

By Mrs. Gomes of Harwich, petition of Shirley Gomes and Henri S. Rauschenbach (by vote of the town) relative to the distribution of the local room occupancy excise tax in the town of Eastham and establishing a promotions fund in said town. Taxation. [Local Approval Received.]

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Ninety-Eight.

AN ACT AUTHORIZING THE TOWN OF EASTHAM TO ESTABLISH AN EASTHAM PROMOTIONS FUND.

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

1 SECTION 1. Notwithstanding the provisions of section 53 of
2 chapter 44 of the General Laws or any other general or special law
3 to the contrary, the town of Eastham is hereby authorized to estab-
4 lish a special account to be known as the Eastham Promotions
5 Fund into which account shall be deposited certain receipts which
6 comprise a portion of the local room occupancy excise received
7 annually by said town under the provisions of section 3A of
8 chapter 64G of the general laws as set forth in section 2. Said fund
9 shall be maintained as a separate account in the town treasury.

1 SECTION 2. For the purpose of establishing that portion of the
2 local room occupancy excise that may be deposited in said fund,
3 the town is hereby authorized to deposit, commencing in fiscal
4 year 1999, \$10,000 from said excise receipts, and the same
5 amount in each subsequent fiscal year, unless said amount is
6 increased by the board of selectmen. All interest earned from said
7 fund shall be deposited in the general fund of said town.

1 SECTION 3. There is hereby established in the town of
2 Eastham a visitors tourism & promotion services board consisting
3 of five members appointed by the board of selectmen, as follows:
4 two members nominated by the Eastham Chamber of Commerce,

5 one member nominated by the Eastham Forum, and two members
6 at large. If any of the organizations with nominating privileges
7 hereunder cease to exist or operate, the board of selectmen may
8 appoint in place of such nominees individuals qualified to serve
9 on said visitors services board, as appointees-at-large. The board
10 of selectmen shall fill any vacancies in said visitor services board
11 in like manner.

1 SECTION 4. Said visitors service board shall recommend to the
2 annual town meeting, commencing with the 1994 town meeting,
3 programs and projects that enhance the beautification, recreational
4 resources, public safety promotional and marketing activities,
5 events, services, and public improvements which are of clear
6 mutual interest to the residents and visitors of the town of
7 Eastham, and which strengthen said town as an attractive center
8 for tourism, conventions, and related purposes of the visitor
9 industry. The cost of such programs shall not exceed the funds
10 available in the Eastham Promotions Fund, and shall be used for
11 public improvements, including beautification, recreational
12 resources, and public safety related to the mutual needs of visitors
13 and residents with the balance available for promotional programs
14 and projects.

1 SECTION 5. Upon approval of the programs, services and
2 other projects set forth under section four, the visitor services
3 board with the approval of the town administrator, shall be
4 empowered to expend from said special revenue fund for the uses
5 authorized by town meeting, and may for the purposes of this sec-
6 tion, designate funds to be expended under the direction of the
7 Eastham department of public works or other town agency as
8 applicable; or obtain competitive proposals or bids for any ser-
9 vices, programs or projects to be provided by the town by vendor
10 contracts, all in accordance with the requirements of chapter 30B
11 of the general laws or any other general law governing public bid-
12 ding and procurement as may apply to the program or project.
13 Any and all contracts for services, programs and projects autho-
14 rized hereunder shall be awarded and executed by the town
15 administrator on the recommendation of the visitor services board

16 subject to compliance with applicable procurement laws of the
17 commonwealth.

1 SECTION 6. This act shall take effect as of January 1, 1999.

