A YES or AYE vote in favor of the
2 motion would allow the Town to file special
3 legislation with the General Court to allow
4 Barnstable County to hold the Town's
5 Conservation Restriction on the property.

6 A NO or NAY vote opposed to the
7 motion would not prevent the Town from
8 filing the necessary special legislation at
9 this time.

10 The Select Board voted unanimously
11 5-0-0 to recommend approval of this article.

12 MODERATOR AMY KULLAR: Thank you,
13 Ms. Ferretti. Does the Finance Committee
14 have a positive recommendation on this
15 article?

16 FINANCE CARLA EMMONS: Yes, Madam
17 Moderator.

18 MODERATOR AMY KULLAR: I recognize
19 Carla Emmons.

20 FINANCE CARLA EMMONS: The Finance
21 Committee voted unanimously 7-0-0 in favor
22 of this article.

23 MODERATOR AMY KULLAR: Thank you,
24 very much. Is there any discussion on

1 Article 16? Seeing and hearing none, we can
2 move to a vote on Article 16. This requires
3 a simple majority vote. When I tell you you
4 may begin voting, you will have 30 seconds
5 to cast your vote. Green for YES, red for
6 NO. You may begin voting now.

7 (Voting in progress.)

8 MODERATOR AMY KULLAR: Voting is
9 now closed. I declare the motion of the
10 Select Board has passed with 172 in favor
11 and 9 opposed.

12 (Article 16 passed.)

13 **ARTICLE 9**

14 MODERATOR AMY KULLAR: Article 9.
15 Article 9 on page 18 of your handbook
16 requires a simple majority vote. Does the
17 Select Board have a positive motion on
18 Article 9?

19 SELECTPERSON ANNE-MARIE SIROONIAN:
20 We surely do, Madam Moderator.

21 MODERATOR AMY KULLAR: I recognize
22 Anne-Marie Siroonian.

23 SELECTPERSON ANNE-MARIE SIROONIAN:
24 We move the Town vote to appropriate and

1 reserve the sum of \$47,558.42 from the
2 Historic Reserves and \$2,441.58 from the
3 Undesignated Fund Balance to fund the
4 archaeological study, including all related
5 and incidental work and expenses, referred
6 to in Article 9 of the Warrant, said sum to
7 be spent under the direction of the
8 Community Preservation Committee.

9 (Seconded)

10 MODERATOR AMY KULLAR: Ms.
11 Siroonian, you have the floor.

12 SELECTPERSON ANNE-MARIE SIROONIAN:
13 This application for Community Preservation
14 funds is submitted by the Hering Pond
15 Wampanoag tribe for the preservation of the
16 historic resource commonly known as,
17 "Burying Hill." The area surrounding
18 Burying Hill is saturated with history from
19 the ancient Wampanoag Village to the early
20 sediment and town gathering to the
21 construction of the Cape Cod Canal.

22 In order to protect, preserve,
23 enhance, and restore the significant Town-
24 Owned Historic Cultural and Archaeology

1 Resource. The funds will be used to conduct
2 a non-evasive investigation of Burying Hill
3 using ground-penetrating radar and other
4 tools and technology in order to confirm the
5 extent of the burials and, in the process,
6 potentially locate the site of the original
7 1637 Meetinghouse established by Richard
8 Bourne and Thomas Tupper.

9 A YES or AYE vote in favor of the
10 motion provides funding for the proposed
11 project, as recommended by the Community
12 Preservation Committee.

13 A NO or NAY vote opposed to the
14 motion means that the funding would not be
15 provided, and the project cannot proceed at
16 this time.

17 The Select Board voted unanimously
18 4-0-0 to recommend approval of this article.

19 MODERATOR AMY KULLAR: Thank you.
20 Does the Finance Committee have a positive
21 recommendation on this article?

22 FINANCE PRISCILLA HARCOURT: Yes,
23 Madam Moderator.

24 MODERATOR AMY KULLAR: I recognize

1 Priscilla Harcourt.

2 FINANCE PRISCILLA HARCOURT: The
3 Finance Committee voted unanimously to
4 recommend approval for this.

5 MODERATOR AMY KULLAR: Thank you.

6 FINANCE PRISCILLA HARCOURT:
7 Thanks.

8 MODERATOR AMY KULLAR: All right.
9 Is there any discussion on Article 9? Ms.
10 Siroonian.

11 SELECTPERSON ANNE-MARIE SIROONIAN:
12 Just a note, what a wonderful opportunity
13 this is for the community. Anytime we can
14 connect certainly the heritage and the
15 sacred ground of our Wampanoag tribe here,
16 and also to connect history with respect to
17 the Town in its earlier times is, to me, a
18 very valuable asset and opportunity here
19 that we can't pass up.

20 The site itself is a fragile site.
21 It's been partially disturbed and, quite
22 frankly, largely forgotten.

23 MODERATOR AMY KULLAR: Thank you.
24 Ms. Alfano.

1 MS. KATHY FOX ALFANO: Hi. Kathy
2 Fox Alfano, Gray Gables, and I am the
3 trustee of the Bourne Historical Society. I
4 just want to say that this is a critical
5 vote. We really want to embrace our history
6 with this and, also, Bourne often takes a
7 backseat to Plymouth when it comes to our
8 Wampanoag history, and I think this will
9 really help us move that and show that our
10 history is intertwined. So please vote yes.
11 Thank you.

12 MODERATOR AMY KULLAR: Thank you.
13 Is there anyone else that would like to be
14 heard on Article 9? Seeing and hearing
15 none, we can move to a vote on Article 9.
16 This vote requires a simple majority. When
17 I tell you, you will have 30 seconds to cast
18 your vote. Green for YES, red for NO. You
19 may begin voting now.

20 (Voting in progress.)

21 MODERATOR AMY KULLAR: Voting is
22 now closed. I declare the motion of the
23 Select Board has passed with 159 votes in
24 favor and 13 in opposition.

(Article 9 passed.)

ARTICLE 17

MODERATOR AMY KULLAR: Article 17.
Article 17 on page 29 of your handbook
requires a two-thirds majority vote. Does
the Select Board have a motion on Article
17?

SELECTPERSON MELISSA FERRETTI: We
do, Madam Moderator.

MODERATOR AMY KULLAR: I recognize
Melissa Ferretti.

SELECTPERSON MELISSA FERRETTI: We
vote to authorize the Select Board and the
Conservation Commission to convey, amend,
assign, or another otherwise transfer to
Barnstable County or another to a nonprofit
organization created under Chapter 180 or
Chapter 203 of the Mass. General Laws, all
of the Town's right, title, and interest in
and to the Conservation Restriction
registered with the Barnstable County -- why
am I -- I'm sorry -- Barnstable County
District of the Land Court as Document
978790 under the terms and conditions deemed

1 by the Select Board and the Conservation
2 Commission to be in the best interest of the
3 Town, and to further authorize the
4 Conservation Commission to accept Barnstable
5 County's interest in said Conservation
6 Restriction, and further authorize the
7 Select Board and the Conservation Commission
8 to take any and all action, and to execute
9 any documents, said Board and/or Commission
10 deems necessary or appropriate in connection
11 herewith.

12 (Seconded)

13 MODERATOR AMY KULLAR: Ms.
14 Ferretti, you have the floor.

15 SELECTPERSON MELISSA FERRETTI:
16 Before the Town can close on the purchase of
17 the County land in Pocasset, Town Meeting
18 must vote, by two-thirds majority, that they
19 approve the transfer of the Conservation
20 Restriction from Conservation Commission to
21 Barnstable County.

22 Currently, because the land is
23 owned by the County, the Town holds the
24 Conservation Restriction. When the Town

1 becomes the owner of the property, we must
2 identify a different group to hold the
3 Conservation Restriction.

4 Barnstable County has agreed to
5 hold the Conservation Restriction on our
6 behalf, and this vote would provide the
7 local legislative approval of that action.

8 MODERATOR AMY KULLAR: Thank you.
9 Does the Finance Committee have a positive
10 recommendation on this article?

11 FINANCE PRISCILLA HARCOURT: Yes,
12 Madam Moderator.

13 MODERATOR AMY KULLAR: I recognize
14 Priscilla Harcourt.

15 FINANCE PRISCILLA HARCOURT: The
16 Finance Committee voted for Article 17
17 unanimously in favor of approval.

18 MODERATOR AMY KULLAR: Thank you
19 very much for that. Is there any discussion
20 on Article 17?

21 SELECTPERSON MELISSA FERRETTI:
22 Madam Moderator.

23 MODERATOR AMY KULLAR: Yes, ma'am.
24 Go ahead, Ms. Ferretti.

1 SELECTPERSON MELISSA FERRETTI: I
2 just needed to add my YES or AYE. A YES or
3 AYE vote in favor of this motion would
4 provide the local authorization to transfer
5 the existing Conservation Restriction from
6 the Town of Bourne to Barnstable County.

7 A NO or NAY vote opposed to the
8 motion would not authorize the necessary
9 transfer of the existing Conservation
10 Restriction.

11 The Select Board voted unanimously
12 5-0-0 to approve this article.

13 MODERATOR AMY KULLAR: Thank you.

14 SELECTPERSON MELISSA FERRETTI:
15 Thank you.

16 MODERATOR AMY KULLAR: Thank you,
17 Ms. Ferretti. Is there any further
18 discussion on Article 17? Seeing and
19 hearing none, we can move to a vote on
20 Article 17. This vote requires a two-thirds
21 majority. When I tell you, you will have 30
22 seconds to cast your vote. Green for YES,
23 red for NO. You may begin voting now.

24 (Voting in progress.)

1 MODERATOR AMY KULLAR: Voting is
2 now closed. I declare the motion of the
3 Select Board has passed with 156 in favor
4 and 9 opposed.

5 (Article 17 passed.)

6 **ARTICLE 18**

7 MODERATOR AMY KULLAR: Article 18.
8 Article 18 on page 30 of your handbook
9 requires a simple majority vote. Does the
10 Select Board have a motion on Article 18?

11 SELECTPERSON PETER MEIER: Yes, we
12 do.

13 MODERATOR AMY KULLAR: I recognize
14 Peter Meier.

15 SELECTPERSON PETER MEIER: We move
16 the Town vote to appropriate the sum of
17 \$8,000 for the purposes of this article, and
18 to meet this appropriation to transfer the
19 sum of \$8,000 from Free Cash.

20 (Seconded)

21 MODERATOR AMY KULLAR: Mr. Meier,
22 you have the floor.

23 SELECTPERSON PETER MEIER: Yes,
24 thank you. The explanation will be pretty

1 self-explanatory with yes and nos.

2 A YES or AYE vote in favor of the
3 motion would allow the Town to install a
4 fence on the Town Hall property to secure
5 Department of Natural Resources equipment.

6 A NO or NAY vote opposed to the
7 motion would not allow the necessary funds,
8 and the project will not -- cannot move
9 forward at this time.

10 The Select Board recommendation
11 was we voted 5-0-0 unanimously to support
12 this article.

13 MODERATOR AMY KULLAR: Thank you.
14 Does the Finance Committee have a positive
15 recommendation on this article?

16 FINANCE AMANDA BONGIOVANNI: Yes,
17 we do, Madam Moderator.

18 MODERATOR AMY KULLAR: I recognize
19 Amanda Bongiovanni.

20 FINANCE AMANDA BONGIOVANNI: The
21 Finance Committee voted unanimously 7-0-0 to
22 recommend approval of this article.

23 MODERATOR AMY KULLAR: Thank you
24 very much. Is there any discussion on

1 Article 18? Seeing and hearing none, we can
2 move to a vote on Article 18. This vote
3 requires a simple majority. Green for YES,
4 red for NO. You may begin voting now.

5 (Voting in progress.)

6 MODERATOR AMY KULLAR: Voting is
7 now closed. I declare the motion of the
8 Select Board is passed with 143 in favor and
9 6 opposed.

10 (Article 18 passed.)

11 **ARTICLE 11**

12 MODERATOR AMY KULLAR: Article 11.

13 THE AUDIENCE: Yay.

14 MODERATOR AMY KULLAR: Article 11
15 on page 20 of your handbook requires a
16 simple majority vote. Does the Select Board
17 have a positive motion on Article 11?

18 SELECT BOARD CHAIR MARY JANE

19 MASTRANGELO: Yes, Madam Moderator, we do.

20 MODERATOR AMY KULLAR: I recognize
21 Chair MJ Mastrangelo.

22 SELECT BOARD CHAIR MARY JANE

23 MASTRANGELO: We move that the Town vote to
24 authorize the Select Board to acquire by

1 gift, purchase, eminent domain, or
2 otherwise, a Conservation Restriction on
3 multiple parcels of registered land, to be
4 held by the Town of Bourne Conservation
5 Commission, totaling 29.8 acres, more or
6 less, located at 541 County Road and 0, 42,
7 44 to 56 and 58 Valley Bars Road, consisting
8 of 29.8 acres, more or less, as shown as
9 Lots 10, 11, 12, 13, and 24 on Land Court
10 Plan 35839B-1, and Lots 14 to 23 on Land
11 Court Plan 35839B-2, and Lot 35 on Land
12 Court Plan 35839C, and Lot 39 on Land Court
13 Plan 35839F, copies of which are on file
14 with the Bourne Town Clerk.

15 For conservation, watershed
16 protection, and passive recreation purposes
17 for the general public, consistent with the
18 provisions of General Laws Chapter 40,
19 Section 8C, 310 CMR 22.00, and Article 97 of
20 the Amendments to the Constitution of the
21 Commonwealth of Massachusetts, and to enter
22 into a contract for the acquisition thereof
23 by the Town upon such terms and conditions
24 deemed to be in the best interest of the

1 Town by the Select Board; and, further, for
2 the purposes of said acquisition to
3 appropriate and reserve \$2,100,0000
4 from the Open Space Reserves Fund to pay the
5 costs of said acquisition including all
6 other costs, fees, and expenses incidental
7 and related thereto; provided, further, that
8 the Select Board and the Conservation
9 Commission shall have authority to enter
10 into all agreements and execute any and all
11 instruments as may be necessary on behalf of
12 the municipality to effect this purchase and
13 obtain reimbursement funding by grant or
14 otherwise; provided, further, that the
15 Conservation Commission shall assume the
16 monitoring and enforcement authority of the
17 Conservation Restriction on said property.

18 (Seconded)

19 MODERATOR AMY KULLAR: Madam
20 Chair, you have the floor.

21 SELECT BOARD CHAIR MARY JANE
22 MASTRANGELO: Thank you. This article seeks
23 CPA funding to purchase a Conservation
24 Restriction on 29.8 acres of land. With

1 this funding, the Town of Bourne will own
2 the Conservation Restriction overseen by the
3 Bourne Conservation Commission protecting
4 the use of the land in perpetuity, and the
5 Bourne Conservation Trust will own the land
6 and be responsible for maintenance. This is
7 an advantageous arrangement for the Town
8 because maintenance of open space has been
9 identified as a concern of the Open Space
10 Committee.

11 Under this proposal, the public
12 will benefit from the protection of the
13 property, but the Town will not be
14 responsible for the maintenance of the
15 property. The parcel is surrounded on three
16 sides by over 470 acres of protected, mature
17 forest owned by the Town of Bourne, the Town
18 Forest, Four Ponds Conservation Area, and
19 the Water District main wellfield.

20 The forth side borders County
21 Road, a designated scenic road since 1975.
22 The Bourne Water District wrote a letter in
23 support of the project stating, "Protection
24 of this forest track will prevent the

1 subdivision development of many homes with
2 lawns and septic systems as close as 500
3 feet from our wells. All 29.8 acres lie
4 within the DEP designated Zone 2 of our
5 wellfield, meaning the property's land can
6 directly affect water quality of our
7 drinking water supply.

8 In addition, land kept in its
9 forested state is vital to providing
10 filtration of precipitation into the
11 aquifer, particularly the removal of
12 nitrogen. Adding close to 30 protected
13 acres will enhance the future viability of
14 this wellfield.

15 The \$2.1 million for the
16 Conservation Restriction was determined by
17 an appraisal of land value. There was a
18 house on the property that has been
19 demolished, and the property will continue
20 as forested open space.

21 The Bourne Conservation Trust has
22 also applied for a state forestry grant to
23 help fund the purchase. Under my Memorandum
24 of Agreement, if the grant is received, the

1 grant proceeds will go to the Town to reduce
2 the amount paid by the Town for the
3 Conservation Restriction.

4 Acquiring this property aligns
5 with the Bourne Local Comprehensive Plan for
6 Open Space and Recreation as well as the
7 goals and policies outlaying in the Regional
8 Policy Plan of the Cape Cod Commission.
9 Furthermore, preventing the development of
10 this parcel will reduce pressure on Town
11 services and contribute to the community's
12 fiscal stability.

13 Adding this acreage to the
14 adjacent 470 acres of existed protected land
15 will result in a 500-acre assemblage of
16 pine/oak forest in Pocasset, in what would
17 be one of the largest local conservation and
18 wellfield protection areas on Cape Cod.
19 Much of the property features rugged, ridge
20 and hollow topography, and the public
21 already enjoys its trails for hiking and
22 mountain biking. These trails seamlessly
23 connect to an extensive network of marked
24 paths within the Town forest and the

1 watershed lands. This is a unique
2 opportunity for the Town of Bourne to
3 enhance the Town Forest, Four Ponds
4 Conservation area, and protect the
5 wellfield.

6 For more information about Article
7 11, you can refer to the supporting
8 documentation in Appendix D of the Voter
9 Handbook.

10 A YES or AYE vote in favor of the
11 motion would provide funding for the Town to
12 purchase a Conservation Restriction on 29.8
13 acres located at 541 County Road for
14 \$2,100,000, which is less than the Town's
15 appraised value of \$2,370,000, as
16 recommended by the Conservation -- the
17 Community Preservation Committee.

18 A NO or NAY vote opposed to the
19 motion means the funding would not be
20 provided and the project cannot go forward
21 at this time.

22 The Select Board voted unanimously
23 5-0-0 to recommend approval of this article.

24 MODERATOR AMY KULLAR: Thank you.

1 Does the Finance Committee have a positive
2 recommendation on this article?

3 FINANCE THOMAS JOYCE: Yes, Madam
4 Moderator.

5 MODERATOR AMY KULLAR: I recognize
6 Tom Joyce.

7 FINANCE THOMAS JOYCE: The Finance
8 Committee voted TO recommend approval of
9 this article by a vote of 3 in favor, 2
10 opposed, and 2 abstentions.

11 MODERATOR AMY KULLAR: I'm going
12 to -- thank you for that. I'm going to hand
13 the mic to the Chair of the Community
14 Preservation Committee, Barry Johnson.

15 CPC CHAIR BARRY JOHNSON: Thank
16 you. Thank you, Madam Moderator. I just
17 want to rise on behalf of the Open Space
18 Committee and the Community Preservation
19 Committee to let everyone know that this is
20 one of the most important articles that we
21 feel unanimously that we've been able to
22 present to the body this evening. We are in
23 full support of it, and our chairperson, MJ,
24 just gave a wonderful explanation of the

1 purpose of the article.

2 So, again, we are in unanimous
3 support and hope you will be too. Thank
4 you.

5 MODERATOR AMY KULLAR: Thank you,
6 Mr. Johnson. Mr. Doherty, I recognize you.
7 Thank you.

8 MR. WILLIAM DOHERTY: Thank you.
9 My name is Bill Doherty, and I live in
10 Cataumet. I have great respect for what I
11 heard; however, four people on the Finance
12 Committee either abstained or did not vote
13 for this, and I wonder if -- and although I
14 recognize that your vote represents how you
15 feel about something, and you don't have to
16 explain. I wonder if the people who voted
17 against it could share with us what their
18 reservations were on the Finance Committee.

19 MODERATOR AMY KULLAR: I can --
20 they don't typically do that anymore, but
21 would someone on the Finance Committee like
22 to speak to their vote?

23 FINANCE CARLA EMMONS: My name is
24 Carla Emmons, and I voted no on this

1 particular article. We listened to a lot of
2 the arguments. I feel as, and this is my
3 view from the Finance Committee, other
4 people voted for it, was that this property
5 would always be protected regardless if we
6 purchased it or not.

7 MR. WILLIAM DOHERTY: Thank you.

8 MODERATOR AMY KULLAR: I'm going
9 to let Mr. Johnson respond to that.

10 CPC CHAIR BARRY JOHNSON: Madam
11 Moderator, may I respectfully request that
12 you recognize Mr. Stephen Ballentine,
13 President of the Bourne Conservation Trust.

14 MODERATOR AMY KULLAR: I will do
15 that. Mr. Ballentine, you have the floor.
16 Three minutes.

17 MR. STEPHEN BALLENTINE: Good
18 evening. Steve Valentine from Cataumet, and
19 I'm representing the Bourne Conservation
20 Trust, which is a nonprofit which has been
21 sequestering and preserving property in the
22 Town of Bourne and many of the villages
23 since 1980. This particular parcel appeared
24 in a listing in early August, and I felt it

1 was very important, if not imperative, that
2 the Town seek to preserve this parcel
3 because of its location, because of its
4 conservation value, right in the middle of
5 many, many acres of conservation land, Town
6 forest, and, more importantly, because of
7 its proximity surrounded by Bourne Water
8 District Wellfields.

9 I felt it was so important that we
10 took a leap of faith and procured it, signed
11 a Purchase and Sale Agreement to purchase
12 the property with a closing date in
13 November. But knowing that the Town,
14 because of the constraints of their
15 organization, would not be able to act on
16 this property in a timely fashion, and it
17 would have been lost to development. I felt
18 very strongly that that would happen.

19 So we put it under agreement, and
20 we're going to pursue the Town of Bourne
21 being involved in the purchase of this
22 property. The wheels of government take a
23 very long time to materialize, and I think
24 you all understand that, and that's why we

1 got involved in this. It's already been
2 three months since the property was listed,
3 and this is where we are anyway. And I'm
4 sure that the Town would not have been able
5 to react in a timely fashion.

6 So, the Conservation Trust
7 communicated with the Town of Bourne through
8 the Community Preservation Committee, which
9 oversees CPA funding. We talked to the Open
10 Space Committee. We talked to the
11 Conservation Committee. We also talked to
12 the Bourne Water District to get their
13 feelings on it. The CPC oversees funds for
14 projects just like this, and we applied to
15 them for 2.1 million --

16 MODERATOR AMY KULLAR: Mr.
17 Ballentine, that's three minutes. Thank
18 you.

19 MR. STEPHEN BALLENTINE: Thank
20 you.

21 MODERATOR AMY KULLAR: Thank you
22 very much. If anyone else would like to be
23 heard on this article -- I saw you first.
24 Go ahead.

1 MR. KEITH BARBER: Keith Barber of
2 Pocasset. I'm the president of the Pocasset
3 Water Quality Coalition. So our Board of
4 Directors voted last Thursday unanimously 9
5 to 0 that we want to support this article.
6 Besides being next door to the wellfields,
7 it's also higher property flowing down
8 towards our saltwater. So with our sandy
9 soil, whatever gets built here would be
10 contributing to our saltwater deterioration,
11 and that's why we've taken a position to
12 support this article. I hope everyone will
13 vote in favor. Thank you.

14 MODERATOR AMY KULLAR: Thank you.
15 Is there anyone else who would like to be
16 heard? Yes. Please approach the podium.
17 Thank you.

18 MR. JAMES LINSKY: Thank you.
19 Good evening. Jim Linsky, Pocasset. I
20 tried to educate myself a little bit, tried
21 to do a little research, so I have four
22 items to refer to, and I certainly can be
23 quick.

24 Outside, some of you may have seen

1 this. This is from Bourne Conservation
2 Trust, "The property was appraised as a 24-
3 lot subdivision for the Town at \$2.77
4 million in September." Appraised for the
5 Town, not appraised by the Town. It doesn't
6 say how the appraisal was done or who the
7 appraisal was done by.

8 And now, of course, we have our
9 2024 Bourne property values. Everybody
10 loves to look at this. And you'll see that
11 at 541 County Road, 21 acres, is owned by
12 Charles W. Austin valued at \$692,000. Also,
13 on Valley Bars Road, there are 16 properties
14 also owned by Charles W. Austin, and these
15 are the properties we're talking about for
16 the rest of the nine acres totaling
17 \$144,000.

18 So the total evaluation, according
19 to the Town of Bourne is \$836,000, not \$2.1
20 million. So there's a little information
21 for you.

22 Also, in Article 11 and we just
23 heard it, it reads, "All of this property is
24 within the Wellhead Protection area for

1 Bourne Water District." The Bourne
2 Conservation Trust website says that, "This
3 property is an imminent threat of
4 subdivision and development." I think those
5 two statements contradict each other. If
6 the property is within the wellhead, and I'm
7 not an engineer, and I've heard everything,
8 I would think that it would be -- the
9 Conservation Commission's responsibility to
10 oversee any problems with this.

11 I may not be making myself very
12 clear at this point, but the point is isn't
13 it already or will already be protected
14 because it's within the Wellhead Protection
15 Area and not in imminent threat of
16 subdivision or development.

17 Last thing, if, in fact, it is in
18 imminent threat of subdivision and
19 development, I would love to see the South
20 Side Fire Station Committee take a second
21 look at this property if it is, indeed, for
22 sale. Thank you.

23 MODERATOR AMY KULLAR: Thank you.
24 Is there anyone else that would like to be

1 heard on Article 11?

2 SELECT BOARD CHAIR MARY JANE

3 MASTRANGELO: Could I respond?

4 MODERATOR AMY KULLAR: Yes, I'll

5 allow it. You have the floor Chair

6 Mastrangelo.

7 SELECT BOARD CHAIR MARY JANE

8 MASTRANGELO: Thank you. First of all, a

9 property near here was originally considered

10 for a South Side Fire Station. A fire

11 station cannot be built on any land that is

12 near a designated water wellfield because of

13 contaminants that are possible from PFAS,

14 from firefighting equipment.

15 Second of all, the appraisal that

16 was done was a market rate appraisal for the

17 development of 29 acres, which is

18 significantly different than the property

19 assessment where there was a house that had

20 to be torn down at 541 County Road. So

21 those values are different, and there was a

22 developer ready to step in and purchase this

23 property, and if it weren't for the quick

24 action of the Bourne Conservation Trust,

1 that developer would have gotten this
2 property, and we would have not had the
3 ability to make this purchase.

4 This is an awesome purchase. You
5 know, these things don't happen often, and,
6 you know, I think it was about a year ago
7 that the Bourne Conservation Trust did a
8 tremendous effort to buy property from
9 Megansett Road in North Falmouth. They
10 raised a lot of money, and they prevented
11 development of something that it would
12 change the face of Megansett.

13 So this is a question for the Town
14 Meeting to say what do we want our Town to
15 look like, and do we value 500 acres of
16 protected land? And using money that exists
17 in the Open Space Land Bank to make this
18 purchase and make it a Conservation
19 Restriction in perpetuity is hopefully
20 something this Town Meeting understands.
21 Thank you.

22 MODERATOR AMY KULLAR: Thank you,
23 Chair Mastrangelo. Mr. Tirrell, do you have
24 something to add?

1 MR. MARK TIRRELL: Briefly, Ms.
2 Madam Moderator.

3 MODERATOR AMY KULLAR: Thank you.

4 MR. MARK TIRRELL: This -- I don't
5 recall seeing this sort of arrangement
6 between the Town and the Bourne Conservation
7 Trust, but I can say from my many years
8 participation in this meeting that the Open
9 Space Committee and the Bourne Conservation
10 Trust have earned a high and quality
11 reputation to warrant us having faith in
12 this type of arrangement for this valuable
13 purpose. We talk a lot about protecting,
14 and we talk a lot about nitrogen in the
15 waterways. This plays right in there. I
16 urge you to vote in favor.

17 MODERATOR AMY KULLAR: Thank you,
18 Mr. Tirrell. Would anyone else like to be
19 heard on this article? Seeing and hearing
20 none, we can move to a vote on Article 11.
21 This vote requires a simple majority. When
22 I tell you, you will have 30 seconds to cast
23 your vote. Green for YES, red for NO. You
24 may begin voting now.

1 (Voting in progress.)

2 MODERATOR AMY KULLAR: Voting is
3 now closed. I declare the motion of the
4 Select Board is passed with 146 votes in
5 favor and 14 opposed.

6 (Article 11 passed.)

7 THE AUDIENCE: (Applauding.)

8 MODERATOR AMY KULLAR: Please, no
9 clapping. Okay. This is the last article,
10 so we will not have to extend this meeting
11 tonight. Thank you all.

12 **ARTICLE 10**

13 MODERATOR AMY KULLAR: The last
14 article tonight is Article 10. Article 10
15 on page 19 of your handbook requires a
16 simple majority vote. Does the Select Board
17 have a positive motion?

18 SELECTPERSON MELISSA FERRETTI: We
19 do, Madam Moderator.

20 MODERATOR AMY KULLAR: I recognize
21 Melissa Ferretti.

22 SELECTPERSON MELISSA FERRETTI: We
23 move that the Town vote to appropriate and
24 reserve the sum of \$55,000 from Open Space

1 Reserves of the Community Preservation Fund
2 to purchase a portion of a parcel of land,
3 approximately 3.3 acres, identified as 88
4 Puritan Road on Bourne Assessor's Map 19.2,
5 Parcel 62, including costs incidental and
6 related thereto, for purposes of community
7 preservation as set forth in the
8 Massachusetts General Law Chapter 44B,
9 Massachusetts Community Preservation Act, as
10 amended, and to enter into a contract for
11 the acquisition thereof by the Town upon
12 such terms and conditions deemed to be in
13 the best interest of the Town by the Select
14 Board; provided further that the Select
15 Board and Conservation Commission shall have
16 authority to enter into all agreements and
17 to execute any and all instruments as may be
18 necessary on behalf of the municipality to
19 effect this purchase and obtain
20 reimbursement funding by grant or otherwise
21 vote.

22 (Seconded)

23 MODERATOR AMY KULLAR: Ms.

24 Ferretti, you have the floor.

1 SELECTPERSON MELISSA FERRETTI:

2 The Town has the opportunity to purchase 3.3
3 acres parcel at 88 Puritan Road, Buzzards
4 Bay, that is environmentally sensitive and
5 crucial to the Queen Sewell Watershed Action
6 Plan.

7 The Town is currently reviewing
8 several opportunities to improve water
9 quality at this pond through said plan.
10 This parcel is a natural filter for storm
11 water and habitat for a variety of land and
12 water species. Acquisition of this parcel
13 will allow the Town to preserve this parcel
14 in perpetuity as well as allow the necessary
15 drainage improvements at surrounding Town-
16 owned properties. Currently, the Town has a
17 grant to reconstruct the Queen Sewell
18 parking lot and portion of improvements
19 would also be on 88 Puritan Road if allowed.
20 Storm water is currently entering this
21 parcel untreated.

22 A YES or AYE vote in favor of the
23 motion provides funding for the proposed
24 project, as recommended by the Community

1 Preservation Committee.

2 A NO or NAY vote opposed to this
3 motion means that the funding would not be
4 provided, and the project cannot proceed at
5 this time.

6 The Select Board voted unanimously
7 5-0-0 to recommend approval of this article.

8 MODERATOR AMY KULLAR: Thank you.
9 Does the Finance Committee have a positive
10 recommendation on this article?

11 FINANCE THOMAS JOYCE: Yes, Madam
12 Moderator.

13 MODERATOR AMY KULLAR: I recognize
14 Tom Joyce.

15 FINANCE THOMAS JOYCE: The Finance
16 Committee voted unanimously 7 to 0 to vote
17 approval of this article.

18 MODERATOR AMY KULLAR: Thank you
19 very much. Is there any discussion on
20 Article 10? Seeing and hearing none, we can
21 move to a vote on Article 10. This vote
22 requires a simple majority. When I tell
23 you, you will have 30 seconds to cast your
24 vote. Green for YES, red for NO. You may

1 begin voting now.

2 (Voting in progress.)

3 MODERATOR AMY KULLAR: Voting is
4 now closed. I declare the motion of the
5 Select Board is passed with 130 votes in
6 favor and 3 opposed.

7 (Article 10 passed.)

8 MODERATOR AMY KULLAR: That was
9 the final article that we had to take under
10 consideration this evening.

11 At this time, I will entertain a
12 motion to dissolve this Town Meeting.

13 (So moved.)

14 (Seconded)

15 MODERATOR AMY KULLAR: I have a
16 motion and a second. Thank you. All those
17 in favor -- we will do a voice vote for this
18 one. All those in favor of dissolving the
19 Special Town Meeting, please indicate by
20 saying AYE.

21 THE AUDIENCE: Aye.

22 MODERATOR AMY KULLAR: All
23 opposed?

24 THE AUDIENCE: (No responses.)

1 MODERATOR AMY KULLAR: The ayes
2 have it. I declare it was unanimous. Have
3 a great evening. Thank you, Bourne.

4 THE AUDIENCE: Thank you.

5 (Whereupon, the Bourne
6 Special Town Meeting was moved and
7 seconded to adjourn at 9:31 p.m.)

C E R T I F I C A T E

COMMONWEALTH OF MASSACHUSETTS

COUNTY OF BARNSTABLE, SS

I, Linda L. Wesson, a Certified Verbatim Reporter, Approved Court Transcriber, and Notary Public in and for the Commonwealth of Massachusetts, do hereby certify that the foregoing volume is a true and accurate transcript, prepared to the best of my ability, of the Special Town Meeting, which was held on Monday, October 21, 2024, at the Bourne High School Auditorium, 75 Waterhouse Road, Bourne, Massachusetts, 02532.

10/29/24

Date



Linda L. Wesson, CVR

Notary Public

My Commission Expires: May 18, 2029

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