

**MAY 8, 2012  
TOWN OF DENNIS  
ANNUAL TOWN MEETING**

**THE COMMONWEALTH OF MASSACHUSETTS  
BARNSTABLE, ss.**

**GREETING**

IN THE NAME OF THE COMMONWEALTH OF MASSACHUSETTS, you are hereby directed to notify and warn the Inhabitants of said Town, qualified to vote in Town affairs, to meet at the Nathaniel H. Wixon School Auditorium, 901 Route 134, South Dennis, in said Town, on **Tuesday, the 8th day of May, 2012, at 7 o'clock in the evening**, then and there to act on the following articles:

**DENNIS WARRANT WITH FINANCE COMMITTEE RECOMMENDATIONS**

**ARTICLE 1**

**Written Reports**

To see if the Town will vote to accept the reports of the Town Officers as presented.

**(By the Selectmen)**

**ARTICLE 2**

**Oral Reports**

To hear and act on any heretofore unpublished committee reports.

**(By the Selectmen)**

**ARTICLE 3**

**DEM MA CH.91§29**

To see if the Town will vote to assume liability in the manner provided by Section 29, Chapter 91 of the Massachusetts General Laws as amended, for all damages that may be incurred by the work to be performed by the Mass. Department of Environmental Management for the improvement, development, maintenance and protection of tidal and non-tidal rivers and streams, harbors, tidewaters, foreshores, and shores along a public beach in accordance with Section 11 of Chapter 91 of the Massachusetts General Laws and authorize the Selectmen to execute and deliver a bond of indemnity therefore to the Commonwealth.

**(By the Selectmen)**

**BOS: 5-0-0 to place & support.**

**FC: 6-0-0 to approve article as printed.**

**ARTICLE 4**

To see what sums of money the Town will vote to raise and appropriate or transfer from available funds for the operating expenses of the Town for the fiscal year commencing July 1, 2012 and ending June 30, 2013, or take any other action relative thereto:

**(By the Selectmen)**

**BOS: 5-0-0 to place & support**

**FC: 6-0-0 to:**

**Recommend to raise and appropriate \$26,343,089 for the article.**

**Recommend to transfer \$120,000 from Overlay Reserve to Finance Committee Reserve Fund, Line Item #8A.**

**Recommend to transfer \$73,883 from the Cable Special Revenue Fund to Town Administrator Personal Services, Line Item #3.**

**Recommend to transfer \$40,000 from Overlay Reserve to Town Administrator, Capital Outlay, Line Item #6.**

**Recommend to transfer \$6,251 from Cable Special Revenue Fund to Legal, Purchase of Services, Line Item #29.**

**Recommend to transfer \$18,000 from Free Cash to Natural Resources, Purchase of Services, Line Item #45.**

**Recommend to transfer \$20,486 from Cable Special Revenue Fund to Central Purchasing Purchase of Services, Line Item #13.**

**Recommend to transfer \$5,000 from Waterways Maintenance & Improvement Fund to Central Purchasing Supplies, Line Item #14.**

**Recommend to transfer \$1,038 from Cable Special Revenue Fund to Central Purchasing Supplies, Line Item #14.**

**Recommend to transfer \$81,785 from the Cable Special Revenue Fund to Information Tech & Data Management Personal Services, Line Item #31.**

**Recommend to transfer \$25,000 from the Cable Special Revenue Fund to Information Tech & Data Management Purchase of Services, Line Item #32.**

**Recommend to transfer \$4,967 from the Cable Special Revenue Fund to Public Property/Buildings, Personal Services, Line Item #51.**

**Recommend to transfer \$10,401 from the Cable Special Revenue Fund to Property/Liability Insurance, Other Charges – Expenditures, Line Item #56.**

**Recommend to transfer \$1,075,000 from the Ambulance Receipts Reserve for Appropriations Account to Fire Dept. Personal Services, Line Item #63.**

**Recommend to transfer \$51,000 from Waterways Maintenance & Improvement Fund to Harbormaster Capital Outlay, Line Item #80.**

**Recommend to transfer \$10,000 from Cemetery Lots Sales Account to Dept. of Public Works, Personal Services, Line Item #85.**

**Recommend to transfer \$25,000 from Cemetery Perpetual Care Interest Account to Dept. of Public Works, Personal Services, Line Item #85.**

**Recommend to transfer \$1,000 from the Bass River Receipts Reserved Account to Beach Purchase of Service Line Item #130.**

**Recommend to transfer \$10,000 from the Beach Improvement Account to Beach Purchase of Service Line Item #130.**

**Recommend to transfer \$817 from the Cable Special Revenue Fund to Fringe Benefits, Workers Comp., Line Item #152.**

**Recommend to transfer \$1,165 from the Cable Special Revenue Fund to Fringe Benefits, Unemployment Insurance, Line Item #153.**

**Recommend to transfer \$13,665 from the Cable Special Revenue Fund to Fringe Benefits, Retirement Contribution, Line Item #154.**

**Recommend to transfer \$20,785 from the Cable Special Revenue Fund to Fringe Benefits, Group Insurance, Line Item #155.**

**Recommend to transfer \$1,579 from the Cable Special Revenue Fund to Fringe Benefits, Medicare Tax, Line Item #156.**

**Recommend to transfer \$685,000 from the Community Preservation Act Fund to Retirement of Debt Principal, Line Item #148.**

**Recommend to transfer \$19,525 from the Septic Loan Program Account to Retirement of Debt Principal, Line Item #148.**

**Recommend to transfer \$227,350 from the Community Preservation Act Fund to Long Term Debt – Interest, Line Item #149, and any unexpended transfer be returned to the Community Preservation Act Fund.**

**Making a total of \$28,891,786.**

**And further recommend that said appropriations be allocated in accordance with line item amounts defined under the column, FinCom Recommended FY2013.**



**Town of Dennis(2013)  
Operating Budget - FY 2013**

Thursday, April 26, 2012

|                                  | Actual Expended FY 2010 | Actual Expended FY 2011 | Revised Appropriated FY 2012 | Department Requested FY 2013 | Selectmen Recommended FY 2013 | Finance Committee Recommended FY 2013 |
|----------------------------------|-------------------------|-------------------------|------------------------------|------------------------------|-------------------------------|---------------------------------------|
| <b><u>SELECTMEN</u></b>          |                         |                         |                              |                              |                               |                                       |
| 1 Purchase of Services           | 5,230                   | 3,489                   | 4,213                        | 3,213                        | 3,213                         | 3,213                                 |
| 2 Other Charges - Expenditure    | 6,830                   | 7,000                   | 7,000                        | 8,000                        | 8,000                         | 8,000                                 |
| <b>TOTAL SELECTMEN</b>           | <b>12,060</b>           | <b>10,489</b>           | <b>11,213</b>                | <b>11,213</b>                | <b>11,213</b>                 | <b>11,213</b>                         |
| <b><u>TOWN ADMINISTRATOR</u></b> |                         |                         |                              |                              |                               |                                       |
| 3 Personal Services              | 514,675                 | 497,858                 | 559,281                      | 569,806                      | 556,213                       | 556,213                               |
| 3A Settlements                   | 292,508                 | 60,039                  | 315,655                      | 28,000                       | 28,000                        | 28,000                                |
| 4 Purchase of Services           | 26,810                  | 19,749                  | 28,300                       | 28,300                       | 28,300                        | 28,300                                |
| 5 Other Charges - Expenditure    | 3,233                   | 3,639                   | 5,750                        | 6,000                        | 7,500                         | 7,500                                 |
| 6 Capital Outlay                 | 65,000                  | 64,987                  | 45,000                       | 45,000                       | 45,000                        | 45,000                                |
| <b>TOTAL TOWN ADMINISTRATOR</b>  | <b>902,227</b>          | <b>646,272</b>          | <b>953,986</b>               | <b>677,106</b>               | <b>665,013</b>                | <b>665,013</b>                        |
| <b><u>FINANCE COMMITTEE</u></b>  |                         |                         |                              |                              |                               |                                       |
| 7 Purchase of Services           | 603                     | 1,122                   | 1,200                        | 1,200                        | 1,200                         | 1,200                                 |
| 8 Other Charges - Expenditure    | 566                     | 576                     | 1,400                        | 1,400                        | 1,400                         | 1,400                                 |
| 8A Reserve Fund                  | 119,531                 | 113,016                 | 135,000                      | 135,000                      | 135,000                       | 135,000                               |
| <b>TOTAL FINANCE COMMITTEE</b>   | <b>120,700</b>          | <b>114,713</b>          | <b>137,600</b>               | <b>137,600</b>               | <b>137,600</b>                | <b>137,600</b>                        |
| <b><u>ACCOUNTANT</u></b>         |                         |                         |                              |                              |                               |                                       |
| 9 Personal Services              | 139,654                 | 147,086                 | 152,924                      | 164,339                      | 164,339                       | 164,339                               |
| 10 Purchase of Services          | 34,000                  | 35,000                  | 36,000                       | 36,000                       | 36,000                        | 36,000                                |
| 11 Supplies                      | 437                     | 308                     | 500                          | 500                          | 500                           | 500                                   |
| 12 Other Charges - Expenditure   | 105                     | 578                     | 1,005                        | 1,005                        | 2,505                         | 2,505                                 |
| <b>TOTAL ACCOUNTANT</b>          | <b>174,196</b>          | <b>182,972</b>          | <b>190,429</b>               | <b>201,844</b>               | <b>203,344</b>                | <b>203,344</b>                        |
| <b><u>CENTRAL PURCHASING</u></b> |                         |                         |                              |                              |                               |                                       |
| 13 Purchase of Services          | 438,799                 | 437,308                 | 486,712                      | 463,112                      | 463,112                       | 463,112                               |
| 14 Supplies                      | 298,556                 | 347,385                 | 328,000                      | 413,000                      | 413,000                       | 457,234                               |
| <b>TOTAL CENTRAL PURCHASING</b>  | <b>737,354</b>          | <b>784,693</b>          | <b>814,712</b>               | <b>876,112</b>               | <b>876,112</b>                | <b>920,346</b>                        |



**Town of Dennis(2013)  
Summary Budget Book - FY 2013**

Thursday, April 26, 2012

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|                                     | Actual<br>Expended<br>FY 2010 | Actual<br>Expended<br>FY 2011 | Revised<br>Appropriated<br>FY 2012 | Department<br>Requested<br>FY 2013 | Selectmen<br>Recommended<br>FY 2013 | Finance Committee<br>Recommended<br>FY 2013 |
|-------------------------------------|-------------------------------|-------------------------------|------------------------------------|------------------------------------|-------------------------------------|---|
| <b><u>ASSESSORS</u></b>             |                               |                               |                                    |                                    |                                     |   |
| 15 Personal Services                | 265,214                       | 276,814                       | 284,747                            | 292,814                            | 292,814                             | 292,814                                     |
| 16 Purchase of Services             | 2,840                         | 3,105                         | 3,134                              | 3,134                              | 3,134                               | 3,134                                       |
| 17 Supplies                         | 1,163                         | 376                           | 600                                | 700                                | 700                                 | 700   |
| 18 Other Charges - Expenditure      | 6,950                         | 6,921                         | 7,555                              | 7,255                              | 7,255                               | 7,255                                       |
| 19 Capital Outlay                   | 292                           | -                             | -                                  | -                                  | -                                   | -   |
| <b>TOTAL ASSESSORS</b>              | <b>276,460</b>                | <b>287,216</b>                | <b>296,036</b>                     | <b>303,903</b>                     | <b>303,903</b>                      | <b>303,903</b>                              |
| <b><u>REVALUATION</u></b>           |                               |                               |                                    |                                    |                                     |   |
| 20 Personal Services                | 21,258                        | 10,394                        | 18,062                             | 18,468                             | 22,851                              | 22,851                                      |
| 21 Purchase of Services             | -                             | 33,000                        | 33,000                             | 33,000                             | 33,000                              | 33,000                                      |
| 22 Supplies                         | 450                           | 248                           | 250                                | 250                                | 250                                 | 250   |
| 23 Other Charges - Expenditure      | 308                           | 216                           | 322                                | 322                                | 322                                 | 322   |
| <b>TOTAL REVALUATION</b>            | <b>22,015</b>                 | <b>43,858</b>                 | <b>51,634</b>                      | <b>52,040</b>                      | <b>56,423</b>                       | <b>56,423</b>                               |
| <b><u>TREASURER / COLLECTOR</u></b> |                               |                               |                                    |                                    |                                     |   |
| 24 Personal Services                | 182,291                       | 235,034                       | 237,796                            | 244,680                            | 239,115                             | 239,115                                     |
| 25 Purchase of Services             | 19,734                        | 21,595                        | 23,636                             | 27,040                             | 27,040                              | 27,040                                      |
| 26 Supplies                         | 2,479                         | 794                           | 3,387                              | 3,387                              | 3,387                               | 3,387                                       |
| 27 Other Charges - Expenditure      | 1,267                         | 798                           | 1,520                              | 1,520                              | 3,020                               | 3,020                                       |
| <b>TOTAL TREASURER / COLLECTOR</b>  | <b>205,772</b>                | <b>258,220</b>                | <b>266,339</b>                     | <b>276,627</b>                     | <b>272,562</b>                      | <b>272,562</b>                              |
| <b><u>LAW DEPARTMENT</u></b>        |                               |                               |                                    |                                    |                                     |   |
| 28 Personal Services                | 74,072                        | 77,032                        | 78,958                             | 81,381                             | 81,381                              | 81,381                                      |
| 29 Purchase of Services             | 170,047                       | 187,495                       | 125,300                            | 125,300                            | 125,300                             | 165,300                                     |
| 30 Other Charges - Expenditure      | 1,752                         | 1,549                         | 2,300                              | 2,300                              | 2,300                               | 2,300                                       |
| <b>TOTAL LAW DEPARTMENT</b>         | <b>245,872</b>                | <b>266,076</b>                | <b>206,558</b>                     | <b>208,981</b>                     | <b>208,981</b>                      | <b>248,981</b>                              |



**Town of Dennis(2013)  
Summary Budget Book - FY 2013**

Thursday, April 26, 2012

|  | Actual Expended FY 2010 | Actual Expended FY 2011 | Revised Appropriated FY 2012 | Department Requested FY 2013 | Selectmen Recommended FY 2013 | Finance Committee Recommended FY 2013 |
|--|-------------------------|-------------------------|------------------------------|------------------------------|-------------------------------|---------------------------------------|
| <b><u>INFORMATION TECH &amp; DATA MANA</u></b> |                         |                         |                              |                              |                               |                                       |
| 31 Personal Services                           | 169,598                 | 233,712                 | 183,001                      | 188,646                      | 210,243                       | 210,243                               |
| 32 Purchase of Services                        | 143,742                 | 144,568                 | 157,295                      | 172,585                      | 172,585                       | 172,585                               |
| 33 Supplies                                    | 5,913                   | 5,913                   | 5,913                        | 5,913                        | 5,913                         | 5,913                                 |
| 34 Other Charges - Expenditure                 | -                       | 34                      | 660                          | 660                          | 660                           | 660                                   |
| 35 Capital Outlay                              | -                       | 50,000                  | 50,000                       | 50,000                       | 50,000                        | 50,000                                |
| <b>TOTAL INFORMATION TECH &amp; DAT.</b>       | <b>319,253</b>          | <b>434,226</b>          | <b>396,869</b>               | <b>417,804</b>               | <b>439,401</b>                | <b>439,401</b>                        |
| <b><u>TAX TITLE FORECLOSURE</u></b>            |                         |                         |                              |                              |                               |                                       |
| 36 Purchase of Services                        | 11,994                  | 11,893                  | 12,000                       | 12,000                       | 12,000                        | 12,000                                |
| <b>TOTAL TAX TITLE FORECLOSURE</b>             | <b>11,994</b>           | <b>11,893</b>           | <b>12,000</b>                | <b>12,000</b>                | <b>12,000</b>                 | <b>12,000</b>                         |
| <b><u>CLERK</u></b>                            |                         |                         |                              |                              |                               |                                       |
| 37 Personal Services                           | 68,068                  | 71,454                  | 73,705                       | 77,017                       | 77,017                        | 77,017                                |
| 38 Purchase of Services                        | 6,300                   | 6,212                   | 6,700                        | 6,300                        | 6,300                         | 7,300                                 |
| 39 Supplies                                    | 400                     | 201                     | 400                          | 400                          | 400                           | 400                                   |
| 40 Other Charges - Expenditure                 | 1,082                   | 1,104                   | 1,120                        | 1,520                        | 1,520                         | 1,520                                 |
| <b>TOTAL CLERK</b>                             | <b>75,850</b>           | <b>78,971</b>           | <b>81,925</b>                | <b>85,237</b>                | <b>85,237</b>                 | <b>86,237</b>                         |
| <b><u>ELECTIONS</u></b>                        |                         |                         |                              |                              |                               |                                       |
| 41 Personal Services                           | 20,877                  | 18,221                  | 21,525                       | 29,825                       | 29,825                        | 29,825                                |
| 42 Purchase of Services                        | 14,238                  | 11,119                  | 16,841                       | 18,211                       | 18,211                        | 18,211                                |
| 43 Supplies                                    | 798                     | 910                     | 1,100                        | 1,100                        | 1,100                         | 1,100                                 |
| <b>TOTAL ELECTIONS</b>                         | <b>35,913</b>           | <b>30,249</b>           | <b>39,466</b>                | <b>49,136</b>                | <b>49,136</b>                 | <b>49,136</b>                         |
| <b><u>NATURAL RESOURCES / CONSERVA</u></b>     |                         |                         |                              |                              |                               |                                       |
| 44 Personal Services                           | 268,885                 | 291,784                 | 313,489                      | 320,762                      | 320,762                       | 317,778                               |
| 45 Purchase of Services                        | 5,784                   | 5,444                   | 3,600                        | 25,600                       | 25,600                        | 25,600                                |
| 46 Supplies                                    | 17,030                  | 11,096                  | 19,270                       | 15,270                       | 13,150                        | 13,150                                |
| 47 Other Charges - Expenditure                 | 2,578                   | 2,193                   | 2,560                        | 2,560                        | 2,560                         | 2,560                                 |
| <b>TOTAL NATURAL RESOURCES / CON</b>           | <b>294,277</b>          | <b>310,517</b>          | <b>338,919</b>               | <b>364,192</b>               | <b>362,072</b>                | <b>359,088</b>                        |



**Town of Dennis(2013)  
Summary Budget Book - FY 2013**

Thursday, April 26, 2012

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|   | Actual<br>Expended<br>FY 2010 | Actual<br>Expended<br>FY 2011 | Revised<br>Appropriated<br>FY 2012 | Department<br>Requested<br>FY 2013 | Selectmen<br>Recommended<br>FY 2013 | Finance Committee<br>Recommended<br>FY 2013 |
|---|-------------------------------|-------------------------------|------------------------------------|------------------------------------|-------------------------------------|---|
| <b><u>PLANNING</u></b>                    |                               |                               |                                    |                                    |                                     |   |
| 48 Personal Services                      | 114,923                       | 116,555                       | 121,173                            | 119,231                            | 119,231                             | 119,231                                     |
| 49 Purchase of Services                   | 151                           | 128                           | 400                                | 400                                | 400                                 | 400   |
| 50 Other Charges - Expenditure            | 680                           | 601                           | 1,250                              | 1,250                              | 1,250                               | 1,000                                       |
| <b>TOTAL PLANNING</b>                     | <b>115,753</b>                | <b>117,284</b>                | <b>122,823</b>                     | <b>120,881</b>                     | <b>120,881</b>                      | <b>120,631</b>                              |
| <b><u>PUBLIC PROPERTY / BUILDINGS</u></b> |                               |                               |                                    |                                    |                                     |   |
| 51 Personal Services                      | 297,805                       | 298,076                       | 333,497                            | 342,024                            | 342,024                             | 342,024                                     |
| 52 Purchase of Services                   | 15,291                        | 8,315                         | 128,093                            | 123,823                            | 123,823                             | 123,823                                     |
| 53 Supplies                               | 98,507                        | 130,864                       | 58,355                             | 63,125                             | 63,125                              | 63,125                                      |
| 54 Other Charges - Expenditure            | 7,823                         | 12,845                        | 11,300                             | 13,300                             | 13,300                              | 13,300                                      |
| 55 Capital Outlay                         | 4,121                         | 7,864                         | 4,200                              | 4,200                              | 4,200                               | 4,200                                       |
| <b>TOTAL PUBLIC PROPERTY / BUILDINGS</b>  | <b>423,547</b>                | <b>457,964</b>                | <b>535,445</b>                     | <b>546,472</b>                     | <b>546,472</b>                      | <b>546,472</b>                              |
| <b><u>PROPERTY / LIABILITY INS</u></b>    |                               |                               |                                    |                                    |                                     |   |
| 56 Other Charges - Expenditure            | 254,470                       | 275,480                       | 276,216                            | 283,205                            | 283,205                             | 283,205                                     |
| <b>TOTAL PROPERTY / LIABILITY INS</b>     | <b>254,470</b>                | <b>275,480</b>                | <b>276,216</b>                     | <b>283,205</b>                     | <b>283,205</b>                      | <b>283,205</b>                              |
| <b><u>TOWN REPORTS</u></b>                |                               |                               |                                    |                                    |                                     |   |
| 57 Purchase of Services                   | 9,153                         | 8,600                         | 8,800                              | 8,500                              | 8,500                               | 8,500                                       |
| <b>TOTAL TOWN REPORTS</b>                 | <b>9,153</b>                  | <b>8,600</b>                  | <b>8,800</b>                       | <b>8,500</b>                       | <b>8,500</b>                        | <b>8,500</b>                                |
| <b><u>POLICE</u></b>                      |                               |                               |                                    |                                    |                                     |   |
| 58 Personal Services                      | 3,808,906                     | 3,905,510                     | 4,002,281                          | 4,102,947                          | 4,167,773                           | 4,145,931                                   |
| 59 Purchase of Services                   | 126,257                       | 142,847                       | 124,344                            | 124,344                            | 124,344                             | 132,344                                     |
| 60 Supplies                               | 55,467                        | 72,474                        | 56,101                             | 56,101                             | 56,101                              | 56,101                                      |
| 61 Other Charges - Expenditure            | 6,227                         | 8,811                         | 8,036                              | 8,012                              | 8,012                               | 8,012                                       |
| 62 Capital Outlay                         | 115,605                       | 91,417                        | 137,500                            | 137,500                            | 137,500                             | 137,500                                     |
| <b>TOTAL POLICE</b>                       | <b>4,112,462</b>              | <b>4,221,059</b>              | <b>4,328,262</b>                   | <b>4,428,904</b>                   | <b>4,493,730</b>                    | <b>4,479,888</b>                            |

Thursday, April 26, 2012



**Town of Dennis(2013)  
Summary Budget Book - FY 2013**

|                                  | Actual<br>Expended<br>FY 2010 | Actual<br>Expended<br>FY 2011 | Revised<br>Appropriated<br>FY 2012 | Department<br>Requested<br>FY 2013 | Selectmen<br>Recommended<br>FY 2013 | Finance Committee<br>Recommended<br>FY 2013 |
|----------------------------------|-------------------------------|-------------------------------|------------------------------------|------------------------------------|-------------------------------------|---|
| <b><u>FIRE</u></b>               |                               |                               |                                    |                                    |                                     |   |
| 63 Personal Services             | 3,550,822                     | 3,597,435                     | 3,555,089                          | 3,639,770                          | 3,639,770                           | 3,739,770                                   |
| 64 Purchase of Services          | 191,402                       | 208,315                       | 209,625                            | 209,625                            | 209,625                             | 209,625                                     |
| 65 Supplies                      | 142,900                       | 150,123                       | 141,700                            | 146,700                            | 146,700                             | 146,700                                     |
| 66 Other Charges - Expenditure   | 3,778                         | 6,821                         | 6,900                              | 6,900                              | 6,900                               | 6,900                                       |
| 67 Capital Outlay                | 3,695                         | 1,649                         | 9,400                              | 9,400                              | 9,400                               | 9,400                                       |
| <b>TOTAL FIRE</b>                | <b>3,892,597</b>              | <b>3,964,343</b>              | <b>3,922,714</b>                   | <b>4,012,395</b>                   | <b>4,012,395</b>                    | <b>4,112,395</b>                            |
| <b><u>BUILDING INSPECTOR</u></b> |                               |                               |                                    |                                    |                                     |   |
| 68 Personal Services             | 329,153                       | 341,476                       | 368,823                            | 369,902                            | 369,902                             | 369,902                                     |
| 69 Purchase of Services          | -                             | -                             | -                                  | 5,600                              | 5,600                               | -   |
| 70 Supplies                      | 2,879                         | 1,795                         | 3,261                              | 3,261                              | 2,761                               | 2,761                                       |
| 71 Other Charges - Expenditure   | 6,776                         | 7,787                         | 8,167                              | 8,167                              | 8,167                               | 8,167                                       |
| <b>TOTAL BUILDING INSPECTOR</b>  | <b>338,808</b>                | <b>351,058</b>                | <b>380,251</b>                     | <b>386,930</b>                     | <b>386,430</b>                      | <b>380,830</b>                              |
| <b><u>ANIMAL CONTROL</u></b>     |                               |                               |                                    |                                    |                                     |   |
| 72 Personal Services             | 67,598                        | 85,430                        | 84,783                             | 86,255                             | 86,255                              | 86,255                                      |
| 73 Purchase of Services          | 4,317                         | 7,177                         | 8,050                              | 8,050                              | 8,050                               | 8,050                                       |
| 74 Supplies                      | 2,424                         | 1,800                         | 1,800                              | 1,800                              | 1,800                               | 3,800                                       |
| 75 Other Charges - Expenditure   | 50                            | 50                            | 70                                 | 70                                 | 70                                  | 70  |
| <b>TOTAL ANIMAL CONTROL</b>      | <b>74,389</b>                 | <b>94,457</b>                 | <b>94,703</b>                      | <b>96,175</b>                      | <b>96,175</b>                       | <b>98,175</b>                               |
| <b><u>HARBORMASTER</u></b>       |                               |                               |                                    |                                    |                                     |   |
| 76 Personal Services             | 158,261                       | 170,112                       | 186,384                            | 191,509                            | 191,509                             | 201,509                                     |
| 77 Purchase of Services          | 39,462                        | 35,810                        | 35,836                             | 35,836                             | 35,836                              | 35,836                                      |
| 78 Supplies                      | 8,409                         | 10,734                        | 10,748                             | 10,748                             | 10,748                              | 10,748                                      |
| 79 Other Charges - Expenditure   | 336                           | 1,044                         | 1,201                              | 1,201                              | 1,201                               | 1,201                                       |
| 80 Capital Outlay                | 44,537                        | 46,620                        | 48,100                             | 48,100                             | 54,100                              | 54,100                                      |
| <b>TOTAL HARBORMASTER</b>        | <b>251,005</b>                | <b>264,320</b>                | <b>282,269</b>                     | <b>287,394</b>                     | <b>293,394</b>                      | <b>303,394</b>                              |



**Town of Dennis(2013)  
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|  | Actual Expended FY 2010 | Actual Expended FY 2011 | Revised Appropriated FY 2012 | Department Requested FY 2013 | Selectmen Recommended FY 2013 | Finance Committee Recommended FY 2013 |
|--|-------------------------|-------------------------|------------------------------|------------------------------|-------------------------------|---------------------------------------|
| <b><u>ENGINEERING / SURVEYOR</u></b>   |                         |                         |                              |                              |                               |                                       |
| 81 Personal Services                   | 312,639                 | 330,705                 | 336,608                      | 347,117                      | 347,117                       | 347,117                               |
| 82 Purchase of Services                | 17,731                  | 1,494                   | 18,600                       | 2,450                        | 2,450                         | 2,450                                 |
| 83 Supplies                            | 2,482                   | 2,621                   | 2,813                        | 2,913                        | 2,913                         | 2,913                                 |
| 84 Other Charges - Expenditure         | 1,071                   | 981                     | 1,100                        | 1,100                        | 1,100                         | 1,100                                 |
| <b>TOTAL ENGINEERING / SURVEYOR</b>    | <b>333,924</b>          | <b>335,801</b>          | <b>359,121</b>               | <b>353,580</b>               | <b>353,580</b>                | <b>353,580</b>                        |
| <b><u>DEPT. OF PUBLIC WORKS</u></b>    |                         |                         |                              |                              |                               |                                       |
| 85 Personal Services                   | 1,222,240               | 1,306,327               | 1,384,138                    | 1,461,825                    | 1,462,733                     | 1,462,733                             |
| 86 Purchase of Services                | 104,720                 | 110,203                 | 119,527                      | 119,527                      | 119,527                       | 119,527                               |
| 87 Supplies                            | 250,435                 | 230,181                 | 266,377                      | 266,377                      | 269,997                       | 269,997                               |
| 88 Supplies - Paving, Resurfacing      | 97,296                  | 107,495                 | 108,000                      | 108,000                      | 108,000                       | 108,000                               |
| 89 Other Charges - Expenditure         | 5,129                   | 4,331                   | 6,335                        | 6,335                        | 6,335                         | 6,335                                 |
| 90 Capital Outlay                      | 9,305                   | 12,950                  | 16,445                       | 16,445                       | 16,445                        | 16,445                                |
| <b>TOTAL DEPT. OF PUBLIC WORKS</b>     | <b>1,689,126</b>        | <b>1,771,487</b>        | <b>1,900,822</b>             | <b>1,978,509</b>             | <b>1,983,037</b>              | <b>1,983,037</b>                      |
| <b><u>SNOW AND ICE REMOVAL</u></b>     |                         |                         |                              |                              |                               |                                       |
| 91 Personal Services                   | 66,695                  | 62,372                  | 43,620                       | 43,620                       | 43,620                        | 43,620                                |
| 92 Purchase of Services                | 54,435                  | 57,248                  | 53,760                       | 53,760                       | 53,760                        | 53,760                                |
| 93 Supplies                            | 100,824                 | 120,169                 | 38,257                       | 38,257                       | 38,257                        | 38,257                                |
| <b>TOTAL SNOW AND ICE REMOVAL</b>      | <b>221,953</b>          | <b>239,789</b>          | <b>135,637</b>               | <b>135,637</b>               | <b>135,637</b>                | <b>135,637</b>                        |
| <b><u>STREET LIGHTING</u></b>          |                         |                         |                              |                              |                               |                                       |
| 94 Purchase of Services                | 162,967                 | 154,799                 | 181,857                      | 183,404                      | 183,404                       | 183,404                               |
| <b>TOTAL STREET LIGHTING</b>           | <b>162,967</b>          | <b>154,799</b>          | <b>181,857</b>               | <b>183,404</b>               | <b>183,404</b>                | <b>183,404</b>                        |
| <b><u>WASTE COLLECT / DISPOSAL</u></b> |                         |                         |                              |                              |                               |                                       |
| 95 Personal Services                   | 458,139                 | 454,857                 | 492,187                      | 452,582                      | 452,582                       | 452,582                               |
| 96 Purchase of Services                | 584,674                 | 498,487                 | 618,946                      | 525,082                      | 524,082                       | 524,082                               |
| 97 Supplies                            | 51,011                  | 41,440                  | 43,961                       | 43,340                       | 43,340                        | 43,340                                |
| 98 Other Charges - Expenditure         | 815                     | 1,855                   | 2,390                        | 2,925                        | 2,925                         | 2,925                                 |
| <b>TOTAL WASTE COLLECT / DISPOSAL</b>  | <b>1,094,639</b>        | <b>996,640</b>          | <b>1,157,484</b>             | <b>1,023,929</b>             | <b>1,022,929</b>              | <b>1,022,929</b>                      |



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|   | Actual Expended FY 2010 | Actual Expended FY 2011 | Revised Appropriated FY 2012 | Department Requested FY 2013 | Selectmen Recommended FY 2013 | Finance Committee Recommended FY 2013 |
|---|-------------------------|-------------------------|------------------------------|------------------------------|-------------------------------|---------------------------------------|
| <b><u>HEALTH INSPECTION SERVICE</u></b> |                         |                         |                              |                              |                               |                                       |
| 99 Personal Services                    | 295,061                 | 307,261                 | 316,008                      | 323,541                      | 323,541                       | 323,541                               |
| 100 Purchase of Services                | 25,032                  | 18,194                  | 29,070                       | 29,070                       | 33,670                        | 28,070                                |
| 101 Supplies                            | 2,689                   | 2,667                   | 2,700                        | 2,700                        | 2,700                         | 2,700                                 |
| 102 Other Charges - Expenditure         | 1,987                   | 2,442                   | 2,620                        | 2,720                        | 2,720                         | 2,720                                 |
| <b>TOTAL HEALTH INSPECTION SERVI</b>    | <b>324,769</b>          | <b>330,564</b>          | <b>350,398</b>               | <b>358,031</b>               | <b>362,631</b>                | <b>357,031</b>                        |
| <b><u>COUNCIL ON AGING</u></b>          |                         |                         |                              |                              |                               |                                       |
| 103 Personal Services                   | 160,395                 | 166,645                 | 179,224                      | 183,061                      | 183,061                       | 190,561                               |
| 104 Supplies                            | 3,333                   | 2,323                   | 2,500                        | 2,500                        | 2,500                         | 2,500                                 |
| 105 Other Charges - Expenditure         | 5,502                   | 5,129                   | 5,175                        | 5,425                        | 5,425                         | 5,425                                 |
| <b>TOTAL COUNCIL ON AGING</b>           | <b>169,230</b>          | <b>174,097</b>          | <b>186,899</b>               | <b>190,986</b>               | <b>190,986</b>                | <b>198,486</b>                        |
| <b><u>VETERAN'S SERVICES</u></b>        |                         |                         |                              |                              |                               |                                       |
| 106 Purchase of Services                | 37,636                  | 38,046                  | 40,131                       | 40,131                       | 41,623                        | 41,623                                |
| 107 Other Charges - Expenditure         | 113,115                 | 122,523                 | 126,850                      | 119,850                      | 123,500                       | 123,500                               |
| <b>TOTAL VETERAN'S SERVICES</b>         | <b>150,751</b>          | <b>160,569</b>          | <b>166,981</b>               | <b>159,981</b>               | <b>165,123</b>                | <b>165,123</b>                        |
| <b><u>COMM. ON DISABILITIES</u></b>     |                         |                         |                              |                              |                               |                                       |
| 108 Purchase of Services                | 2,666                   | -                       | 2,000                        | 2,000                        | 2,000                         | 2,000                                 |
| 109 Other Charges - Expenditure         | 859                     | -                       | 859                          | 859                          | 859                           | 859                                   |
| <b>TOTAL COMM. ON DISABILITIES</b>      | <b>3,525</b>            | <b>-</b>                | <b>2,859</b>                 | <b>2,859</b>                 | <b>2,859</b>                  | <b>2,859</b>                          |



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|                                    | Actual Expended FY 2010 | Actual Expended FY 2011 | Revised Appropriated FY 2012 | Department Requested FY 2013 | Selectmen Recommended FY 2013 | Finance Committee Recommended FY 2013 |
|------------------------------------|-------------------------|-------------------------|------------------------------|------------------------------|-------------------------------|---------------------------------------|
| <b><u>OTHER HUMAN SERVICES</u></b> |                         |                         |                              |                              |                               |                                       |
| 110 NAUSET WORKSHOP                | 4,300                   | 4,300                   | 4,300                        | 4,300                        | 4,300                         | 4,300                                 |
| 111 CAPE COD CHILD DEVELOPMENT     | 5,000                   | 5,000                   | 5,000                        | 5,000                        | 5,000                         | 5,000                                 |
| 112 CONSUMER ASSIST COUNCIL        | 550                     | 550                     | 550                          | 550                          | 550                           | 550                                   |
| 113 INDEPENDENCE HOUSE             | 4,000                   | 4,000                   | 3,000                        | 3,000                        | 3,000                         | 3,000                                 |
| 114 LEGAL SERVICES                 | 2,600                   | 2,600                   | 2,700                        | 2,700                        | 2,700                         | 2,700                                 |
| 115 SALVATION ARMY                 | 2,500                   | 2,500                   | 2,500                        | 2,500                        | 2,500                         | 2,500                                 |
| 116 CAPE AIDS RESOURCE             | 2,500                   | 2,500                   | 2,500                        | 2,500                        | 2,500                         | 2,500                                 |
| 117 SIGHT LOSS SERVICES INC.       | 3,000                   | 3,000                   | 3,000                        | 3,000                        | 3,500                         | 3,500                                 |
| 118 ELDER SERVICES/MEALS           | 5,000                   | 5,000                   | 5,000                        | 5,000                        | 5,000                         | 5,000                                 |
| 119 FAMILY PANTRY                  | 3,500                   | 4,000                   | 4,500                        | 4,500                        | 4,500                         | 4,500                                 |
| 120 BIG BROTHERS/BIG SISTERS       | 2,000                   | 2,000                   | 2,000                        | 2,000                        | 2,000                         | 2,000                                 |
| 121 C.C. COUNCIL OF CHURCHES       | 3,200                   | 3,700                   | 4,200                        | 4,200                        | 4,200                         | 4,200                                 |
| 122 GOSNOLD CENTER                 | 2,500                   | 2,500                   | 3,000                        | 3,000                        | 3,330                         | 3,330                                 |
| <b>TOTAL OTHER HUMAN SERVICES</b>  | <b>40,650</b>           | <b>41,650</b>           | <b>42,250</b>                | <b>42,250</b>                | <b>43,080</b>                 | <b>43,080</b>                         |
| <b><u>LIBRARY</u></b>              |                         |                         |                              |                              |                               |                                       |
| 123 Personal Services              | 196,167                 | 209,402                 | 214,352                      | 218,584                      | 218,584                       | 237,330                               |
| 124 Purchase of Services           | 21,578                  | 19,267                  | 19,478                       | 19,393                       | 19,393                        | 19,393                                |
| 125 Supplies                       | 66,165                  | 67,039                  | 70,630                       | 72,300                       | 72,300                        | 72,300                                |
| 126 Other Charges - Expenditure    | 136,510                 | 136,081                 | 144,996                      | 145,924                      | 146,924                       | 146,924                               |
| <b>TOTAL LIBRARY</b>               | <b>420,420</b>          | <b>431,789</b>          | <b>449,456</b>               | <b>456,201</b>               | <b>457,201</b>                | <b>475,947</b>                        |
| <b><u>RECREATION</u></b>           |                         |                         |                              |                              |                               |                                       |
| 127 Personal Services              | 97,345                  | 86,402                  | 91,399                       | 94,758                       | 94,758                        | 94,758                                |
| 128 Purchase of Services           | 4,191                   | 4,150                   | 4,200                        | 4,200                        | 4,200                         | 4,200                                 |
| <b>TOTAL RECREATION</b>            | <b>101,537</b>          | <b>90,552</b>           | <b>95,599</b>                | <b>98,958</b>                | <b>98,958</b>                 | <b>98,958</b>                         |
| <b><u>BEACHES</u></b>              |                         |                         |                              |                              |                               |                                       |
| 129 Personal Services              | 496,969                 | 502,576                 | 511,161                      | 527,013                      | 542,973                       | 539,311                               |
| 130 Purchase of Services           | 75,183                  | 78,842                  | 81,561                       | 154,327                      | 133,058                       | 161,948                               |
| 131 Supplies                       | 22,855                  | 23,262                  | 23,265                       | 23,265                       | 23,265                        | 23,265                                |
| 132 Other Charges - Expenditure    | 5,568                   | 4,898                   | 8,575                        | 8,575                        | 8,575                         | 8,575                                 |
| 133 Capital Outlay                 | 5,776                   | 6,600                   | 16,700                       | 16,700                       | 16,700                        | 16,700                                |
| <b>TOTAL BEACHES</b>               | <b>606,351</b>          | <b>616,178</b>          | <b>641,262</b>               | <b>729,880</b>               | <b>724,571</b>                | <b>749,799</b>                        |



**Town of Dennis(2013)  
Summary Budget Book - FY 2013**

|  | Actual<br>Expended<br>FY 2010 | Actual<br>Expended<br>FY 2011 | Revised<br>Appropriated<br>FY 2012 | Department<br>Requested<br>FY 2013 | Selectmen<br>Recommended<br>FY 2013 | Finance Committee<br>Recommended<br>FY 2013 |
|--|-------------------------------|-------------------------------|------------------------------------|------------------------------------|-------------------------------------|---|
| <b><u>GOLF</u></b>                           |                               |                               |                                    |                                    |                                     |   |
| 134 Personal Services                        | 1,010,384                     | 1,009,773                     | 1,106,725                          | 1,126,600                          | 1,126,600                           | 1,126,600                                   |
| 135 Purchase of Services                     | 206,709                       | 191,887                       | 270,837                            | 270,837                            | 270,837                             | 270,837                                     |
| 136 Supplies                                 | 320,173                       | 320,129                       | 346,849                            | 346,849                            | 346,849                             | 346,849                                     |
| 137 Other Charges - Expenditure              | 4,418                         | 4,325                         | 8,165                              | 8,165                              | 8,165                               | 8,165                                       |
| 138 Capital Outlay                           | 5,000                         | 5,000                         | 5,000                              | 5,000                              | 5,000                               | 5,000                                       |
| <b>TOTAL GOLF</b>                            | <b>1,546,684</b>              | <b>1,531,113</b>              | <b>1,737,576</b>                   | <b>1,757,451</b>                   | <b>1,757,451</b>                    | <b>1,757,451</b>                            |
| <b><u>HISTORICAL COMMISSION</u></b>          |                               |                               |                                    |                                    |                                     |   |
| 139 Purchase of Services                     | -                             | 1,342                         | 1,861                              | 1,861                              | 1,861                               | 1,500                                       |
| 140 Supplies                                 | -                             | -                             | 75                                 | 75                                 | 75                                  | -   |
| <b>TOTAL HISTORICAL COMMISSION</b>           | <b>-</b>                      | <b>1,342</b>                  | <b>1,936</b>                       | <b>1,936</b>                       | <b>1,936</b>                        | <b>1,500</b>                                |
| <b><u>S. DENNIS HISTORIC DIST. COMM.</u></b> |                               |                               |                                    |                                    |                                     |   |
| 141 Personal Services                        | 10,509                        | 11,013                        | 11,487                             | 12,203                             | 12,203                              | 12,003                                      |
| 142 Purchase of Services                     | 100                           | 80                            | 100                                | 100                                | 100                                 | 100   |
| 143 Supplies                                 | 176                           | 103                           | 224                                | 224                                | 224                                 | 224   |
| <b>TOTAL S. DENNIS HISTORIC DIST. C</b>      | <b>10,785</b>                 | <b>11,196</b>                 | <b>11,811</b>                      | <b>12,527</b>                      | <b>12,527</b>                       | <b>12,327</b>                               |
| <b><u>HISTORICAL DIST-OKHRHD</u></b>         |                               |                               |                                    |                                    |                                     |   |
| 144 Personal Services                        | 26,855                        | 28,050                        | 30,198                             | 30,981                             | 30,981                              | 30,531                                      |
| 145 Purchase of Services                     | 300                           | 274                           | 300                                | 300                                | 300                                 | 300   |
| 146 Supplies                                 | 299                           | 152                           | 300                                | 300                                | 300                                 | 300   |
| 147 Other Charges - Expenditure              | 219                           | 212                           | 219                                | 219                                | 219                                 | 219   |
| <b>TOTAL HISTORICAL DIST-OKHRHD</b>          | <b>27,673</b>                 | <b>28,689</b>                 | <b>31,017</b>                      | <b>31,800</b>                      | <b>31,800</b>                       | <b>31,350</b>                               |
| <b><u>RETIREMENT OF DEBT PRINCIPAL</u></b>   |                               |                               |                                    |                                    |                                     |   |
| 148 Debt Services                            | 2,819,493                     | 1,954,525                     | 1,339,525                          | 1,584,525                          | 1,584,525                           | 1,584,525                                   |
| <b>TOTAL RETIREMENT OF DEBT PRINCIPAL</b>    | <b>2,819,493</b>              | <b>1,954,525</b>              | <b>1,339,525</b>                   | <b>1,584,525</b>                   | <b>1,584,525</b>                    | <b>1,584,525</b>                            |
| <b><u>INTEREST LONG TERM DEBT</u></b>        |                               |                               |                                    |                                    |                                     |   |
| 149 Debt Services                            | 763,313                       | 651,813                       | 645,913                            | 631,688                            | 631,688                             | 631,688                                     |
| <b>TOTAL INTEREST LONG TERM DEBT</b>         | <b>763,313</b>                | <b>651,813</b>                | <b>645,913</b>                     | <b>631,688</b>                     | <b>631,688</b>                      | <b>631,688</b>                              |



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|--|-------------------------|-------------------------|------------------------------|------------------------------|-------------------------------|---------------------------------------|
| <b><u>INTEREST SHORT TERM DEBT</u></b> |                         |                         |                              |                              |                               |                                       |
| 150 Debt Services                      | -                       | 12,333                  | 15,250                       | 367,188                      | 4,170                         | 4,170                                 |
| <b>TOTAL INTEREST SHORT TERM DEBT</b>  | -                       | <b>12,333</b>           | <b>15,250</b>                | <b>367,188</b>               | <b>4,170</b>                  | <b>4,170</b>                          |
| <b><u>FRINGE BENEFITS</u></b>          |                         |                         |                              |                              |                               |                                       |
| 151 SICK PAY LIABILITY                 | 14,289                  | 1,127                   | 9,500                        | 5,000                        | 5,000                         | 5,000                                 |
| 152 WORKER'S COMPENSATION              | 107,376                 | 114,143                 | 123,073                      | 128,461                      | 128,461                       | 134,761                               |
| 153 UNEMPLOYMENT INSURANCE             | 123,024                 | 130,300                 | 100,000                      | 108,000                      | 108,000                       | 123,000                               |
| 154 RETIREMENT CONTRIB/TOWN            | 1,826,538               | 2,018,941               | 2,113,130                    | 2,282,181                    | 2,319,055                     | 2,319,055                             |
| 155 GROUP INSURANCE                    | 2,067,555               | 2,231,428               | 2,420,886                    | 2,614,557                    | 2,434,557                     | 2,155,852                             |
| 156 MEDICARE TAX/TOWN SHARE            | 171,549                 | 183,066                 | 185,733                      | 200,000                      | 200,000                       | 200,000                               |
| <b>TOTAL FRINGE BENEFITS</b>           | <b>4,310,332</b>        | <b>4,679,006</b>        | <b>4,952,322</b>             | <b>5,338,199</b>             | <b>5,195,073</b>              | <b>4,937,668</b>                      |
| <b><u>OTHER FINANCING USES</u></b>     |                         |                         |                              |                              |                               |                                       |
| 157 Debt Services                      | -                       | -                       | -                            | -                            | 62,500                        | 62,500                                |
| <b>TOTAL OTHER FINANCING USES</b>      | -                       | -                       | -                            | -                            | <b>62,500</b>                 | <b>62,500</b>                         |
| <b>REPORT GRAND TOTAL</b>              | <b>27,704,246</b>       | <b>27,428,863</b>       | <b>28,267,159</b>            | <b>29,284,170</b>            | <b>28,929,845</b>             | <b>28,891,786</b>                     |

**ARTICLE 5**

**Cape Cod Tech Operating Budget**

To see if the Town will vote to approve an annual school budget for the Cape Cod Regional Technical High School for the fiscal year beginning July 1, 2012 and to see what sums of money the Town will vote to raise and appropriate or transfer from available funds for the operating expenses of the Cape Cod Regional Technical High School system for the fiscal year beginning July 1, 2012, or take any other action relative thereto.

**(By the Cape Cod Reg'l Technical High School)**

**BOS: 5-0-0 to place & support.**

**FC: 6-0-0 recommend a total budget of \$13,138,859 and to raise and appropriate \$1,537,717 for the article.**

**ARTICLE 6**

**D-Y Assessment**

To see if the Town will vote to approve an annual school budget for the Dennis-Yarmouth Regional School District for the fiscal year beginning July 1, 2012 and to see what sums of money the Town will vote to raise and appropriate or transfer from available funds for the operating expenses of the Dennis-Yarmouth Regional School District for the fiscal year beginning July 1, 2012, or take any other action relative thereto.

**(By the Dennis-Yarmouth Reg'l School Committee)**

**BOS: 5-0-0 to place & support.**

**FC: 6-0-0 to recommend a total budget of \$50,664,083 and to raise and appropriate \$15,359,147 for the article.**

**ARTICLE 7**

**D-Y SCHOOL TECHNOLOGY FUNDING**

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to fund a tablet (ipad) technology project, including the purchase of hardware, software for the Wixon Middle Level Academy and the D-Y High School STEM project, or to take any other action relative thereto.

**(By the Dennis-Yarmouth Reg'l School Committee)**

**BOS: 5-0-0 to place & support.**

**FC: 6-0-0 recommend transferring \$60,000 from Cable Receipts for the article.**

**ARTICLE 8**

**Elected Officials**

To see if the Town will vote to fix the salary and compensation of the following elected officers of the Town for the fiscal year commencing July 1, 2012 and ending June 30, 2013, as provided for in Massachusetts General Laws, Chapter 41, Section 108 and acts and amendment thereof, and raise and appropriate or transfer from available funds a sum of money therefore:

- 5 Selectmen at \$ 2,000 each
- 1 Moderator at \$ 450
- 1 Town Clerk at \$59,228

And that the salaries and compensations be fixed as given in this article and further, that all other elected officers serve without compensation, or take any other action relative thereto.

**(By the Selectmen)**

**BOS: 5-0-0 to place & support**

**FC: 6-0-0 recommend to raise and appropriate \$69,678 for the article.**

**ARTICLE 9**

**FY2012 Budget Supplements**

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to supplement Fiscal Year 2012 Line Item appropriations under Article 4 of the May 3, 2011 Annual Town Meeting, or take any other action relative thereto:

|  |                   |
|--|-------------------|
| a. Central Purchasing, Supplies, Line Item #16 . . . . .             | \$140,000         |
| b. Law Dept., Purchase of Services, Line Item # 31 . . . . .         | \$ 65,000         |
| c. Fire, Personal Services, Line Item #65. . . . .                   | \$115,000         |
| d. Fire, Purchase of Services, Line Item #66 . . . . .               | 19,000            |
| e. Beaches, Personal Services, Line Item #134 . . . . .              | 34,224            |
| f. Fringe Benefits, Unemployment Insurance, Line Item #158 . . . . . | <u>30,000</u>     |
| <b>Total</b>   | <b>\$ 403,224</b> |

**(By the Selectmen)**

**BOS: 4-0-0 to place & support.**

**FC: 6-0-0 recommend transferring \$403,224 from free cash for the article.**

**ARTICLE 10**

**Reduce Tax Rate**

To see if the Town will vote to transfer a sum of money from available funds for the purpose of reducing the tax rate for the fiscal year beginning July 1, 2012, or take any other action relative thereto.

**(By the Selectmen)**

**BOS: 5-0-0 to place & support**

**FC: 6-0-0 recommend transferring \$150,000 from free cash for the article.**

**ARTICLE 11**

**Prior Year's Unpaid Bills**

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to pay for the following prior year's unpaid bills, or take any other action relative thereto:

**(By the Selectmen)**

**BOS: Recommendation to be made at Town Meeting.**

**FC: Recommendation to be made at Town Meeting.**

**ARTICLE 12**

**Capital Outlay – Other Funding Sources**

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to pay for the following capital outlay items, or take any other action relative thereto:

|   |                  |           |
|---|------------------|-----------|
| 1. <u>Beaches</u>                         |                  |           |
| a. Beach Parking Lots                     | \$100,000        |           |
| b. Beach Rescue Mule                      | <u>14,000</u>    | \$114,000 |
| 2. <u>Council On Aging</u>                |                  |           |
| a. Building – Preliminary Eng. & Design   | <u>\$ 25,000</u> | \$ 25,000 |
| 3. <u>Engineering</u>                     |                  |           |
| a. Pound Pond Improvements Design         | \$ 30,000        |           |
| b. Drainage                               | 67,000           |           |
| c. Sidewalks/Construction                 | 70,000           |           |
| d. Secondary Road                         | <u>110,000</u>   | \$277,000 |
| 4. <u>Fire</u>                            |                  |           |
| a. Ambulance 105 Lease 3-yr lease (final) | \$ 79,555        |           |

|  |                  |                    |
|--|------------------|--------------------|
| b. Large Diameter Hose                           | <u>10,000</u>    | \$ 89,555          |
| <b>5. <u>Golf</u></b>                            |                  |                    |
| a. 1 Rough, 2 Fairways, 3 Greens - Lease Plan A  | \$ 63,037        |                    |
| b. 2 Fairways, 3 Green mowers - Lease Plan B     | 50,188           |                    |
| c. Greens Rough Mower                            | 34,000           |                    |
| d. FCC Irrigation Modification                   | 15,000           |                    |
| e. Dennis Pines Drainage                         | <u>207,000</u>   |                    |
|  |                  | \$369,225          |
| <b>6. <u>Harbor</u></b>                          |                  |                    |
| a. Replace Bass River Pk. Pilings & Access Gates | \$ 50,000        |                    |
| b. Outfit multiple use Harbor Boat               | 10,000           |                    |
| c. Maintenance Dredging                          | 100,000          |                    |
| d. Sesuit West Parking Lot – Seal                | <u>90,000</u>    |                    |
|  |                  | \$250,000          |
| <b>7. <u>MIS</u></b>                             |                  |                    |
| a. Voice Over IP – Phone System                  | <u>\$ 35,000</u> |                    |
|  |                  | \$ 35,000          |
| <b>8. <u>Police</u></b>                          |                  |                    |
| a. Replace 5 mobile computers                    | \$ 33,680        |                    |
| b. IT Replacement                                | 26,000           |                    |
| c. Interior Painting                             | <u>15,000</u>    |                    |
|  |                  | \$ 74,680          |
| <b>9. <u>Natural Resources</u></b>               |                  |                    |
| a. Flax Pond Improvements                        | <u>\$ 10,600</u> |                    |
|  |                  | \$ 10,600          |
| <b>GRAND TOTAL</b>                               |                  | <b>\$1,245,060</b> |

(By the Selectmen)

**BOS: 4-0-0 to place & support.**

**FC: 6-0-0 recommend a transfer of \$487,280 from free cash; transfer \$114,000 from Beach Capital Improvement Fund; transfer \$100,000 from Waterways Dredge Fund; transfer \$10,000 from Waterways Capital Improvement Fund; transfer \$35,000 from Cable Receipts Fund; \$50,000 from Bass River Park Receipts Fund; transfer \$369,225 from Golf Capital Improvement Fund and transfer \$79,555 from Ambulance Receipts Fund.**

**ARTICLE 13**

**Capital Outlay – Raise & Appropriate**

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to be used to purchase or fund the following capital outlay equipment or projects for Fiscal Year 2013, or take any other action relative thereto:

|   |                    |                    |
|---|--------------------|--------------------|
| 1. <u>DPW</u>   |                    |                    |
| a. Replace 1997 Catch Basin Cleaner (H18)             | <u>\$238,000</u>   | \$ 238,000         |
| 2. <u>Engineering</u>                                 |                    |                    |
| a. Drainage   | \$ 83,000          |                    |
| b. Sidewalks Eng/Construction                         | 100,000            |                    |
| c. Rt.28 Sidewalk Improvements-Design                 | 125,000            |                    |
| d. Secondary Roads                                    | 290,000            |                    |
| d. Inman Road Culvert Replacement                     | <u>225,000</u>     | \$ 823,000         |
| 3. <u>Fire Dept.</u>                                  |                    |                    |
| a. Replace Fire Pumper 115 (2 <sup>nd</sup> yr lease) | <u>137,000</u>     | \$ 137,000         |
| 4. <u>Harbor</u>                                      |                    |                    |
| a. Pilings –South and North                           | <u>\$ 120,000</u>  | \$ 120,000         |
| 5. <u>Municipal Buildings</u>                         |                    |                    |
| a. Roofing/Siding, Trim (Highlands, Pines Annex)      | \$ 92,000          |                    |
| b. DPW Building Repairs/Support Joists                | <u>60,000</u>      | \$ 152,000         |
|   | <b>GRAND TOTAL</b> | <b>\$1,470,000</b> |

**(By the Selectmen)**

**BOS: 5-0-0 to place & support.**

**FC: 6-0-0 recommend to raise and appropriate \$1,470,000 for the article.**

**ARTICLE 14**

**Capital Outlay – Meals Tax**

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to be used to purchase the following capital outlay equipment for Fiscal Year 2013, and further, to authorize the Board of Selectmen to enter into a three (3) year lease for the replacement of a Fire Dept. Ambulance as listed under paragraph 2(a), or take any other action relative thereto:

|  |                    |                  |
|--|--------------------|------------------|
| 1. <u>DPW</u>  |                    |                  |
| a. Replace 2004 Chev. 1 Ton Dump (H1)                        | 50,000             |                  |
| b. Replace 1988 950 Loader (L1)                              | <u>255,000</u>     | \$305,000        |
| 2. <u>Fire Dept.</u>   |                    |                  |
| a. Replace Ambulance 104 – 3-yr lease (1 <sup>st</sup> year) | <u>92,000</u>      | \$ 92,000        |
|  | <b>GRAND TOTAL</b> | <b>\$397,000</b> |

(By the Selectmen)

**BOS: 5-0-0 to place & support.**

**FC: 6-0-0 recommend to raise and appropriate \$397,000 for the article.**

#### ARTICLE 15

#### Capital Improvement Fund

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to fund the following capital outlay equipment or projects for Fiscal Year 2013 or take any other action relative thereto:

|   |                    |                   |
|---|--------------------|-------------------|
| 1. <u>DPW</u>                             |                    |                   |
| a. Transfer Station Design & Construction | <u>\$ 150,000</u>  | \$ 150,000        |
| 2. <u>School</u>                          |                    |                   |
| a. Baker & Wixon – Various Repairs        | <u>\$ 140,000</u>  | \$ 140,000        |
|   | <b>GRAND TOTAL</b> | <b>\$ 290,000</b> |

**BOS: 5-0-0 transfer \$290,000 from the Capital Improvement Fund.**

**FC: 6-0-0 recommend transferring \$290,000 from free cash for the article.**

#### ARTICLE 16

#### Fire SAFER Grant Funding w/Prop. 2 ½

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to fund the hiring of four (4) full-time Firefighter/Paramedics, as part of a two-year Federal SAFER (Staffing For Adequate Fire & Emergency Response) Grant, in anticipation of the receipt of reimbursement from FEMA in the amount of \$304,676 payable to the Town in four quarterly payments, and contingent upon a

successful Proposition 2 ½ override vote at the May 15, 2012 Annual Election, or to take any other action relative thereto.

**(By the Selectmen)**

**BOS: 4-1-0 to place and support.**

**FC: 6-0-0 recommend to raise and appropriate \$356,376 for the article in anticipation of receipt of \$304,676 from the SAFER Grant, and contingent upon a successful Prop. 2 ½ override vote.**

## **ARTICLE 17**

### **CPC Budget**

To see if the Town will vote to approve a Community Preservation Committee Budget for Fiscal Year 2013 as follows: to appropriate or set-aside for future appropriation for the Fiscal Year 2013 Community Preservation Fund estimated annual revenues for each of the following purposes: community housing; open space; and historic preservation; and further, to appropriate sums of money for debt service, and for Community Preservation Committee Expenses; and to reserve for future appropriation from the Fiscal Year 2013 Community Preservation Fund estimated annual revenues a sum of money to be placed in the FY2013 Undesignated Reserve for general Community Preservation Act purposes, or take any other action relative thereto.

**(By the Community Preservation Committee)**

**BOS: 5-0-0 to place & support**

**FC: 6-0-0 to recommend that the following amounts be appropriated from the Community Preservation Fund: 1) 10% Reserved for Community Housing - \$124,915; 2) Reserved for Open Space - \$35,985; 3) 10% Reserved for Historic Preservation - \$124,915; 4) Debt Service - \$912,350; 5) Short-term interest - \$ -0-; 6) Community Preservation Committee Expenses - \$15,000; and 7) Reserved for undesignated purposes - \$35,985; for a total of \$1,249,150 for the article.**

## **ARTICLE 18 Waterways Dredge & Maint. Program Receipts Res./CIF Transfer**

To see if the Town will vote to transfer a sum of money from available funds to the Waterways Dredge and Maintenance Program Receipts Reserved and Capital Improvements Fund, or to take any other action relative thereto.

**(By the Selectmen)**

**BOS: 5-0-0 to place and support.**

**FC: 6-0-0 recommend transferring \$50,000 from free cash for the article.**

**ARTICLE 19**

**Municipal Capital Stabilization Fund**

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to be deposited into the Municipal Capital Stabilization Fund, as authorized by G.L. c. 40, §5B, to be used to purchase or fund capital equipment or projects, or to take any other action relative thereto.

**(By the Selectmen)**

**BOS: 5-0-0 to place & support.**

**FC: 6-0-0 recommend to raise and appropriate \$87,605 for the article.**

**ARTICLE 20**

**Cable Revolving Fund – MGL c.44, §53E ½**

To see if the Town will vote to re-authorize for Fiscal Year 2013 the crediting to the Cable Receipts Revolving Fund, as established by vote of the Dennis Annual Town Meeting on May 4, 2010, Article 27, and pursuant to MGL Chapter 44, Section 53E ½, providing for a means by which monies received from Cable Receipts may, after receipt, be expended, and without further appropriation to fund cable related expenses, by the Board of Selectmen, up to a limit of fifty thousand dollars (\$50,000.00) during Fiscal Year 2013, or take any other action relative thereto.

**(By the Selectmen)**

**BOS: 5-0-0 to place & support.**

**FC: 6-0-0 to recommend the article as printed.**

**ARTICLE 21**

**COA Revolving Fund – MGL c.44, §53E ½**

To see if the Town will vote to re-authorize for Fiscal Year 2013 the crediting to the Council-On-Aging Revolving Fund, as established by vote of the Dennis Annual Town Meeting on May 2, 1995, Article 42, and pursuant to the MGL Chapter 44, Section 53E ½, providing for a means by which fees or charges received in connection with a Council-On-Aging program or activity, may after receipt, be applied directly and without further appropriation to support that program or activity, for expenditure by the Director of the Council-On-Aging, up to a limit of one hundred thousand dollars (\$100,000.00) during Fiscal Year 2013, or take any other action relative thereto.

**(By the Selectmen)**

**BOS: 5-0-0 to place & support.**

**FC: 6-0-0 recommend the article as printed.**

**ARTICLE 22****COA Bus Revolving Fund, c.44, §53E ½**

To see if the Town will vote to re-authorize for Fiscal Year 2013 the crediting to the Council On-Aging Bus Revolving Fund, as established by vote of the Dennis Annual Town meeting on May 4, 2010, Article 29, and pursuant to MGL Chapter 44, Section 53E ½, providing a means by which fees or charges received from the operation of the Council-On-Aging Bus may, after receipt and authorization by the Council-On-Aging Director, be applied directly and without further appropriation to support the operations of said bus, for expenditure by the Council On Aging Director, up to a limit of fifty thousand dollars (\$50,000.00) during Fiscal Year 2013, or take any other action relative thereto.

**(By the Selectmen)**

**BOS: 5-0-0 to place & support.**

**FC: 6-0-0 recommend a limit of \$35,000.**

**ARTICLE 23****Golf Revolving Fund – MGL c.44, §53E ½**

To see if the Town will vote to re-authorize for Fiscal Year 2013 the crediting to the Golf Department Revolving Fund, as established by vote of the Dennis Annual Town Meeting on May 4, 2010, Article 21, and pursuant to MGL Chapter 44, Section 53E ½, providing for a means by which 25% of Cart Rental Fee received may after receipt, be applied directly without further appropriation to the fund to pay for the rental of golf carts. In addition, revenue from the Golf Course Pro-Shops fees or charges may be applied directly, without further appropriation to support the operations of the Golf Pro-Shops. In addition, revenue from GHIN (Golf Handicap and Information Network) be applied directly, without further appropriation to the fund to pay Massachusetts Golf Association dues for members handicaps, after receipt and authorization by the Golf Director, be applied directly and without further appropriation to support the operations for expenditure by the Golf Director, up to a limit of three hundred thousand dollars (\$300,000) during Fiscal Year 2013, or take any other action relative thereto.

**(By the Selectmen)**

**BOS: 5-0-0 to place & support.**

**FC: 6-0-0 recommend the article as printed.**

**ARTICLE 24****Library Revolving Fund, c.44, §53E ½**

To see if the Town will vote to re-authorize for Fiscal Year 2013 the crediting to the Town Library Revolving Fund, as established by vote of the Dennis Annual Town Meeting on May 5, 1998, Article 16, and pursuant to MGL Chapter 44, Section 53E ½, providing for a means by which fees, fines or charges received in connection with a

Town Library program or activity may, after receipt, be applied directly and without further appropriation to support that program or activity, for expenditure by the Library Director up to a limit of ten thousand dollars (\$10,000.00) during Fiscal Year 2013, or take any other action relative thereto.

**(By the Selectmen)**

**BOS: 5-0-0 to place & support.**

**FC: 6-0-0 recommend the article as printed.**

**ARTICLE 25 Board of Health Revolving Fund, c.44, §53E ½**

To see if the Town will vote to re-authorize for Fiscal Year 2013 the crediting to the Board of Health Medicare Reimbursement Revolving Fund, as established by vote of the Dennis Annual Town Meeting on May 3, 2005, Article 18, pursuant to MGL Chapter 44, Section 53E ½ , providing for a means by which reimbursements received from Medicare for flu shots may, after receipt, be applied directly and without further appropriation to the purchase of additional vaccine or other medical supplies, and costs associated with providing volunteer management and clinical support, by the Health Director up to a limit of twenty thousand dollars (\$20,000) during Fiscal Year 2013, or take any other action relative thereto.

**(By the Board of Health)**

**BOS: 5-0-0 to place & support.**

**FC: 6-0-0 recommend the article as printed.**

**ARTICLE 26 Rescind Recreation Revolving Fund c.44§53D and Create Recreation Revolving Fund c.44,§53E ½**

To see if the Town will vote to rescind its acceptance of MGL Chapter 44, Section 53D, as voted under Article 13 of the May 2, 1988 Annual Town Meeting, establishing in the Town Treasury a revolving fund for the deposit of receipts received in connection with the conduct of self-supporting recreation and park services of the Town, and, further, to authorize the establishment of a Recreation Revolving Fund pursuant to MGL Chapter 44, Section 53E 1/2 , providing for a means by which fees or charges in connection with a Recreation program or activity, may after receipt, be applied directly and without further appropriation to support that program or activity, for expenditure by the Recreation Director, up to a limit of one hundred fifty thousand dollars (\$150,000) during Fiscal Year 2013, or take any other action relative thereto.

**(By the Selectmen)**

**BOS: 5-0-0 to place & support.**

**FC: 6-0-0 recommend the article as printed.**

## **ARTICLE 27**

### **Consumption by Minors By-Law Amendment**

To see if the Town will vote to amend the Town Code under Chapter 48, Alcohol Beverages, Article I by deleting it in its entirety and adopting in its place, the new "Alcohol Possession By Persons Under the Age of 21 Years By-Law" as follows, or take any other action relative thereto:

## **ARTICLE 1 Alcohol Possession By Persons Under the Age of 21 Years**

### **§ 48-1. Prohibited activity.**

No person being under 21 years of age and not accompanied by a parent or legal guardian, shall consume, possess, transport or carry on his person, any alcohol or alcoholic beverages; provided, however, that this section shall not apply to a person between the ages of 18 and 21 who knowingly possesses, transports or carries on his person, alcohol or alcoholic beverages in the course of his employment.

This by-law may be enforced by non-criminal disposition in accordance with Chapter 1, Section 1 of the Town By-laws and G.L. c.40, §21D, and each day on which a violation occurs shall be deemed a separate offense.

### **§ 48-2. Violations and penalties.**

Any person violating any provision of this by-law shall be subject to a fine of \$50.00 for the First Offense, and \$150.00 for a Second Offense and subsequent offenses.

**(By the Selectmen)**

**BOS: 4-0-0 to place & support.**

**FC: 6-0-0 recommend the article as printed.**

## **ARTICLE 28**

### **Door to Door Solicitation By-Law**

To see if the Town will vote to amend the Town Code by adding to it the following new Door-to-Door Solicitation By-Law:

#### **1. Title.**

This chapter shall be known as the "Door-to –Door Solicitation By-law".

## **2. Findings and Intent.**

The practice of door-to-door solicitation may create a risk to vulnerable populations such as the elderly and children, and the practice of strangers appearing without invitation at one's home can be intrusive, unpleasant, or frightening. Therefore, this chapter is intended to regulate door-to-door solicitation by registering door-to-door sales persons as defined herein and imposing reasonable time and manner restrictions on their activities

## **3. Definitions.**

The words and phrases set forth below shall have the following meanings for purposes of this By-law:

**SALES PERSON OR PERSONS** - any person engaged in door-to-door sales.

**SALES ORGANIZATION**- any entity engaged in the supervision, recruitment, retention, or employment of a sales person or persons, including any person or representative thereof.

**SALES SUPERVISOR**- any person who directs or supervises a sales person or persons engaged in door-to-door sales.

**DOOR-TO-DOOR SALES**- the in-person solicitation for commercial purposes of sales of goods or services for present or future delivery or attempt to obtain gifts or contributions of money or any valuable thing for support or benefit of any association, organization, corporation or project wholly or in part for commercial purposes or by a professional solicitor or commercial co-venturer for a charitable or other non-commercial organization by entry upon residential property, including multi-family or duplex residential property, or by soliciting persons located on residential property from a street, sidewalk, or other adjacent property, without the prior invitation of the person to be solicited.

**PERMIT**- A door-to-door sales permit issued to a sales agent to engage in door-to-door sales in accordance with this chapter.

**POLICE CHIEF** – The chief of police of the Town of Dennis, or the chief's designee.

POLICE DEPARTMENT – The police department of the Town of Dennis.

#### **4. Application Requirements.**

- A. Each sales person must apply for a Permit individually to the Police Department during posted administrative hours by submitting a completed application, which shall include the following:
1. Government-issued photographic identification;
  2. Date of birth;
  3. Social security number (optional);\*
  4. Permanent residential address;
  5. Home telephone number;
  6. Temporary local address;
  7. Current cell phone number;
  8. Sales organization information;
  9. Sales supervisor identity;
  10. Make, model, color, and registration number of any vehicle(s) used to transport the sales agent, his/her supervisor, or sales materials; and
  11. Such other identifying information as may be reasonably required, provided that such information is requested of all individual applicants.
- B. Application fees for permits for sales persons and sales organizations shall be established and adjusted from time to time by the Board of Selectmen, which fees shall be posted in the office of the Board of Selectmen, Town Clerk, and Police Department, and payment for such fee shall accompany each Permit application.
- C. The Police Chief shall have three business days from the date of the application to review and process the application and either deny or issue the permit. If a permit is denied, such denial may be appealed within seven days to the Town Hearing Officer, who shall review the application and any information available to the Police Chief that may be disclosed to said Hearing Officer and determine within seven days of the filing of such appeal whether to uphold the decision of the Police Chief.
- D. The permit shall be valid for 6 months, or such shorter time as may be requested by the applicant, and may be extended for up to 1 year upon a written request from the sales person or organization.

#### **5. Issuance of Permits**

The Police Chief shall routinely grant such permits without further inquiry, but shall, subject to the provisions of the Massachusetts Criminal Records Offender Statute, M.G.L. c. 6 §167 *et seq.*, and regulations promulgated thereunder, as well as any

regulations and policies adopted by the Town implementing said law, conduct a criminal history records information check with respect to each applicant for a door-to-door sales permit or a sales organization permit. The Police Chief shall deny an application filed by a sales person whose permit has been revoked under this by-law within the two previous years, who provided false information on the permit application, or, who has been convicted of murder/manslaughter, rape, robbery, arson, burglary/breaking, entering, assault or larceny, as such persons pose a substantial degree of dangerousness to minors and other persons vulnerable to becoming victims of the violent crimes so listed. The Police Chief shall also deny an application from a sales person or the signatory to a sales organization permit application who is a sex offender required to register with the Sex Offenders Registry Board and who is finally classified as a Level 2 or Level 3 Sex Offender, as such persons have been found to have a moderate to high risk of re-offense and pose a substantial degree of dangerousness to minors and other persons vulnerable to becoming victims of sex crimes.

## **6 . Duties of Door-to-Door Sales Persons.**

- A. No sales person shall engage in door to door sales without first having applied for and received a Permit.
- B. No sales organization shall allow any sales person to engage in door to door sales that has not applied for and received a Permit.
- C. No sales supervisor shall direct or supervise, direct, or allow any sales person to engage in door to door sales that has not applied for and received a Permit.
- D. Each sales person shall carry the Permit at all times while engaged in door to door sales, and shall display said Permit for inspection by any person answering the door at a residential property where door-to-door sales are solicited, and upon request by any police officer or Town official.
- E. No sales person or supervisor shall use any vehicle to transport persons or materials for door-to-door sales unless said vehicle is identified in the Permit application and the exterior of said vehicle is marked with name of the sales organization. All lettering shall meet the standards applicable to commercial vehicles as required by state law.
- F. Any sales person shall peacefully and immediately depart from a residential property upon request by the occupant or any police officer.
- G. No sales person may falsely represent, directly or by implication, the purpose for which they are engaging in door-to-door sales or that such sales are being done on behalf of a governmental organization, a municipal employee or elected official

H. Door-to-door sales shall not be conducted except during the hours between 9:00 a.m. and 5:00 p.m. year round.

**7. Penalties.**

A. Violations of this bylaw may be enforced by non-criminal disposition in accordance with the Town's Non-Criminal Disposition Bylaw, Chapter 1, Section 1, and the provisions of G.L. c.40, §21D. Each day a violation exists shall constitute a separate violation.

Each violation of any provision of this By-Law shall be punished by a fine of One Hundred (\$100) Dollars for the first offense and Three Hundred (\$300) for second and any subsequent offense.

B. The Police Chief may immediately suspend any permit issued hereunder in the event a sales person violates any provision of this by-law or any law intended to protect the public health and safety, and may revoke the permit after a hearing.

**8 . Severability.**

The invalidity of any portion or portions of this chapter shall not invalidate any other portion, provision or section thereof.

or take any other action relative thereto.

**(By the Selectmen)**

**BOS: 3-1-0 to place & support.**

**FC: 6-0-0 recommend the article as printed.**

**ARTICLE 29**

**Transfer Construction Fund Balances**

To see if the Town will vote, as authorized by MGL Chapter 44, Section 20 to appropriate and transfer the unexpended fund balances from the following completed construction projects to the Town Hall Annex Project voted at the November 16, 2010 Special Town Meeting under Article #9 in the total amount of \$40,095.39 as set forth below:

|  |                   |
|--|-------------------|
| Article 31, Annual Town Meeting, May 4, 1999, DPW Complex      | - \$12,884.99     |
| Article 22, Annual Town Meeting, May 4, 2002, Library Building | - 21,686.16       |
| Article 15, Annual Town Meeting, May 3, 2005, Police Station   | - <u>5,524.24</u> |
|  | \$40,095.39       |

or take any other action relative thereto.

(By the Selectmen)

**BOS: 4-0-0 to place & support.**

**FC: 6-0-0 recommend the article as printed.**

**ARTICLE 30**

**Shellfish Mitigation Fund Transfer**

To see if the Town will vote to transfer a sum of money from the Shellfish Mitigation Receipts Reserved for Appropriation Fund for the purchase of 200,000 7-10 mm soft shell clams as part of the Town's soft shell clams restoration project, or to take any other action relative thereto.

(By the Selectmen)

**BOS: 5-0-0 to place & support**

**FC: 6-0-0 recommend to transfer \$3,200 from the Shellfish Mitigation Receipts Reserved for Appropriation Fund for the purpose of the article.**

**ARTICLE 31**

**Zoning Amendment Associate Planning Board Members**

To see if the Town will vote to amend Section 1 of the Dennis Zoning By-Law, Administration and Interpretation by adding a new Section 1.10 Planning Board:

**1.10 Planning Board**

The Planning Board, when acting as a special permit granting authority, shall consist of seven members and two associate members, who shall be appointed by the Board of Selectmen, and when designated by the chairman of the Planning Board, shall sit on the Board for the purposes of acting on a special permit application in the case of absence, inability to act, or conflict of interest on the part of any member of the Planning Board, or in the event of a vacancy on the Board. The Associate Members shall be appointed for a one-year term of office.

(By the Planning Board)

**BOS: 4-0-0 to place & support.**

**FC: 6-0-0 recommend the article as printed.**

**ARTICLE 32**

**Town Code Amendment – Planning Board Associate Members**

To see if the Town will vote to amend the Town Code under Article V, Planning Board, by deleting §5-6 and §5-7 and replacing them with the following:

§5-6 Authority to appoint; membership; terms.

The Board of Selectmen shall appoint a Planning Board for the Town of Dennis, consisting of seven members, each of whom shall serve for a three-year term. The Planning Board, when acting as a special permit granting authority shall consist of the seven members and two associate members. The associate members shall be appointed by the Board of Selectmen for a one-year term of office, and when designated by the Chairman of the Planning Board, shall sit on the Board for the purposes of acting on a special permit application in the case of absence, inability to act, or conflict of interest on the part of any member of the Planning Board, or in the event of a vacancy on the Board.

**(By the Planning Board)**

**BOS: 4-0-0 to place & support.**

**FC: 6-0-0 recommend the article as printed.**

**ARTICLE 33**

**Cable Receipts Transfer**

To see if the Town will vote to transfer a sum of money from Cable Receipts to the Capital Improvement fund, or take any other action relative thereto.

**(By the Selectmen)**

**BOS: 5-0-0 to place & support.**

**FC: 6-0-0 recommend transferring \$36,558 from Cable Receipts to the CIF.**

**ARTICLE 34**

**Stormwater Management Permit Fee**

To see if the Town will vote, in accordance with the Selectmen's Fee Limitation By-Law, Chapter 36, Section 8-1, to adopt a new Residential Stormwater Management permit fee of \$25.00 and a new Commercial Stormwater Management Fee of \$50.00 as authorized under the Town's Stormwater Management By-law, Chapter 154, Section 154-5 of the Town Code; and further, that the Board of Selectmen is hereby authorized to revise such fees from time to time, in accordance with said Selectmen's Fee Limitation By-law; or to take any other action relative thereto.

**(By the Selectmen)**

**BOS: 5-0-0 to place & support.**

**FC: Recommendation to be made at Town Meeting.**

**ARTICLE 35**

**Dogs and other Animals By-Law Amendment**

To see if the Town will vote to amend Chapter 79 of the Town Code, "Dogs and other Animals By-law", by adopting the following changes:

## **ARTICLE 1 General Regulations and Restrictions**

**§79-1 License and Tags**, paragraph J., delete the wording in the first sentence and replace it with the following:

*J. Any person who violates the provisions of §79-1A through I shall be subject to a written warning for the first offense, a fine of \$50.00 for the second offense and a \$100.00 fine for the third and subsequent offenses.*

**§79-2 Vaccination of dogs and cats against rabies**, paragraph D, delete the wording in the first sentence and replace it with the following:

*D. Any person who violates the provisions of §79-2A through C. shall be subject to a written warning for the first offense, a fine of \$50.00 for the second offense and a \$100.00 fine for the third and subsequent offenses.*

## **ARTICLE II Restraint and Control**

**§79-5 Leashing and restraining**, add the following paragraphs:

*C. Violations and penalties. Any person who violates the provisions of Article II, §79-5, paragraphs A & B shall be subject to a written warning for the first offense, and shall be subject to payment of the following fines: \$30.00 for the second offense, \$50.00 for the third offense, and \$100.00 for the fourth and subsequent offenses. In addition, to any other legal remedies that may be available, the Animal Control Officer or other designated enforcing person may enforce these penalties through the Town's Non-criminal Disposition by-Law, Chapter 1, Article I.*

*D. Owner, handler or caretaker of any dog threatening persons or animals while off leash or not under immediate and effective voice control of a handler of said dog, as determined by the Animal Control Officer based upon the officer's witnessing of the behavior or after inquiry into the relevant facts, shall be subject to a fine of \$100.00 for the first offense, \$150.00 for the second offense and \$300.00 for the third and subsequent offenses. In addition to any other legal remedies that may be available, the Animal Control Officer or other designated enforcing person may enforce these penalties through the non-criminal disposition in accordance with G.L. c.40, §21D and the Town's Non-Criminal Disposition By-Law, Chapter 1, Article 1.*

## **ARTICLE IV Enforcement**

**§79-8 Impoundment; record of impoundment; reclamation**, add the following

paragraph E.

*E. An impoundment fee in the amount of \$15.00 per day for dogs, and \$10.00 per day for cats shall be charged to the owner of each animal that is held at the Animal Control Kennel. Medical expenses and or damage to kennel/cages incurred during impoundment shall be charged directly to the dog or cat owner. Such expenses may include, but are not limited to flea treatment, vaccination against rabies (required by state law) prior to discharging if the animal is not current on the vaccinations, and treatment for injuries or conditions that are causing pain or discomfort to the animal while it is in custody. The above impoundment fees, medical costs and damage costs shall be paid in full directly to the Animal Control Department prior to release of the animal.*

And further, by amending §79-8 paragraph D by deleting the words “and the payment of impoundment and board at the Pound, and the costs relevant to such impoundment” and inserting in place thereof, as well as any costs imposed under the provisions of §79-8 paragraph E”.

#### **ARTICLE V Dog Waste Removal**

**§79-9 Dog waste removal**, at the end of paragraph A, add the following language:

*“Anyone having custody or control of a dog in a public place shall have in their possession a device or equipment to pick up and remove dog feces. Individuals with disabilities aided by service dogs and law enforcement, emergency or rescue officials with dogs carrying out official duties are exempt from this paragraph.*

Paragraph B, delete the first sentence and replace it with the following:

*B. Violations and penalties. “Any person found in violation of Article V by the Animal Control Officer or Assistant Animal Control Officer shall be subject to payment of a fine of \$30.00 for the first offense; \$50.00 for the second offense and \$150.00 for the third and subsequent offenses”.*

Or take any other action relative thereto.

**(By the Selectmen)**

**BOS: 4-0-0 to place & support.**

**FC: 6-0-0 recommend the article as printed.**

#### **ARTICLE 36**

#### **#10 Uncle Stanley Road Gift of Land**

To see if the Town will vote to authorize the Board of Selectmen to accept as gift for general municipal purposes and the purposes of sale of a parcel of land owned by the Estate of Dorothy Neale Dimmick, consisting of 9,181 square feet, more or less,

shown on Assessors Map 212, Parcel 46 and as shown on Land Court Plan #32986B, Lot 11 on file with the Barnstable Registry District of the Land Court , and further, to authorize the Selectmen to convey said property for affordable housing purposes to a non-profit entity subject to the following conditions, and such other terms and conditions and for such consideration, which may be nominal consideration, as the Selectmen deem appropriate:

1. The property shall be used for the construction of low or moderate income housing, provided that, prior to the issuance of a building permit for such housing, the purchaser shall grant to the Town an affordable housing restriction, enforceable in perpetuity, free of liens and encumbrances, meeting the requirements of G.L. c.184, §§31-32;
2. The property shall be conveyed subject to a right of reverter which may be exercised by the Town if the purchaser (a) does not obtain sufficient funding for the development of low and moderate income housing within 1 year from the date of conveyance, (b) fails to complete construction of such housing within 3 years from the date of conveyance, or (c) fails to use the property for the purposes provided herein;
3. The purchaser may request an extension of the date specified above from the Board of Selectmen;

Or take any other action relative thereto.

**(By the Selectmen)**

**BOS: 5-0-0 to place & support.**

**FC: 6-0-0 recommend the article as printed.**

## **ARTICLE 37**

### **Beaudoin Property Acquisition**

To see if the Town will vote to authorize the Board of Selectmen to acquire by purchase, gift or eminent domain, for the general municipal purposes including, Route 134 safety improvements, a certain parcel of land owned by Edna H. Beaudoin, located at and known as 340 Route 134, South Dennis, containing .494 acres, more or less, and shown on Assessor's Map 128, Lot 39 and more particularly described in a deed recorded with Barnstable County Registry of Deeds in Book 10873, Page 309, and further, to vote to raise and appropriate or transfer from available funds a sum of money for this purpose and any expenses related thereto, and to authorize the Board of Selectmen to enter into all agreements and take all actions necessary or appropriate to carry out this acquisition, or take any other action relative thereto.

**(By the Selectmen)**

**BOS: 5-0-0 to place & support.**

**FC: 6-0-0 recommend transferring \$15,900 from free cash for the article.**

**ARTICLE 38**

**Sea Street Road Layout**

To see if the Town will vote to accept as a public town way a portion of Sea Street in East Dennis from South Street to Coles Pond Drive, as shown on the plan hereinafter referred to, as reported at a public hearing on April 10, 2012, and recommended and laid out, altered, and relocated by the Board of Selectmen, and filed with the Town Clerk, and further, to authorize the Board of Selectmen to acquire by purchase, gift or eminent domain on behalf of the Town, easements to use, for all purposes for which public ways are so laid out, as shown on a plan entitled "Plan of Land Sea Street in East Dennis, MA, 3/12/12, prepared by Paul E. Sweetser, Professional Land Surveyor" and further to see if the Town will vote to raise and appropriate, transfer from available funds, or borrow a sum of money for this purpose and any expenses related thereto and to authorize the Board of Selectmen to take all related actions necessary or appropriate to effect this acquisition, or take any action relative thereto.

**(By the Selectmen)**

**BOS: 5-0-0 to place & support.**

**FC: 6-0-0 recommend transferrng \$17,700 from free cash for the article.**

**ARTICLE 39**

**#359 Main St. So. Dennis Retaining Wall**

To see if the Town will vote to authorize the Board of Selectmen to acquire by purchase, gift or eminent domain, a permanent easement as shown on a plan entitled "Plan of Easement for 359 Main Street, South Dennis" prepared by Coastal Engineering Company, Inc., dated April 9, 2012", a copy of which is on file in the office of the Town Clerk and further, to see if the Town will vote to raise and appropriate or transfer from available funds a sum of money for reconstruction of a retaining wall, and associated costs located at 359 Main Street, South Dennis, and to authorize the Board of Selectmen to take all related actions necessary or appropriate to effect this acquisition, or take any action relative thereto.

**(By the Selectmen)**

**BOS: 4-1-0 to place on warrant.**

**FC: Recommendation to be made at Town Meeting.**

**ARTICLE 40**

**Lower County Road Sidewalk Easements**

To see if the Town will vote to authorize the Board of Selectmen to acquire by purchase, gift or eminent domain, four permanent sidewalk easements as shown on plans entitled " Plan of Easement 59 Lower County Rd in West Dennis, Massachusetts for the Town of Dennis, March 15, 2012, Scale: 1"=20'; " Plan of Easement 67 Lower County Rd in West Dennis, Massachusetts for the Town of Dennis, March 15, 2012, Scale: 1"=20'; " Plan of Easement 40 Trotting Park Rd in West Dennis, Massachusetts for the Town of Dennis, March 15, 2012, Scale: 1"=20'; " Plan of Easement 3 Windward Rd in West Dennis, Massachusetts for the Town of Dennis, March 15, 2012, Scale: 1"=20', all prepared by Ronald T. Poole, P.L.S. Outermost Land Survey, Inc., copies of which are on file in the office of the Town Clerk, and further, to vote to raise and appropriate, transfer from available funds, or borrow a sum of money for this purpose and any expenses related thereto and to authorize the Board of Selectmen to take all related actions necessary or appropriate to effect this acquisition, or take any action relative thereto.

**(By the Selectmen)**

**BOS: 4-0-0 to place & support.**

**FC: 6-0-0 recommend transferring \$500.00 from free cash for the article.**

#### **ARTICLE 41**

#### **Private Roads Betterment Pay Down Debt**

To see if the Town will vote to appropriate and transfer from the Private Roads Betterment Fund created by Chapter 117 of the Acts of 1997, a sum of money to pay down the principal and interest costs associated with the borrowing authorized under Article 26 of the May 4, 2010 Annual Town Meeting, for funding temporary repairs to the following private ways in South Dennis: Hazelwood Road, White Lane, Donnie Way, Chris Way, Danielle Drive, Captain Jud Road and Matthew Street, or to take any other action relative thereto.

**(By the Selectmen)**

**BOS: 4-0-0 to place & support.**

**FC: 6-0-0 recommend to appropriate and transfer \$8,000 from the private roads betterment fund for the purpose of the article.**

#### **ARTICLE 42**

#### **Roads Betterment Pay Down Debt**

To see if the Town will vote to appropriate and transfer from the Road Betterment Fund created by Chapter 117 of the Acts of 1997 a sum of money to pay down the principal and interest costs associated with the borrowing authorized under Article 25 of the May 4, 2010 Annual Town Meeting for funding for the laying out as Town Ways, acquisition costs and improvements to the following ways in South Dennis: Uncle

Stanley's Way, Hinckley Pond Drive and Tuckoosa Road, or to take any other action relative thereto.

**(By the Selectmen)**

**BOS: 4-0-0 to place & support**

**FC: 6-0-0 recommend to appropriate and transfer \$45,000 from the betterment fund for the purpose of the article.**

#### **ARTICLE 43**

#### **Corporation Bathhouse Debt Pay Down**

To see if the Town will vote to appropriate and transfer from the Beach Capital Improvement Fund a sum of money to pay down the principal and interest costs associated with the borrowing authorized under Article 29 of the May 3, 2011 Annual Town Meeting for funding the design, engineering and construction of a new Corporation Beach Bathhouse, or to take any other action relative thereto.

**(By the Selectmen)**

**BOS: 4-0-0 to place & support.**

**FC: 6-0-0 recommend to appropriate and transfer \$213,125 from the Beach Capital Improvement Fund.**

#### **ARTICLE 44**

#### **Acacia Way – Road Acceptance**

To see if the Town will vote to accept as a Town way and the layout of the road in West Dennis, as described and identified in the following paragraph, and further, to authorize the Board of Selectmen to acquire by gift, purchase or take by eminent domain on behalf of the Town, the lands or interest in the land within the lines of said layout, including any drainage easements shown on the plan, subject to outstanding easements granted to public utility companies for the installation of electricity, telephone, gas, water or other services, and to raise and appropriate, transfer from available funds or borrow a sum of money to be used for acquisition costs and improvements to said way, and the owners of said lands benefited by said laying out and improvements shall be assessed their proportionate share of betterments in accordance with the provisions of MGL Chapter 80, and Chapter 117 of the Acts of 1997 (Town of Dennis Betterment Assessment and Fund Act).

- a. Acacia Way – In the village of West Dennis, running northerly from Pond Street to the end of the cul-de-sac, over the land of John Pozzi and others, for a distance of 300 feet, more or less, as shown on the plan entitled "Subdivision Plan of Land in West Dennis, Mass for James G. Buckley", dated November 8, 1978, as prepared by J.M. Monahan, Jr. & Associates, and recorded in the Barnstable Country Registry of Deeds on November 8, 1978, in Plan Book 332, Page 42, and on plans filed with the Town Clerk.

Or to take any other action relative thereto.

**(By the Selectmen)**

**BOS: 5-0-0 to place & support.**

**FC: 6-0-0 recommend transferring of \$39,395 from the public road betterment fund.**

**ARTICLE 45**

**Janet Road – Temporary Repairs to Private Way**

To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money to make temporary repairs to the Janet Road, a private road in West Dennis, open to and used by the general public within Dennis, pursuant to the provisions of MGL c.80 and the Town of Dennis "Temporary Repairs on Private Ways By-Law", Chapter 156, Section 3-6, adopted at the May 3, 2005 Annual Town Meeting under Article 31, and in accordance with the vote to the Board of Selectmen on January 31, 2012, declaring that the repairs to said private way are required because of public necessity and convenience, and further that the owners of said land benefited by said temporary repairs shall be assessed their proportionate share of betterments as specified in said by-law and, in accordance with Chapter 117 of the Acts of 1997 (Town of Dennis Betterment Assessment and Fund Act), or to take any other action relative thereto.

**(By the Selectmen)**

**BOS: 5-0-0 to place & support.**

**FC: 6-0-0 recommend borrowing \$20,240 for the article.**

**ARTICLE 46**

**Village Green, MatchPoint & Red Cedar Circle Repairs**

To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money to make temporary repairs to the following private roads in Dennis: Village Green, MatchPoint, and Red Cedar Circle; said roads are open to and used by the general public within Dennis, pursuant to the provisions of MGL c.80 and the Town of Dennis "Temporary Repairs on Private Ways By-Law" adopted at the May 3, 2005 Annual Town Meeting under Article 31, and in accordance with the vote to the Board of Selectmen on January 31, 2012, declaring that the repairs to said private ways are required because of public necessity and convenience, and further, that the owners of said land benefited by said temporary repairs shall be assessed their proportionate share of betterments, as specified in said by-law and, in accordance with Chapter 117 of the Acts of 1997 (Town of Dennis Betterment Assessment and Fund Act), or to take any other action relative thereto.

**(By the Selectmen)**

**BOS: 5-0-0 to place & support.**

**FC: 6-0-0 recommend borrowing \$28,665 for the article.**

**ARTICLE 47**

**Feeding and Baiting of Migratory Waterfowl By-Law**

To see if the Town will vote to amend Article 5 of the December 9, 1986 Special Town Meeting to add the following language: "and the family Laridae (seagulls)" in the first sentence following "the family Anatidae (including, but not restricted to ducks, geese and swans)".

**(By Petition)**

**BOS: 4-1-0 not to support.**

**FC: 6-0-0 not to support.**

**ARTICLE 48**

**Zoning By-Law Amendment – Seasonal Cottages**

To see if the Town of Dennis will Vote to Amend Section 12 Seasonal Resort Community District's Subsection 12.8 Provisions Specific to Seasonal Cottages Part A. by making the noted deletion (strike-through) and addition (bold italic)

~~A. Seasonal Cottages may have a footprint of up to 900-sf exclusive of the area identified in subsection C. below.~~

***A. Seasonal Cottages may have a footprint of up to 150% of the average base area of all cottages in their colony documented by the Dennis Assessing Department as of September 5, 2010, exclusive of the area identified in subsection C below.***

**(By Petition)**

**BOS: 5-0-0 not to make a recommendation.**

**FC: 6-0-0 to indefinitely postpone.**

**ARTICLE 49**

**Dennis Affordable Housing Trust Fund By-Law Amendment**

To see if the Town will vote to amend the Town Code under Chapter 19, Article VII, Affordable Housing Trust Fund By-Law, by deleting the By-Law in its entirety, and inserting in its place thereof the following new By-Law, or take any action relative thereon:

## DENNIS AFFORDABLE HOUSING TRUST FUND

### Section 19-8: Authority; establishment.

In accordance with the provisions of G.L. c. 44, §55C, as amended, the Town of Dennis hereby establishes a trust to be known as the "Dennis Affordable Housing Trust Fund" (the "Trust").

### Section 19-9: Purpose.

The purpose of the Trust shall be to provide for the preservation and creation of affordable housing in the Town of Dennis (the "Town") for the benefit of low and moderate income households. In furtherance of this purpose, the Trustees are hereby authorized, in accordance with the procedures set forth herein, to acquire by gift, purchase or otherwise real estate and personal property, both tangible and intangible, of every sort and description; to use such property, both real and personal, in such manner as the Trustees shall deem most appropriate to carry out such purpose, provided however, that all property held by the Trust and the net earnings thereof shall be used exclusively for benefit of all the inhabitants of the Town for the preservation and creation in the Town of affordable housing for the purposes for which this Trust was formed, and no part of the activities of the Trust shall consist of propaganda or otherwise an attempt to influence legislation, or participation in or intervention in (including the publication or distributions of statements) any political campaign on behalf of any candidate for public office and no part of the net earnings of this Trust shall inure, or be payable to or for the benefit of any private individual or corporation.

### Section 19-10: Tenure of Trustees.

There shall be a Board of Trustees (the "Board") consisting of seven Trustees who shall be appointed by the Board of Selectmen. Only persons who are residents of the Town shall be eligible to hold the office of Trustee. Trustees shall serve for a term of two years. Any Trustee who ceases to be a resident of the Town shall cease to be a Trustee hereunder and shall promptly provide a written notification of the change in residence to the Board and to the Town Clerk. Any Trustee may resign by written instrument signed and acknowledged by such Trustee and duly filed with the Town Clerk. If a Trustee shall die, resign, or for any other reason cease to be a Trustee hereunder before his/her term of office expires, a successor shall be appointed by the Board of Selectmen to fill such vacancy provided that in each case the said appointment and acceptance in writing by the Trustee so appointed is filed with the Town Clerk. No such appointment shall be required so long as there are at least five Trustees in office. Upon the appointment of any succeeding Trustee and the filing of such appointment the title to the Trust estate shall thereupon and without the necessity of any conveyance be vested in such succeeding Trustee jointly with the remaining Trustees. Any Trustee may be removed by the Board of Selectmen for cause, or no cause. Reference to the Trustee shall mean the Trustee or Trustees for the time being hereunder.

### Section 19-11: Meetings of the Trust.

The Trust shall meet at least quarterly at such time and at such place as the Trustees shall determine. Notice of all meetings of the Trust shall be given in accordance with the

provisions of the Open Meeting Law, G.L. Chapter 39, Sections 23A, 23B and 23C. A quorum at any meeting shall be a majority of the Trustees qualified and present in person.

**Section 19-12: Powers of Trustees.**

The Board of Trustees shall have the following powers which shall be carried out in accordance with and in furtherance of the provisions of G.L. Chapter 44, Section 55C:

- (1) To accept and receive property, whether real or personal, by gift, grant, devise, or transfer from any person, firm, corporation or other public or private entity, including without limitation, grants of funds or other property tendered to the Trust in connection with provisions of any zoning by-law or any other by-law or any general law or special act of the Commonwealth or any other source including money from G.L. c. 44B;
- (2) To purchase and retain real or personal property, including without restriction investments that yield a high rate of income or no income, subject to the Board of Selectmen's approval of the Trustees' recommendation thereof;
- (3) To sell, lease, exchange, transfer or convey any real property at public auction or by private contract for such consideration and on such terms as to credit or otherwise, and to make such contracts and enter into such undertakings relative to Trust real property as the Trustees deem advisable notwithstanding the length of any such lease or contract, subject to the Board of Selectmen's approval of the Trustees' recommendation thereof;
- (4) To execute, acknowledge and deliver deeds, assignments, transfers, pledges, leases, covenants, contracts, promissory notes, releases and other instruments sealed or unsealed, necessary, proper or incident to any transaction in which the Board engages for the accomplishment of the purposes of the Trust, subject to the Board of Selectmen's approval of the Trustees' recommendation thereof;
- (5) To employ advisors and agents, such as accountants, appraisers and lawyers as the Trustees deem necessary;
- (6) To pay reasonable compensation and expenses to all advisors and agents and to apportion such compensation between income and principal as the Trustees deem advisable;
- (7) To apportion receipts and charges between income and principal as the Trustees deem advisable, to amortize premiums and establish sinking funds for such purpose, and to create reserves for depreciation depletion or otherwise;
- (8) To participate in any reorganization, recapitalization, merger or similar transactions; and to give proxies or powers of attorney with or without power of substitution, to vote any securities or certificates of interest, and to consent to any contract, lease, mortgage, purchase or sale of property, by or between any corporation and any other corporation or person;
- (9) To deposit any security with any protective reorganization committee, and to delegate to such committee such powers and authority with relation thereto as the Board may deem proper and to pay, out of Trust property, such portion of

expenses and compensation of such committee as the Board may deem necessary and appropriate;

(10) To carry property for accounting purposes other than acquisition date values;

(11) To borrow money on such terms and conditions and from such sources as the Trustees deem advisable, and to mortgage and pledge Trust assets as collateral to the extent of the value of the Trust's assets, subject to the Board of Selectmen's approval of the Trustees' recommendation thereof; and if the amount to be borrowed, mortgaged, pledged is greater than the value of the Trust's assets, then it will be subject to a favorable two-thirds (2/3 ) vote of a special or annual town meeting;

(12) To make distributions or divisions of principal in kind;

(13) To compromise, attribute, defend, enforce, release, settle or otherwise adjust claims in favor or against the Trust, including claims for taxes, and to accept any property, either in total or partial satisfaction of any indebtedness or other obligation, and subject to the provisions of G.L. Chapter 44, Section 55C, to continue to hold the same for such period of time as the Board may deem appropriate;

(14) To construct, manage or improve real property and, to abandon any property which the Trustees determine not to be worth retaining, subject to the Board of Selectmen's approval of the Trustees' recommendation thereof;

(15) To hold all or part of the Trust property uninvested for such purposes and for such time as the Trustees may deem appropriate;

(16) To extend the time for payment of any obligation to the Trust;

(17) To become the lottery and monitoring agent for affordable housing and accept compensation for those services into the Fund; and

(18) To monitor the expiring use of any affordable housing in the Town.

Notwithstanding any general or special law to the contrary, all moneys paid to the Trust in accordance with any zoning by-law, exaction fee, or private contribution shall be paid directly into the Trust and need not be appropriated or accepted and approved into the Trust. General revenues appropriated into the Trust become Trust property and these funds need not be further appropriated to be expended. All moneys remaining in the Trust at the end of any fiscal year, whether or not expended by the Board within one year of the date they were appropriated into the Trust, remain Trust property.

#### Section 19-13: Acts of Trustees.

A majority of Trustees may exercise any or all of the powers of the Trustees hereunder and may execute on behalf of the Trustees any and all instruments with the same effect as though executed by all the Trustees. No Trustee shall be required to give bond. No license of court shall be required to confirm the validity of any transaction entered into by the Trustees with respect to the Trust property.

#### Section 19-14: Liability.

The Trust is a public employer and the Trustees are public employees for the purposes of G.L. Chapter 258. The Trust shall be deemed a municipal agency and the Trustees special municipal employees for the purposes of G.L. Chapter 268A. Notwithstanding

the foregoing, neither the Trustees nor any agent or officer of the Trust shall have the authority to bind the Town, except in the manner specifically authorized herein.

**Section 19-15: Taxes.**

The Trust is exempt from G.L. Chapters 59 and 62, and from any other provisions concerning payment of taxes based upon or measured by property or income imposed by the Commonwealth or any subdivision thereto.

**Section 19-16: Accounts.**

The books and records of the Trust shall be audited annually by an independent auditor in accordance with accepted accounting practices for municipalities. Upon receipt of the audit by the Trustees, a copy shall be provided forthwith to the Board of Selectmen.

**Section 19-17: Governmental Body**

The Trust is a governmental body for purposes of Sections 23A, 23B and 23C of G.L. Chapter 39.

**Section 19-18: Board of the Town.**

The Trust is a board of the Town for purposes of G.L. Chapter 30B and Section 15A of G.L. Chapter 40; but agreements and conveyances between the Trust and agencies, boards, commissions, authorities, departments and public instrumentalities of the Town shall be exempt from said Chapter 30B.

**Section 19-19: Duration of the Trust.**

This Trust shall be of indefinite duration. However, it may be terminated by a majority vote of an annual or special town meeting, in accordance with G.L. c. 4, §4B, provided that an instrument of termination together with a certified copy of the town Meeting vote are recorded with the Barnstable County Registry of Deeds and the Barnstable Registry District of the Land Court. Upon termination of the Trust, subject to the payment of or making provisions for the payment of all obligations and liabilities of the Trust and the Trustees, the net assets of the Trust shall be transferred to the Town and held by the Board of Selectmen for affordable housing purposes. In making any such distribution, the Trustees may, subject to the approval of the Board of Selectmen, sell all or any portion of the Trust property and distribute the net proceeds thereof or they may distribute any of the assets in kind. The powers of the Trustees shall continue until the affairs of the Trust are concluded.

**Section 19-20: Amendments.**

This Trust may be amended from time to time except as to those provision specifically required under G.L. c. 44, §55C, by an instrument in writing signed by all of the Trustees and approved at a meeting called for that purpose, provided that in each case, a certificate of amendment has been recorded with said Deeds and said Registry District of the Land Court.

**Section 19-21: Titles.**

The titles to the various Sections herein are for convenience only and are not to be considered part of said Sections nor shall they affect the meaning or the language of any such Section.

**(By the Selectmen)**

**BOS: 5-0-0 to recommend indefinite postponement.**

**FC: Recommendation to be made at Town Meeting.**

And to meet at several precincts in said Town at the following places:

Precinct 1, Dennis, Carleton Hall, 1006 Old Bass River Road

Precinct 2, East Dennis, Dennis Senior Center, 1045 Route 134

Precinct 3, Dennis Port, Dennis Public Library, 5 Hall Street

Precinct 4, West Dennis, 1867 West Dennis Graded School House, 67 School Street

Precinct 5, South Dennis, Dennis Police Station, 90 Bob Crowell Road

In said Dennis on Tuesday, the fifteenth day of May 2012, at 7:00 a.m. then and there to vote for election of the following officers:

One Selectmen for three years; one Dennis-Yarmouth Regional School Committee Member for three years; one Old King's Highway Regional Historic District Committee Member for four years; one Dennis Housing Authority Commissioner for five years; one Town Clerk for three years; one Moderator for Water District for four years; and one Water District Commissioner for three year.

And to vote upon the following questions which appear on the official ballot:

**PUBLIC ADVISORY QUESTION:**

1. **WHEREAS** Pilgrim Nuclear Power Station has been operating on our shores for 40 years and is of the same design and make as those that exploded in Fukushima, Japan in 2011, and
2. **WHEREAS** there are no radiological emergency plans for Cape Cod, even though we are down wind from the power station over half of the time, and
3. **WHEREAS** both bridges will be closed to off Cape traffic if there is an accident at the power station. We will be stranded, and
4. **WHEREAS** the spent fuel pool is housing 4 times the spent fuel rods it was designed for and there is no repository for spent fuel in the United States and moreover this fuel pool is outside the reinforced containment area and so is vulnerable to terrorist acts or other problematic happenings.

**THEREFORE, BE IT RESOLVED THAT WE, THE PEOPLE OF DENNIS ASK THAT:**

The Pilgrim Nuclear Power Station, whose license expires this year, should not be re-licensed for another twenty years.

The Dennis Town Clerk shall send these requests to: the Nuclear Regulatory Commission, the Governor of Massachusetts, the Attorney General of Massachusetts, the state and federal legislators and Entergy Corporation (the owners of the Pilgrim Nuclear Power Station).

**YES**

**NO**

**QUESTION:**

Shall the Town of Dennis be allowed to assess an additional \$356,376 in real estate and personal property taxes for the purpose of funding a Federal SAFER (Staffing For Adequate Fire & Emergency Response Grant for the hiring of four (4) full-time Firefighter/Paramedics in anticipation of the receipt of reimbursement from FEMA in the amount of \$304,676 for the fiscal year beginning July first, two thousand twelve?

**YES** \_\_\_\_

**NO** \_\_\_\_

And you are directed to serve this **WARRANT**, by posting up attested copies thereof at EACH OF THE POST OFFICES in said TOWN OF DENNIS, seven (7) days, at least before the time of holding said meeting.

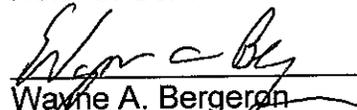
HEREOF FAIL NOT, and make a due return of this **WARRANT**, with your doings thereof, to the TOWN CLERK, at the time and place of the meeting as aforesaid.

Given unto our hands this <sup>25<sup>th</sup></sup> day of April, in the year of our Lord Two Thousand Twelve.

  
Paul R. McCormick, Chairman

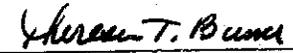
  
Sheryl A. McMahon, Vice Chairman

  
Heidi S. Schadt

  
Wayne A. Bergeron

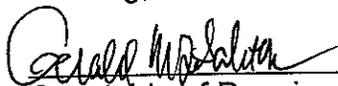
  
Alan M. Tuttle

A True Copy, Attest

  
Theresa T. Bunce, Town Clerk

BARNSTABLE, ss.

PURSUANT TO THE WITHIN WARRANT, I have notified and warned the Inhabitants of the Town of Dennis by posting up attested copies of the same at EACH OF THE POST OFFICES, TOWN HALL ANNEX, DENNISPORT AND ON THE PRINCIPAL BULLETIN BOARD IN TOWN HALL, SOUTH DENNIS, SEVEN (7) days before the date of the meeting, as within directs.

  
Constable of Dennis

4/26/12  
Date