

Special Town Meeting November 6, 2023

The Special Town Meeting was called to order at 6:00 pm by Moderator Lucia Casey, followed by safety and procedural announcements. The Pledge of Allegiance was led by the Moderator.

A motion was made by Selectman Jacob Vaught and seconded by Selectman Jamison Souza to move Article 34. Discussion followed by Selectman Vaught and Kathleen Souza – 130 Pocasset Street. Hearing no further discussion, the Moderator called for a vote. The Moderator called for a standing counted vote – Yes 89, No – 184, the Moderator declared this motion failed by a majority vote.

Article 1: To see if the Town will vote to amend Table II Compensation Plan for General Government Positions 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 May 16, 2022, Annual Town Meeting, by adopting and substituting the following Table retroactive to July 1, 2023, or take any action relative thereto.

**TABLE II
FY 2023 COMPENSATION PLAN
General Government Positions**

	1	2	3	4	5	6	7	8	9	10	11	12
M1	720.69	757.48	795.36	832.15	870.02	906.81	943.60	981.48	1,018.27	1,038.64	1,059.42	1,080.60
M2	833.23	877.60	921.96	966.34	1,010.70	1,055.07	1,099.43	1,143.79	1,188.17	1,211.93	1,236.18	1,260.90
M3	911.15	958.75	1,007.45	1,056.15	1,103.76	1,152.46	1,201.16	1,249.84	1,297.46	1,323.41	1,349.88	1,376.88
M4	1,012.86	1,086.44	1,160.03	1,233.61	1,307.19	1,381.87	1,455.45	1,529.04	1,602.62	1,634.66	1,667.36	1,700.71
M5	1,483.58	1,562.58	1,641.57	1,719.48	1,798.48	1,877.47	1,956.46	2,035.47	2,114.46	2,156.75	2,199.88	2,243.88

The Advisory & Finance Committee unanimously recommends that the Town vote to approve this article. (8-0) The Moderator called attention to a typographical error in the article to correct “1996” to “1986”. The Clerk noted the error and is corrected in the article for the final recordings.

Motion Article 1: A motion was made by Selectman Smith and seconded by Selectman Vaught that the Town vote to amend Table II (Wages & Salary Groups) for General Governmental Positions of 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 May 16, 2022, Annual Town Meeting, by adopting and substituting the provisions set forth in the article, effective retroactive to July 1, 2023. Discussion followed by Selectman Vaught. Hearing no further discussion, the Moderator called for a vote. The Moderator declared Article 2 carried by a nearly unanimous vote in the affirmative.

Article 2: To see if the Town will vote to amend Table II Compensation Plan for Public Utilities Positions 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 May 16, 2022, Annual Town Meeting, by adopting and substituting the following Table retroactive to July 1, 2023, or take any action relative thereto. **The Advisory & Finance Committee unanimously recommends that the Town vote to approve this article. (8-0)**

**TABLE II
FY 2023 COMPENSATION PLAN
Public Utilities Positions**

	1	2	3	4	5	6	7	8	9	10	11	12
M1	700.13	744.49	789.95	834.31	879.76	924.13	968.50	1,013.94	1,058.31	1,079.48	1,101.07	1,123.09
M2	888.42	936.03	982.56	1,030.18	1,077.79	1,124.32	1,171.93	1,218.47	1,266.08	1,291.40	1,317.24	1,343.57
M3	949.02	1,008.53	1,069.13	1,129.73	1,189.25	1,249.84	1,310.45	1,371.04	1,430.56	1,459.17	1,488.36	1,518.13
M4	1,274.74	1,369.96	1,466.27	1,561.50	1,656.72	1,783.33	1,848.25	1,943.49	2,039.79	2,080.58	2,122.19	2,164.64
M5	1,659.97	1,747.62	1,836.36	1,924.01	2,012.74	2,100.39	2,188.04	2,276.77	2,364.43	2,411.71	2,459.95	2,509.14

Motion Article 2: A motion was made by Selectman Smith and seconded by Selectman Vaught that the Town vote to amend Table II (Wages & Salary Groups) for Public Utilities Positions of 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 May 16, 2022, Annual Town Meeting, by adopting and substituting the provisions set forth in the article, retroactive to July 1, 2023. Discussion followed by Selectman Smith. Hearing no further discussion, the Moderator called for a vote. The Moderator declared that Article 2 carried by a unanimous vote in the affirmative.

Article 3: To see if the Town will vote to amend its vote on Article 3 of the May 15, 2023, Annual Town Meeting that established that annual salary of the Town Clerk in the amount of \$80,909.00 by deleting said amount and inserting in its place the amount of \$83,336.00.00 retroactive to July, 1, 2023.

The Advisory & Finance Committee unanimously recommends that the Town vote to amend its vote on Article 3 of the May 15, 2023, Annual Town Meeting by making the change set forth in this article, retroactive to July 1, 2023. (8-0)

Motion Article 3: A motion was made by Selectman Smith and seconded by Selectman Souza that the Town vote to amend its vote on Article 3 of the May 15, 2023, Annual Town Meeting by making the change in the Town Clerk's salary as set forth in the article, retroactive to July 1, 2023. Discussion followed by Selectman Smith. Hearing no further discussion, the Moderator called for a vote. The Moderator declared that Article 3 carried by a unanimous vote in the affirmative.

Article 4: 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	\$3,922.00
#135 Town Accountant	\$3,547.00
#141 Tax Assessor	\$4,107.00
#145 Town Treasurer/Tax Collector	\$6,411.00
#161 Town Clerk (Assistant Town Clerk)	\$1,873.00
Town Clerk	\$2,427.00
#192 Town Office	\$1,487.00
#205 Fire/Police Station	\$1,605.00
#210 Police Department	\$1,666.00
#220 Fire Department	\$1,800.00
#241 Building Insp./Zoning Agent	\$3,247.00
#420 Highway Department	\$4,737.00
#480 Vehicle Maintenance	\$2,086.00
#510 Board of Health/Conservation	\$3,345.00
#541 Council on Aging	\$3,154.00
#543 Veterans Benefits	\$2,316.00
#610 Libraries	\$11,845.00
#630 Playground & Rec.	\$2,093.00
Total:	\$61,668.00

The Advisory & Finance Committee unanimously recommends that the Town vote to appropriate the sum of \$61,668.00 for the purposes of this article and that said sum be transferred from Free Cash. (8-0)

Motion Article 4: A motion was made by Selectman Smith and seconded by Selectman Souza that the Town vote to appropriate the sum of \$61,668.00 for the purpose as set forth in the article, and that said sum be transferred from Free Cash. Discussion followed by Selectman Smith. Discussion followed by Selectman Smith. Hearing no further discussion, the Moderator called for a vote. The Moderator declared that Article 4 carried by a unanimous vote in the affirmative.

Article 5: To see if the Town will vote to raise and appropriate, and/or transfer from available funds a sum of money for the purpose of adjusting the compensation of Consolidated

Personnel By-law employees for Public Utilities in the Water Department for Fiscal Year 2024, or take any action relative thereto.

The Advisory & Finance Committee unanimously recommends that the Town vote to appropriate the sum of \$20,753.00 for the purposes of this article and that said sum be transferred from retained earnings in the Water & Sewer Enterprise Fund. (8-0)

Motion Article 5: A motion was made by Selectman Smith and seconded by Selectman Souza that the Town vote to appropriate the sum \$20,753.00 for the purpose of adjusting compensation as set forth in the article, and that said sum be transferred from retained earnings in the Water & Sewer Enterprise Fund. Discussion followed by Selectman Smith. Hearing no further discussion, the Moderator called for a vote. The Moderator declared that Article 5 carried by a unanimous vote in the affirmative.

Article 6: To see if the Town will vote to raise and appropriate, and/or transfer from available funds a sum of money for the purpose of adjusting the compensation of Consolidated Personnel By-law employees for Public Utilities in the Water Pollution Control Department for Fiscal Year 2024, or take any action relative thereto.

The Advisory & Finance Committee unanimously recommends that the Town vote to appropriate the sum of \$8,793.00 for the purposes of this article and that said sum be transferred from retained earnings in the Water & Sewer Enterprise Fund. (8-0)

Motion Article 6: A motion was made by Selectman Smith and seconded by Selectman Souza that the Town vote to appropriate the sum of \$8,793.00 for the purpose of adjusting compensation as set forth in the article, and that said sum be transferred from retained earnings in the Water & Sewer Enterprise Fund. Discussion followed by Selectman Smith. Hearing no further discussion, the Moderator called for a vote. The Moderator declared that Article 6 carried by a unanimous vote in the affirmative.

Article 7: To see if the Town will vote to delete the current provisions of the Consolidated Personnel By-law, as originally adopted on May 19, 1986, and subsequently amended through May 16, 2022, and substitute in their place the provisions attached thereto, with the following changes as shown in the attached draft, or take any action relative thereto.

In Article II, section B, a change in the number of vacation weeks granted to an employees hired after July 1, 2018;

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

Motion Article 7: A motion was made by Selectman Vaught and seconded by Selectman Smith that the Town vote to amend the Consolidated Personnel By-law as set forth in the article. Discussion followed by Selectman Vaught. Hearing no further discussion, the Moderator called for a vote. The Moderator declared that Article 7 carried by a unanimous vote in the affirmative.

Article 8: To see if the Town will vote to raise and appropriate, and/or transfer from available funds a sum of money to pay bills incurred in a prior fiscal year, or take any action relative thereto.

APPROPRIATION	Expenses
#198 Insurance	\$131.82
#151 Legal	\$3,000.00
#420 Highway Department	\$36,632.00
TOTAL:	\$39,763.82

The Advisory & Finance Committee unanimously recommends that the Town vote to appropriate the sum of \$39,763.82 for the purposes of this article and that said sum be transferred from Free Cash. (8-0)

Motion Article 8: A motion was made by Selectman Vaught and seconded by Selectman Smith that the Town vote to appropriate the sum of \$39,763.82 for the purpose of paying bills of a prior fiscal year as set forth in the article, and that said sum be transferred from Free

Cash. The Moderator informed the body that this article requires a 9/10 vote to pass. Discussion followed by Selectman Vaught, Ed Souza – 130 Pocasset Street, Selectmen Smith, Jacqueline Seney – 135 Samson Avenue, Town Administrator Mark Ullucci, and Chris Godet – Dawn’s Terrace. Hearing no further Discussion, the Moderator called for the vote. The Moderator declared that Article 8 carried by a unanimous vote in the affirmative.

Article 9: To see if the Town will vote to raise and appropriate, and/or transfer from available funds a sum of money for the purpose of providing engineering design services for the repair and renovation of the existing Waterfront Park Seawall located at 300 Main Street, Somerset, MA, or take any action relative thereto.

The Advisory & Finance Committee unanimously recommends that the Town vote to appropriate the sum of \$10,000.00 for the purposes of this article and that said sum be transferred from Free Cash. (8-0)

Motion Article 9: A motion was made by Selectman Vaught and seconded by Selectman Souza that the Town vote to appropriate the sum of \$10,000.00 for the purpose as set forth in the article, and that said sum be transferred from Free Cash. Discussion followed by Selectman Vaught. Hearing no further discussion, the Moderator called for a vote. The Moderator declared that Article 9 carried by a unanimous vote in the affirmative.

Article 10: To see if the Town will vote to amend its Non-Criminal Disposition By-Law adopted under Article 3 of the Warrant of the Special Town Meeting of December 16, 1991, as last amended at the October 28, 2013, Special Town Meeting, by inserting at the end of the first paragraph thereof the following words: “Town of Somerset Zoning By-law, as amended from time to time.”, and, further, by adding at the end of the fifth paragraph thereof the following words: “Town of Somerset Zoning By-law: penalties as provided therein.”, or take any other action relative thereto.

The Advisory & Finance Committee unanimously recommends that the Town vote to approve this article. (8-0)

Motion Article 10: A motion was made by Selectman Vaught and seconded by Selectman Sousa that the Town vote to amend the Town’s Non-Criminal Disposition By-law as set forth in the article. Discussion followed by Selectman Vaught. Hearing no further discussion, the Moderator called for a vote. The Moderator declared that Article 10 carried by a nearly unanimous vote in the affirmative.

Article 11: To see if the Town will vote to transfer from the board or officer currently having care, custody, management and control for the purpose for which the property is currently held, to the Board of Selectmen for the purpose of disposition by sale, lease, or otherwise, the care custody, management and control of the property and any improvements thereon located at 3280 County Street as shown on Assessor’s Map D5, Lot 1, and further to authorize the Board of Selectmen to lease, convey or otherwise dispose of all or a portion of said property pursuant to the provisions of M.G.L. chapter 30B, section 16, upon such terms and conditions as the Board of Selectmen deems to be in the best interest of the Town, and further to authorize the Board of Selectmen to take such actions and execute such document and agreements as are necessary to effectuate the purpose of this article, or take any action relative thereto.

The Advisory & Finance Committee unanimously recommends that the Town vote to approve this article. (8-0)

Motion Article 11: A motion was made by Selectman Vaught and seconded by Selectman Smith that the Town vote to transfer the parcel of Town-owned land shown as Assessor’s Map D5, Lot 1, and located at 3280 County Street in Somerset, MA, and authorize the Board of Selectmen to rent or sell such parcel consistent with the article and on such further terms and conditions as the Board of Selectmen deems necessary. Discussion followed by Selectman Vaught and Anne Riley – 123 Harrison Avenue. Hearing no further discussion, the Moderator called for the vote. The Moderator reminded the body that this article requires a 2/3 vote to pass. The Moderator declared that Article 11 carried by a unanimous vote in the affirmative.

Article 12: To see if the Town will vote, pursuant to Massachusetts General Law Chapter 40, Section 59, and Chapter 23A, Sections 3A through 3F, and the applicable regulations thereunder, to:

- (a) approve a Tax Increment Financing Agreement (“TIF Agreement”) between the Town, Prysmian Cables and Systems USA LLC, and Prysmian Cables and Systems (US) Inc for property located at 1 Brayton Road Point, and shown on Assessors Map A2, Lot 2 which TIF Agreement provides for real estate tax exemptions at the exemption rate schedule set forth therein; and
- (b) authorize the Select Board to execute the TIF Agreement, and any documents related thereto, and to approve submission to the Massachusetts Economic Assistance Coordinating Council (EACC) of the TIF Agreement, and any documents related thereto, all relating to the project as described in the TIF Agreement, and any necessary documents relating thereto, and related submissions, and to take such other actions as necessary or appropriate to implement those documents, and carry out the purposes of this article; and
- (c) take any other action relative thereto.

The Advisory & Finance Committee unanimously recommends that the Town vote to approve this article. (8-0)

**A motion was made by a member of the body that no reconsideration be given to Articles 1 through 11. There were several 2nds from the floor. The Moderator declared that the motion for no reconsideration of Articles 1 through 11 carried by a unanimous vote in the affirmative*

Motion Article 12: *A motion was made by Selectman Vaught and seconded by Selectman Souza that the Town vote, pursuant to Massachusetts General Law Chapter 40, Section 59, and Chapter 23A, Sections 3A through 3F, and the applicable regulations thereunder, to:*

- (a) approve a Tax Increment Financing Agreement (“TIF Agreement”) between the Town, Prysmian Cables and Systems USA LLC, and Prysmian Cables and Systems (US) Inc for property located at 1 Brayton Road Point, and shown on Assessors Map A2, Lot 2 which TIF Agreement provides for real estate tax exemptions at the exemption rate schedule set forth therein; and*
- (b) authorize the Select Board to execute the TIF Agreement, and any documents related thereto, and to approve submission to the Massachusetts Economic Assistance Coordinating Council (EACC) of the TIF Agreement, and any documents related thereto, all relating to the project as described in the TIF Agreement, and any necessary documents relating thereto, and related submissions, and to take such other actions as necessary or appropriate to implement those documents, and carry out the purposes of this article.*

Discussion followed by Selectman Vaught and Selectman Sousa who asked the Moderator if the Town Administrator may speak with a small presentation to the body regarding this motion. Mr. Ullucci made a presentation to the body. Much discussion followed by Dennis Viveiros – Riverside Avenue, Peter Cabral - Prescott Drive, Brian Michaud – 222 Highview Avenue, Michael McDonald – 36 Utah Avenue, Ed Souza – 130 Pocasset Street, Charlie Diogenes – 79 Grandview Avenue, William Murphy – 343 Mohawk Road, Paul Cogley – 159 Main Street, and followed by a Point of Order by Patrick McDonald – 30 Admirals Way and Ed Souza – 130 Pocasset Street questioning Mr. Cogley making a presentation during discussion as he is speaking as a citizen. The Moderator clarified that he is the Chairman of the Economic Development Committee and deemed his presentation allowed. Further discussion followed by Lloyd Mendes – 46 Anawan Street, Judith Conlon – 39 Cedar Street, Jessica Machado – 91 Washington Avenue, Amy Rigtrup - Pocasset Street, Michael Pasternak – Chairman of the Advisory & Finance Committee, James Faria – 5 Moffitt Avenue, Attorney Matt Thomas (Town’s TIF Attorney), Patrick McDonald – 30 Admirals Way, David Ashley who made a motion to move the question. The Moderator stated there were 2 more people waiting in line and hearing no second the Moderator allowed continued discussion. Further discussion followed by Joseph Fingliss – 121 Shand Court Circle, Selectman Sousa, Selectman

Smith, Michael Pasternak – 471 Fairway Drive, Justin Thurber – 147 Manchester Avenue, and Peter Pelletier – 13 Stoddard Street. Hearing no further discussion, the Moderator called for a vote. The Moderator reminded the body that this article requires a simple majority vote and requested that the vote be taken by a ballot vote. Following the ballot vote, the Moderator declared that Article 12 carried with 514 votes cast – Yes – 314, No – 200.

****A motion was made by Christopher Godet – Sarah Avenue that there be no reconsideration of Article 12. The motion was seconded by many from the floor. The Moderator declared that the motion carried by a nearly unanimous vote in the affirmative.***

A motion was made by Steven Moniz – Brayton Point Road to move Article 34 to be heard before Article 13. There were several seconds from the floor. The motion carried by a nearly unanimous vote in the affirmative.

Article 34: To see if the Town residents will vote to authorize the Board of Selectmen to petition the General Court for special legislation to provide for recall of officials elected solely by the voters of Somerset, and, further to authorize the General Court to make changes of form only to such legislation unless approved by the Board of Selectmen prior to enactment, and, further to authorize the Board of Selectmen to approve such changes as are within the purposes of this petition or take any other action relative thereto. Subject to the above-stated rights of the General Court and the Board of Selectmen to make certain changes, the proposed special legislation shall include the following provisions relative to the recall of elected Town officials:

To see if the Town residents will vote to authorize the Board of Selectmen to petition the General Court for special legislation for recall of officials elected solely by the voters of Somerset, and, further, to authorize the General Court to make changes of form only to such legislation unless approved by the Board of Selectmen prior to enactment, and further, to authorize the Board of Selectmen to approve such changes as are within the public purposes of this petition or take any other action relative thereto. Subject to the above-stated rights of the General Court and the Board of Selectman to make certain changes, the proposed special legislation shall include the following provisions relative to the recall of elected Town officials:

Recall of an Elected Official

1. RECALL DESCRIPTION

- a. Any holder of an elected office in the Town of Somerset may be recalled therefrom by registered voters of the Town as hereinafter provided.
- b. The recall of an elected official or Board member will consist of a 3-step process.
- c. An initial recall affidavit shall not be filed against an officer or Board member within 6 months after the officer takes office or within the last 6 months of their designated term.

2. INITIATION OF THE RECALL AFFIDAVIT – (Step one) The Affidavit

- a. Any 300 registered voters of the Town of Somerset may initiate a recall petition by filing an affidavit with the Town Clerk.
- b. The Board of Selectmen may appoint a Temporary / Interim Town Clerk to handle the recall process and Election should the Town Clerk by the elected official subjected to the recall.
- c. The Town Administrator will represent a Board of Selectman in the event a Board of Selectman is being recalled.

3. THE PETITION – (Step two) The Petition

- a. If the affidavit process has been completed in compliance with the requirements of Section 2 of this Chapter, the Town Clerk shall provide a sufficient number of copies of petition blanks demanding such recall (printed forms of which shall be kept on hand) to the voters who made the affidavit. The blanks shall be issued by the Town Clerk and bear the Clerk's signature and Official Seal; they shall be dated and addressed to the Board of Selectmen and shall contain the names of all persons to whom issued, the number of blanks so issued, the name of the person sought to be recalled, and shall demand the election of a successor to such office or Board.

- b. Such blanks must be provided within five Town hall business days during regular business hours.
- c. Said recall petition shall be returned and filed with the Town Clerk on the 28th business day after the requesting voter receives the blank petitions from the Town Clerk.
- d. In the event that the Town Hall is not open on the 28th day, the petition may be filed during normal business hours on the next Town hall business day.
- e. The petition, before being returned and filed, shall be signed by 1000 registered voters of the Town. Every signature must be accompanied by the signer's place of residence, giving the street and number.
- f. Within 5 business days of receipt of the recall petitions sheets, the town clerk shall submit the recall petition sheets to the board of Registrars of voters who shall verify the number of signatures to confirm they are names of registered voters of the town.

4. THE RECALL ELECTION – (Step three) The Recall Election

- a. If the petition shall be found and certified by the Registrars of Voters to be sufficient, the Town Clerk shall forthwith submit it with the certificate to the Board of Selectmen. The Board of Selectmen shall forthwith give written notice to said official of the receipt of said certificate and, if the official sought to be removed does not resign within seven calendar days, shall order an election to be held on a day fixed by them not less than 45 days nor more than 60 days after the date of the Town Clerk's certificate that a sufficient petition is filed. However, if any other Town election is to occur within 90 days after the date of said certificate the Board of Selectman may, at their discretion, postpone the holding of the recall election to the date of such other election. If a vacancy occurs in said office after a recall election has been so ordered, the election shall nevertheless proceed as in this section provided.
- b. The nomination of other candidates, the publication of the warrant for the recall election and the conduct of the nomination and publication, shall all be in accordance with the law relating to elections, unless otherwise provided in this act.
- c. Ballots used in a recall election shall contain the following propositions:

FOR THE RECALL OF THE [NAME OF OFFICER]()

AGAINST THE RECALL OF THE [NAME OF OFFICER] ()

- d. Adjacent to each proposition, there shall be a place to mark a vote. Following the propositions shall appear the word "Candidates" with directions to voters as required by section 42 of chapter 54 of the General Laws. Beneath the word "Candidates" shall appear the names of candidates nominated as provided in this act. Adjacent to the name of each candidate shall be a place to mark a vote.

5. DUTIES OF INCUMBENT

- a. The incumbent shall continue to perform the duties of his/her office until the recall election is completed.
- b. If the official is not recalled, he/she shall continue in the office for the remainder of his/her unexpired term, subject to recall as before, as provided in this act.

6. VOTING RESULTS

- a. If a majority of the votes cast upon the question of recall are in favor of recall, the officer shall be recalled and the votes for the candidates shall be counted.
- b. In that instance, the candidate receive the highest number of votes shall be declared elected for the open office.
- c. If less than a majority of the votes cast are in favor of recall, the votes for candidates shall not be counted.
- d. If the official is recalled in the recall election, he/she shall be deemed removed upon the election of his/her successor, who shall hold office during the unexpired term.
- e. If the successor fails to take office within five days after receiving notification of his/her election, the incumbent shall thereupon be deemed removed and the office vacant.

7. CANDIDATES TO SUCCEED THE ELECTED OFFICIAL

- a. Any elected official sought to be recalled may not be a candidate to succeed himself / herself.
- b. The nomination of candidates, the publication of the warrant for the recall election, and the conduct of the same shall all be in accordance with the provisions of law relating to elections unless otherwise provided by this act.

8. APPOINTMENT OF RECALLED OR RESIGNED OFFICIAL

- a. Any person who has been removed from an office or who has resigned from office while recall proceedings were pending against him/her shall not be appointed to any Town office within 2 years after such removal or such resignation.
- b. In the case of an officer subjected to a recall election and not recalled, a new recall affidavit shall not be filed against that officer until at least 1 year has elapsed after the election at which the previous recall was submitted to the voters of the town.

9. EFFECTIVE DATE

This act shall take effect upon its passage.

The Advisory & Finance Committee unanimously does not recommend approval of this article as written. (8-0)

A motion was made by Nicole McDonald – 50 Admiral’s Way (Petitioner Patrick McDonald) that the Town residents will vote to authorize the Board of Selectmen to petition the General Court for special legislation to provide for recall of officials elected solely by the voters of Somerset, and, further to authorize the General Court to make changes of form only to such legislation unless approved by the Board of Selectmen prior to enactment, and, further to authorize the Board of Selectmen to approve such changes as are within the purposes of this petition or take any other action relative thereto. Subject to the above-stated rights of the General Court and the Board of Selectmen to make certain changes, the proposed special legislation shall include the following provisions relative to the recall of elected Town officials: To see if the Town residents will vote to authorize the Board of Selectmen to petition the General Court for special legislation for recall of officials elected solely by the voters of Somerset, and, further, to authorize the General Court to make changes of form only to such legislation unless approved by the Board of Selectmen prior to enactment, and further, to authorize the Board of Selectmen to approve such changes as are within the public purposes of this petition or take any other action relative thereto. Subject to the above-stated rights of the General Court and the Board of Selectman to make certain changes, the proposed special legislation shall include the following provisions relative to the recall of elected Town officials. The motion was seconded by Patrick McDonald. Discussion followed by Nicole McDonald, Lloyd Mendes – 46 Anawan Street, Selectman Sousa, Michael McDonald – 36 Utah Avenue, Jacqueline Seney – 135 Samson Avenue, Robert Wood – 50 Harold Avenue, Jessica Machado – 91 Washington Avenue, Paul Cogley – 159 Main Street who made a motion to amend and a second on the floor. Followed by a Point of Order by Richard Peirce questioning why the Moderator is allowing an amendment to a Citizen’s Petitioned article. The Moderator will allow amendments to an article that do not involve a dollar amount appropriation or a funding source. Discussion followed by Christopher Godet – 70 Dawn’s Terrace regarding amendments to a Citizens Petitioned article with dollar amounts are not allowed to amend as opposed to this article, the Moderator felt that this amendment will be within the scope of the article. The Moderator agrees to not allow the amendment to this article at this time. Discussion followed by Ed Souza – 130 Pocasset Street, and Melissa Terra – 102 Banville Avenue, who made a motion to indefinitely postpone Article 34. The motion was seconded by Lloyd Mendes. Discussion followed on the motion of indefinitely postponement by Nicole McDonald, Sharon Sullivan-Puccini – 4019 Riverside Avenue, Selectmen Smith. The Moderator now called for a vote on the motion of indefinite postponement. The Moderator declared the motion carried by a majority voice vote. The vote was challenged by Ed Souza, who was joined by more than 5 voters on the floor by standing for the Moderator. The Moderator called for a standing counted vote. The Moderator declared that the motion for indefinite postponement carried by a majority vote in the affirmative with 285 votes – Yes – 168, No – 117.

****A motion was made by Brian Michaud – 222 Highview Avenue for no reconsideration of Article 34, with several 2nds from the floor. The motion carried by a nearly unanimous vote in the affirmative***

Article 13: To see if the Town will vote to raise and appropriate, and/or transfer from available funds a sum of money for the purpose of paying the Wages and Compensation for the position of “Town Planner”, or take any action relative thereto.

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

Motion Article 13: A motion was made by Selectman Souza and seconded by Selectman Vaught that the Town vote to appropriate the sum of \$75,000.00 for the purpose as set forth in the article, and that said sum be transferred from Free Cash. Discussion followed by Selectman Souza, Kathleen Souza – 130 Pocasset Street, Kim Michaud – 222 Highview Avenue, Town Administrator Ullucci, Jessica Machado – 91 Washington Avenue who made a motion to indefinitely postpone Article 13. There were several 2nds from the floor. Discussion followed by Richard Peirce – 15 Saddlebrook Terrace, Selectman Smith, Selectman Souza, Brian Murphy – 75 Carol Street, Melissa Terra – 102 Banville Avenue, Richard Peirce – 15 Saddlebrook Terrace, and Holly McNamara – 122 Centre Street who made a motion to move the question followed by several 2nds from the floor. The Moderator called for a standing counted vote on the motion for indefinite postponement – 191 total votes, Yes – 88, No – 103. The Moderator declared the motion for indefinite postponement failed by a majority vote. A motion was made from the floor to move the question. There were several 2nds from the floor. The Moderator declared that the motion to move the question carried by a nearly unanimous voice vote. The Moderator called for a standing counted vote on the main motion – 183 votes – Yes – 102, No – 81. The Moderator declared Article 13 carried by a majority vote in the affirmative.

****A motion was made by Victor Machado – 119 Desmond Avenue for no reconsideration of Articles 13 followed by several 2nds. The Moderator declared the motion carried by a majority voice vote in the affirmative.***

Article 14: To see if the Town will vote to accept the provisions of M.G.L. chapter 53, section 9A, relative to obtaining nomination papers for nomination to Town office, or take any action relative thereto.

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

Motion Article 14: A motion was made by Selectman Souza and seconded by Selectman Vaught that the Town vote to accept the provisions of M.G.L. chapter 53, section 9A in its entirety, as set forth in the article. Discussion followed by Selectman Souza, Jessica Machado – 91 Washington Avenue, and Dolores Bence. Hearing no further discussion, the Moderator called for a vote. The Moderator declared Article 14 carried by a unanimous vote in the affirmative.

Article 15: To see if the Town will vote to raise and appropriate, and/or transfer from available funds a sum of money for the purpose of purchasing two nine foot stainless steel material spreaders for the Highway Department, including any incidental cost or expenses, or take any action related thereto.

The Advisory & Finance Committee unanimously recommends that the Town vote to appropriate the sum of \$34,000.00 for the purpose of this article and that said sum be transferred from Free Cash. (8--0)

Motion Article 15: A motion was made by Selectman Smith and seconded by Selectman Vaught that the Town vote to appropriate the sum of \$34,000.00 for the purpose as set forth in the article, and that said sum be transferred from Free Cash. Discussion followed by Selectman Souza, and Ed Souza – 130 Pocasset Street. Hearing no further discussion, the Moderator called for a vote. The Moderator declared Article 14 carried by a nearly unanimous vote in the affirmative.

Article 16: To see if the Town will vote to authorize, pursuant to M.G.L. chapter 44, section 21C, upon recommendation of the Board of Selectmen, a tax-exempt lease purchase (TELP) financing agreement to acquire body worn cameras, including those compatible with Taser conducted energy devices, for the Police Department that may be acquired through the issuance of debt under M.G.L. chapter 44, the term of such agreement not to exceed the useful life of the equipment as determined by the Board of Selectmen, and the Board of Selectmen

shall be authorized to enter into such agreement on behalf of the Town, subject to approval of an appropriation of the first year payment, or take any action relative thereto.

The Advisory & Finance Committee unanimously recommends that the Town vote to approve this article. (8-0)

Motion Article 16: A motion was made by Selectman Souza and seconded by Selectman Vaught that the Town authorize, pursuant to M.G.L. chapter 44, section 21C, upon recommendation of the Board of Selectmen, a lease purchase financing agreement for the purpose of the acquisition of body worn cameras and laser conducted energy devices for the Somerset Police Department, equipment that may be financed by the issuance of debt under M.G.L. chapter 44, the term of such agreement not to exceed the period prescribed by law for such purpose, the useful life of the equipment as determined by the Board of Selectmen, and the Board of Selectmen shall be authorized to enter into such agreement on behalf of the Town, as set forth in the article, with funding for the first year payment thereof in the amount of \$168,000.00, \$100,000.00 of said amount to come from American Rescue Plan Funds and \$68,000.00 of said amount to come from State grant money. Discussion followed by Selectman Souza, Ed Souza – 130 Pocasset Street, and Chief Todd Costa. Hearing no further discussion, the Moderator called for the vote. The Moderator reminded the body that Article 16 requires a 2/3 vote to pass. The Moderator called for a standing vote of the body. The Moderator declared that Article 16 carried by more than a 2/3 majority vote in the affirmative with only one no standing.

Article 17: To see if the Town will vote to raise and appropriate, and/or transfer from available funds a sum of money for the purpose of purchasing and equipping six (6) patrol rifles for the Police Department, including any incidental cost or expenses, or take any action related thereto. **The Advisory & Finance Committee unanimously recommends that the Town vote to appropriate the sum of \$12,600.00 for the purpose of this article and that said sum be transferred from Free Cash. (8-0)**

Motion Article 17: A motion was made by Selectman Souza and seconded by Selectman Smith that the Town vote to appropriate the sum of \$12,600.00 for the purpose as set forth in the article, and that said sum be transferred from Free Cash. Discussion followed by Selectman Souza and Jessica Machado – 91 Washington Avenue. Hearing no further discussion, the Moderator called for the vote. The Moderator declared that Article 17 carried by a majority vote in the affirmative.

Article 18: To see if the Town will vote to raise and appropriate, and/or transfer from available funds a sum of money for the purpose of organizing, archiving, and disposing of municipal records located at Town Hall, including any incidental or related costs or expenses, or take any action related thereto.

The Advisory & Finance Committee unanimously recommends that the Town vote to appropriate the sum of \$12,000.00 for purpose of this article and that said sum be transferred from Free Cash. (8-0)

Motion Article 18: A motion was made by Selectman Sousa and seconded by Selectman Smith that the Town vote to appropriate the sum of \$12,000.00 for the purpose as set forth in the article, and that said sum be transferred from Free Cash. Discussion followed by Selectman Sousa. Hearing no further discussion, the Moderator called for a vote. The Moderator declared that Article 18 carried with a nearly unanimous vote in the affirmative.

A motion was made by Melissa Terra – 103 Banville Avenue to move Article 35 to be heard before Article 19. The motion was seconded by several from the floor. The Moderator called for a vote and declared the motion to move Article 35 by a majority vote in the affirmative.

Article 35: To instruct the Board of Selectmen to petition the State Legislature for a Home Rule Exemption to Massachusetts Fluoridation Law Chapter 111, Section 8c., so that the Town of Somerset, MA, could put into place an ordinance banning Community Water Fluoridation. **The Advisory & Finance Committee has no recommendation on this article.**

Motion Article 35: A motion was made by Elizabeth Paskowski – 347 North Street and seconded by several from the floor to accept Article 35. Discussion followed by Jamison Souza, who motioned to allow a guest to speak on the article, followed by several seconds from the floor. The Moderator called for a vote on the motion to allow a guest to speak. The Moderator declared a majority vote in the affirmative. Discussion followed by Karen Ferrenza-Spencer or Leominster, Peter Cabral – Prescott Drive, Elizabeth Ponte – 93 Country Drive, Sandra Mitra – 7 Oak Lane, and Melissa Terra who made a motion to move the question, there were several 2nds from the floor. The Moderator will hold a vote on the motion after the persons that were standing at the microphones to speak. Discussion followed by Peter Cabral – Prescott Drive, Liz Smith – 43 Harrington Lane, Richard Peirce – 15 Saddlebrook Terrace, Town Counsel Matt Feher – KP Law, Cheryl C. Simmons – 570 Main Street. Hearing no further discussion, the Moderator called for the vote to move the question and declared the motion carried by a majority vote. The Moderator called for a vote on Article 35 as motioned by a standing counted vote. There were 73 votes - Yes – 20, No – 53. The Moderator declared that Article 35 failed by a majority vote in the negative.

Article 19: To see if the Town will vote to raise, appropriate, and/or transfer from available funds a sum of money for the purpose of making the necessary structural and safety Repairs to the balcony, landings, stairs, and railings at the North Elementary School located at 580 Whetstone Hill Road in Somerset, MA, including any incidental cost or expenses, or take any action relative thereto.

The Advisory & Finance Committee by a majority does not recommend approval of this article. (6-2)

Motion Article 19: A motion was made by School Committee Member Victor Machado and seconded from the floor that the Town vote to appropriate the sum of \$250,000.00 for the purpose as set forth in the article, and that said sum be transferred from Free Cash. Discussion followed by Mr. Machado, Selectman Smith, Jessica Machado – 91 Washington Avenue, and Ed Souza – 130 Pocasset Street. Hearing no further discussion, the Moderator called for a vote on Article 19. The Moderator was in doubt by a voice vote and called for a standing counted vote. There were 60 votes – Yes – 29, No – 31. The Moderator declared that Article 19 failed by a majority vote.

Article 20: To see if the Town will vote to raise, appropriate, and/or transfer from available funds a sum of money for the purpose of making structural repairs and installing new classroom windows on the west side of the school and restrooms on the east side (Preliminary Plans Area S) at the Chace Street Elementary School located at 538 Chace Street in Somerset, MA, including any incidental cost or expenses, or take any action relative thereto.

The Advisory & Finance Committee by a majority does not recommend approval of this article. (7-1)

Motion Article 20: A motion was made by School Committee Member Victor Machado and seconded by many from the floor that Article 20 be indefinitely postponed. Hearing no discussion, the Moderator called for a vote on Article 20. The Moderator declared that the motion carried by a unanimous vote in the affirmative. Article 20 – Indefinitely postponed

Article 21: To see if the Town will vote to raise, appropriate, and/or transfer from available funds a sum of money for the purpose of making structural repair and installing new classroom windows in the courtyard that face the east side (Preliminary Plans Area Q) at the Chace Street Elementary School located at 538 Chace Street in Somerset, MA, including any incidental cost or expenses, or take any action relative thereto.

The Advisory & Finance Committee unanimously does not recommend approval of this article. (8-0)

Motion Article 21: A motion was made by School Committee Member Robert Gaw that Article 21 be indefinitely postponed. There were several 2^{nds} from the floor. The Moderator declared that the motion carried by a unanimous vote in the affirmative. Article 21 – Indefinitely postponed.

Article 22: To see if the Town will vote to raise, appropriate, and/or transfer from available funds a sum of money for the purpose of making structural repair and installing new classroom windows in the courtyard that face the west side (Preliminary Plans Area P) at the Chace Elementary School located at 538 Chace Street in Somerset, MA, including any incidentals cost or expenses, or take any action relative thereto.

The Advisory & Finance Committee unanimously does not recommend approval of this article. (8-0)

Motion Article 22: A motion was made by School Committee Member Robert Gaw that Article 22 be indefinitely postponed. There were several 2^{nds} from the floor. The Moderator declared that the motion carried by a unanimous vote in the affirmative. Article 22 – Indefinitely postponed.

Article 23: To see if the Town will vote to raise, appropriate, and/or transfer from available funds a sum of money for the purpose of making structural repair and installing new Clerestory windows at roof

level, kitchen and boiler room windows (Preliminary Plans Area R, T and U) at the North Elementary School located at 580 Whetstone Hill Road in Somerset, MA, including any incidental cost or expenses, or take any action relative thereto.

The Advisory & Finance Committee unanimously does not recommend approval of this article. (8-0)

Motion Article 23: A motion was made by School Committee Member Robert Gaw that Article 23 be indefinitely postponed. There were several 2^{nds} from the floor. The Moderator declared that the motion carried by a unanimous vote in the affirmative. Article 23 – Indefinitely postponed.

Article 24: To see if the Town will vote to authorize the Board of Selectmen to acquire, by purchase, gift, eminent domain or otherwise, such interests in land in the Town of Swansea and elsewhere as are necessary to enable the Town to carry out the Somerset Wastewater Pump Station Upgrades Project for which State Financial Assistance has been offered under the Clean Water State Revolving Fund as **CWSRF No. 8360** in the locations more or less depicted on plans placed on file with the Water and Sewer Superintendent and the Town Clerk, and further to authorize the Board of Selectmen to petition the General Court, pursuant to Article LXXXIX of the Articles of Amendment to the Massachusetts Constitution, to seek such approval of the General Court as may be necessary for said acquisition as set forth below, provided that the General Court may vary the form and substance of the requested legislation within the scope of the general public objectives of this petition, or take any action relative thereto.

AN ACT AUTHORIZING THE TOWN OF SOMERSET TO ACQUIRE INTERESTS IN LAND FOR SEWER PURPOSES

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

SECTION 1. Notwithstanding section 1 of chapter 83 and section 14 of chapter 40 of the General Laws or any other general or special law to the contrary, the Town of Somerset is hereby authorized to acquire, by donation, grant, or exercise of eminent domain, interests in lands located wholly or in part within the Town of Swansea and elsewhere for sewer purposes sufficient to carry out the Somerset Wastewater Pump Station Upgrades Project for which State Financial Assistance has been offered under the Clean Water State Revolving Fund as **CWSRF No. 8360**.

SECTION 2. This act shall take effect upon its passage.

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

A motion was made from the floor that the reading of Article 24 by the Moderator be waived. There were several 2^{nds} from the floor, unanimously voted in the affirmative.

Motion Article 24: A motion was made by Water & Sewer Commissioner Steve Cadorette and seconded by Selectman Vaught that the Town vote to approve the article authorizing the acquisition of property in the Town of Swansea and elsewhere and the petitioning for special legislation in regard thereto, as written. Discussion followed by Commissioner Cadorette. Hearing no further discussion, the Moderator called for the vote reminding the body that Article 24 requires a 2/3 vote to pass. The Moderator called for a standing counted vote. Total votes – 55, Yes – 48; No – 7. The Moderator declared that Article 24 carried by more than a 2/3 majority vote in the affirmative.

Article 25: To see if the Town will vote to raise and appropriate, and/or transfer from available funds a sum of money for the purpose of design and repairs to the Lee's River Avenue Pumping Station for the Water Pollution Control Department, including any incidental cost or expenses, or take any action related thereto.

The Advisory & Finance Committee unanimously recommends that the Town vote to appropriate the sum of \$70,000.00 for the purpose of this article and that said sum be transferred from retained earnings in the Water & Sewer Enterprise Fund. (8-0)

Motion Article 25: A motion was made by Water & Sewer Commissioner Steve Cadorette and seconded by Commissioner Robert Lima that the Town vote to appropriate the sum of \$70,000.00 for the purpose as set forth in the article, and that said sum be transferred from retained earnings in the Water and Sewer Enterprise Fund. Discussion followed by Commissioner Cadorette and Ed Souza – 130 Pocasset Street. Hearing no further discussion, the Moderator called for the vote. The Moderator declared that Article 25 carried by a nearly unanimous vote in the affirmative.

Article 26: To see if the Town will vote to raise and appropriate, and/or transfer from available funds a sum of money for the purpose of design and replacement of up to four (4) emergency generators at select wastewater pumping stations for the Water Pollution Control Department, including any incidental cost or expenses, or take any action related thereto.

The Advisory & Finance Committee unanimously recommends that the Town vote to appropriate the sum of \$400,000.00 for the purpose of this article and that said sum be transferred from retained earnings in the Water & Sewer Enterprise Fund. (8-0)

Motion Article 26: A motion was made by Water & Sewer Commissioner Joseph Bednarik and seconded by Commissioner Lima that the Town vote to appropriate the sum of \$400,000.00 for the purpose as set forth in the article, and that said sum be transferred from retained earnings in the Water and Sewer Enterprise Fund. Discussion followed by Commissioner Bednarik and Ed Souza – 130 Pocasset Street. Hearing no further discussion, the Moderator called for the vote. The Moderator declared that Article 26 carried by a nearly unanimous in the affirmative.

Article 27: To see if the Town will vote to raise and appropriate, and/or transfer from available funds a sum of money for the purpose of purchasing one (1) new snowplow and toolboxes for the recently purchased utility truck for the Water Pollution Control Department, including any incidental cost or expenses, or take any action related thereto.

The Advisory & Finance Committee unanimously recommends that the Town vote to appropriate the sum of \$15,000.00 for the purpose of this article and that said sum be transferred from retained earnings in the Water & Sewer Enterprise Fund. (8-0)

Motion Article 27: A motion was made by Water & Sewer Commissioner Joseph Bednarik and seconded by Commissioner Robert Lima that the Town vote to appropriate the sum of \$15,000.00 for the purpose as set forth in the article, and that said sum be transferred from retained earnings in the Water and Sewer Enterprise Fund. Discussion followed by Commissioner Bednarik, Ed Souza – 130 Pocasset Street, Jessica Machado – 91 Washington Avenue, Commissioner Bednarik and Superintendent Paul Sylvia. Hearing no further discussion, the Moderator called for the vote on Article 27. The Moderator declared that Article 27 carried by a nearly unanimous vote in the affirmative.

Article 28: To see if the Town will vote to raise and appropriate, and/or transfer from available funds a sum of money for the purpose of design and installation of one (1) new screw blower with motor and appurtenant work for aeration system for the Water Pollution Control Department, including any incidental cost or expenses, or take any action related thereto.

The Advisory & Finance Committee unanimously recommends that the Town vote to appropriate the sum of \$90,000.00 for the purpose of this article and that said sum be transferred from retained earnings in the Water & Sewer Enterprise Fund. (8-0)

Motion Article 28: A motion was made by Water & Sewer Commissioner Steve Cadorette and seconded by Selectman Smith that the Town vote to appropriate the sum of \$90,000.00 for the purpose as set forth in the article, and that said sum be transferred from retained earnings in the Water and Sewer Enterprise Fund. Discussion followed by Commissioner Cadorette. Hearing no further discussion, the Moderator called for the vote. The Moderator declared that Article 28 carried by a nearly unanimous vote in the affirmative.

Article 29: To see if the Town will vote to raise and appropriate, and/or transfer from available funds a sum of money for the purpose of providing upgrades, repairs, and emergency repairs to the Water Treatment Plant, reservoir, and appurtenant infrastructure for the Water Department, including any incidental cost or expenses, or take any action related thereto.

The Advisory & Finance Committee unanimously recommends 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 retained earnings in the Water & Sewer Enterprise Fund. (8-0)

Motion Article 29: A motion was made by Water & Sewer Commissioner Robert Lima and seconded by Selectman Smith that the Town vote to appropriate the sum of \$150,000.00 for the purpose as set forth in the article, and that said sum be transferred from retained earnings in the Water and Sewer Enterprise Fund. Discussion followed by Commissioner Lima. Hearing no further discussion, the Moderator called for the vote. The Moderator declared that the motion carried by a nearly unanimous vote in the affirmative.

Article 30: To see if the Town will vote to raise and appropriate, and/or transfer from available funds a sum of money for the purpose of repairs, upgrades, and emergency repairs to the Water Distribution System for the Water Department, including any incidental cost or expenses, or take any action related thereto.

The Advisory & Finance Committee unanimously recommends 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 retained earnings in the Water & Sewer Enterprise Fund. (8-0)

Motion Article 30: A motion was made by Water & Sewer Commissioner Robert Lima and seconded by Commissioner Bednarik that the Town vote to appropriate the sum of \$150,000.00 for the purpose as set forth in the article, and that said sum be transferred from retained earnings in the Water and Sewer Enterprise Fund. Discussion followed by Commissioner Lima and Ed Souza – 130 Pocasset Street. Hearing no further discussion, the Moderator called for a vote. The Moderator declared that Article 30 carried by a nearly unanimous vote in the affirmative.

Article 31: To see if the Town will vote to raise and appropriate, and/or transfer from available funds a sum of money for the purpose of purchasing and applying epoxy coating for four (4) chemical containment areas for the Water Department, including any incidental cost or expenses, or take any action related thereto.

The Advisory & Finance Committee unanimously recommends that the Town vote to appropriate the sum of \$50,000.00 for the purpose of this article and that said sum be transferred from retained earnings in the Water & Sewer Enterprise Fund. (8-0)

Motion Article 31: A motion was made by Water & Sewer Commissioner Robert Lima and seconded by Selectman Souza that the Town vote to appropriate the sum of \$50,000.00 for the purpose as set forth in the article, and that said sum be transferred from retained earnings in the Water and Sewer Enterprise Fund. Discussion followed by Commissioner Lima. Hearing no further discussion, the Moderator called for the vote. The Moderator declared that Article 31 carried by a nearly unanimous vote in the affirmative.

Article 32: To see if the Town will vote to raise and appropriate, and/or transfer from available funds a sum of money for the purpose of replacing five (5) Chemical Feed Pumps and related systems for the Water Department, including any incidental cost or expenses, or take any action related thereto.

The Advisory & Finance Committee unanimously recommends that the Town vote to appropriate the sum of \$60,000.00 for the purpose of this article and that said sum be transferred from retained earnings in the Water & Sewer Enterprise Fund. (8-0)

Motion Article 32: A motion was made by Water & Sewer Commissioner Steve Cadorette and seconded by Commissioner Lima that the Town vote to appropriate the sum of \$60,000.00 for the purpose as set forth in the article, and that said sum be transferred from retained earnings in the Water and Sewer Enterprise Fund. Discussion followed by Commissioner Cadorette. Hearing no further discussion, the Moderator called for a vote. The Moderator declared that Article 32 carried by a nearly unanimous vote in the affirmative.

Article 33: To see if the Town will vote to raise and appropriate, and/or transfer from available funds a sum of money for the purpose of purchasing and installing SCADA and VFD systems for the Water Department, including any incidental cost or expenses, or take any action related thereto.

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 retained earnings in the Water & Sewer Enterprise Fund. (8-0)

Motion Article 33: A motion was made by Water & Sewer Commissioner Joseph Bednarik and seconded by Commissioner Cadorette that the Town vote to appropriate the sum of \$100,000.00 for the purpose as set forth in the article, and that said sum be transferred from retained earnings in the Water and Sewer Enterprise Fund. Discussion followed by Commissioner Bednarik. Hearing no further discussion, the Moderator called for a vote. The Moderator declared that Article 33 carried by a nearly unanimous vote in the affirmative.

The Moderator entertained a motion to dissolve the Special Town Meeting of November 6 at 12:27 pm on November 7, 2023 all articles having been acted upon. The motion was so moved and seconded by several from the floor. The Moderator declared the meeting dissolved by a unanimous vote in the affirmative.

Attendance: 530

A true copy attest;

Dolores Bence, CMMC
Town Clerk