

**TOWN OF SOMERSET, MA
SPECIAL TOWN MEETING
DECEMBER 12, 2011**

The Special Town Meeting of the Town of Somerset, Massachusetts, was called to order at 5:00 p.m. by Moderator Lucia Casey at the auditorium of the Council on Aging at the Pottersville School building, Wood Street. After consultation with the Board of Selectmen, the Moderator entertained a motion to adjourn and reconvene on December 19 at the Venus de Milo, Swansea, Massachusetts at 7:00 p.m. A motion was made by Selectmen William Meehan and seconded by Selectman Arastu Mahjoory to reconvene at the more suitable location at 7:00 p.m. to conduct the business of the Special Town Meeting. A unanimous vote in the affirmative was declared by the Moderator.

The Special Town Meeting of December 12, 2011, of the Town of Somerset was called to order and reconvened by the Moderator Lucia Casey at 7:10 p.m. The Pledge of Allegiance was led by Boy Scout Troop 21.

Article 1: To see if the Town will approve the \$82,826,617.00 borrowing authorized by the Somerset-Berkley Regional School District, for the purpose of paying costs of designing, constructing, originally equipping and furnishing a new High School, to be located at 625 County Street, Somerset, including the payment of all costs incidental or related thereto (the "Project"), which school facility shall have an anticipated useful life as an educational facility for the instruction of school children of at least 50 years, and for which the District may be eligible for a school construction grant from the Massachusetts School Building Authority ("MSBA"), said amount to be expended at the direction of the School Building Committee. The MSBA's grant program is a non-entitlement, discretionary program based on need, as determined by the MSBA, and any Project costs the District incurs in excess of any grant approved by and received from the MSBA shall be the sole responsibility of the District and its member municipalities. Any grant that the District may receive from the MSBA for the Project shall not exceed the lesser of (1) sixty-seven and 48/100 percent (67.48%) of eligible, approved project costs, as determined by the MSBA, or (2) the total maximum grant amount determined by the MSBA.

A motion was made by Richard Peirce, SBRSC, and seconded to approve the \$82,826,617.00 borrowing authorized by the Somerset-Berkley Regional School District (the "District"), for the purpose of paying costs of designing, constructing, originally equipping and furnishing a new High School to be located at 625 County Street, Somerset, including the payment of all costs incidental or related thereto (the "Project"), which school facility shall have an anticipated useful life as an educational facility for the instruction of school children of at least 50 years, and for which the District may be eligible for a school construction grant from the Massachusetts School Building Authority ("MSBA"), said amount to be expended at the direction of the School Building Committee; that the Town acknowledges that the MSBA's grant program is a non-entitlement, discretionary program based on need, as determined by the MSBA, and any Project costs the District incurs in excess of any grant approved by and received from the MSBA shall be the sole responsibility of the District and its member municipalities; provided further that any grant that District may receive from the MSBA for the Project shall not exceed the lesser of (1) sixty-seven and 48/100 percent (67.48%) of eligible, approved project costs, as determined by the MSBA, or (2) the total maximum grant amount determined by the MSBA; provided, however, that the approval of the District's borrowing by this vote shall be subject to and contingent upon an affirmative vote of the Town to exempt its allocable share of the amounts required for the payment of interest and principal on said borrowing from the limitations on taxes imposed by M.G.L. 59, Section 21C (Proposition 2 1/2); and that the amount of borrowing authorized by the District shall be reduced by any grant amount set forth in the Project Funding Agreement that may be executed between the District and the MSBA. The motion was seconded.

After a brief presentation and discussion relative to Article 1, a motion was made to move the question, immediately followed by a second. The moderator declared a majority vote in the affirmative to move the question. This article will be voted by a yes/no ballot as requested by the Moderator.

After a ballot vote, 616 – Affirmative, 243 – Negative, the motion carries.

Article 2: To see if the Town will vote to amend its vote on Article 8A of the May 16, 2011, Annual Town Meeting, for the purposes of the General Budget, which was voted as follows:

From Taxation: \$21,639,317.00;
From Undesignated Surplus: \$800,000.00;
From Municipal Waterways Improvement and Maintenance Fund: \$9,030.00;
Total Appropriation of: \$22,448,347.00;

by reducing the amount of money to be raised from taxation, by transferring and appropriating an additional sum of money from Undesignated Surplus, a sum of money from unanticipated State Aid, and a sum of money from Article 10 of the December 1, 2008, Special Town Meeting (LNG Defense Account), and by reducing Line #832 (Contributory Retirement) and Line #199 (FICA), or take any other action relative thereto.

The Advisory & Finance Board changed the recommendation; Chairman Christopher Godet presents the A&F board numbers to the voting body:

The A&F Board unanimously recommends that the Town vote to reduce the amount of money from taxation from \$21,639,317 to \$18,076,013.00 a decrease of \$3,563,304.00;

and by increasing the amount of money from Undesignated Surplus from \$800,000.00 to \$3,415,504.00 and increase of \$2,615,504.00;

by appropriating and transferring the amount of \$93,800.00 received from unanticipated state aid;

by appropriating and transferring the amount of \$69,000.00 previously appropriated under Article 10 of the December 1, 2008, Special Town Meeting (LNG Defense Account)

by reducing line #832 (Contributory Retirement) by \$645,000.00 for a total appropriation of \$2,298,247.00;

and by reducing Line #199 (FICA) by \$140,000.00 for a total appropriation of \$425,000.00;

and by correspondingly reducing the Total General Government Budget under said Article 8A from \$22,448,347.00 to \$21,663,347.00.

A motion was made by Selectman William Meehan and seconded that the Town vote to amend its vote of Article 8A of the May 16, 2011, Annual Town Meeting, for the purposes of the General Budget, as follows:

by reducing the amount of money to be raised from taxation from \$21,639,317.00 to \$15,476,013.00, a decrease of \$6,163,304.00;

by increasing the amount of money to be transferred from Undesignated Surplus from \$800,000.00 to \$6,015,504.00, an increase of \$5,215,504.00;

by appropriating and transferring the amount of \$93,800.00 received from Unanticipated State Aid;

by appropriating and transferring the amount of \$69,000.00, previously appropriated under Article 10 of the December 1, 2008, Special Town Meeting (LNG Defense Account);

by reducing Line #832 (Contributory Retirement) by \$645,000.00 for a total appropriation of \$2,298,247.00;

and by reducing Line #199 (FICA) by \$140,000.00 for a total appropriation of \$425,000.00;

and by correspondingly reducing the Total General Government Budget under said Article 8A from \$22,448,347.00 to \$21,663,347.00.

Discussion – Marion LeComte, Chateau Drive – question regarding the amount of money currently in the LNG account. Motion made and seconded to amend the motion to delete the transferring the amount of \$69,000.00 previously appropriated under Article 10 December 1, 2008, Special Town Meeting. (LNG Defense Account). Discussion. Motion withdrawn.

Discussion – Dominic Raffa, Advisory and Finance Board member explanation of A&F Board recommendation. Selectmen Meehan speaks on the motion. Motion and a 2nd to move the question. Moderator allows for question on floor by voting member. In the absence of further discussion on the motion to move the question, a voice vote is taken by the Moderator. The Chair declares a majority vote to move the question. Chair declares a negative vote on the motion to accept Article 2 as motioned, however, there is a challenge on the floor to have the vote counted. Moderator requests a standing vote. After questioning the voting body, the moderator feels that the voting body does not understand what they are voting on. The moderator clarifies for the body that there is a motion on the floor to accept Article 2 as motioned by the Selectmen, and that differs from the recommendation of the Advisory & Finance Board. The Moderator reads aloud the motion on the floor that the body is about to vote on, and advises the body that the A&F Board recommendation is different. Point of clarification from the voting body on the A&F recommendation. The Moderator requests that the Chairman of the A&F Board give a summary of the recommendation of the A&F Board. Point of order from the voting body to remind the Moderator that the voting body is in the middle of a vote. The Moderator allows for clarification by Selectmen O’Neil regarding the Selectmen’s motion. The member disagrees on clarification and claims that this is discussion. The Moderator allows for continued clarification by Selectmen O’Neil. Point of clarification from A&F Board. Once again the Moderator reads the differences in the motion by the Selectmen and the A&F recommendation. A request from a member of the voting body for the numbers of the A&F recommendation. Mr. Godet gives this information. The Moderator ask the voting body if they are clear on what they are voting on. The body is satisfied, therefore the moderator takes the vote.

Vote taken to accept Article 2 as motioned. By voice vote, the Moderator declares the motion passes by majority. Counsel advises that the Moderator take the vote by a standing vote. Moderator agrees, standing vote taken, Affirmative – 149 Negative – 48 Motion carries by majority.

Point of order from a member of the voting body.

Moderator recognizes motion on the floor and 2nd not to reconsider Article 2 as written. Unanimous vote in the affirmative.

Article 3: To see if the Town will vote to transfer and appropriate a sum of money from the Stabilization Fund for the purposes of the General Budget as adopted under Article 8A of the May 16, 2011, Annual Town Meeting, as amended at this meeting, and to correspondingly reduce the amount of money to be raised from taxation for said purposes. **A motion by Mr. Meehan and seconded is made for indefinite postponement of this article. Unanimous vote in the affirmative.**

Article 4: To see if the Town will vote to raise, appropriate, and/or transfer from available funds a sum of money for the purpose of paying a legal settlement in the case of Kim Pelletier v. Town of Somerset.

Motion made by Mr. Meehan and seconded that the Town vote to appropriate the sum of \$275,001.00 for the purposes of this article and that said sum be transferred from undesignated surplus. Discussion. Unanimous vote in the affirmative to accept Article 4 as written and recommended.

Article 5: To see if the Town will vote to authorize the Board of Water and Sewer Commissioners to lease at fair rental value the following-described property owned by the Somerset Water Department for a period not to exceed ten years for agricultural,

horticultural, and/or floricultural uses (excluding any animal husbandry), and related retail sales: that land in the Town of Somerset shown as Lot 24 on Assessor's Map D-4, as further described in a deed recorded at Book 7399, Page 344, in the Bristol County Fall River District Registry of Deeds and on file at the Town Clerk's office.

Motion made by Scott O'Brien, Water & Sewer Commissioner, and seconded that the Town vote to accept Article 5 as written and recommended. Unanimous vote in the affirmative.

Article 6: To see if the Town will vote to amend the "Town Meeting By-law" adopted under Article 9 of the March 24, 1997, Special Town Meeting, to eliminate the requirement that a town meeting must first be convened within the Town of Somerset, so that as amended the by-law will read as follows:

Ordinarily all Annual or Special Town Meetings will be held within the geographical limits of the Town of Somerset. If deemed necessary by the Moderator after consultation with the Board of Selectmen, an Annual or Special Town Meeting may be convened and held at a suitable out-of-town facility; provided however, that any meeting for the election by ballot of federal, state or other offices or the determination of other matters that are to be determined by ballot at an election shall be held within the geographical limits of the Town.

Motion made by Mr. Mahjoory and seconded that the Town vote to accept Article 6 as written and recommended. Discussion. A motion is made and seconded to amend the article by inserting the words "in a Town that borders the Town of Somerset" after the word *facility*. Voted nearly unanimous in the affirmative to amend Article 6 as motioned. Voted unanimous in the affirmative to accept Article 6 as amended.

Article 7: To see if the Town will vote to raise, appropriate, and/or transfer from available funds a sum of money in addition to the sum appropriated under Article 10 of the February 7, 2011, Special Town Meeting, for the purposes of removing underground fuel storage tanks and installing above-ground fuel storage tanks at the Water Pollution Control Facilities, or take any other action relative thereto.

Motion made by Scott O'Brien, Water & Sewer Commissioner, and seconded that the Town vote to appropriate the sum of \$65,000.00 for the purposes of this article, and that said sum be transferred from Water Enterprise Fund Retained Earnings (Infrastructure Fees). Unanimous vote in the affirmative to accept Article 6 as motioned.

Article 8: To see if the Town will vote to raise, appropriate, and/or transfer from available funds a sum of money for Account #753 (Long Term Interest) and Account #710 (Maturing Debt) for the purpose of paying interest and principal relating to sewer infrastructure debt.

Motion made by Scott O'Brien, Water & Sewer Commissioner, and seconded that the Town appropriate the sum of \$188,305.00 for the purposes of Article 8, and that said sum be transferred from Water Enterprise Fund Retained Earnings (Infrastructure Fees). Unanimous vote in the affirmative to accept Article 8 as motioned.

Article 9: To see if the Town will vote to raise, appropriate, and/or transfer from available funds a sum of money for the Reserve Fund, in addition to the amount previously appropriated under Article 9 of the May 16, 2011, Annual Town Meeting.

Motion made by Scott O'Brien, Water & Sewer Commissioner, and seconded that Town appropriate the sum of \$48,661.00 for the purposes of this article, and that said sum be transferred from Water Enterprise Fund Retained Earnings (Infrastructure Fees). Unanimous vote in the affirmative to Accept Article 9 as motioned.

Article 10: To see if the Town will vote to raise, appropriate, and/or transfer from available funds a sum of money to be added to the Unemployment Compensation Fund, or take any other action relative thereto.

Motion made by Patrick O'Neil, Selectmen, and seconded that the Town vote to appropriate the amount of \$30,000.00 for the purposes of this article and that said sum be transferred from Undesignated Surplus. Unanimous vote in the affirmative to Accept Article 10 as motioned and recommended.

Article 11: To see if the Town will vote to raise, appropriate, and/or transfer from available funds a sum of money for the purpose of paying late Fiscal Year 2011 bills for the

Treasurer's Department for payroll processing services, or take any other action relative thereto.

Motion made by Patrick O'Neil, Selectman, and seconded that the Town vote to appropriate the amount of \$1,432.00 for the purposes of this article, and that said sum be transferred from Undesignated Surplus. Unanimous vote in the affirmative to accept Article 11 as motioned and recommended.

Article 12: To see if the Town will vote to raise, appropriate, and/or transfer from available funds a sum of money for the purpose of paying late Fiscal Year 2011 bills for the Police Department for medical expenses, or take any other action relative thereto.

Motion made by Patrick O'Neil, Selectman, and seconded that the Town vote to appropriate the amount of \$261.00 for the purposes of this article and that said sum be transferred from Undesignated Surplus. Unanimous vote in the affirmative to accept Article 12 as motioned and recommended.

Article 13: To see if the Town will vote to raise, appropriate, and/or transfer from available funds a sum of money for the purpose of paying late Fiscal Year 2011 bill for the Highway Department for medical expenses, or take any other action relative thereto.

Motion made by Patrick O'Neil, Selectman, and seconded that the Town vote to appropriate the amount of \$105.00 for the purposes of this article and that said sum be transferred from Undesignated Surplus. Unanimous vote in the affirmative to accept Article 13 as motioned and recommended

Article 14: To see if the Town will vote to raise, appropriate, and/or transfer from available funds a sum of money for the purpose of paying late Fiscal Year 2011 bills for the Fire Department for medical expenses, or take any other action relative thereto.

Motion made by Patrick O'Neil, Selectman, and seconded that the Town vote to appropriate the amount of \$456.00 for the purposes of this article and that said sum be transferred from undesignated Surplus. Unanimous vote in the affirmative to accept Article 14 as motioned and recommended.

Article 15: To see if the Town will vote to raise, appropriate, and/or transfer from available funds a sum of money for the purpose of paying a late Fiscal Year 2011 bill for the Water Pollution Control Department for medical expenses, or take any other action relative thereto.

Motion made by Patrick O'Neil, Selectman, and seconded that the Town vote to appropriate the amount of \$60.00 for the purposes of this article and that said sum be transferred from Undesignated Surplus. Unanimous vote in the affirmative to accept Article 15 as motioned and recommended.

Article 16: To see if the Town will vote to amend the Somerset Responsible Employer By-law, adopted under Article 15 of the December 7, 2009, Special Town Meeting and subsequently amended under Article 45 of the May 17, 2010, Annual Town Meeting, as follows:

--Delete in its entirety section I.C., which currently reads as follows: The bidder and all subcontractors under the bidder shall maintain or participate in a bona fide and active apprentice training program as defined by the M.G.L. chapter 23, section 11H and 11I for each apprenticeable trade or occupation represented in their workforce that is approved by the Division of Apprentice Training of the Department of Labor and Industries and shall abide by the apprentice to journeyman ratio for each trade prescribed thereby in the performance of the contract. For the purposes of this paragraph, the word "active" shall mean an apprentice training program that has operated without suspension for at least three (3) years prior to the bid date for the project in question, except in the case of a company that has been in existence for less than three (3) years in which case such program must have operated without suspension for that period the company has maintained a bona fide apprenticeship training program, and that has completed or graduated at least two (2) apprentices per year per trade for the same period; and

--Delete in its entirety section I.E., which currently reads as follows: The bidder and all contractors under the bidder shall furnish, at their own expense, hospitalization and medical benefits for all their employees employed on the project and/or coverage at least comparable in value to the hospitalization and medical benefits provided by

the health and welfare plans in the applicable craft recognized by M.G.L. chapter 149, section 26, in establishing minimum wage rates. This provision shall not apply to employees who are currently covered under an existing health insurance plan. The decision to not participate can only be made by the employee with verification of an existing plan and at no time can be made by the employer;
--Re-lettering the other subsections accordingly;

or take any other action relative thereto.

Motion made and seconded to waive the reading of Article 16 by the Moderator. Voted unanimous in the affirmative to waive the reading. Motion made by Arastou Mahjoory, and seconded to accept Article 16 as written and recommended. Voted unanimous in the affirmative to accept Article 16 as motioned.

Article 17: To see if the Town will vote to raise, appropriate, and/or transfer from available funds a sum of money for the purpose of obtaining general permit coverage under the Federal National Pollution Discharge Elimination System, "Storm Water II" so called, including but not limited to the cost of mapping, construction site storm water runoff control, post-construction storm water management in new development and re-development, pollution prevention, illicit discharge detection and elimination, public involvement/participation, and public education and outreach, in accordance with the regulations of the Federal Clean Water Act.

Motion made by Arastou Mahjoory, Selectman, and seconded that the Town vote to appropriate the sum of \$25,000.00 for the purposes of this article and that said sum be transferred from Undesignated Surplus. Voted unanimous in the affirmative to accept Article 17 as motioned and recommended.

Article 18: To see if the Town will vote to raise, appropriate, and/or transfer from available funds a sum of money in addition to the funds previously appropriated under Article 15, of the February 7, 2011, Special Town Meeting, for the purposes of hiring qualified consulting services for computerization and support of the Treasurer's Office operations, or to take any other action relative thereto.

Motion made by Arastou Mahjoory, Selectman, and seconded that the Town vote to appropriate the sum of \$30,000.00 for the purposes of this article and that said sum be transferred from Undesignated Surplus. Voted unanimous in the affirmative to accept Article 18 as motioned and recommended.

Article 19: To see if the Town will vote to raise, appropriate, and/or transfer from available funds a sum of money for the purposes of conducting engineering and design studies for the Town Office Building heating system, and funding the replacement, reconstruction, and/or extraordinary repair of the boiler and delivery system, including asbestos abatement, and any other expenses related there, or take any other action relative thereto.

Motion made by Arastou Mahjoory, Selectman, and seconded that the Town vote to appropriate the sum of \$300,000.00 for the purposes of this article and that said sum be transferred from Undesignated Surplus. Discussion. Motion made to move the question. Voted in affirmative by majority to move the question. Voted in the affirmative by standing vote as requested by the Moderator, Yes – 77 No – 7, to accept Article 19 as motioned and recommended.

Article 20: To see if the Town will vote to raise, appropriate, and/or transfer from available funds a sum of money in addition to amount most recently appropriated under Article 7 of the February 7, 2011, Special Town Meeting, for the purpose of monitoring and maintaining the former landfill located west of Brayton Point Road, including engineering, laboratory testing and environmental consulting work in connection therewith, and for the additional purpose of paying a settlement of claims for use and occupancy charges for a portion of said former landfill, or take any other action relative thereto.

Motion made by William Meehan, Selectman, and seconded that that the Town vote to appropriate the sum of \$60,000.00 for the purposes of this article and that said sum be transferred from Undesignated Surplus. Voted unanimous in the affirmative to accept article 20 as written and recommended.

Article 21: To see if the Town will vote to authorize the Board of Selectmen to lease and/or otherwise enter into a power purchase agreement for use of the following town-owned land for the purpose of alternative energy generation:

LOCATION #1 (land on Wilbur Avenue):

A certain parcel of land located north of Wilbur Avenue, Somerset, MA, containing approximately 27.72 acres, being that portion of Assessor’s Map A-9, Lot 229, shown as Lots “A” through “E” on a plan of land on file with the Somerset Town Clerk’s Office.

LOCATION #2 (former landfill):

A certain parcel of land containing 13.497 acres, more or less, being a portion of Assessors Map A-11, Lot 77, situated west of Brayton Point Road in Somerset, MA, as shown on a plan entitled Plan of Land in Somerset, MA drawn by Hancock Associates dated December 23, 2010 and revised April 29, 2011, prepared for the Town of Somerset, as recorded in the Bristol County Fall River District Registry of Deeds in Plan Book 150, Page 74.

Motion made by William Meehan, Selectman, and seconded that the Town vote to authorize the Board of Selectmen to lease and/or otherwise enter into a power purchase agreement for the use of Town-owned land as described in Article 21 for the purpose of alternative energy generation.

Motion made by a voting member and seconded to amend Article 21 to bifurcate Article 21 and vote in two parts by separating the locations. Motion made to move the question. Voted unanimous in the affirmative. Standing vote declared by the Moderator on amended motion, Yes – 44, No – 60. Motion to amend fails.

Motion made by a voting member to amend original motion by inserting the word “clean” before the word “alternative”. The Moderator declares a nearly unanimous vote on the amended motion.

Discussion

Motion made by a voting member and seconded that this article be indefinitely postponed. Moderator calls for a standing vote. Motion carries by standing vote, Yes – 62, No – 33.

Article 22: To see if the Town will vote to amend the Table II Compensation Plan as set forth in the Consolidated Personnel Bylaw adopted under Article 3 of the Warrant of the Annual Town Meeting of May 19, 1986, as most recently amended until Article 6 of the May 16, 2011, Annual Town Meeting, by substituting and adopting the following retroactive to July 1, 2011, or take any other action relative thereto:

**Table II
FY 2012 Compensation Plan**

GRADES	STEPS						
	1	2	3	4	5	6	7
M1	432.65	449.93	468.53	486.58	506.04	526.40	547.39
M2	471.59	490.42	510.04	530.42	551.64	573.69	596.62
M3	514.02	534.53	555.92	578.15	601.93	625.31	649.28
M4	560.28	582.68	605.96	630.17	655.38	681.60	708.87
M5	610.68	635.07	660.45	686.85	714.26	742.88	772.54
M6	665.61	692.26	719.87	748.61	778.60	809.73	842.11
M7	725.44	754.57	784.73	816.12	848.75	882.63	917.92
M8	790.81	822.22	855.30	889.53	925.09	962.08	1000.11
M9	862.04	896.53	932.32	969.65	1008.38	1048.73	1090.68
M10	939.59	977.21	1016.21	1056.80	1099.07	1143.02	1188.76
M11	1024.20	1065.14	1107.66	1151.99	1198.04	1245.99	1295.77
M12	1116.28	1160.97	1207.32	1255.64	1305.86	1358.08	1412.34
M13	1216.82	1260.95	1316.08	1368.68	1423.40	1480.33	1539.52
M14	1292.67	1344.37	1398.15	1454.08	1512.24	1572.72	1635.63
M15	1445.70	1503.50	1563.62	1626.10	1691.16	1758.74	1829.04
M16	1575.80	1638.80	1704.34	1772.50	1843.36	1917.10	1993.69

Motion made by William Meehan, Selectman, and seconded that the Town vote to approve Article 22 as written and recommended. Voted nearly unanimous, with one no vote, to accept Article 22.

Article 23: To see if the Town will vote to amend its vote on Article 7 of the May 16, 2011, Annual Town Meeting, to establish the annual salaries of its elected full-time officers commencing July 1, 2011, as follows:

Treasurer:	\$52,280.00
Tax Collector:	\$49,410.00
Town Clerk	\$49,410.00

Motion made by William Meehan, Selectman, and seconded that the Town vote to accept Article 23 as written and recommended. Voted unanimous in the affirmative.

Article 24: To see if the Town will vote to raise, appropriate, and/or transfer from available funds additional sums of money for the following Town Departments, Accounts or purposes:

APPRORIATION	PERSONAL SERVICES
#122 Selectmen	\$986.00
#123 Town Administrator	\$1,051.00
#135 Town Accountant	\$8,438.00
#141 Assessors	\$972.00
#146 Tax Collector	\$926.00
#192 Town Office	\$724.00
#205 Fire/Police Station	\$319.00
#210 Police Department	\$18,919.00
#220 Fire Department	\$21,682.00
#420 Highway Department	\$2,417.00
#440 Water Pollution Control	\$8,304.00
#480 Vehicle Maint. Facility	\$578.00
#510 Board of Health	\$442.00
#522 Town Nurse	\$705.00
#541 Council on Aging	\$447.00
#610 Libraries	\$3,994.00
#630 Playground & Recreation	\$270.00
TOTAL:	\$71,174.00

Motion made by Mr. Meehan, Selectman, and seconded to waive the reading of the article by the Moderator. Voted unanimous in the affirmative. Motion made and seconded that the Town vote to appropriate the sum of \$71,174.00 for the purposes of this article, and that said sum be transferred from Undesignated Surplus. Voted unanimous in the affirmative to accept Article 24 as written and recommended.

Article 25: To see if the Town will vote to raise, appropriate, and/or transfer from available funds a sum of money for the purposes of adjusting the compensation of Consolidated Personnel Bylaw employees of the Water Department for Fiscal Year 2012.

Motion made by Scott O'Brien, Water & Sewer Commissioner, and seconded that the Town vote to appropriate the sum of \$6,674.00 for the purposes of this article and that said sum be transferred from Retained Earnings in the Water Enterprise Fund. Voted unanimous in the affirmative to accept Article 25 as written and recommended

Article 26: To see if the Town will vote to raise, appropriate, and/or transfer from available funds a sum of money for the purpose of adjusting the compensation of the Water Department bargaining unit personnel for Fiscal Year 2012, pursuant to a new collective bargaining agreement.

Motion made by Mr. O'Brien, Water & Sewer Commissioner, and seconded that the Town vote to appropriate the amount of \$1,560.00 for the purposes of this article, and that said sum be transferred from Retained Earnings in the Water Enterprise Fund. Voted unanimous in the affirmative to accept Article 26 as written and recommended.

Article 27: To see if the Town will vote to raise, appropriate, and/or transfer from available funds a sum of money for the purpose of adjusting the compensation of the

Highway Department bargaining unit personnel for Fiscal Year 2012, pursuant to a new collective bargaining agreement.

Motion made by Patrick O’Neil, Selectman, and seconded that the Town vote to appropriate the sum of \$4,914.00 for the purposes of this article and that said sum be transferred from Undesignated Surplus. Voted unanimous in the affirmative to accept Article 27 as written and recommended.

Article 28: To see if the Town will vote to raise, appropriate, and/or transfer from available funds a sum of money for the purpose of adjusting the compensation of the E-911 Dispatch bargaining unit personnel for Fiscal Year 2012, pursuant to a new collective bargaining agreement.

Motion made by Patrick O’Neil, Selectman, and seconded that the Town vote to appropriate the amount of \$2,182.00 for the purposes of this article and that said sum be transferred from Undesignated Surplus. Voted unanimous in the affirmative to accept Article 28 as written and recommended.

Article 29: To see if the Town will vote to amend Table I (Wage & Salary Groups) as set forth in the Consolidated Personnel By-law adopted under Article 3 of the Warrant of the Annual Town Meeting of May 19, 1986, and amendments thereto, to change the position of Recreation Director (Grade 9) from “PPT” (Permanent Part Time) to “C” (Clerical).

Motion made by James Pereira, Playground Commissioner, and seconded that the Town vote to amend Table 1 (Wage & Salary Groups) of the Consolidated Personnel By-law by making the changes set forth in Article 29. Voted unanimous in the affirmative to accept Article 29 as written and recommended.

Article 30: To see if the Town will vote to raise, appropriate, and/or transfer from available funds a sum of money for the purpose of funding the Recreation Director position at 35 hours per week as voted under Article 29.

Motion made by James Pereira, Playground Commissioner, and seconded that the Town vote to appropriate the amount of \$19,781.00 for the purposes of this article and that said sum be transferred from Undesignated Surplus. Motion carries by standing vote, Yes – 58, No – 11, to accept Article 30 as written and recommended.

Article 31: To see if the Town will vote to transfer and appropriate a sum of money from the Water Enterprise Fund for the purposes of repairing and replacing valves and related water utility equipment on the sixteen-inch transmission main running in Riverside Avenue.

Motion made by Scott O’Brien, Water Commissioner, and seconded that the Town vote to appropriate sum of \$75,000.00 for the purposes of Article 31 said sum be transferred from Water Enterprise Fund Retained Earnings. Voted unanimous in the affirmative to accept Article 31 as written and recommended.

Motion made by a voting member of the body and seconded to adjourn the Special Town Meeting of December 12, 2011, at 10:57 p.m. Voted unanimous in the affirmative.

Attendance: 865 (check in total)

A true copy attest:

Dolores Berge, Town Clerk