

**TOWN OF SOMERSET, MA**  
**Special Town Meeting**  
**December 4, 2017**

The Special Town Meeting was called to order at 6:00 pm by Moderator Lucia Casey. Boy Scout Troop 21 led the Pledge of Allegiance.

**Article 1:** To see if the Town will vote to amend its vote on Article 6A of the May 15, 2017, Annual Town Meeting for the purposes of the General Budget for Fiscal Year 2018, the appropriation for which was originally voted as follows:

from Taxation: \$23,660,970.00

by transferring and appropriating additional sums of money from available funds and by reducing the amount of money to be raised from taxation by an equivalent amount.

*The Advisory & Finance Committee unanimously recommends that the Town vote to transfer and appropriate the sum of \$3,445,000.00 for the purpose of this article and that said sum be transferred from Undesignated Surplus.*

**Motion:** A motion was made by Selectman Moniz and seconded by Selectman Berube that the Town vote to amend its vote on Article 6A of the May 15, 2017, Annual Town Meeting for the purposes of the General Budget, as follows: by reducing the amount of money to be raised from taxation from \$23,660,970.00 to \$20,215,970.00 a decrease of \$3,445,000.00, and by transferring the amount of \$3,445,000.00 from Undesignated Surplus for said purposes. Discussion followed by Selectman Moniz.

**Vote:** Unanimous in the affirmative as declared by the Moderator.

**Article 2:** To see if the Town will vote to appropriate and transfer a sum of money from available funds to the Stabilization Fund.

*The Advisory & Finance Committee unanimously recommends that the Town vote to appropriate the sum of \$500,000.00 for the purpose of this article and that said sum be transferred from Undesignated Surplus.*

**Motion:** A motion was made by Selectman Moniz and seconded by Selectman Berube that the Town vote to appropriate the sum of \$500,000.00 for the purpose of this article as designated, and that said sum be transferred from Undesignated Surplus. Discussion followed by Selectman Moniz.

**Vote:** Unanimous in the affirmative as declared by the Moderator.

**Article 3:** To see if the Town will vote to appropriate and transfer from available funds a sum of money to the "Other Post-Employment Benefit (OPEB) Liability Trust Fund".

*The Advisory & Finance Committee unanimously recommends that the Town vote to appropriate the sum of \$300,000.00 for the purpose of the article and that said sum be transferred from Undesignated Surplus.*

**Motion:** A motion was made by Selectman Moniz and seconded by Selectman Berube that the Town vote to appropriate the sum of \$300,000.00 for the purpose of this article and that said sum be transferred from Undesignated Surplus. Discussion followed by Selectman Moniz.

**Vote:** Unanimous in the affirmative as declared by the Moderator

**Article 4:** To see if the Town will vote to amend the Table II Compensation Plan 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, as last amended at the November 14, 2016, Special Town Meeting, by adopting and substituting the following Table retroactive to July 1, 2017:

**TABLE II**  
**FY 2018 COMPENSATION PLAN**

GRADES	STEPS								
	1	2	3	4	5	6	7	8	9
<b>M1</b>	468.32	487.02	507.15	526.69	547.76	569.79	592.51	616.20	640.86
<b>M2</b>	510.47	530.84	552.09	574.14	597.12	620.99	645.81	671.64	698.51
<b>M3</b>	556.39	578.61	601.74	625.81	651.56	676.86	702.80	730.91	760.14
<b>M4</b>	606.47	630.72	655.91	682.10	709.41	737.79	767.31	798.00	829.92
<b>M5</b>	661.03	687.41	714.89	743.48	773.14	804.12	836.23	869.68	904.46
<b>M6</b>	720.48	749.32	779.21	810.33	842.79	876.38	911.53	947.99	985.90
<b>M7</b>	785.24	816.78	849.44	883.40	918.71	955.38	993.59	1033.33	1074.66

<b>M8</b>	856.00	889.99	925.80	962.86	1001.34	1041.39	1082.56	1125.86	1170.89
<b>M9</b>	933.11	970.45	1009.18	1049.58	1091.50	1135.18	1180.60	1227.81	1276.93
<b>M10</b>	1017.04	1057.77	1099.98	1143.91	1189.67	1237.24	1286.76	1338.22	1391.76
<b>M11</b>	1108.62	1152.95	1198.98	1246.95	1296.80	1348.70	1402.59	1458.69	1517.05
<b>M12</b>	1208.29	1256.80	1306.84	1359.15	1413.51	1470.03	1528.76	1589.90	1653.51
<b>M13</b>	1317.14	1364.90	1424.57	1481.51	1540.74	1602.35	1666.44	1733.09	1802.42
<b>M14</b>	1399.24	1455.19	1513.40	1573.95	1636.90	1702.37	1770.48	1841.28	1914.94
<b>M15</b>	1564.87	1627.45	1692.52	1760.14	1830.56	1903.72	1979.81	2059.01	2141.37
<b>M16</b>	1705.71	1773.89	1844.83	1913.31	1995.31	2075.13	2158.04	2244.37	2334.14

The Advisory & Finance Committee by a majority recommends that the Town vote to approve this article. (Vote: 8-0; 1 Abstained)

**Motion:** A motion was made by Selectman McNamara and seconded by Selectman Moniz that the Town vote to amend Table II (Wage & Salary Groups) of the Consolidated Personnel By-law, as set forth in Article 4, retroactive to July 1, 2017. Discussion followed by Selectman McNamara.

**Vote:** Voted unanimous in the affirmative as declared by the Moderator.

**Article 5:** To see if the Town will vote to amend its vote on Article 5 of the May 15, 2017, Annual Town Meeting that established the annual salary of the Town Clerk in the amount of \$55,268.00 by deleting said amount and insert in its place an annual salary of \$56,592.00 retroactive to July 1, 2017.

The Advisory & Finance Committee unanimously recommends that the Town vote to approve this article.

**Motion:** A motion was made by Selectman McNamara and seconded by Selectman Moniz that the Town vote to amend its vote on Article 5 of the May 15, 2017, Annual Town Meeting by making the change set forth in Article 5, retroactive to July 1, 2017. Discussion followed by Selectman McNamara.

**Vote:** Voted unanimous in the affirmative as declared by the Moderator.

**Article 6:** To see if the Town will vote to accept chapter 41, section 108P, of the Massachusetts General Laws, authorizing the Town of Somerset to compensate the Collector or Treasurer, in addition to the regular annual compensation paid by the Town for services in such office, an annual amount equal to 10 percent of such regular annual compensation, but not more than \$1,000.00 per year, upon proof the Collector or Treasurer has completed the necessary courses of study and training, and has been awarded a certificate by the Massachusetts Collectors and Treasurers Association as a certified Massachusetts municipal collector or a certified Massachusetts municipal treasurer.

The Advisory & Finance Committee unanimously recommends that the Town vote to approve this article.

**Motion:** A motion was made by Selectman McNamara and seconded by Selectman Moniz that the Town vote to accept chapter 41, section 108P of the Massachusetts General Laws, as set forth in Article 6. Discussion followed by Selectman McNamara.

**Vote:** Voted unanimous in the affirmative as declared by the Moderator.

**Article 7:** 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:

APPROPRIATION	PERSONNEL SERVICES
#122 Selectmen	\$1,975.00
#135 Town Accountant	\$3,608.00
#141 Tax Assessor	\$1,960.00
#145 Town Treasurer/Tax Collector	\$3,459.00
#161 Town Clerk	\$2,254.00
#192 Town Office	\$925.00
#205 Fire/Police Station	\$796.00
#220 Fire Department	\$2,575.00
#241 Building Insp./Zoning Agent	\$4,445.00
#420 Highway Department	\$2,631.00

#480 Vehicle Maintenance Facility	\$1,303.00
#510 Board of Health	\$1,620.00
#541 Council on Aging	\$840.00
#543 Veterans Benefits	\$1,025.00
#610 Libraries	\$6,498.00
#630 Playground & Rec.	\$901.00
Total:	\$36,815.00

The Advisory & Finance Committee recommends by a majority that the Town vote to appropriate the sum of \$36,815.00 for the purposes of this article and that said sum be transferred from Undesignated Surplus. (Vote: 8-0; 1 Abstained)

**Motion:** A motion was made by Selectman Berube and seconded by Selectman Moniz that the Town vote to appropriate the sum of \$36,815.00 for the purposes of this article as designated, and that said sum be transferred from Undesignated Surplus. Discussion followed by Selectman Berube.

**Vote:** Voted unanimous in the affirmative as declared by the Moderator.

**Article 8:** 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:

APPROPRIATION	PERSONNEL SERVICES	EXPENSES
#135 Town Accountant	\$1,000.00	
#145 Town Treasurer/Tax Collector	\$1,000.00	
#220 Fire Department	\$173,566.00	
#294 Tree Warden		\$10,000.00
#630 Playground & Recreation	\$7,965.00	

The Advisory & Finance Committee unanimously recommends that the Town vote to appropriate the sum of \$193,531.00 for the purposes of this article and that said sum be transferred from Undesignated Surplus.

**Motion:** A motion was made by Selectman Berube and seconded by Selectman Moniz that the Town vote to appropriate the sum of \$193,531 for the purposes of this article as designated, and that said sum be transferred from Undesignated Surplus. Discussion followed by Selectman Berube.

**Vote:** Voted unanimous in the affirmative as declared by the Moderator

**Article 9:** To see if the Town will vote to raise, appropriate and/or transfer from available funds a sum of money to compensate for Police Department work performed out-of-grade in Fiscal Year 2015, or take any action relative thereto.

The Advisory & Finance Committee unanimously recommends that the Town vote to appropriate the sum of \$1,267.00 for the purpose of this article and that said sum be transferred from Undesignated Surplus.

**Motion:** A motion was made by Selectman Berube and seconded by Selectman Moniz that the Town vote to appropriate the sum of \$1,267.00 for the purpose of this article and that said sum be transferred from Undesignated Surplus. Discussion followed by Selectman Berube.

**Vote:** The Moderator reminds the body that this article requires a 9/10 vote to pass. Voted unanimous in the affirmative as declared by the Moderator.

**Article 10:** To see if the Town will vote to raise, appropriate and/or transfer from available funds a sum of money for the purpose of supporting the operation of the headquarters of the Marine Corps League, a veterans organization incorporated or chartered by the Congress of the United States that has been in operation in the Town for at least three (3) years.

The Advisory & Finance Committee unanimously recommends that the Town vote to appropriate the sum of \$3,000.00 for the purposes of this article and that said sum be transferred from Undesignated Surplus.

**Motion:** A motion was made by Selectman Moniz and seconded by Selectman Berube that the Town vote to appropriate the sum of \$3,000.00 for the purposes of this article and that said sum be transferred from Undesignated Surplus. Discussion followed by Selectman Moniz.

**Vote:** Voted unanimous in the affirmative as declared by the Moderator.

**Article 11:** To see if the Town will vote to support the designation of Masslen, LLC, doing business as Bristol Marine, as a Certified Project in an Economic Opportunity Area, and further to approve the Tax Increment Financing Agreement for said project as negotiated by the Tax Increment Finance (TIF) Board and Board of Selectmen, or pass any vote in relation thereto.

*The Advisory & Finance Committee unanimously recommends that the Town vote to approve this article.*

**Motion:** *A motion was made by Selectman Moniz and seconded by Selectman Berube that the Town vote to support the designation of Masslen, LLC, doing business as Bristol Marine, as a Certified Project in an Economic Opportunity Area, and further to approve the Tax Increment Financing Agreement for said project as negotiated by the Tax Increment Finance (TIF) Board and Board of Selectmen. Discussion followed by Selectman Moniz.*

**Vote:** *Voted unanimous in the affirmative as declared by the Moderator.*

**Article 12:** To see if the Town will vote to authorize the Board of Selectmen to transfer and sell a parcel of Town-owned land and buildings thereon located at 861 Brayton Point Road, Somerset, Assessors Map A-5, Lot 61, formerly known as the Wilbur School, on such further terms and conditions as the Board of Selectmen deems necessary, said land to be surveyed prior to closing as a condition of sale, or take any action relative thereto.

*The Advisory & Finance Committee unanimously recommends that the Town vote to approve this article.*

**Motion:** *A motion was made by Selectman McNamara and seconded by Selectman Berube that the Town vote to authorize the Board of Selectmen to sell and transfer the parcel of Town-owned land and the building thereon located at 861 Brayton Point Road Somerset, MA on such further terms and conditions as the Board of Selectmen deems necessary, and contingent upon said land being surveyed prior to closing as a condition of sale. Discussion followed by Selectman McNamara.*

**Vote:** *Voted unanimous in the affirmative as declared by the Moderator.*

**Article 13:** To see if the Town will vote to raise, appropriate and/or transfer a sum of money for the purpose of providing the Town's share to match a grant from the Executive Office of Transportation and Construction for the purchase of a converted van for the Council on Aging.

*The Advisory & Finance Committee unanimously recommends that the Town vote to appropriate the sum of \$11,280.00 for the purposes of this article and that said sum be transferred from Undesignated Surplus.*

*(This article was presented by Assistant Moderator Richard Peirce due to possible conflict of interest with the Moderator. Assistant Moderator Peirce was sworn in by Town Clerk, Dolores Berge.)*

**Motion:** *A motion was made by Selectman McNamara and seconded by Selectman Moniz that the Town vote to appropriate the sum of \$11,280.00 for the purposes of this article as designated, and that said sum be transferred from Undesignated Surplus. Discussion followed by Selectman McNamara.*

**Vote:** *Voted unanimous in the affirmative as declared by the Moderator.*

**Article 14:** To see if the Town will vote to raise, appropriate and/or transfer from available funds a sum of money to hire a consulting firm to provide a facilities condition assessment (buildings and grounds) with prioritized estimates for projects for the Somerset Middle School and three elementary schools within the Somerset Public Schools.

*The Advisory & Finance Committee by a majority recommends that the Town vote to appropriate the sum of \$150,000.00 for the purposes of this article and that said sum be transferred from Undesignated Surplus. (Vote: 7-2)*

**Motion:** *A motion was made by School Committee Member Victor Machado and seconded by Mr. Botelho that the Town vote to appropriate the sum of \$150,000.00 for the purpose of this article and that said sum be transferred from Undesignated Surplus. Discussion followed by Mr. Machado, Mr. Jerome Waksler of Cedarville Rd., two members of the body, Michael Pasternak of the A&F Board, Robert Mullen of the A&F Board, Lloyd Mendes of Anawan St., Kathleen Gunning of Susie St. In the absence of further discussion, the Moderator called for a vote.*

**Vote:** *Voted in the affirmative by a majority vote as declared by the Moderator.*

**Article 15:** To see if the Town will vote to raise, appropriate and/or transfer from available funds a sum of money to perform capital improvements to the North Elementary School parking lots, or to take any other action relative thereto.

*The Advisory & Finance Committee unanimously recommends that the Town vote to appropriate the sum of \$354,600.00 for the purposes of this article and that said sum be transferred from Undesignated Surplus.*

**Motion:** *A motion was made by Victor Machado and seconded by Mr. Botelho that the Town vote to appropriate the sum of \$354,600.00 for the purpose of performing capital improvements to the North Elementary School and*

**that said sum be transferred from Undesignated Surplus. Discussion followed by Mr. Machado, David Lepage of Seymour Ave.**

**Vote: Voted nearly unanimous in the affirmative as declared by the Moderator.**

**Article 16:** To see if the Town will vote to establish a Special Education Stabilization Fund for Somerset Public Schools per M.G.L. Chapter 40, Section 13E.

*The Advisory & Finance Committee unanimously recommends that the Town vote to approve this article.*

**Motion: A motion was made by Mr. Machado and seconded by Mr. Botelho that the Town vote to establish a Special Education Stabilization Fund as described in this article under Massachusetts General Law, Chapter 40, Section 13E. Discussion followed by Mr. Machado.**

**Vote: Voted nearly unanimous in the affirmative as declared by the Moderator.**

**Article 17:** To see if the Town will vote to raise, appropriate and/or transfer from available funds a sum of money to fund the Special Education Stabilization Fund for Somerset Public Schools.

*The Advisory & Finance Committee unanimously recommends that the Town vote to appropriate the sum of \$100,000.00 for the purpose of this article and that said sum be transferred from Undesignated Surplus.*

**Motion: A motion was made by Mr. Machado and seconded by Mr. Botelho that the Town vote to appropriate the sum of \$100,000.00 for the purpose of funding the initial balance of the Special Education Fund and that said sum be transferred from Undesignated Surplus. Discussion followed by Mr. Machado.**

**Vote: Voted nearly unanimous in the affirmative as declared by the Moderator.**

**Article 18:** To see if the Town will vote to raise, appropriate, and/or transfer from available funds additional sums of money for the purpose of adjusting the compensation of Consolidated Personnel By-law employees of the Somerset Water Department and Somerset Water Pollution Control (Sewer) Department.

*The Advisory & Finance Committee unanimously recommends that the Town vote to appropriate the sum of \$33,809.00 for the purposes of this article and that said sum be transferred from retained earnings in the Water and Sewer Enterprise Fund.*

**Motion: A motion was made by Water Sewer Commissioner Scott O'Brien and seconded by Robert Lima that the Town vote to appropriate the sum of \$24,887.00 to the Personnel Services Account of the Water Department Fiscal Year 2018 Budget, and the sum of \$8,922.00 to the Personnel Services Account of the Water Pollution Control Department Fiscal Year 2018 Budget, for a total of \$33,809.00 for the purposes of this article and that said sum be transferred from retained earnings in the Water and Sewer Enterprise Fund. Discussion followed by Mr. O'Brien.**

**Vote: Voted nearly unanimous in the affirmative as declared by the Moderator.**

**Article 19:** To see if the Town will vote to raise, appropriate and/or transfer from available funds a sum of money to provide for an engineering study on inflow and infiltration within the sewer system as required by the Commonwealth of Massachusetts Department of Environmental Protection.

*The Advisory & Finance Committee unanimously recommends that the Town vote to appropriate the sum of \$250,000.00 for the purposes of this article and that said sum be transferred from retained earnings in the Water and Sewer Enterprise Fund.*

**Motion: A Water Sewer Commissioner Scott O'Brien and seconded by Roger Benevides that the Town vote to appropriate the sum of \$250,000.00 for the purposes of this article and that said sum be transferred from retained earnings in the Water and Sewer Enterprise Fund. Discussion followed by Mr. O'Brien.**

**Vote: Voted nearly unanimous in the affirmative as declared by the Moderator.**

**Article 20:** To see if the Town will vote to raise, appropriate and/or transfer from available funds a sum of money to provide for engineering and legal services required to review the National Pollutant Discharge Elimination System Permit for the Somerset Water Pollution Control Facility, to be issued jointly by the United States Environmental Protection Agency and the Commonwealth of Massachusetts Department of Environmental Protection.

*The Advisory & Finance Committee unanimously recommends that the Town vote to appropriate the sum of \$75,000.00 for the purposes of this article and that said sum be transferred from the retained earnings in the Water and Sewer Enterprise Fund.*

**Motion: A motion was made by Water Sewer Commissioner Scott O'Brien and seconded by Mr. Lima that the Town vote to appropriate the sum of \$75,000.00 for the purposes of this article and that said sum be transferred from retained earnings in the Water and Sewer Enterprise Fund. Discussion followed by Mr. O'Brien.**

***Vote: Voted unanimous in the affirmative as declared by the Moderator.***

**Article 21:** To see if the Town will vote to raise, appropriate and/or transfer from available funds a sum of money to provide for water main construction services at the South Street Culvert, including any engineering, architectural, and/or legal services related thereto.

*The Advisory & Finance Committee unanimously recommends that the Town vote to appropriate the sum of \$75,000.00 for the purposes of this article and that said sum be transferred from retained earnings in the Water and Sewer Enterprise Fund.*

***Motion: A motion was made by Water Sewer Commissioner Joseph Bednarik and seconded by Mr. Lima that the Town vote to appropriate the sum of \$75,000.00 for the purposes of this article and that said sum be transferred from retained earnings in the Water and Sewer Enterprise Fund. Discussion followed by Mr. Bednarik.***

***Vote: Voted unanimous in the affirmative as declared by the Moderator.***

**Article 22:** To see if the Town will vote to raise, appropriate and/or transfer from available funds a sum of money to provide for the installation of insertion valves on the 16-inch water main and any interconnecting water mains in the streets of Riverside Avenue, Brayton Point Road, Harbor View Boulevard, Wilbur Avenue and Francis Street, including any engineering, architectural, and/or legal services related thereto, or take any action relative thereto.

*The Advisory & Finance Committee unanimously recommends that the Town vote to appropriate the sum of \$280,000.00 for the purposes of this article and that said sum be transferred from retained earnings in the Water and Sewer Enterprise Fund.*

***Motion: A motion was made by Water Sewer Commissioner Bednarik and seconded by Mr. Lima that the Town vote to appropriate the sum of \$280,000.00 for the purposes of this article and that said sum be transferred from retained earnings in the Water and Sewer Enterprise Fund. Discussion followed by Mr. Bednarik.***

***Vote: Voted unanimous in the affirmative as declared by the Moderator.***

**Article 23:** To see if the Town will vote to raise, appropriate and/or transfer from available funds a sum of money to provide for design and engineering services in conjunction with a grant received from the Massachusetts Department of Energy Resources for Alternate Power Generation for properties of the Somerset Water Department, or take any action relative thereto.

*The Advisory & Finance Committee unanimously recommends that the Town vote to appropriate the sum of \$258,500.00 for the purposes of this article and that said sum be transferred from retained earnings in the Water and Sewer Enterprise Fund.*

***Motion: A motion was made by Water Sewer Commissioner Roger Benevides and seconded by Mr. Lima that the Town vote to appropriate the sum of \$258,500.00 for the purposes of this article and that said sum be transferred from retained earnings in the Water and Sewer Enterprise Fund. Discussion followed by Mr. Benevides.***

***Vote: Voted unanimous in the affirmative as declared by the Moderator.***

**Article 24:** To see if the Town will vote to amend the Table I (Wage & Salary Groups) of the Consolidated Personnel By-law adopted at the May 19, 1986 Annual Town Meeting, as subsequently amended, by removing the position of “ Superintendent of Water & Sewer” under Grade 15, effective May 12, 2018, or take any other action relative thereto.

*The Advisory & Finance Committee unanimously recommends that the Town vote to approve this article.*

***Motion: A motion was made by Water Sewer Commissioner Roger Benevides and seconded by Mr. Bednarik that the Town vote to amend Table I of the Consolidated Personnel By-law as set forth in Article 24. Discussion followed by Mr. Benevides.***

***Vote: Voted unanimous in the affirmative as declared by the Moderator.***

**Article 25:** To see if the Town will vote to amend the “By-law Authorizing Denial or Revocation of Local License or Permit for Nonpayment of Local Taxes, Fees, or Other Charges in the Town of Somerset” originally adopted by the May 20, 2002, Annual Town Meeting pursuant to M.G.L. chapter 40, section 57, by deleting in the first paragraph the words “for not less than a twelve month period”.

*The Advisory & Finance has no recommendation on this article.*

***Motion: A motion was made by Selectman Berube and seconded by Selectman Moniz that the Town vote to amend the “Town By-law Authorizing Denial or Revocation of Local License or Permit for Nonpayment of Local Taxes, Fees, or other Charges in the Town of Somerset” as set forth in Article 25. Discussion followed by Mr. Berube.***

***Vote: Voted unanimous in the affirmative as declared by the Moderator.***

**Article 26:** To see if the Town will vote to amend two provisions of the Somerset Zoning By-law relating to the permitting of Medical Marijuana Facilities, as follows:

--Amend section 4.2 (Table of Use Regulations), subsection 4.2.6 m, Medical Marijuana Facility, which currently reads as follows:

		Ltd.	Open		Lt.
Res.	Bus.	Bus.	Rec.	Ind.	Ind.
No	No	No	No	SP	SP

by changing the designations under Business District and Limited Business District from a “No” to a “SP”; and,

--Amend section 7.6.3, Medical Marijuana Facility by Special Permit, subsection d., Standards of Granting Special Permits to Operate Medical Marijuana Facility, second line, which currently reads as follows:

Districts: Industrial and Light Industrial

by adding “Business and “Limited Business” as additional Districts where such use may be permitted by special permit; or take any other action relative thereto.

*The Planning Board unanimously recommends that the Town vote to approve this article.*

*The Advisory & Finance Committee by a majority recommends that the Town vote not to approve this article. (Vote: 4-3; 2 abstained)*

***Motion: A motion was made by Selectman Berube and seconded by Selectman Moniz that the Town vote to amend section 4.2.6 (Table of Use Regulations), subsection 4.2.6 m, Medical Marijuana Facility, and section 7.6.3, Medical Marijuana Facility by Special Permit, subsection d, Standards of Granting of Special Permits to Operate Medical Marijuana Facility of the Somerset Zoning By-law, by making the changes set forth in Article 26. Much discussion followed by: Selectman Berube, Attorney Clement Brown, Victor Machado, Paul ?? of Main St., Thomas Pasternak of Brian Ave., Deb Allard of Lynch Ave., Lloyd Mendes of Pocasett St., Luke Biello of Lepes Rd., Kim Forbes of Red Fox Trail, Lorne Lawless of Linda Ln., Selectman Moniz, Denise Jordan of Main St., Caitlyn Kisonki of Kathleen Ave., Chief McNeil, George Tripp of Johnson St. A motion was made and seconded by several from the floor to move the question. Motion carried by a unanimous vote. The Moderator reminds the body that this article requires a 2/3 vote to pass.***

***Vote: The Moderator called for a standing counted vote. Yes votes – 60, No votes- 48. The Moderator declared that the motion failed as it did not obtain the 2/3 required votes.***

***A motion was made at 7:55 pm to dissolve the Special Town Meeting of December 4, 2017. The motion was seconded by several from the floor. Motion carried.***

***A true copy attest;***

***Dolores Berge  
Town Clerk***