

**TOWN OF SCITUATE**  
**ADVISORY COMMITTEE**



Report and Recommendations  
For

**ANNUAL & SPECIAL TOWN MEETING**

**APRIL 9, 2018**

**7:00 P.M.**

**Center for the Performing Arts  
Scituate High School**

This Report is furnished for your information. Please bring it to all sessions of Town Meeting.

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## **REPORT OF THE ADVISORY COMMITTEE**

### TO THE VOTERS OF SCITUATE:

In accordance with the Town of Scituate Bylaws, the Advisory Committee submits its report to the voters. This report contains the complete warrant for the Annual & Special Town Meeting, which will convene on April 9, 2018.

Our forum is an Open Town Meeting, which has been described as the purest form of democracy. All registered voters are entitled to attend, ask questions, express their opinions, and vote on all matters.

This evening, the Board of Selectmen, and other town boards will propose various warrant articles, expenditures, funding transfers, zoning changes, etc. The Special Town Meeting places before the voters a total of **two (2)** articles, and the Annual Town Meeting places before the voters a total of **twenty-three (23)** articles for your consideration.

We, the Advisory Committee, will provide recommendations on each; but **ONLY YOU** decide which articles pass, and which ones do not.

### **YOU ARE THE LEGISLATIVE BODY OF SCITUATE.**

The Advisory Committee urges you to become an active participant in town meeting. Voice your opinion and seek any clarification necessary to make an informed vote on these articles.

Respectfully submitted,

#### **SCITUATE ADVISORY COMMITTEE**

**Lincoln Heineman, Chairman**

**Mark Sandham, Vice Chair**

**Anthony Antonello**

**Geoff Burns**

**Sean deLacy**

**James Gilmore**

**Jerry Kelly**

**Patrice Metro**

**Mike Westort**

## **TOWN MEETING RULES AND DEFINITIONS**

1. The conduct of Scituate's Town Meeting is bound by state law, the Town's Charter and By-laws, local tradition and the publication entitled, "Town Meeting Time."
2. The Moderator presides over the Town Meeting, decides all questions of order and procedure, and announces the results of all votes. The results of all votes when announced by the Moderator shall be final except on a voice vote that may be questioned by seven (7) voters standing immediately after the announced results of a vote. In such a case, a teller-counted vote shall be taken without debate.
3. Non-voters will be seated in a special section unless permission is granted by the Town Meeting to be seated elsewhere. Non-voters may be allowed to address the Town Meeting with permission of the Moderator unless a majority of voters choose to deny such a privilege.
4. Articles in the Warrant give notice of the issues subject to discussion at a Town Meeting and establish the parameters of matters that can be debated and acted on. Amendments, motions and/or debate determined by the Moderator, with the advice of Town Counsel, to be "beyond the scope" of the articles may not be permitted.
5. In order for the Town Meeting to act on or discuss an article, a motion must be made. The Moderator will call for a motion on each article and, if no motion is made after the second call, the Moderator will "pass over" the article and move on to the next Article. In order to bring back a "passed over" article for a motion and discussion, there must be an approved "motion for reconsideration".
6. Articles may be postponed by a majority vote or advanced by a 2/3 vote.
7. To address the Town Meeting, a speaker must be recognized by the Moderator and once recognized, a speaker should first give his or her name and address for the record. No speaker will be recognized while another person is speaking except to raise "a point of order," which is used to question a ruling of the Moderator or the conduct of Town Meeting. Points of order are not to address the subject matter being discussed.
8. All matters shall be decided by a majority vote unless a 2/3 or greater vote is required. If more than a majority vote is required, the Moderator shall announce the required percentage for passage before calling the vote.
9. The Moderator may set time limits on all presentations and may terminate debate on a motion when deemed appropriate. Debate on a motion may also be terminated by a voter "moving the question" which, if accepted by the Moderator as not being premature, shall be voted on without discussion or debate. A motion to "move the question" requires a 2/3 vote for passage.
10. Only two (2) amendments to a motion may be on the floor at any particular time. Amendments over six (6) words must be submitted to the Moderator in writing and, if over fifty (50) words, sufficient copies must be available to those attending at the entrance of the hall before the start of that particular session.
11. Generally, amendments shall be voted on in the order made and prior to the vote on the motion to be amended. However, amendments relating to amounts to be appropriated shall be voted on in a descending order until an amount gains approval.
12. A motion may be reconsidered once for a compelling reason by a 2/3 vote. No further reconsideration will be

permitted. There may be no reconsideration of a vote at a subsequent session of the Town Meeting.

13. A resolution is a non-debatable, non-binding motion on any matter calling for a consensus of the Town Meeting. A resolution must be related to the content of an article. If a resolution is over ten (10) words, it must be submitted to the Moderator in writing and, if over fifty (50) words, sufficient copies must be available at the entrance of the hall for those attending.

14. When justice or order requires, the Moderator may make exceptions to these rules, in his or her discretion, as is deemed appropriate under the circumstances.

## **MUNICIPAL FINANCE TERMS**

**APPROPRIATION:** An authorization by the Town Meeting to make obligations and payments from the treasury for a specific purpose.

**ASSESSED VALUATION:** A valuation set upon real or personal property by the Board of Assessors as a basis for levying taxes.

**BETTERMENT:** A betterment assessment is a charge for the cost of public improvements, which benefit a limited area, against real estate situated in that area.

**BOND:** A loan, typically over a year in maturity.

**BOND AUTHORIZATION:** The amount of money the Town Meeting approves for borrowing for a specific purpose.

**BOND ISSUE:** Generally, the sale of a certain number of bonds/notes at one time by a governmental unit.

**CAPITAL BUDGET:** A plan of proposed capital outlays and the means of financing them for the current fiscal year.

**CAPITAL OUTLAY:** Expenditure for the purchase of property or equipment and for the construction or renovation of a facility and infrastructure.

**CHERRY SHEET:** A form showing all state and county charges and reimbursements to the town as certified by the Massachusetts Department of Revenue.

**DEBT SERVICE:** Payment of interest and repayment of principal to holders of the town's debt instruments.

**ENTERPRISE FUND:** Financing of services where all or most of the costs are paid for by users.

**ENTERPRISE RETAINED EARNINGS:** If during a fiscal year an Enterprise Fund produces a surplus, such surplus shall be kept in a separate account called "retained earnings." The Department of Revenue then "certifies" that surplus as an available fund that can be used for:

1. Operating costs to offset the need to increase user charges.
2. To fund capital improvements.
3. To fund Enterprise Fund revenue deficits.

**FISCAL YEAR:** A 12-month period, commencing on July 1, to which the annual budget applies. (Abbreviated as "FY")

**FREE CASH:** The excess of assets over liabilities, minus uncollected taxes of prior years also referred to as "available cash." The amount is certified annually by the Massachusetts Department of Revenue. Free Cash may be appropriated by vote of a Town Meeting.

**GENERAL FUND:** The major town-owned fund which is created with town receipts and which is charged with expenditures payable from such revenues.

**GRANT:** A contribution of assets by one governmental unit or other organization to another. Typically, these contributions are made to local governments from the state and federal government. Grants are usually made for specific purposes.

**LEVY LIMIT:** The amount of dollars a Town can raise by taxation under Proposition 2½.

**LINE ITEM BUDGET:** A format of budgeting, which organizes costs by type of expenditure - such as expenses, equipment and salaries.

**OVERLAY:** The overlay is the amount raised by the Assessors to be used for potential abatement of property taxes. The Overlay Surplus is the portion of each year's overlay account no longer required to cover property tax abatements.

**PROPERTY TAX LEVY:** The amount produced by multiplying the assessed valuation of property by the tax rate. The tax rate is expressed "per thousand dollars" of assessed valuation.

**RESERVE FUND:** Money set aside by Town Meeting to be allocated by the Advisory Committee for extraordinary and unforeseen expenditures.

**REVOLVING FUND (Ch. 44, Sec 53E ½):** A Town may annually authorize the use of a revolving fund by separately accounting for the receipts received from a particular service or program and may expend from the revolving fund to provide such service or program without appropriation.

**STABILIZATION FUND:** A special account, which is invested until used and can only be utilized by Town Meeting appropriation.

# Projected Fiscal Year 2019 Revenue

1/29/2018; 8:33 PM

FORECASTING COMMITTEE: James Boudreau, Tony Vignani, Nancy Holt, Pam Avitable, Christopher Carchia, Peter Gates, Lincoln Heinehan, Joe DiVito, Paul Donlan, Ronald Griffin

## FORECASTING MODEL

	Budget FY 2018	Proposed FY 2019	Projected FY 2020	Projected FY 2021	Projected FY 2022
<b>SOURCES</b>					
Prior Year	\$ 53,730,738	\$ 55,646,272	\$ 57,549,929	\$ 59,388,677	\$ 61,273,394
Override					
2.5% Increase	\$ 1,343,268	\$ 1,403,657	\$ 1,438,748	\$ 1,484,717	\$ 1,531,835
New Growth	\$ 500,000	\$ 500,000	\$ 400,000	\$ 400,000	\$ 400,000
<b>TOTAL LEVY</b>	<b>\$ 55,574,006</b>	<b>\$ 57,549,929</b>	<b>\$ 59,388,677</b>	<b>\$ 61,273,394</b>	<b>\$ 63,205,229</b>
Cherry Sheet/State Aid	\$ 7,578,880	\$ 7,806,985 [1]	\$ 7,806,985	\$ 7,806,985	\$ 7,806,985
Title V Assessment	\$ 6,858	\$ 6,858			
Local Receipts	\$ 5,550,000	\$ 5,575,000	\$ 5,575,000	\$ 5,575,000	\$ 5,575,000
Enterprise Indirect costs	\$ 890,950	\$ 909,428 [12]	\$ 927,617	\$ 946,169	\$ 965,092
Overlay Surplus	\$ 100,000				
Meals Tax	\$ 245,000	\$ 230,000 [2]	\$ 230,000	\$ 230,000	\$ 230,000
<b>TOTAL ALL REVENUE</b>	<b>\$ 69,945,694</b>	<b>\$ 72,078,200</b>	<b>\$ 73,928,279</b>	<b>\$ 75,831,548</b>	<b>\$ 77,782,306</b>
<b>USES</b>					
Offsets	\$ 18,578	\$ 18,627	\$ 18,627	\$ 18,627	\$ 18,627
State & County Charges	\$ 698,248	\$ 762,556	\$ 762,556	\$ 762,556	\$ 762,556
Overlay	\$ 250,000	\$ 250,000	\$ 275,000	\$ 250,000	\$ 250,000
Economic Development	\$ 49,000	\$ 49,000 [2]	\$ 57,500	\$ 57,500	\$ 57,500
<b>TOTAL USES</b>	<b>\$ 1,015,826</b>	<b>\$ 1,080,183</b>	<b>\$ 1,113,683</b>	<b>\$ 1,088,683</b>	<b>\$ 1,088,683</b>
<b>NET REVENUE</b>	<b>\$ 68,929,868</b>	<b>\$ 70,998,017</b>	<b>\$ 72,814,596</b>	<b>\$ 74,742,865</b>	<b>\$ 76,693,623</b>
<b>SHARED COSTS</b>					
Reserve Fund	\$ 75,000	\$ 75,000	\$ 90,000	\$ 90,000	\$ 90,000
Tax Title	\$ 39,000	\$ 39,000	\$ 39,000	\$ 39,000	\$ 39,000
Insurance/Town Bldgs.	\$ 661,373	\$ 694,441 [9]	\$ 729,163	\$ 765,621	\$ 803,902
So. Shore Vo. Tech.	\$ 776,931	\$ 769,901 [3]	\$ 823,794	\$ 881,460	\$ 943,162
Debt & Interest	\$ 1,541,644	\$ 1,541,644	\$ 1,541,644	\$ 1,541,644	\$ 1,541,644
- Capital Stabilization/Capital Plan	\$ 100,000	\$ 100,000	\$ 100,000	\$ 100,000	\$ 100,000
- Capital Stabilization (Meals Tax)	\$ 63,776	\$ 96,000 [2]	\$ 96,000	\$ 96,000	\$ 96,000
- Debt Excl MS & PGC (Meals Tax)	\$ 100,000	\$ 100,000 [2]	\$ 100,000	\$ 100,000	\$ 100,000
Non-Contributory Pensions	\$ 27,460	\$ 27,880 [4]	\$ 28,300	\$ 28,720	\$ 29,140
Plymouth County Retirement Assmt	\$ 4,530,275	\$ 4,730,553 [5]	\$ 4,875,453	\$ 5,265,489	\$ 5,686,728
Workers' Comp.	\$ 210,000	\$ 210,000	\$ 210,000	\$ 248,000	\$ 248,000
Unemployment Insurance	\$ 130,000	\$ 65,000 [11]	\$ 65,000	\$ 65,000	\$ 65,000
Contributory Group Insurance	\$ 5,860,000	\$ 6,025,850 [10]	\$ 6,447,660	\$ 6,898,996	\$ 7,381,925
Federal Taxes	\$ 695,155	\$ 703,375 [6]	\$ 731,510	\$ 760,770	\$ 791,201
OPEB	\$ 90,606	\$ 94,611 [7]	\$ 97,509	\$ 105,310	\$ 113,735
<b>TOTAL SHARED COSTS</b>	<b>\$ 14,901,219</b>	<b>\$ 15,273,255</b>	<b>\$ 15,975,033</b>	<b>\$ 16,986,010</b>	<b>\$ 18,029,438</b>
<b>NET AVAILABLE</b>	<b>\$ 54,028,649</b>	<b>\$ 55,724,762</b>	<b>\$ 56,839,563</b>	<b>\$ 57,756,855</b>	<b>\$ 58,664,185</b>
<b>SPLIT</b>					
School Share 66.67%	\$ 36,120,900	\$ 37,151,699	\$ 37,894,936	\$ 38,506,495	\$ 39,111,412
Town Share 33.33%	\$ 18,107,749	\$ 18,573,063	\$ 18,944,626	\$ 19,250,360	\$ 19,552,773
	<b>\$ 54,228,649</b>	<b>\$ 55,724,762</b>	<b>\$ 56,839,562</b>	<b>\$ 57,756,855</b>	<b>\$ 58,664,185</b>
Percentage Change		2.76%	2.00%	1.61%	1.57%
<b>TAX RATE</b>					
Total Levy from above	\$ 55,574,006	\$ 57,549,929	\$ 59,388,677	\$ 61,273,394	\$ 63,205,229
School Debt Exclusion	\$ 761,377	\$ 737,455	\$ 713,532	\$ 681,947	\$ 655,487
Wastewater Debt Exclusion	\$ 655,710	\$ 672,611	\$ 120,476	\$ 97,981	\$ -
Library Debt Exclusion	\$ 372,550	\$ 364,000	\$ 350,575	\$ 341,325	\$ 332,075
Public Safety Complex Debt Excl	\$ 1,197,575	\$ 1,070,350 [8]	\$ 1,043,125	\$ 1,012,875	\$ 982,625
Middle School Debt Exclusion	\$ 3,689,000	\$ 3,505,300 [8]	\$ 3,421,600	\$ 3,328,600	\$ 3,235,600
<b>TOTAL TAX LEVY</b>	<b>\$ 62,250,218</b>	<b>\$ 63,899,645</b>	<b>\$ 65,037,985</b>	<b>\$ 66,736,123</b>	<b>\$ 68,411,016</b>
<b>TAX RATE</b>	<b>\$ 14.09</b>	<b>\$ 14.04</b>	<b>\$ 14.01</b>	<b>\$ 14.10</b>	<b>\$ 14.17</b>
Total Valuation	\$ 4,275,119,960	\$ 4,532,592,442	\$ 4,623,244,290	\$ 4,715,709,176	\$ 4,810,023,360

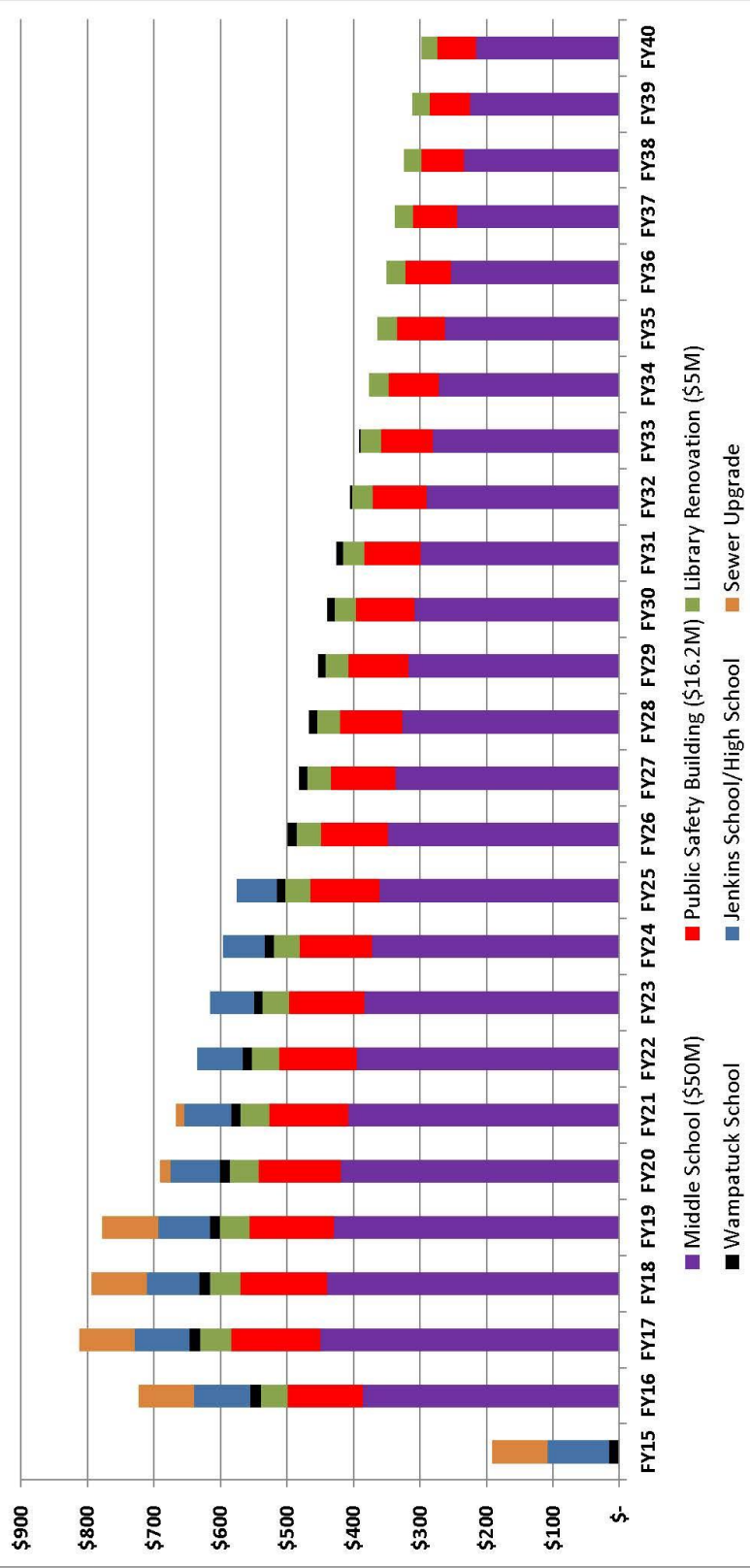
See Assumptions on reverse side



**ASSUMPTIONS:**

- [1] - FY19 Governor's budget includes unrestricted local aid, veterans benefits, exemptions for vets and elderly and state owned land.
- [2] - FY19 Meals Tax reduced from prior year due to loss of major restaurant; 20% of original \$245,000 estimate applied to economic development initiatives and \$100,000 applied to the debt service for the middle school and public safety complex and the balance of \$96,000 allocated to the Capital Stabilization fund for future debt.
- [3] - South Shore Voc. Tech - FY19 assessment estimate from district.
- [4] - Non-contributory pension assessment increased by 3% on \$14,000 COLA base for FY19-22 for one retiree.
- [5] - FY19 & FY20 preliminary received from PCRS with 8% for FY21-22 as previously advised by Plymouth County Retirement System.
- [6] - Reflects a 4.5% annual increase over FY17 actual of revised FY18 estimate and then another 4.5% for FY19 for anticipated COLA and step changes and continued retirements of exempt employees.
- [7] - Pursuant to Town financial policies, 2% of Plymouth County Retirement System assessment.
- [8]- \$100,000 in solar array and wind turbine revenues to offset debt exclusion impact for middle school & public safety complex.
- [9]- 5% increase over FY18 base , 5% for FY20-22
- [10]- Increase of 4.6% per insurer.
- [11]- Barring lay-offs, reduced to normal operating level for FY19-22.
- [12]- Estimated increase of 2% for FY19-21.

### Current Scituate Debt Exclusions - Tax Impact on Average Home



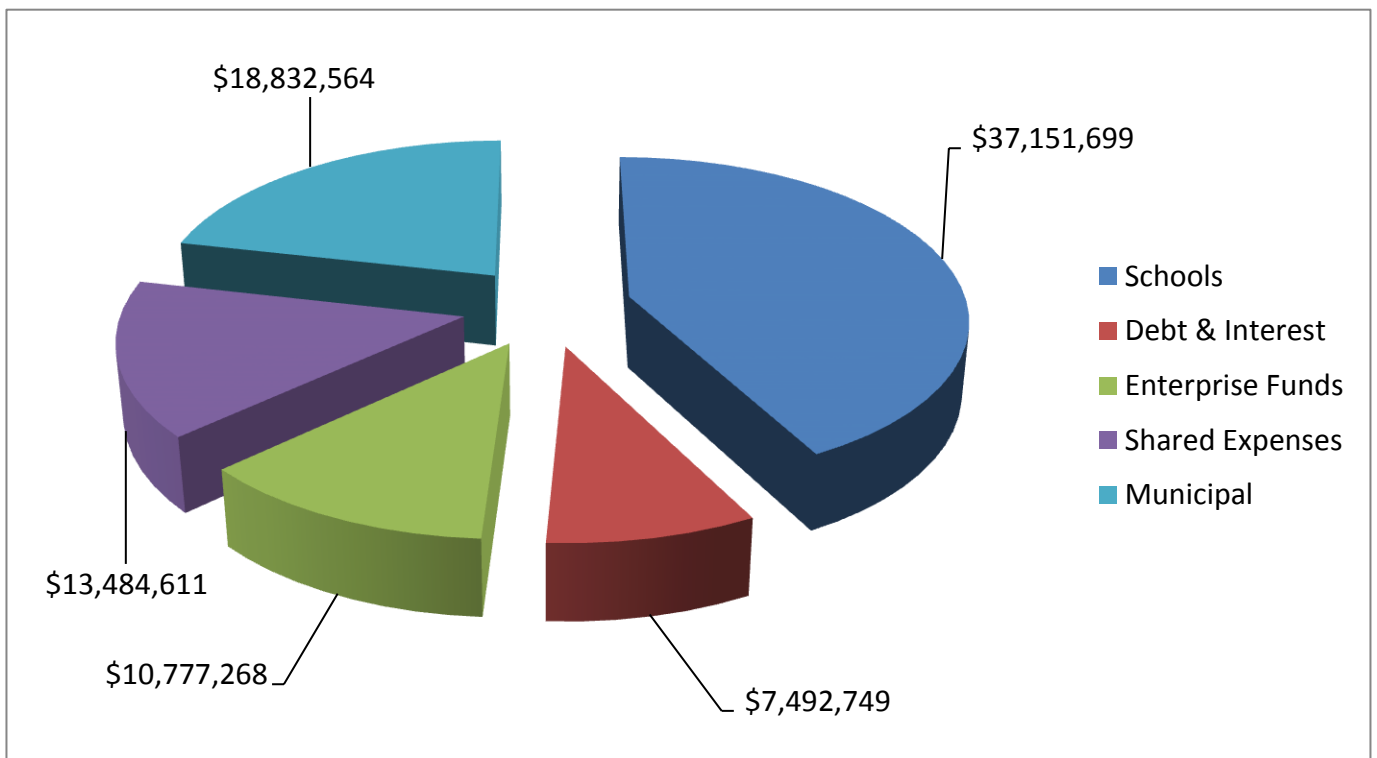
**Notes**

(1) Middle School and Public Safety Complex include \$300,000 offset from meals tax, wind turbine and solar array revenues as approved annually by town meeting for FY16-18 and proposed again for FY19 which equates to approximately \$37 total savings to the average home owner. Average home values have been: FY15 - \$492,700, FY16 - \$508,367, FY17 - \$531,954 and FY18 - \$553,095.

(2) FY19 and beyond calculated based on FY18 total value and average home value and are subject to change annually.

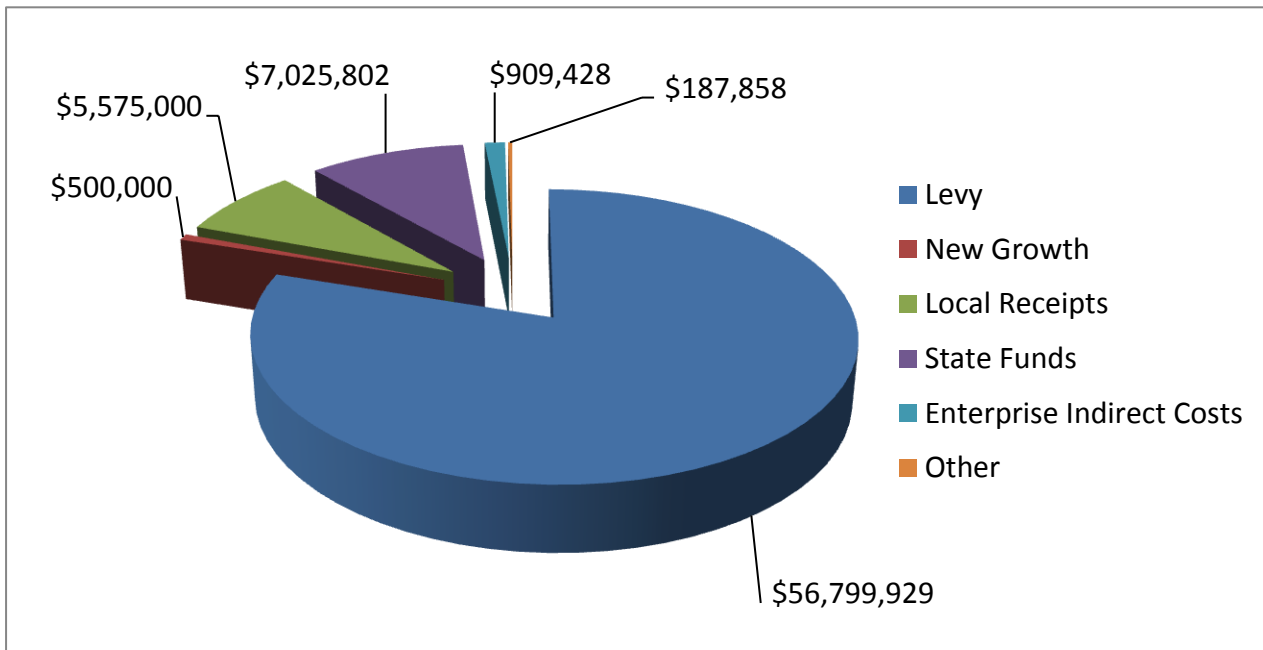
FY19 Scituate Town Budget

Schools	\$	37,151,699
Debt & Interest	\$	7,492,749
Enterprise Funds	\$	10,777,268
Shared Expenses	\$	13,484,611
Municipal	\$	18,832,564
	\$	<u>87,738,891</u>



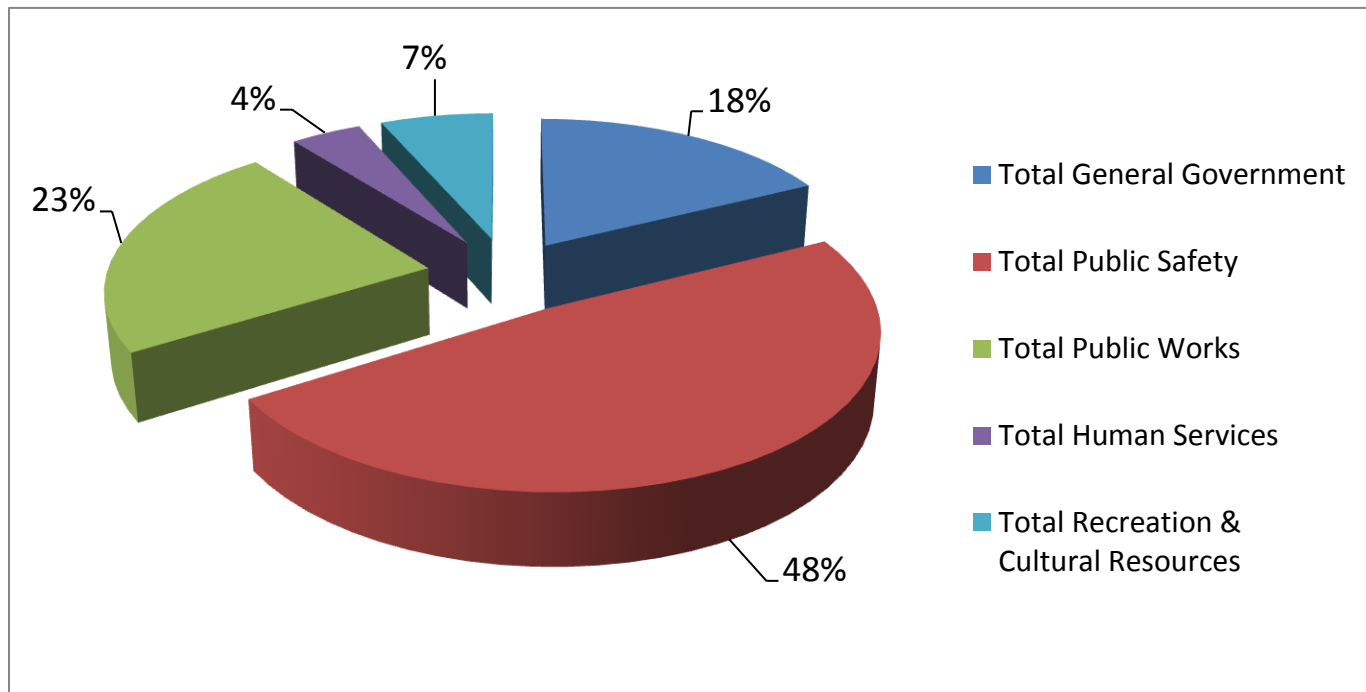
**FY19 Scituate Sources of Revenue**

2018 Levy	\$	55,646,272
2.5%	\$	1,403,657
	\$	<u>57,049,929</u>
Levy	\$	56,799,929
New Growth	\$	500,000
Local Receipts	\$	5,575,000
State Funds	\$	7,025,802
Enterprise Indirect Costs	\$	909,428
Other	\$	187,858
	\$	<u><u>70,998,017</u></u>



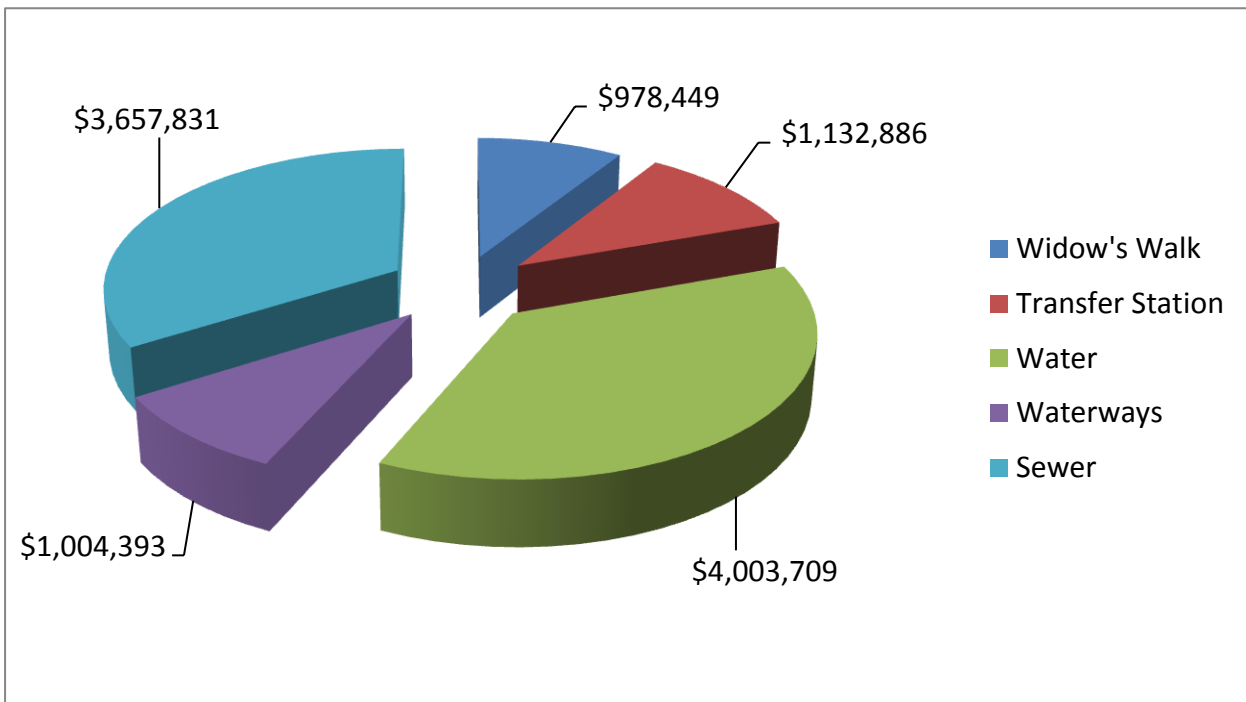
### FY19 Scituate Municipal Expense Share

Total General Government	\$ 3,327,108	18%
Total Public Safety	\$ 9,120,750	48%
Total Public Works	\$ 4,379,489	23%
Total Human Services	\$ 771,854	4%
Total Recreation & Cultural Resources	\$ 1,233,363	7%
	<u>\$ 18,832,564</u>	<u>100%</u>



## FY19 Scituate Enterprise Fund Expense

Widow's Walk	\$	978,449
Transfer Station	\$	1,132,886
Water	\$	4,003,709
Waterways	\$	1,004,393
Sewer	\$	3,657,831
	\$	<u>10,777,268</u>



# Scituate Public Schools

## Memo

**To:** Scituate School Committee

**From:** Superintendent of Schools

**Date:** March 19, 2018

**Re:** Proposed plan to balance FY19 Budget

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As of the February 3<sup>rd</sup> Budget Workshop, the district was facing a potential budget deficit of \$963,118 for FY19. This shortfall represents a 745,914 deficit which already reflected a savings a \$217,204 for known retirements as of February 3, 2018. The gap was a result of multiple factors, all converging in FY19. These include the following:

- Pre-existing deficit budget in FY18 of approximately \$441,000
- Projected reductions in state and federal funding by approximately 3.3%
- 5.1% lower offsets

The plan outlined below has been proposed to close the impending budget gap for fiscal year 19. This plan is a result of months of analysis, prioritization input from our district and school leaders. It outlines three tiers of strategic reductions and efficiencies to close the budgetary gap while maintaining the high quality educational experience for students in all six of our schools. It reflects a 1% increase in operating costs to make up for the FY18 shortfall. Below is an overview of the process to balance the FY19 budget.

For each major category of our budget (Personnel Services, Contractual Service, Materials & Supplies), adjustments to balance the budget are outlined. The amounts reflected indicate differences between the February 3<sup>rd</sup> budget workshop and the final budget for March 19 School Committee vote.

**Overview:** Outlines the differences between February 3<sup>rd</sup> Budget & Final FY19 Budget as of March 19.

### 1. Personnel Services:

- a. Savings through retirements, leaves & temporary position: \$340,009
  - i. This represents leaves of absence based on individual personal circumstances & temporary coverage positions but the majority are retirements. Since our budget

workshop, other staff members have declared their intent to retire. Our goal will always be to find the best candidates to fill a position but because most retirees are at top step/lane in their contracts, filling these positions with high quality candidates still yields some anticipated savings. All but three positions from retirees will be refilled. As noted at the February 3<sup>rd</sup> budget workshop, we will be down 3 elementary sections simply due to lower enrollment. There are retirees in 2 of those buildings, so those positions will not need to be filled. In addition, there is 1 paraprofessional retiree whose position is no longer called for in students' IEP.

- b. Savings due to enrollment in schools/grade levels & services: \$151,000
  - i. 1 of the 3 elementary school sections that are not required due to enrollment is a non-retirement. This will trigger impact discussions with our teacher association for non-PTS staffing. In addition, there are 4 paraprofessionals across the district for which students no longer require paraprofessional services.
- c. Potential reductions in staffing: \$314,547
  - i. This represents limited reductions in staffing to fully close the deficit. However, these changes are pending impact discussions and ongoing contract negotiations with labor associations and unions. They reflect a reduction in non-PTS instructors, paraprofessionals, non-union as well as small reductions in administrative assistant support. All of these are still pending.

**Overall, the district will increase personnel services by about .5% for FY19 as part of a level services budget to ensure sustainability.**

## 2. Contractual Services

- a. \$89,128 in savings thanks to significant work and negotiation with our special education district partners as well as negotiations.

## 3. Materials & Supplies

- a. \$94,635 reduced in overall spending on materials, supplies and equipment across all 6 schools.

**Target to balance budget = \$963,118**

**Total savings = \$989,319**

**FY19 Projected Balance = \$26,201 (less than 0.1% of overall budget)**



**Executive Summary: Balancing FY19 Budget**

Financial Outlook as of: *February 3 Budget Workshop*

<b>Scituate Public Schools FY 19 Draft Budget</b>		
<b>Executive Summary</b>	<b>FY18</b>	<b>FY19</b>
	<b>Actuals</b>	<b>Budget Request</b>
<i>Costs</i>		
Personnel Services	\$ 33,508,919	\$ 34,454,247
Retirements, Leaves, Temp Positions	NA	\$ (217,204)
Contractual Services	\$ 5,074,261	\$ 5,434,485
Materials Supplies	\$ 1,699,829	\$ 1,793,085
<b>Subtotal: Operating Costs</b>	<b>\$ 40,283,009</b>	<b>\$ 41,464,613</b>
<i>Resources</i>		
Town Contribution	\$ 36,127,271	\$ 37,151,699
State & Federal Grants	\$ 2,254,456	\$ 2,181,000
Offsets	\$ 1,460,000	\$ 1,386,000
<b>Subtotal: Resources</b>	<b>\$ 39,841,727</b>	<b>\$ 40,718,699</b>
<b>Balance</b>	<b>\$ (441,282)</b>	<b>\$ (745,914)</b>

Financial Outlook as of: *March 19 – Balanced Budget*

<b>Scituate Public Schools FY 19 Budget</b>		
<b>Executive Summary</b>	<b>FY18</b>	<b>FY19</b>
	<b>Actuals</b>	<b>Budget Request</b>
<i>Costs</i>		
Personnel Services	\$ 33,508,919	\$ 33,648,688
Contractual Services	\$ 5,074,261	\$ 5,345,357
Materials Supplies	\$ 1,699,829	\$ 1,698,450
<b>Subtotal: Operating Costs</b>	<b>\$ 40,283,009</b>	<b>\$ 40,692,495</b>
<i>Resources</i>		
Town Contribution	\$ 36,127,271	\$ 37,151,699
State & Federal Grants	\$ 2,254,456	\$ 2,181,000
Offsets	\$ 1,460,000	\$ 1,386,000
<b>Subtotal: Resources</b>	<b>\$ 39,841,727</b>	<b>\$ 40,718,699</b>
<b>Balance</b>	<b>\$ (441,282)</b>	<b>\$ 26,204</b>

**Reminder:** This plan only gets our district to level services. The following vital areas remain unfunded and must be addressed in future budget cycles to continue strengthening our school district and programs.

Restore Elementary STEM curriculum coordinator position	pk-5	\$110,000.00	Top Priority
Add 0.5 Adjustment Counselor / 0.5 School Counselor	Grades 9-12	\$60,000.00	Top Priority
Add a 1.0 FTE Special Education Transitional Staff Member	Grades 9-12	\$60,000.00	Top Priority
Add a 1.0 Adjustment Counselor for grades pk-8	Pk-12	\$60,000.00	Top Priority
Updated curriculum resources - Journeys 6 year license	K-2	\$110,000.00	Top Priority
Create a district wide Maintenance Line Item	pk-12	\$100,000.00	Top Priority
Hiring additional Custodial Staff	pk-12	\$60,000.00	Top Priority
Computer licenses for IXL Math & Mystery Science Programs	gr3-5	\$5,000.00	Top Priority
Increase FTE of Out of District Coordinator from 0.7 to 1.0	pk-12+	\$16,000.00	Top Priority
Add 2 general school aides to high school.	g9-12	\$50,000.00	Top Priority
Restore 1.2 library paras	pK-5	\$48,000.00	Top Priority

**TOWN OF SCITUATE  
SPECIAL TOWN MEETING  
APRIL 9, 2018  
WARRANT**

**COMMONWEALTH OF MASSACHUSETTS, PLYMOUTH SS**

**To either of the constables of the Town of Scituate, in said County**

**GREETINGS:** In the name of the Commonwealth of Massachusetts, you are hereby required to notify and warn the inhabitants of said Town qualified to vote in Elections and Town Affairs therein, to meet at the Scituate Center for the Performing Arts, 606 Chief Justice Cushing Highway on

**MONDAY, THE NINTH DAY OF APRIL 2018 NEXT**

**At seven o'clock in the evening, then and there to act on the following articles:**

**ARTICLE 1. FY 18 Budget Reconciliations** *Maura Curran*

To see if the Town will vote to transfer from available funds in the Treasury the sum of \$1,100,000 or a greater or lesser sum, for the purpose of fully funding the following accounts established under Article 4 of the April 26, 2017 Annual Town Meeting as follows:

<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
Free Cash	Snow & Ice Costs	\$ 100,000
Stabilization Fund	Emergency Storm Costs	\$1,000,000

or take any other action relative thereto.

*Sponsored By: Board of Selectmen*

**Comments:** This article would rebalance the Fiscal Year 2018 budget approved at last year's Annual Town Meeting. The changes are:

Snow Removal \$100,000

The March Nor'easters have caused this budget to experience difficulties. As of March 22, 2018, the budget was 91.3% expended (\$454,094 of \$497,113) and there were \$142,815 in open purchase orders and requisitions resulting in a \$99,796 deficit. Should there be no further salting or snow events, some of these open purchase orders can be closed without use and would lower the current estimated deficit. This amount would be transferred from Free Cash.

Emergency Storm Costs \$1,000,000

The Board of Selectmen declared a State of Emergency from Friday, March 1, 2018 through Sunday, March 4, 2018 in response to the Nor'easter known as Storm Riley. The Town subsequently requested authority to deficit spend for costs related to that storm pursuant to MGL Chapter 44 §31, which was approved by the Director of Accounts at the Department of Revenue Division of Local Services on March 2, 2018. To date, the Town has expended \$183,613 for emergency storm measures, debris clean-up, tree work, overtime, shelter costs, and sewer and water infrastructure damages. Also, the Board of Selectmen approved a \$67,000 contract to repair the damaged seawall at 83 Surfside Road after receiving an easement from the owners, and that repair has been made. Another contract not to exceed \$267,000 was approved to repair and/or replace the water pipe destroyed on Inner Harbor Road. The crews conducting debris clean-up in Humarock cost the Town approximately \$2,000 per hour and took several days due to the type and quantity of equipment needed to move the heavy cobble and debris and the fact that the nine tides of overwash caused the procedure to have to be repeated. Only some of the invoices for the debris and tree work have been received and the damages to water and sewer infrastructure are still being evaluated and repairs being engineered. The \$1M would be transferred from the Stabilization Fund as in the past, with plans to replace the funds at the fall special town meeting from Free Cash. The current balance of the Stabilization Fund is \$3,836,163.

**Recommendation:** The Advisory Committee recommends approval of this article.  
**Advisory Committee Vote:** Unanimous (7-0) in support of this article.

**MOTION ARTICLE 1. Fiscal Year 18 Budget Reconciliation**

*I move that the Town vote to transfer from Free Cash the sum of \$100,000 for transfer to Snow and Ice Costs and transfer from the Stabilization Fund the sum of \$1,000,000 for transfer to Emergency Storm Costs for the purposing of balancing the Fiscal Year 2018 Operating budget pursuant to Articles 4 and 9 of the April 26, 2017 Annual Town Meeting warrant.*

*Vote Required: 2/3rds*

**Explanation:** This article adds additional funds into the FY18 Snow and Ice account and appropriate funds to cover the emergency clean-up costs from the March 1-4 storm. Currently we are waiting from FEMA to make a determination in the state meets the threshold for a federal disaster declaration which would make the town eligible for 75% reimbursement for storm related costs.

**ARTICLE 2. Unpaid Bills**

*Maura Curran*

To see if the Town will vote to transfer the sum of \$1,302.00, or a greater or lesser sum, for the purpose of paying Fiscal Year 2016 and 2017 unpaid bills, or take any other action relative thereto.

*Sponsored By: Board of Selectmen*

**Comments:** This article would allow the Finance Department to pay three bills totaling \$1,302.00 from the Fiscal Year ending June 30, 2017, and a prior Fiscal Year, which were not able to be paid previously because they were received after the Town's accounts payable period had closed. It is a routine article which comes before most Special Town Meetings.

**Recommendation:** The Advisory Committee recommends approval of this article.

**Advisory Committee Vote:** Unanimous (7-0) in support of this article.

**MOTION ARTICLE 2 Unpaid Bills**

*I move that the Town vote to transfer the sum of \$1,302.00 from Free Cash for the purpose of paying Fiscal Year 2017 unpaid bills.*

***Vote Required: 9/10ths***

**Explanation:** This article would allow the Finance Department to pay three bills totaling \$1,302.00 from the Fiscal Year ending June 30, 2017, and a prior Fiscal Year, which were not able to be paid previously because they were received after the Town's accounts payable period had closed. It is a routine article which comes before most Special Town Meetings.

**TOWN OF SCITUATE  
ANNUAL TOWN MEETING  
APRIL 9, 2018  
WARRANT**

**COMMONWEALTH OF MASSACHUSETTS, PLYMOUTH SS**

To either of the constables of the Town of Scituate, in said County

**GREETINGS:** In the name of the Commonwealth of Massachusetts, you are hereby required to notify and warn the inhabitants of said Town qualified to vote in Elections and Town Affairs therein, to meet at the Scituate Center for the Performing Arts, 606 Chief Justice Cushing Highway on

**MONDAY, THE NINTH DAY OF APRIL 2018 NEXT**

**At seven o'clock in the evening, then and there to act on the following articles:**

**ARTICLE 1. Compensation of Elected Officials** *Maura Curran*

To see if the Town will vote to establish the salaries and compensation of all elected Town officials as follows for a sum totaling \$81,500.00, or a greater or lesser sum, or take any other action relative thereto:

SELECTMEN:	Chairman & Legitimate Expenses	\$ 1,500.00
SELECTMEN:	Members & Legitimate Expenses	\$ 2,000.00
	(4@\$500)	
ASSESSORS:	Chairman & Legitimate Expenses	\$ 1,200.00
ASSESSORS:	Members & Legitimate Expenses	\$ 800.00
	(2@\$400)	
TOWN CLERK:	Personal Services	\$76,000.00

*Sponsored By: Board of Selectmen*

**Comments:** This is an article whose passage is required annually to pay certain elected Town officials. The only change from last year is a 4.1% salary increase for the Town Clerk.

**Recommendation:** The Advisory Committee recommends approval of this article.

**Advisory Committee Vote:** Unanimous (7-0) in support of this article.

**Motion:** *I move that the Town establish the salaries and compensation of all elected Town officials as follows for a sum totaling \$ 81,500.00:*

<i>SELECTMEN:</i>	<i>Chairman &amp; Legitimate Expenses</i>	<i>\$ 1,500.00</i>
<i>SELECTMEN:</i>	<i>Members &amp; Legitimate Expenses</i>	<i>\$ 2,000.00</i>
	<i>(4 @ \$500)</i>	
<i>ASSESSORS:</i>	<i>Chairman &amp; Legitimate Expenses</i>	<i>\$ 1,200.00</i>
<i>ASSESSORS:</i>	<i>Members &amp; Legitimate Expenses</i>	<i>\$ 800.00</i>
	<i>(2 @ \$400)</i>	
<i>TOWN CLERK:</i>	<i>Personal Services</i>	<i>\$76,000.00</i>

**OR**

*I move article 1 as written in the warrant*





**ARTICLE 2. Reports of Boards and Committees** *Maura Curran*

To see if the Town will vote to hear or act upon any reports from the town officers or committees, or take any other action relative thereto.

*Sponsored By: Board of Selectmen*

**Comments:** This article allows Town Meeting to receive reports from Town officials on the work of committees or projects of particular interest at the time of the meeting.

**Recommendation:** The Advisory Committee recommends approval of this article.

**Advisory Committee Vote:** Unanimous (7-0) in support of this article.

**Motion:** *I move that the Town hear or act upon any reports from the town officers or committees.*

**ARTICLE 3. Capital Improvement Plan** *John Danehey*

To see if the Town will vote to raise and appropriate, borrow, or transfer from available funds in the Treasury, in accordance with M.G.L. c. 44, §§ 7 and 8 and any other enabling authority, the following sums of money totaling \$10,435,660 or any greater or lesser sums as may be necessary, for the purpose of funding the costs of the Fiscal Year 2019 Capital Improvement Plan submitted in accordance with Section 6-6 of the Scituate Town Charter and outlined as follows, or take any other action relative thereto:

Item	Project	Department	Amount
A	Widow's Walk Design & Engineering for Imprvmnts	Widows Walk	\$ 30,000
B	Widows Walk Irrigation System	Widows Walk	\$ 2,200,000
C	Netting at Golf Course	Widows Walk	\$ 40,000
D	Septic Loan Program	BOS	\$ 200,000
E	Road & Sidewalk Improvements	DPW - Highway	\$ 200,000
F	Renovate Station #4 (Humarock) - Phase 2	Fire	\$ 50,000
G	Purchase of Radio Equipment & Infrastructure Upgrade	Police	\$ 160,000
H	Egypt Beach Parking Lot	Recreation/DPW	\$ 273,560
I	Foreshore Protection	DPW - Foreshore Protection	\$ 200,000
J	Expand Cudworth Cemetery Phase 3	DPW - Grounds	\$ 140,000
K	Replace #1-7 1993 Int'l 6 wheel Dump	DPW - Highway	\$ 200,000
L	Replace 1987 Rescue Pumper	Fire	\$ 537,500
M	Design, Engineering & Bid Documents for New Senior Center at Gates Site	COA	\$ 983,650
N	Install Communications Equipment Stn 1 & 4	Fire	\$ 300,000
O	Master Plan Update	Planning	\$ 100,000
P	Replace #2-3 2005 Chevy 3500 Dump truck w/plow	DPW - Grounds	\$ 70,000
Q	Replace #1-3 Ford Dump Truck 2005 w/plow	DPW - Highway	\$ 70,000
R	School Technology	School	\$ 100,000
S	Replace #2-7 2001 Ford Dump Truck w/ plow	DPW - Highway	\$ 70,000
T	Replace 2008 Chevy Silverado #1-1 w/ plow	DPW - Highway	\$ 40,000
U	Long Term Viability Study for Hatherly, Wampatuck & Cushing Schools	School	\$ 80,000
V	Purchase Two Automated License Plate Recognition Units & Parking Mngmt Program	Police	\$ 45,000
W	Replace #2-4 2005 Chevy 3500 Pick-up w/ plow	DPW - Grounds	\$ 70,000
X	Boys & Girls Locker Room High School - Design	School	\$ 45,000
Y	Replace #2-1 2005 Chevy 250 Pick-up w/ plow	DPW - Grounds	\$ 45,000
Z	Expansion Tanks for Boilers High School	School	\$ 32,000
AA	Replace 4 SPED vans	School	\$ 120,000
BB	Replacement of HS Floors (Science Wing, Cafeteria, Stair treads)	School	\$ 157,500
CC	Carpeting	School	\$ 50,000
EE	Transfer to Capital Stabilization		\$ 96,000
FF	Copper Removal Full Scale	Sewer	\$ 500,000
GG	Rehabilitation of Belt Filter Press & Grit/Sludge Dewatering	Sewer	\$ 250,000
HH	Aeration Tanks 1 & 2 Rehab	Sewer	\$ 38,280
II	Sand Hills & Chain Pond Pump Station Rehab Fnlztn	Sewer	\$ 50,160
JJ	Replace #54 2005 F-150 Pick-up w/plow	Sewer	\$ 48,400
KK	Replacement of 2 Grinders, Digester, Polymer and Sludge Handling System	Sewer	\$ 100,000
LL	Sand Blast and Paint Scale	Transfer Station	\$ 40,000
MM	Valve Replacement - Creelman Tank	Water	\$ 80,000
NN	Replacement of Chemical Feed Tanks at Plant	Water	\$ 450,000
OO	Replace #34 2005 Chevy Pick-up w/	Water	\$ 53,000
PP	10 Yr Meter replacement cycle program	Water	\$ 175,000
QQ	2006 Van #37 Chevy 2500 w/ plow	Water	\$ 65,000
RR	Upgrade Well #17A	Water	\$ 1,259,000
SS	2006 Utility Truck #33 w/ plow	Water	\$ 51,000
TT	Replacement and addition of pilings	Waterways	\$ 140,610
UU	Replacement of Unit 3 w/ Fire Pump & Monitor	Waterways	\$ 430,000
	<b>GRAND TOTAL</b>		<b>\$ 10,435,660</b>

**Comments:** The Board of Selectmen recommended a plan totaling \$10,435,660 funded 17.2% from Free Cash, 3.6% from enterprise fund retained earnings, 4.7% from capital stabilization funds, 1.9% from taxation, 6.8% from other available capital articles in the Water Enterprise fund, 2.6% from the Beach Revolving fund, 2.8% from premiums received on issued debt and enterprise fund receipts. The remaining 50.3% would be financed through borrowing. The borrowing would include \$600,000 in projects supported by the tax levy and \$4.65M supported by the Sewer, Water, Golf Course and Waterways Enterprise funds.

### **Capital Stabilization Fund**

Since 2012, this fund has served as a mechanism to allocate monies for larger capital projects so that their costs do not have to be absorbed all in one year. Over the past few years, the town has created similar stabilization funds for Water, Sewer, and Golf Enterprise Funds. These funds relieve pressure on debt service and are in keeping with the principles of the five-year rolling plan to fund items over time in as stable a manner as possible thus avoiding huge spikes in annual payments. Also, in keeping with the town's financial policies, \$100,000 of taxation has been allocated to the capital plan along with \$96,000 in anticipated meals tax receipts in FY19.

### **Enterprise Funds**

Aggressive work continues to improve the town's infrastructure after decades of sporadic maintenance. A design and engineering contract for the final phase of the \$22M water pipe replacement project was awarded in December 2017. A construction bid is expected to be issued for the final section in early spring 2018 with construction to be completed in calendar 2018. Water rates increased in FY14, 15, and 16 to pay for the debt service for the first two phases of this work.

Water Enterprise. The water department has aging infrastructure other than its pipes, and additional projects have been recommended to address this. Several unknown capital issues arose that required funding on the FY19 plan including addressing leaks in chemical storage tanks at the treatment plant and valve replacement on the pipe at the Creelman tank. Five additional water projects were recommended including the upgrading of well #17A.

Sewer Enterprise. The federally mandated copper limit reduction is a major concern and that work will continue for the next few years. The recommended plan supports several improvements to the treatment plant. The town is currently conducting a feasibility study with Cohasset and Hull to ascertain whether a regional solution might address the needs of North Scituate for expansion of the sewer system. [It is important to remember that our sewer system treats hundreds of thousands of gallons of water that is not from sewer discharge but from coastal waters.]

Waterways Enterprise. Two projects are recommended: 1.) replacement and addition of pilings at the marinas to complement the ongoing Seaport Economic Advisory Council grant project, and 2.) replacement of a vessel to include a fire pump to enable fire suppression on the water and in the marinas. The Harbormaster is seeking grants to offset the cost of the vessel.

Widow's Walk Enterprise. The second construction phase of the irrigation system project is recommended as is a design and engineering plan to examine future improvements to the facility. A third project is for the construction of safety netting to protect residents living in condos close to the golf club's fifth hole.

Transfer Station Enterprise. The Transfer Station will be conducting small facility projects over the next several years including a project to address metal buildings at the facility. General Fund. Included in the Capital Plan recommendations is spending for foreshore protection and Egypt Beach parking lot, vehicle and equipment replacements, refurbishment, technology and a parking management program with 2 automated license plate recognition units. Also included are a design and engineering project for a new senior center at the Gates site and a long-term viability study to determine structural needs and long-term educational requirements for Hatherly, Wampatuck and Cushing Schools.

The majority of the Committee have privacy concerns regarding the purchase of the automated license plate recognition units. Some Committee members further believe that the request for two units should not be made through the capital budget, since each unit individually does not meet the \$25,000 threshold to qualify as a capital project.

**Recommendation:** The Advisory Committee recommends approval of this article, except Item V, for the purchase of Automated License Plate Readers and a parking management system.

**Advisory Committee Vote:** Unanimous (7-0) in support of items B, D-L, N-U, W-QQ, SS-UU

Majority (6-1) in support of:

- Item A. Design & Engineering for Improvements at Widow's Walk golf course
- Item C. Replacement of netting at the fifth hole of the Widow's Walk golf course to shield the neighboring condominium units
- Item M. Design, engineering and production of bid documents for a new senior center on the site of the old Gates School
- Item RR. Upgrade Water Department Well #17A

Majority opposed (6-1) and is not in favor of Item V, the purchase of Automated License Plate Readers and a parking management system.

**ARTICLE 4. Fiscal Year 2019 Operating Budget Maura Curran**

To see if the Town will vote to raise and appropriate, and/or transfer from available funds in the Treasury, the sum of \$76,963,729 or a greater or lesser sum, for the purpose of funding personal services and expenses for Town operations as may be necessary for the ensuing Fiscal Year commencing July 1, 2018, or take any other action relative thereto.

			<b>FY 2018 Appropriated</b>	<b>FY 2019 Selectmen</b>	<b>FY 2019 Advisory</b>	<b>% of total</b>
<b>Board of Selectmen</b>						
<b>Town Administrator</b>						
123	510	Personal Services	\$ 352,493	\$ 347,031	\$ 347,031	
	520	Purchase of Services	\$ 157,800	\$ 158,800	\$ 158,800	
	530	Town Counsel	\$ 130,000	\$ 130,000	\$ 130,000	
	532	Contract Bargaining	\$ 264,349	\$ 104,256	\$ 104,256	
	540	Materials & Supplies	\$ 7,400	\$ 7,400	\$ 7,400	
	599	Salary Adjustments	\$ 10,000	\$ 10,000	\$ 10,000	
			<b>\$ 922,042</b>	<b>\$ 757,487</b>	<b>\$ 757,487</b>	<b>0.98%</b>
<b>Advisory Committee</b>						
131	510	Personal Services	\$ 1,934	\$ 1,934	\$ 1,934	
	520	Purchase of Services	\$ 250	\$ 250	\$ 250	
	540	Materials & Supplies	\$ 4,000	\$ 4,000	\$ 4,000	
			<b>\$ 6,184</b>	<b>\$ 6,184</b>	<b>\$ 6,184</b>	<b>0.01%</b>
<b>Reserve Fund</b>						
	570	Transfers	\$ 75,000	\$ 75,000	\$ 75,000	<b>0.10%</b>
<b>Finance Director/Town</b>						
135	<b>Accountant</b>					
	510	Personal Services	\$ 299,081	\$ 300,204	\$ 300,204	
	520	Purchase of Services	\$ 61,600	\$ 53,600	\$ 53,600	
	540	Materials & Supplies	\$ 1,300	\$ 1,300	\$ 1,300	
			<b>\$ 361,981</b>	<b>\$ 355,104</b>	<b>\$ 355,104</b>	<b>0.46%</b>
<b>Assessors</b>						
141	510	Personal Services	\$ 201,974	\$ 202,832	\$ 202,832	
	520	Purchase of Services	\$ 5,100	\$ 5,100	\$ 5,100	
	540	Materials & Supplies	\$ 500	\$ 500	\$ 500	
			<b>\$ 207,574</b>	<b>\$ 208,432</b>	<b>\$ 208,432</b>	<b>0.27%</b>
<b>Treasurer/Collector</b>						
145	510	Personal Services	\$ 284,442	\$ 300,497	\$ 300,497	
	520	Purchase of Services	\$ 94,125	\$ 95,025	\$ 95,025	
	540	Materials & Supplies	\$ 2,300	\$ 9,000	\$ 9,000	
			<b>\$ 380,867</b>	<b>\$ 404,522</b>	<b>\$ 404,522</b>	<b>0.53%</b>
155	<b>Information Technology</b>					
	510	Personal Services	\$ 152,680	\$ 164,124	\$ 164,124	
	520	Purchase of Services	\$ 203,980	\$ 192,250	\$ 192,250	

	540	Materials & Supplies	\$	400	\$	500	\$	500	
	580	Capital Outlay	\$	14,000	\$	14,000	\$	14,000	
			\$	<b>371,060</b>	\$	<b>370,874</b>	\$	<b>370,874</b>	<b>0.48%</b>
		<b>Tax Foreclosures</b>							
158	521	Tax Foreclosures	\$	39,000	\$	39,000	\$	39,000	
			\$	<b>39,000</b>	\$	<b>39,000</b>	\$	<b>39,000</b>	<b>0.05%</b>
159		<b>Cable TV</b>							
	510	Personal Services	\$	82,470	\$	100,001	\$	100,001	
	520	Purchase of Services	\$	11,500	\$	6,500	\$	6,500	
	540	Materials & Supplies	\$	2,750	\$	3,000	\$	3,000	
	580	Capital Outlay	\$	30,000	\$	150,000	\$	150,000	
			\$	<b>126,720</b>	\$	<b>259,501</b>	\$	<b>259,501</b>	<b>0.34%</b>
161		<b>Town Clerk</b>							
	510	Personal Services	\$	156,481	\$	180,055	\$	180,055	
	520	Purchase of Services	\$	20,745	\$	33,885	\$	33,885	
	540	Materials & Supplies	\$	4,175	\$	4,380	\$	4,380	
			\$	<b>181,401</b>	\$	<b>218,320</b>	\$	<b>218,320</b>	<b>0.28%</b>
171-76									
182		<b>Planning &amp; Community Development</b>							
241		(Includes Planning, Conservation, Economic Development Commission, ZBA and Inspections)							
	510	Personal Services	\$	683,680	\$	722,559	\$	722,559	
	520	Purchase of Services	\$	66,607	\$	69,575	\$	69,575	
	540	Materials & Supplies	\$	2,880	\$	3,550	\$	3,550	
	580	Capital Outlay	\$	270	\$	-	\$	-	
			\$	<b>753,437</b>	\$	<b>795,684</b>	\$	<b>795,684</b>	<b>1.03%</b>
192		<b>Property/Liability Insurance</b>							
	570	Expenses	\$	<b>661,373</b>	\$	<b>694,441</b>	\$	<b>694,441</b>	<b>0.90%</b>
		<b>Total General Government</b>	\$	<b>4,086,639</b>	\$	<b>4,184,549</b>	\$	<b>4,184,549</b>	<b>5.44%</b>
210		<b>Police</b>							
	510	Personal Services	\$	3,249,212	\$	3,392,627	\$	3,392,627	
	520	Purchase of Services	\$	119,891	\$	115,509	\$	115,509	
	540	Materials & Supplies	\$	80,800	\$	84,412	\$	84,412	
	580	Capital Outlay	\$	164,021	\$	166,005	\$	166,005	
			\$	<b>3,613,924</b>	\$	<b>3,758,553</b>	\$	<b>3,758,553</b>	<b>4.88%</b>
220		<b>Fire</b>							
	510	Personal Services	\$	4,446,993	\$	4,598,148	\$	4,598,148	
	520	Purchase of Services	\$	55,100	\$	55,917	\$	55,917	
	540	Materials & Supplies	\$	163,975	\$	164,272	\$	164,272	
			\$	<b>4,666,068</b>	\$	<b>4,818,337</b>	\$	<b>4,818,337</b>	<b>6.26%</b>
		<b>Combined Public Safety</b>							
230		<b>Dispatch</b>							
	510	Personal Services	\$	558,181	\$	533,010	\$	533,010	
	520	Purchase of Services	\$	2,000	\$	2,000	\$	2,000	



540	Materials & Supplies	\$ 200	\$ 200	\$ 200	
		<b>\$ 560,381</b>	<b>\$ 535,210</b>	<b>\$ 535,210</b>	<b>0.70%</b>
295	<b>Shellfish</b>				
510	Personal Services	\$ 8,000	\$ 8,000	\$ 8,000	
520	Purchase of Services	\$ 275	\$ 250	\$ 250	
540	Materials & Supplies	\$ 400	\$ 400	\$ 400	
		<b>\$ 8,675</b>	<b>\$ 8,650</b>	<b>\$ 8,650</b>	<b>0.01%</b>
	<b>Total Public Safety</b>	<b>\$ 8,849,048</b>	<b>\$ 9,120,750</b>	<b>\$ 9,120,750</b>	<b>11.85%</b>
300	<b>School Committee</b>				
505	School Expenses	\$ 36,120,900	\$ 37,151,699	\$ 37,151,699	48.27%
310	<b>South Shore Regional School</b>				
560	Intergovernmental	\$ 754,321	\$ 769,901	\$ 769,901	1.00%
	<b>Total Schools</b>	<b>\$ 36,875,221</b>	<b>\$ 37,921,600</b>	<b>\$ 37,921,600</b>	<b>49.27%</b>
	<b>Public Works</b>				
400	510 Personal Services	\$ 1,604,182	\$ 1,689,195	\$ 1,689,195	
	520 Purchase of Services	\$ 452,358	\$ 468,266	\$ 468,266	
	540 Materials & Supplies	\$ 202,675	\$ 209,793	\$ 209,793	
	580 Capital Outlay	\$ 401,825	\$ 387,500	\$ 387,500	
		<b>\$ 2,661,040</b>	<b>\$ 2,754,754</b>	<b>\$ 2,754,754</b>	<b>3.58%</b>
410	<b>Facilities</b>				
	510 Personal Services	\$ 310,377	\$ 325,941	\$ 325,941	
	520 Purchase of Services	\$ 358,832	\$ 352,684	\$ 352,684	
	540 Materials & Supplies	\$ 199,500	\$ 204,997	\$ 204,997	
	580 Capital Outlay	\$ 120,000	\$ 124,000	\$ 124,000	
		<b>\$ 988,709</b>	<b>\$ 1,007,622</b>	<b>\$ 1,007,622</b>	<b>1.31%</b>
423	<b>Snow &amp; Ice</b>				
	510 Personal Services	\$ 93,555	\$ 105,102	\$ 105,102	
	520 Purchase of Services	\$ 188,456	\$ 176,909	\$ 176,909	
	540 Materials & Supplies	\$ 215,102	\$ 215,102	\$ 215,102	
		<b>\$ 497,113</b>	<b>\$ 497,113</b>	<b>\$ 497,113</b>	<b>0.65%</b>
424	<b>Street Lights &amp; Beacons</b>				
	520 Purchase of Services	\$ 60,000	\$ 120,000	\$ 120,000	0.16%
	<b>Total Public Works</b>	<b>\$ 4,206,862</b>	<b>\$ 4,379,489</b>	<b>\$ 4,379,489</b>	<b>5.69%</b>
510	<b>Board of Health</b>				
	510 Personal Services	\$ 167,187	\$ 258,336	\$ 258,336	
	520 Purchase of Services	\$ 9,225	\$ 14,300	\$ 14,300	
	540 Materials & Supplies	\$ 1,735	\$ 1,735	\$ 1,735	

580	Capital Outlay	\$	125	\$	125	\$	125	
		\$	<b>178,272</b>	\$	<b>274,496</b>	\$	<b>274,496</b>	<b>0.36%</b>
541	<b>Council on Aging</b>							
510	Personal Services	\$	203,309	\$	203,300	\$	203,300	
520	Purchase of Services	\$	13,750	\$	17,060	\$	17,060	
540	Materials & Supplies	\$	2,100	\$	2,200	\$	2,200	
580	Capital Outlay	\$	2,000	\$	500	\$	500	
		\$	<b>221,159</b>	\$	<b>223,060</b>	\$	<b>223,060</b>	<b>0.29%</b>
543	<b>Veterans Agent</b>							
510	Personal Services	\$	74,982	\$	78,241	\$	78,241	
520	Purchase of Services	\$	121,950	\$	124,950	\$	124,950	
540	Materials & Supplies	\$	1,250	\$	1,250	\$	1,250	
		\$	<b>198,182</b>	\$	<b>204,441</b>	\$	<b>204,441</b>	<b>0.27%</b>
549	<b>Commission on Disabilities</b>							
520	Purchase of Services	\$	4,700	\$	5,000	\$	5,000	
540	Materials & Supplies	\$	300	\$	-	\$	-	
		\$	<b>5,000</b>	\$	<b>5,000</b>	\$	<b>5,000</b>	<b>0.01%</b>
561	<b>FACTS Substance Abuse Program</b>							
510	Personal Services	\$	-	\$	53,097	\$	53,097	
520	Purchase of Services	\$	-	\$	9,610	\$	9,610	
540	Materials & Supplies	\$	-	\$	2,150	\$	2,150	
	<i>Grant funded FY14-18</i>	\$	-	\$	<b>64,857</b>	\$	<b>64,857</b>	<b>0.08%</b>
	<b>Total Health &amp; Human Services</b>	\$	<b>602,613</b>	\$	<b>771,854</b>	\$	<b>771,854</b>	<b>1.00%</b>
610	<b>Library</b>							
510	Personal Services	\$	778,518	\$	787,970	\$	787,970	
520	Purchase of Services	\$	110,969	\$	122,722	\$	122,722	
540	Materials & Supplies	\$	117,600	\$	125,000	\$	125,000	
580	Capital Outlay	\$	2,000	\$	500	\$	500	
		\$	<b>1,009,087</b>	\$	<b>1,036,192</b>	\$	<b>1,036,192</b>	<b>1.35%</b>
630	<b>Recreation</b>							
510	Personal Services	\$	147,754	\$	155,932	\$	155,932	
520	Purchase of Services	\$	945	\$	1,045	\$	1,045	
540	Materials & Supplies	\$	150	\$	150	\$	150	
580	Capital Outlay	\$	500	\$	500	\$	500	
		\$	<b>149,349</b>	\$	<b>157,627</b>	\$	<b>157,627</b>	<b>0.20%</b>
650	<b>Beautification</b>							
540	Materials & Supplies	\$	21,500	\$	23,650	\$	23,650	

		\$ 21,500	\$ 23,650	\$ 23,650	0.03%
691	<b>Historical Buildings</b>				
520	Purchase of Services	\$ 13,744	\$ 15,894	\$ 18,000	
		\$ 13,744	\$ 15,894	\$ 18,000	0.02%
	<b>Total Recreation &amp; Resources</b>	<b>\$ 1,193,680</b>	<b>\$ 1,233,363</b>	<b>\$ 1,235,469</b>	<b>1.60%</b>
720	<b>Debt &amp; Interest</b>				
590	Debt Service	\$ 7,589,131	\$ 7,492,749	\$ 7,492,749	9.74%
		<b>\$ 7,589,131</b>	<b>\$ 7,492,749</b>	<b>\$ 7,492,749</b>	<b>9.74%</b>
910	<b>Non-Contributory Pensions</b>				
512	Other Personal Services	\$ 27,460	\$ 27,880	\$ 27,880	0.04%
911	<b>Plymouth County Retirement</b>				
512	Other Personal Services	\$ 4,620,880	\$ 4,825,164	\$ 4,825,164	6.27%
912	<b>Workers' Compensation</b>				
515	Employee Benefits	\$ 210,000	\$ 210,000	\$ 210,000	0.27%
913	<b>Unemployment Insurance</b>				
515	Employee Benefits	\$ 130,000	\$ 65,000	\$ 65,000	0.08%
914	<b>Contributory Group Insurance</b>				
515	Employee Benefits	\$ 5,860,000	\$ 6,025,850	\$ 6,025,850	7.83%
916	<b>Federal Taxes</b>				
515	Employee Benefits	\$ 695,155	\$ 703,375	\$ 703,375	0.91%
	<b>Total Employee Benefits</b>	<b>\$ 11,543,495</b>	<b>\$ 11,857,269</b>	<b>\$ 11,857,269</b>	<b>15.41%</b>
	<b>Total General Fund</b>	<b>\$ 74,946,689</b>	<b>\$ 76,961,623</b>	<b>\$ 76,963,729</b>	<b>100.00%</b>

*Sponsored By: Board of Selectmen*

**Comments:** Overall, Fiscal Year 2019 submitted departmental budget requests were \$1,031,276.00 over FY 18. While this proposed budget is a level services budget, meaning the Town would be able to maintain services but would not address any areas where new services may be needed, the budget continues to support the Town's efforts in the areas of clean energy, emergency management and response, FACTS organization for opioid abuse, hoarding response and foreshore protection through the coastal rating system (CRS), hazard mitigation and coastal protection grants.

Local receipts are so far within the Financial Forecast with a modest increase of \$25,000, and 2017 Free Cash was certified at \$3,252,678, which enabled the Town to aggressively address the capital plan in the preferred pay-as-you go method instead of utilizing borrowing or deferring projects. One such proposed project funded by Free Cash is the design, engineering and bid document production of the new senior center at the old Gates School site. By funding this project through Free Cash, the deliverables for a future Town Meeting's vote on construction will include detailed construction documents and potentially an actual bid rather than just a conceptual design with cost estimates. It also enables the project to continue to move forward immediately after the April town meeting rather than waiting until July 1<sup>st</sup>. In addition, the final project cost to taxpayers in the form of a debt exclusion will not need to include this amount.

Our Fiscal Year 2018 year-to-date revenues and expenses are currently trending within our financial forecast. The Recreation Department has moved into the old Gates site adjacent to the Veterans' Memorial Gym, the three new buildings are all open and in use, the bays of the old fire station have been re-purposed for Facilities Department storage, minor school bus repair and DPW vehicle storage and the dormitory area is being converted to small office space. The demolition contract for the old police station was awarded and the asbestos and lead abatement is currently underway.

#### Personnel

The FY 19 budget provides for one new full-time staff person in the Board of Health as an Assistant Director to help manage the workload of that department. An additional 10 hours for social services outreach has been provided to the Council on Aging as well. The Social Services Manager's hours and mission remain the same but her salary is now fully under the Board of Health rather than split between the Board of Health and Council on Aging budgets for administrative ease.

#### Departmental Changes

The Planning, Zoning Board of Appeals, Economic Development Commission, Conservation/Coastal Resources and Inspections budgets all appear in this year's budget article under the structure approved at the FY 2018 annual town meeting of a combined Planning and Community Development division.

The FACTS Substance Abuse Program appears for the first time in the FY 2019 budget for \$64,857. This program has been grant funded for five years but its federal grant expires on September 30, 2018. In order to ensure that this valuable service continues to be available to residents, the program has been included in the budget for the 75% funding required for it to continue to provide services through June 30, 2019. The FACTS Coalition is in the process of re-applying for a new federal grant but will not know the outcome of that application until September 2018.

In Fiscal Year 2018 the Town transitioned from the Mayflower Municipal Health Group to the Massachusetts Interlocal Insurance Association (MIIA). For FY 2019 the Town will be experiencing a 4.6% increase in active plans, while the retiree Medicare supplemental plans

are being held at no increase at least through 12/31/18. Fixed Costs are major budget drivers and for FY 19 these major areas have increased as follows:

<u>Line Item</u>	<u>FY 19 Rec Amount</u>	<u>Variance over FY 18</u>
Pension assessment	\$ 4,730,553	\$ 200,278 (4.4%)
Health Insurance	\$ 6,025,850	\$ 165,850 (2.8%)
General Liability Insurance	\$ 694,441	\$ 33,068 (5.0%)
FICA	\$ 703,375	\$ 8,220 (1.2%)
Unemployment	\$ 65,000	(\$ 65,000) (-50.0%)
South Shore Regional School	\$ 769,901	\$ 15,580 (2.1%)

Four of the Town's five union contracts expired on June 30, 2017 and estimated cost of living increases were incorporated in each departmental budget while negotiations continue with these units.

#### Facilities

FY 2019 will be the first full budget year for all of the new buildings and the first full year of the old Gates site under the Town's Facilities Department for utilities. Budgeting for these utility costs included actual usage and costs to date as well as input from the designers and architects, but this is still an area of concern in the budget.

#### Foreshore Protection and Road Improvements

As was the case in FY 2018, a large portion of the Coastal Resource Officer's budget is not being funded by the federal Hazard Mitigation program. As a result, \$50,000 of the foreshore protection allocation has gone to offset that salary. The Coastal Resource Officer has been successful individually, and collectively with others, in applying for and receiving grants in excess of several million dollars to support Scituate's foreshore protection. An additional \$150,000 is available in the operational budget for design and engineering, grant matches and minor repairs of foreshore structures. Road work is similarly funded with \$200,000 in the operational budget to supplement the \$200,000 in the capital plan and the \$562,212 in anticipated Chapter 90 funds.

#### Schools

On the School side of the budget there continues to be a challenge addressing the huge and often unexpected cost of outplacng special education students (when necessary). While there is state and federal funding to carry part of this burden, the Town's taxpayers are responsible for funding most of these costs when they increase.

## **FY 2019 Summary**

- **Recommended level services budget**
- No Free Cash has been used as an offset for the operating budget
- No use of the Stabilization Fund has been used as an offset for the operating budget
- Allocates funding for union/non-union step increases and reserve for contract negotiations/settlements
- Funds the FACTS Substance Abuse Program which will potentially lose its funding source as of September 30, 2018
- Provides \$400,000.00 in funding for foreshore protection services and projects (\$200,000 in capital, \$200,000 General Fund) and a similar amount for road improvements.
- Recommends 1.3 new staff positions: Full-time Assistant Board of Health Director, 10 hours of additional social services outreach for Council on Aging
- Combines the Planning, Zoning Board of Appeals, Economic Development Commission, Inspections and Conservation/Coastal Resources departments into one division pursuant to the vote of the FY 2018 annual Town Meeting.

## Revenues

- Local Aid projections reflect the Governor's FY 2019 budget proposal
- Local Receipts have been increased modestly to reflect recent history
- Meals Tax revenue has been allocated to promote economic development (\$49,000), fund future capital projects (\$96,000) and to offset the debt exclusion impact to taxpayers of the middle school and public safety projects (\$100,000).
- Unallocated Free Cash is \$257,383 assuming all proposals in the special and annual Town Meetings are acted upon favorably.

**Recommendation:** The Advisory Committee recommends approval of this article.

**Advisory Committee Vote:** Unanimous (7-0) vote in support of this article, except for Historical Buildings (line item 691), which by a 6-1 vote the Advisory Committee recommends increasing by \$2,106.00, to \$18,000.00. This reflects the Scituate Historical Society's original budget request.

***Motion: I move that the Town raise and appropriate \$75,528,823.00, and transfer from the Golf Enterprise Fund \$65,211.00, from the Wastewater Enterprise Fund \$241,985.00, from the Water Department Enterprise Fund \$362,939.00, from the Transfer Station Enterprise Fund \$159,419.00, from the Waterways Enterprise Fund \$79,874.00, from Title V Assessments \$6,858.00, from Debt Premium Reserve \$3,082.00, from the PEG Access Cable Grant \$259,501.00, and transfer from the Wind Turbine Revolving Fund \$100,000 and from Solar Array revenues \$100,000 each to the General Fund for debt service and \$53,931.00 from the Massachusetts School Building Assistance Reserve, totaling \$76,961,623.00 for the purpose of funding personal services and expenses for town operations as may be necessary for the Fiscal Year commencing July 1, 2018 as follows:***

**ARTICLE 5. Waterways Enterprise Fund**

*Shawn Harris*

To see if the Town will vote to raise and appropriate, borrow and/or transfer from available funds in the Treasury, the sum of \$1,004,393.00, or a greater or lesser sum, for the purpose of funding the Waterways Enterprise Fund for the ensuing fiscal year commencing July 1, 2018, or take any other action relative thereto.

*Sponsored By: Board of Selectmen*

**Comments:** There are no significant budgetary changes from FY 18. Most of the upcoming changes reflect improvements in service, boater safety, and facility improvements. For instance:

- The Harbormaster’s Department deployed the “de-icers” (approved at April 2017 ATM) for use in the 2018 winter season.
- In addition, engineering and permitting continues for the piling replacement project, which is primarily funded using the \$560,000 grant obtained from the Seaport Economic Advisory Council.
- Permitting and funding work continues on the South River Dredge project however, it continues to face numerous challenges caused in part by recent storm activity.
- To improve boater safety and fire prevention, the Harbormaster is seeking to replace Boat Unit #3. While functioning as a fire boat, this Unit was originally a patrol boat and was modified with a portable pump system. Currently, this pump and setup is difficult to maintain in keep in running order. The cost of purchasing a proper fire unit is \$430,000. It will be financed through borrowing, which is supported by user fees and revenues generated by this Enterprise fund.

Recently, the March 2018 Nor’easter (Storm Riley) caused damage to several pilings and docks adjacent to the pier, damage to the Harbormaster building, outbuildings and grounds. Repairs for the damage will be financed through insurance proceeds and emergency storm costs pending a determination of a federal disaster declaration.

The Retained Earnings balance, after town meeting, is \$481,346.

**Recommendation:** The Advisory Committee recommends approval of this article.

**Advisory Committee Vote:** Unanimous (7-0) vote in support of this article.

***Motion: I move that the Town transfer from available funds in the Waterways Enterprise Receipts the sum of \$1,004,393 for the purpose of funding the Waterways Enterprise Fund for the ensuing fiscal year commencing July 1, 2018, as follows:***

<i>Personal Services</i>	<b>\$390,614</b>
<i>Other Expenses</i>	<b>\$533,905</b>

**ARTICLE 6. Golf Course Enterprise Fund**

*Tony Vegnani*

To see if the Town will vote to raise and appropriate, borrow and/or transfer from available funds in the Treasury the sum of \$978,449.00, or a greater or lesser sum, for the purpose of funding the Widow's Walk Golf Course for the ensuing fiscal year commencing July 1, 2018, or take any other action relative thereto.

*Sponsored By: Board of Selectmen*

**Comments:** The Golf Enterprise fund had no significant operational changes for FY 18. Since the FY 17 revenue caused by the drought was funded in FY18 at last year's special town meeting, this has helped retire the remaining long term debt of the golf course. Now that this debt is paid off, and we will be on target for \$300,000 in annual receipts, which the town can start to use for ongoing capital projects to improve the facility as well as the total available for debt service. Some of these capital improvements are some minor repairs from storm, Riley, improvements to the clubhouse, improvements to increase the curb appeal of the golf course as well as the replacement of the golf courses irrigation system, which is beyond its useful life.

**Recommendation:** The Advisory Committee recommends approval of this article.

**Advisory Committee Vote:** Unanimous (7-0) vote in support of this article

*Motion: I move that the Town transfer from available funds in the Golf Course Enterprise Fund Receipts the sum of \$978,449.00 for the purpose of funding the Widow's Walk Golf Course for the ensuing fiscal year commencing July 1, 2018, as follows:*

<i>Personal Services</i>	<i>\$201,592</i>
<i>Other Expenses</i>	<i>\$776,857</i>



**ARTICLE 7. Wastewater Enterprise Fund**

*Tony Vegnani*

To see if the Town will vote to raise and appropriate, borrow and/or transfer from available funds in the Treasury the sum of \$3,657,831, or a greater or lesser sum, for the purpose of funding Wastewater Treatment Plant operations and expenses, for the ensuing fiscal year commencing July 1, 2018, or take any other action relative thereto.

*Sponsored By: Board of Selectmen*

**Comments:** The Sewer Enterprise continues to balance the ongoing maintenance of the system with the desire of citizens for expansion. The ongoing copper reduction rate study will factor in the reduction in water usage which is the basis of the sewer charge in addition to the proposed capital projects. The capital projects include several recommendations for plant upgrades, sludge handling, dewatering, and rehabilitation of two more aeration tanks and the final phase of the upgrades to sand hills and chain pond pump stations. Moreover, there is also currently a regional study ongoing to see if it is feasible for Hull to expand its treatment plant which includes an ocean outfall pipe, which would allow it to take more waste from Cohasset and which could in turn take waste from North Scituate.

**Recommendation:** The Advisory Committee recommends approval of this article.

**Advisory Committee Vote:** Unanimous (7-0) vote in support of this article.

***Motion: I move that the Town transfer from available funds in the Wastewater Enterprise Fund Receipts the sum of \$2,490,270 and \$494,950 from Wastewater Retained Earnings and \$672,611 from raise and appropriate for the for the purpose of funding Wastewater Treatment Plant operations and expenses, for the ensuing fiscal year commencing July 1, 2018 as follows:***

**ARTICLE 8.**

**Transfer Station Enterprise Fund**

*Shawn Harris*

To see if the Town will vote to raise and appropriate, borrow and/or transfer from available funds in the Treasury the sum of \$1,132,886, or a greater or lesser sum, for the purpose of funding the Landfill and Transfer Station operations and expenses for the ensuing fiscal year commencing July 1, 2018, or take any other action relative thereto.

*Sponsored By: Board of Selectmen*

**Comments:** The Transfer Station, managed by Engineering Supervisor Sean McCarthy, is focused on a dual mission of (a) managing the disposal of household waste in a responsible and cost effective manner and (b) continuing to improve our Town's Reputation as a recycle leader. The day to day operations are handled by a staff of four including foreman Patrick Kelly. The Scituate Transfer Station disposed of almost 3000 tons of household trash and recycled 1700 tons of plastic, glass and cardboard in 2017. In addition to household trash and construction debris the Transfer Station team helped citizens responsibly dispose of TVs, 375 propane tanks, 260 tons of scrap metal and over 800 mattresses.

**Recommendation:** The Advisory Committee recommends approval of this article.

**Advisory Committee Vote:** Unanimous (7-0) in support of this article.

***Motion: I move that the Town transfer from Transfer Station Enterprise Receipts the sum of \$1,003,581 and \$129,305 from Transfer Station Retained Earnings, for the purpose of funding the Landfill and Transfer Station operations and expenses for the ensuing fiscal year commencing July 1, 2018, as follows:***

<i>Personal Services</i>	<b>\$232,746</b>
<i>Other Expenses</i>	<b>\$900,140</b>

**ARTICLE 9. Water Enterprise Fund**

*Tony Vegnani*

To see if the Town will vote to raise and appropriate, borrow and/or transfer from available funds in the Treasury, the sum of \$4,003,709.00, or a greater or lesser sum, for the purpose of funding Water Division operations and expenses for the ensuing fiscal year commencing July 1, 2018, or take any other action relative thereto.

*Sponsored By: Board of Selectmen*

**Comments:** The Water Division, managed by Superintendent Sean Anderson is responsible for providing safe drinking water and fire protection to the community of Scituate. It is comprised of Treatment and Distribution staff. The Treatment staff oversees the public wells and the Surface Water Treatment Plant. The day-to-day operations are handled by a staff of four including the Chief Operator Eric Langlan. The Distribution staff is responsible for the maintenance of the water system including mains, hydrants, flushing, emergency repairs and residential and preventive maintenance. The day to day operations are handled by a staff of seven including Acting Foreman James Costello. The Administrative office team is led by Senior Clerk Nora Finnegan and handles many tasks including payroll, purchasing, billing, scheduling, and stellar customer service delivery. Some important accomplishments include:

- Full replacement of the granular activated carbon at the water treatment plant.
- Redevelopment of three wells increasing withdrawal capacity.
- Replaced 260 water meters with radio read meters.
- Replaced 7 miles of pre 1935 cast iron water main.
- Replaced 54 water services and repaired 7 water main breaks.
- The administrative office staff routinely fields and responds to 40-50 inquiries and issues daily, including residential and commercial accounts.
- Safely delivered 489 million gallons of drinking water to the residents of Scituate.

Some important upcoming projects include:

- Continue water main replacements/ improvements.
- Continue and broaden the water main flushing program.
- Renovate older storage garage to better utilize the space.
- Replace Trac Vac system (sludge removal) at the Water Treatment Plant.
- Continue education and training of Treatment and Distribution staff helping them to obtain required state licensing.
- Perform leak detection services on the distribution system.

**Recommendation:** The Advisory Committee recommends approval of this article.

**Advisory Committee Vote:** Unanimous (7-0) in support of this article.

***Motion: I move that the Town transfer from available funds in the Water Enterprise Receipts the sum of \$3,585,351 and \$418,358 from Water Retained Earnings for the purpose of funding Water Division operations and expenses for the ensuing fiscal year commencing July 1, 2018 as follows:***

<i>Personal Services</i>	<b>\$ 961,612</b>
<i>Other Expenses</i>	<b>\$3,042,097</b>

**ARTICLE 10.            Stabilization Fund Excess Levy**

*Tony Vegnani*

To see if the Town will vote to raise and appropriate the difference between the levy net and the levy limit to the Stabilization Fund, in accordance with Massachusetts General Laws, Chapter 40, Section 5B, or take any other action relative thereto.

*Sponsored By: Board of Selectmen*

**Comments:** This article appropriates funds to the Stabilization Fund, which serves as the town's "rainy day" fund. The amount to be appropriated would be the remainder of the Fiscal Year 2019 levy limit (the total amount the town may raise in taxes) after the levy net, which is the amount needed to pay for services provided by the town. By state law, the levy limit is the amount raised through taxation in the previous fiscal year plus an additional 2.5%, taxation on new property, and any capital or debt exclusions from overrides. Reasons for a remainder could include positive adjustments to state aid not known at the time of Town Meeting or funds that have not been needed to meet budget obligations. The Stabilization Fund is an important emergency cushion for the town which may be used for unforeseen expenses. In the last five years, this article has resulted in \$1.6M being added to the Stabilization Fund. The Stabilization Fund has been used in the past and is proposed to be used this year to fund emergency storm costs.

**Recommendation:** The Advisory Committee recommends approval of this article.

**Advisory Committee Vote:** Unanimous (7-0) vote in support of this article.

***Motion: I move that the Town raise and appropriate the difference between the levy net and the levy limit to the Stabilization Fund, in accordance with Massachusetts General Laws, Chapter 40, Section 5B.***

**ARTICLE 11. Revolving Fund Limits**

*Karen Canfield*

To see if the Town will vote to set the annual spending limits for the revolving funds authorized under General Bylaw Section 10260 for Fiscal Year 2019, in accordance with M.G. L., c. 44, § 53E1/2 as follows, or take any other action relative thereto.

<b>Revolving Fund</b>	<b>FY19 Expenditure Limit</b>
Senior Center Programming	\$30,000
Planning Board Application	\$10,000
Food Establishment Inspection	\$30,000
School Transportation	\$200,000
Beach Sticker	\$530,000
Flu Clinic	\$15,000
Wind Turbine	\$300,000
Maintenance of Public Ways	\$10,000
GATRA Transport	\$100,000
Solar Array	\$350,000

*Sponsored By: Board of Selectmen*

**Comments:** This is the authorization of the annual spending limit for the revolving funds expended to provide the referenced services and satisfies the purpose of the revolving funds. This is the required annual authorization of the use of the receipts.

**Recommendation:** The Advisory Committee recommends approval of this article.

**Advisory Committee Vote:** Unanimous (7-0) in support of this article.

**ARTICLE 12. Community Preservation**

*Tony Vegnani*

To see if the Town will vote to hear and act on recommendations from the Community Preservation Committee (the “CPC”) on the Fiscal Year 2019 Community Preservation budget and pursuant to Massachusetts General Laws, Chapter 44B (the “Act”) to appropriate and/or reserve the sums of money as indicated below (i) to meet the administrative expenses and all other necessary and proper expenses of the CPC for Fiscal Year 2019; (ii) for the acquisition, creation, and preservation of open Space; (iii) for the acquisition, creation, preservation, rehabilitation, and restoration of land for recreational use; (iv) for the acquisition, preservation, rehabilitation, and restoration of historic resources; and (v) for the creation, acquisition, preservation and support of community housing. Appropriations for the items below are to be expended first from any existing reserves for the purposes of such item, then appropriated from Community Preservation FY 2019 estimated revenues, with any excess to be appropriated from Community Preservation unreserved funds. All such sums appropriated are further to be expended subject to all if the terms and conditions of the applications regarding such projects filed with the CPC and the votes of the CPC regarding approval of such items, or take any other action relative thereto.

1. \$178,354 From Community Preservation FY 2019 estimated revenues, to be reserved for the creation and support of Community Housing consistent with the Act;
2. \$178,354 From Community Preservation FY 2019 estimated revenues, to be reserved for the acquisition and preservation of Historic Resources consistent with the Act;
3. \$178,354 From Community Preservation FY 2019 estimated revenues, to be reserved for acquisition and preservation of Open Space consistent with the Act;
4. \$89,177 From Community Preservation FY 2019 estimated revenues, for Administrative Expense of the Community Preservation Committee;
5. \$10,000 For Historic Resources — Historical Survey and Planning;
6. \$5,000 For Historic Resources — World War I plaques restoration;
7. \$1,541 For Historic Resources — Civil War Books Restoration;
8. \$418,900 For Undesignated Fund — Design and Engineering for High School Athletic Complex.

*Sponsored By Community Preservation Committee*

**Comments:** Scituate adopted the Community Preservation Act in FY 2003, and for over 14 years it has provided the town with a valuable source of funds that allow us to protect and expand our natural, historical, and recreational resources. While the matching amount has decreased since the inception of the CPA due to recent economic and state funding issues, as well as the increasing number of towns participating in the program the Advisory Committee strongly believes that the CPA surcharge remains an effective local solution designed to protect open space, historical and recreational resources. Below is a brief summary of the projects.

## Community Preservation Project Summaries

### 5. Historic Survey and Planning - \$10,000

(Historic)

There are currently 1,018 Scituate historic buildings that have been researched and analyzed to determine historical significance through survey work. The surveying information of a building is documented and creates a permanent record with the Massachusetts Historical Commission. Historical surveys allow for the nomination of significant properties to the National Register of Historic Places; as well as other types of studies, reports, publications and projects that relate to the identification and protection of significant historic properties and sites. *The Community Preservation Committee voted 7-0 to approve this request.*

### 6. World War 1 Plaques Restoration - \$5,000

(Historic)

The Scituate Historical Society is seeking funding to restore two plaques that commemorate the service of Scituate residents during World War I. The plaques are located at Lawson Common and the restoration will coincide with the Centennial of World War I in November 2018. The Historical Society will engage the services of a professional restorer to bring them back to like new condition. The plaques are public works of art that speak to the steadiness of Scituate residents and their devotion to the past. The Historical Society has the knowledge and expertise to complete the project expeditiously. The plaques will be preserved for the enjoyment and education of Scituate residents and visitors. *The Community Preservation Committee voted 7-0 to approve this request.*

### 7. Civil War Books Restoration - \$1,541

(Historic)

The book is a compilation of the history of Scituate residents in the Civil War. It includes Scituate pre-war, during the war and post war. Biographies of those who enlisted from Scituate are included along with copies of letters written by Scituate soldiers, newspaper articles and records of the Scituate Town Archives. Copies of the book will be available at the Scituate Historical Society and to the public. *The Community Preservation Committee voted 7-0 to approve this request.*

### 8. Design and Engineering for High School Athletic Complex - \$418,500

(Undesignated)

This request is for the design and engineering of the fields behind the High School. This includes the area from the current JV Baseball Field to the Track and Turf Field. The design and engineering would include (from west to east): Varsity Girls Softball Field, Multiuse Field, Varsity Baseball Field, and the Track and Turf Field. The Scituate High School Turf Field is at end of life and requires replacing. In addition, there are Title IX issues concerning the Girls Varsity Softball program. This area is the most heavily used recreational area for youth and school athletic programs in Scituate. It is used by the young and mature 12 months of the year. A new design and engineering plan for this area would address the Track and Turf replacement, Girls Softball program and make the most efficient

use of this area with a multiuse field between the two ball fields. This project will provide design and engineering for the area behind the High School that is consistent with the field use plan for the Town. The Recreation Department and School Department have come together to support this project. *The Community Preservation Committee voted 6-0 to approve this request.*

**Recommendation:** The Advisory Committee recommends approval of this article.

**Advisory Committee Vote:** Unanimous (7-0) in support of this article.



**ARTICLE 13.**

**Community Preservation Act Reconciliations**  
*Tony Vegnani*

To see if the Town will vote to hear and act on recommendations from the Community Preservation Committee to rescind the balance of funds authorized but unexpended totaling \$34,306.27, or a greater or lesser sum, and to transfer said funds into the Reserve or General Fund Balance from which they were originally appropriated, in accordance with the provisions of the Community Preservation Act, or take any other action relative thereto.

<u>Description</u>	<u>Amount</u>	<u>ATM Date</u>
Scenic Road Signs	\$7,012.20	2013
Harbor Walk 2	\$3,234.27	2013
Sailing Fleet Restoration	\$5,848.50	2015
Lafayette Carriage Restoration	\$2,205.00	2015
Teak Sherman Garden Improvements	\$960.70	2015
Hennessey Land Acquisition	\$15,045.60	2016

*Sponsored By Community Preservation Committee*

Comments: All projects above, except the Hennessey Land Acquisition, have been completed. The Hennessey acquisition could not be completed because the .92 acre parcel had been included in an earlier transaction.

**Comments:** This semiannual article transfers surplus balances from various completed CPC projects back into the CPC Reserve for future projects upon certification from the applicants that their project is complete. The entire Hennessey Land Acquisition is being rescinded as the owners inadvertently conveyed the land in another purchase and therefore no longer have title. T By consistently reviewing older projects, the Community Preservation Committee maximizes the funds available for new projects.

**Recommendation:** The Advisory Committee recommends approval of this article.

**Advisory Committee Vote:** Unanimous (7-0) in support of this article.

**ARTICLE 14. Massachusetts General Laws Chapter 91 Liability Karen Canfield**

To see if the Town will vote to assume liability in the manner provided by Massachusetts General Laws, Chapter 91, Section 29, as amended, for all damages that may be incurred by work to be performed by the Massachusetts Department of Environmental Protection for the improvement, development, maintenance and protection of tidal and non-tidal rivers and streams, great ponds, harbors, tidewaters, foreshores and shores along a public beach in accordance with Section 11 of said Chapter 91 and to authorize the Selectmen to execute and deliver a bond on indemnity therefor to the Commonwealth; or take any other action relative thereto.

*Sponsored By: Board of Selectmen*

**Comments:** This is a routine article in which the Town would assume liability for any damages as a result of the state performing maintenance work on the town's waterways; this maintenance work could include, for example, dredging in the harbor.

**Recommendation:** The Advisory Committee recommends approval of this article.

**Advisory Committee Vote:** Unanimous vote (7-0) in support of this article.

*Motion: I move that the Town assume liability in the manner provided by Massachusetts General Laws, Chapter 91, Section 29, as amended, for all damages that may be incurred by work to be performed by the Massachusetts Department of Environmental Protection for the improvement, development, maintenance and protection of tidal and non-tidal rivers and streams, great ponds, harbors, tidewaters, foreshores and shores along a public beach in accordance with Section 11 of said Chapter 91 and to authorize the Selectmen to execute and deliver a bond on indemnity therefore to the Commonwealth.*

**ARTICLE 15. Zoning Bylaw Amendment: Recreational Marijuana**

*Karen Canfield*

**Prohibition on Marijuana Establishments**

To see of the Town will vote to amend Section 420 of the Zoning Bylaw by adding new use category GG. Marijuana Establishments and to add a new Section 492 prohibiting Marijuana Establishments.

**Zoning Bylaw Section 4928**

In accordance with Massachusetts General Laws Chapter 94G, Section 3(a)(2), all types of marijuana establishments, as defined in Massachusetts General Laws Chapter 94G, Section 1 and as may otherwise be defined by Massachusetts law or regulation, to include, without limitation, all marijuana cultivators, marijuana testing facilities, marijuana product manufacturers, marijuana retailers, on-site consumption of marijuana at a marijuana retailer location, any other types of licensed marijuana-related businesses, and the conducting of any such activity for commercial purposes by whichever name used, shall be prohibited within the Town of Scituate. This prohibition shall not be construed to affect the medical use of marijuana as expressly authorized by the provisions of Chapter 369 of the Acts of 2012 and 105 CMR 725.000 (as the same may be amended from time to time), or take any other action relative thereto.

**Comments:** This article would amend the Zoning Bylaws to prohibit marijuana establishments but would not affect the use of medical marijuana. Town Counsel has advised that this article and Article 16 would both need to be adopted to prevent the siting of a marijuana establishment in the Town. This bylaw has been proposed as the Town residents did not vote in the majority to approve the use of marijuana in the state ballot referendum and the Town is actively providing assistance to residents affected by substance abuse through its FACTS program.

It is the understanding of our Committee that no retail entity can come to Scituate without a community host agreement in place. The Committee does not believe the Town should block a potential future source of tax revenue (should it be deemed appropriate and acceptable to the town). In-process legislation would additionally provide for an incremental tax of up to 3% on marijuana retailers plus a host agreement fee of up to 3% of revenues. There is no benefit to banning any class of marijuana establishment given the town's ability to block any undesirable business(es). It is the opinion of the Committee that rather than putting a ban in place, the Town would be better served reviewing any future applications on a case-by-case basis.

**Recommendation:** The Advisory Committee does not recommend approval of this article.  
**Advisory Committee Vote:** Majority opposed (2-5) and is not in favor of this article.

*Sponsored By: Board of Selectmen*

**ARTICLE 16. General Bylaw Amendment: Recreational Marijuana**

*Karen Canfield*

To see if the Town will vote to amend the Town of Scituate By-Laws, Section 32000 Miscellaneous, by adding the following new section:

Section 32060: Prohibition on Marijuana Establishments

In accordance with Massachusetts General Laws Chapter 94G, Section 3(a)(2), all types of marijuana establishments, as defined in Massachusetts General Laws Chapter 94G, Section 1 and as may otherwise be defined by Massachusetts law or regulation, to include, without limitation, all marijuana cultivators, marijuana testing facilities, marijuana product manufacturers, marijuana retailers, on-site consumption of marijuana at a marijuana retailer location, any other types of licensed marijuana-related businesses, and the conducting of any such activity for commercial purposes by whichever name used, shall be prohibited within the Town of Scituate. This prohibition shall not be construed to affect the medical use of marijuana as expressly authorized by the provisions of Chapter 369 of the Acts of 2012 and 105 CMR 725.000 (as the same may be amended from time to time), or take any other action relative thereto.

*Sponsored By: Board of Selectmen*

**Comments:** This article would amend the General Bylaws to prohibit marijuana establishments but would not affect the use of medical marijuana. This article and Article 15 would both need to be adopted to prevent the siting of a marijuana establishment in the Town.

Please see Article 15 for Advisory's position on this Article.

**Recommendation:** The Advisory Committee does not recommend approval of this article.

**Advisory Committee Vote:** Majority opposed (2-5) and is not in favor of this article.

**ARTICLE 17.           Extend Business District and Village Business Overlay District**

*Shawn Harris*

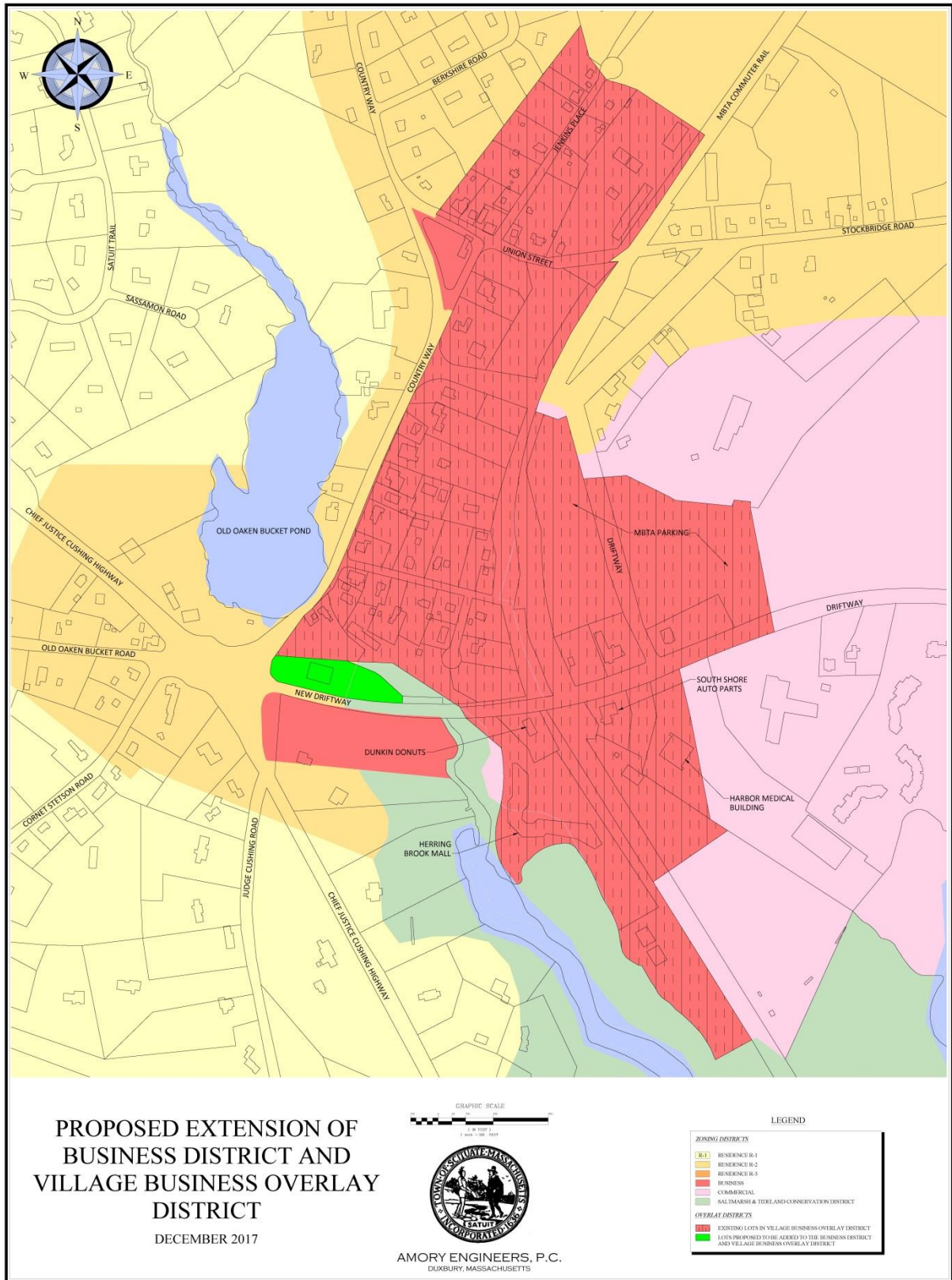
To see if the Town will vote to amend the Zoning Map to change the boundaries of the Business District and Village Business Overlay District and to include the highlighted area as shown on the map entitled Proposed Extension of the Business District and Village Business Overlay District dated December 2017, issue a new Zoning Map reflecting this amendment, and amend Section 320 of the Zoning Bylaw to reflect the new mapping, or take any other action relative thereto.

*Sponsored By: Board of Selectmen*

**Comments:** This article would amend the existing Village Business Overlay District and Business District to include an adjoining lot as depicted in the map below. This lot to be added, which contains the old Driftway Medical Building and attached parking lot, has been on the market for sale for a significant period of time. The addition of the lot to the Village Business Overlay District and Business District will increase the range of business activities that may occur there.

**Recommendation:** The Advisory Committee recommends approval of this article.

**Advisory Committee Vote:** Unanimous (7-0) in support of this article.



**ARTICLE 18. General Bylaw Amendment: Expansion of Flu Clinic Revolving Fund to Include Additional Public Health Vaccinations**

To see if the Town will vote to amend the “Flu Clinic Fees” portion of General Bylaw Section 10260 – Revolving Funds to now be identified as Public Health Vaccination Fees, with the fund being named Public Health Vaccination Revolving Fund, and to include revenue charged and received and expenses associated with operation and administration of public health vaccination clinics as follows below, instead of the fund being limited to flu clinics:

#### Public Health Vaccination Fees

**Fund Name.** There shall be a separate fund called the Public Health Vaccination Revolving Fund authorized for the use of the Board of Health Nurse.

**Revenues.** The Town Accountant shall establish the Public Health Vaccination Revolving Fund as a separate account and credit to the fund all of the revenue charged and received by the Board of Health in connection with the operation and administration of annual public health vaccination clinics.

**Purposes and Expenditures.** During each fiscal year, the Board of Health Nurse may incur liabilities against and spend monies from the Public Health Vaccination Revolving Fund for any expenses related to said annual clinics.

**Fiscal Years.** The Public Health Vaccination Revolving Fund shall operate for fiscal years that begin on or after July 1, 2018, or take any other action relative thereto.

*Sponsored By: Board of Selectmen*

**Comments:** The Advisory Committee recommends the change of the name of the current Flu Clinic Revolving Fund to the Public Health Vaccination Revolving Fund. The renamed fund will cover other vaccinations in addition to flu vaccinations.

**Recommendation:** The Advisory Committee recommends approval of this article.

**Advisory Committee Vote:** Unanimous (7-0) in support of this article.

**ARTICLE 19.**

**Tack Factory Pond Land to Conservation Commission**

*John Danehey*

To see if the Town will vote to authorize the Board of Selectmen to transfer from the Board of Selectmen to the Conservation Commission, the care, custody and control of the 12.22 acres, more or less, shown as Lot 1 on a Plan of Land in the Town of Scituate, prepared by Ross Engineering Co., Inc., 83 Main St., Norwell, MA 02061, recorded in the Plymouth County Registry of Deeds, Plan Book 44, Page 83, for conservation purposes, and grant to the Wildlands Trust or other conservation trust a conservation restriction complying with article 97 of the Amendments to the Massachusetts Constitution, in perpetuity, and to raise and appropriate a sum of money for such purposes, or take any other action relative thereto.

*Sponsored By: Board of Selectmen*

**Comments:** This article would satisfy the agreement with the Massachusetts Attorney General's Office relevant to the siting of the public safety complex on the Ellis Estate by placing into the care, custody and control of the Conservation Commission another parcel of similar size and topography.

**Recommendation:** The Advisory Committee recommends approval of this article.

**Advisory Committee Vote:** Unanimous (7-0) in support of this article.



**ARTICLE 20.**

**Ellis Property Conservation Commission Restriction**

*John Danehey*

To see if the Town will vote to authorize the Board of Selectmen to grant to the Wildlands Trust or other conservation trust, an appropriate conservation restriction complying with Article 97 of the Amendments to the Massachusetts Constitution, in perpetuity on land known as a portion of the Ellis Estate currently under the care, custody and control of the Conservation Commission, a parcel of land situated easterly of Chief Justice Cushing Highway and northerly of Mann Lot Road being shown as Parcel 12-3-1 on the Town of Scituate Assessor's Maps and also depicted as Lot 1 on a plan of land recorded with the Plymouth County Registry of Deeds in Plan Book 15, Page 191, excluding therefrom the land under the custody and control of the Town of Scituate School Committee containing approximately 14.2 acres; excluding the land transferred to the Scituate Arts Association, Inc. containing approximately 3.8 acres and excluding therefrom the land being known as the Public Safety Complex containing approximately 6.02 acres, being a portion of the land described in a Deed of Henry W. Keyes, Trustee under the Will of Joseph Bailey Ellis to the Town of Scituate, through its Conservation Commission, dated June 12, 1969 and recorded with the Plymouth County Registry of Deeds in Book 3528, Page 768, and to raise and appropriate a sum of money for such purposes, or take any other action relative thereto.

*Sponsored By: Board of Selectmen*

**Comments:** This article would further satisfy the agreement with the Massachusetts Attorney General's Office relevant to the siting of the public safety complex on the Ellis Estate by granting to Wildlands Trust or other conservation trust so interested a conservation restriction complying with Article 97 of the Amendments of the State Constitution in perpetuity on the portion of the Ellis Estate currently under the care, custody and control of the Conservation Commission but excluding the 6.02 acre portion of the parcel on which the public safety complex is sited, the 14.2 acre portion under the control of the School Committee and the 3.8 acre portion transferred to the Scituate Arts Association

**Recommendation:** The Advisory Committee recommends approval of this article.

**Advisory Committee Vote:** Unanimous (7-0) in support of this article.

**ARTICLE 21. South Shore Vocational Technical Regional Amended Agreement**

*Karen Canfield*

To see if the Town will vote to approve amendments to the Agreement among the Towns of Abington, Cohasset, Hanover, Hanson, Norwell, Rockland, Scituate and Whitman, Massachusetts with Respect to the Establishment of a Vocational Regional High School District as revised on October 31, 2017, a copy of which is on file with the Board of Selectmen, or take any action relative thereto.

*Sponsored By: Board of Selectmen*

**Comments:** The South Shore Vocational Technical Regional High School (SSVT) has requested all of its 8 member communities adopt an amended agreement. The existing agreement (last revised in the 1980s), requires updates to remove outdated content, and include new information and regulations, such as guidelines outlined by the Department of Elementary & Secondary Education and the Education Reform Act of 1993. The amendment also seeks to change the budget process using a majority (2/3) decision approval process vs the current unanimous process.

The amendment changes are the result of several months of meetings among the SSVT School Committee members and the members Town representatives. A full copy of the Agreement, with “strike through” changes and additions, is provided at the end of this Report.

**Recommendation:** The Advisory Committee will make its recommendation on this article at Town Meeting.

**ARTICLE 22.****Petition Article***John Danehy*

To see if the Town will vote to create the “Ellis Property Study Commission”, consisting of 7 members: one each from the Board of Selectmen and School Committee, two from the Advisory Board, and three at large members who shall be registered voters of the Town to be appointed by the Moderator. Each appointing authority shall report its Commissioner choice to the Town Clerk. The charge of the Commission shall be to review the status of the so-called “Ellis Property”, the uses of such property, to examine the legal status of such uses, and to make recommendations to Town Meeting regarding what steps, if any, are required to make such uses conform with: 1) the law and 2) the donative intent of the Ellis family. The Commission shall report its findings at the next regular Annual or Special Town Meeting, and shall issue a report to be published in the Town’s Annual Report, upon which publication the Commission shall sunset. The Commission shall convene within 30 days of the close of the 2018 Annual Town Meeting, and the first meeting shall be called and convened by the Town Clerk for purposes of organization. Should either or both the Board of Selectmen and School Committee fail to designate its Commissioner by the date of organizational meeting, such non-acting board shall forfeit its appointment, and the Commission, and its quorum as appropriate, shall be reduced in size by the forfeiture; or take any other action relative thereto.

*Sponsored By: Richard W. Lambert Jr.*

**Comments:** This article would establish an Ellis Property Study Commission, which would make recommendations to Town Meeting “regarding what steps, if any, are required to make [the uses of the Ellis Property] conform with: 1) the law and 2) the donative intent of the Ellis family.” At the October 2016 Special Town Meeting the Town voted to transfer the 14.2 acres of the Ellis Property under the control and custody of the School Committee to the Conservation Commission, and to put in place the appropriate conservation restriction so that this land would remain in conservation in perpetuity. As of this writing the School Committee has not taken a vote to affirm Town Meeting’s vote on this matter, and so this 14.2 acre parcel remains under the control and custody of the School Committee.

**Recommendation:** The Advisory Committee does not recommend approval of this article.

**Advisory Committee Vote:** Majority opposed (2-5) and is not in favor of this article.

**ARTICLE 23. South Shore Community Action Council Petition Article**

*John Danehy*

To see if the Town of Scituate will vote to raise and appropriate or transfer from available funds the sum of Ten Thousand Dollars (\$10,000.00) to South Shore Community Action Council, Inc. for services to low-income families and elderly residents in the Town of Scituate, or take any other action relative thereto.

*Sponsored By: Patricia DeLappe*

**Comments:** The petitioners are supporters of the South Shore Community Action Council (SSCAC). They are seeking financial support from various towns to help fund the numerous programs provided to 19,815 low-income residents living in 83 communities across the South Shore, Cape Cod, and the Islands. The Council is a non-profit organization, established in 1965, and operates under a 19M annual budget backed by Federal funds (67%), State funds (5%) and private donations (28%).

Last year, SSCAC helped 113 Scituate households by providing Fuel Assistance, Early Childhood education support, Energy Conservation support, transportation, and tax assistance. The total financial support to Scituate was \$120,058.

While this request for \$10,000 is very small in comparison to the Council's annual budget, a majority of the Committee felt that the Council's several past years of supporting our residents was worth contributing the funds requested.

For more information on the Council, refer to [www.sscac.org](http://www.sscac.org)

**Recommendation:** The Advisory Committee recommends approval of this article.

**Advisory Committee Vote:** Majority vote (5-1) in support (1 abstention) of this article.

**APPENDIX A**

**Agreement Among the Towns of Abington,  
Cohasset, Hanover, Hanson, Norwell, Rockland,  
Scituate and Whitman, Massachusetts with Respect to  
the Establishment of a Vocational**

## Regional High School District

**REVISED 10-31-17**

[Additional language is highlighted in red.]

[Potential language to be deleted is in blue.]

[Wording changes from 8/22/17, 9/22/17, 10/16/17, & 10/31/17 highlighted in yellow.]

This **Regional Agreement** is entered into pursuant to Chapter 71 of the General Laws of Massachusetts, as amended, by and among the Towns of Abington, Cohasset, Hanover, **Hanson**, Norwell, Rockland, ~~and Scituate~~, and **Whitman** (hereinafter sometimes known as “member towns”). The District shall be called the **South Shore Regional Vocational School District** (hereinafter sometimes known as the “District”). ~~in accordance with the provisions of Sections VII and XIII, such of the Towns of Whitman and Hanson as shall accept the Agreement.<sup>1</sup>~~

In consideration of the mutual promises herein contained, it is hereby agreed as follows:

### SECTION I – THE REGIONAL **VOCATIONAL** DISTRICT SCHOOL COMMITTEE

#### (A) Composition

The Regional District School Committee (hereinafter sometimes ~~referred to~~ **known** as the “Committee”) shall consist of one member from each member town **each with one vote**. ~~Each~~ **Each** members, ~~except as provided in subsection I (B) and I(C)~~, shall be appointed by the **Boards of Selectmen** (hereinafter **sometimes known as the “Selectmen”**) of the member towns. ~~as provided in subsection I (CC). All members shall serve until their respective successors are duly chosen and qualified. 1~~

#### (B) ~~Interim Committee~~

~~Within ten days after the establishment of the regional school district, the moderator of each member town shall appoint one member to serve on the Committee who shall have been a member of the regional school district planning board which submitted this agreement, if such a person~~

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<sup>1</sup>As amended by majority vote at town meeting of all member towns to be effective ~~as of July 1, 1982.~~

~~is available and willing to serve. The six members so appointed by the moderator shall serve until their respective successors are elected as provided in subsection I(C) and qualified.~~

(C) ~~Elected~~ Members

~~At the annual town election next following the establishment of the District, each member town shall elect one member to serve on the Committee as follows: The towns of Abington and Rockland shall each elect one member to serve for a term of one year, the towns of Cohasset and Scituate shall each elect one member to serve for a term of two years, and the towns of Hanover and Norwell shall each elect one member to serve for a term of three years. Thereafter, in every year in which the term of office of a member expires, the member town concerned shall at its annual town election elect one member to serve for a term of three years.~~

(B) ~~(CC)~~ Appointed Members

~~Notwithstanding the provisions of subsection I(C), members of the Committee whose terms expire in 1983 and in each year thereafter shall not be elected at the annual town election, but shall be appointed by the boards of selectmen of the respective member towns from and by which they are chosen. Members in office on July 1, 1982 shall continue to serve for the terms for which they were elected and until July 1 of the year in which their terms would expire pursuant to subsection I(C). Not later than June 15, 1983, and Not later than June 15 in each succeeding year in which the term of a member of the Committee expires, the board of Selectmen of the member town concerned shall appoint one member to serve for a term of three years. The term of each such appointed member shall commence on July 1 of the year in which he or she is appointed. †~~

(C) ~~(D)~~ Vacancies

~~If a vacancy occurs among the members of the Committee, the board of Selectmen of the member town concerned shall appoint a member to serve for the balance of the unexpired term. †~~

(D) ~~(E)~~ Organization

~~Promptly upon the appointment and qualification of the initial members and annually thereafter upon~~ **At the first scheduled meeting after July 1, the selection and qualification of successors,** the Committee shall organize and choose by ballot a chair**man** and a vice chair**man** from among its own membership. At the same meeting, or at any other meeting, the Committee shall appoint a treasurer and secretary, who may be the same person but who need not be members of the Committee, choose such other officers as it deems advisable, determine the terms of office of its officers (except the chair**man** who shall be elected annually as provided above) and prescribe the powers and duties of any of its officers, fix the time and place for its regular meetings, and provide for the calling of

special meetings. ~~1~~

(E) ~~(F)~~ Powers and Duties

The Committee shall have all the powers and duties conferred and imposed upon it by this Agreement and such other additional powers and duties as are specified in Sections 16 to 16I, inclusive, of Chapter 71 of the General Laws and any amendments thereof or additions thereto now or hereafter enacted, or as may be specified in any other applicable general or special law. **In the event that provisions of this Regional Agreement conflict with any Massachusetts General Laws (MGL), the MGL shall prevail.**

(F) ~~(G)~~ Quorum

**Unless otherwise specified by law,** the quorum for the transaction of business shall be a majority of the Committee, but a number less than the majority may adjourn.

SECTION II – LOCATION OF REGIONAL DISTRICT SCHOOL

The **Regional District School (South Shore Regional Vocational Technical High School)** shall be located in the Town of Hanover, **or any other member town,** provided, however, that the Committee may establish and locate satellite regional school facilities in any member town. ~~1~~

SECTION III – TYPE OF REGIONAL DISTRICT SCHOOL

The **Regional District School** shall be a Vocational High School consisting of grades nine through twelve **(9 – 12),** inclusive. The Committee is hereby authorized to establish and maintain such kinds of education as may be provided by towns under provisions of Chapter 74 of the **Massachusetts** General Laws **(hereinafter sometimes know as “MGL”)** and acts amendatory thereof, in addition thereto or dependent thereon. The Committee may also provide self funding programs beyond the secondary level, either alone or in cooperation with other institutions ~~2~~ **in accordance with the provisions of MGL, Chapter 74, Section 37A, as amended.**

SECTION ~~V~~IV – BUDGET

(A) ~~Initial~~ Budget

~~Within sixty days after the initial regional district school committee is organized, it shall prepare a reasonably detailed operating and maintenance budget covering expenses, if any, for the balance of the then calendar year. Copies of such proposed budget shall be submitted to the~~

~~chairman of the finance or advisory committee of each member town, or if there is no finance or advisory committee in a member town, to the chairman of the board of selectmen, for its consideration. A budget shall be adopted not earlier than fourteen days but within twenty-one days after the proposed budget has been so submitted. The amount of the said budget shall be apportioned among the member towns according to the provisions of Section IV herein.~~

~~The Regional district treasurer shall certify to the treasurer of each member town its respective share of said budget. The sums thus certified shall be payable by each member town to the regional district school committee but only from funds which may be or may have been appropriated by each member town for such purpose.~~

**The Committee shall annually determine the District's budget consistent with the timelines, terms and requirements of MGL, Chapter 71, Section 16B, as amended, and other pertinent provisions of law and consistent with regulations promulgated by the Department of Elementary and Secondary Education (hereinafter sometimes known as "DESE").**

**(B) Tentative Operating and Maintenance Budget**

~~Thereafter, the Committee shall annually prepare a tentative operating and maintenance budget for the ensuing fiscal year, attaching thereto provision for any installment of principal or interest to become due in such year on any bonds or other evidence of indebtedness of the District and any other capital costs to be apportioned to the member towns. The said Committee shall mail a copy thereof to the Chairman of the board of selectmen and the finance or advisory committee, if any, of each member town not later than fifteen days prior to the date on which the final operating and maintenance budget is adopted, itemized according as follows or in such further detail as the regional district school committee may deem advisable. 3 [stated below]~~

- ~~1. General Control~~
- ~~2. Expenses of instruction~~
- ~~3. Operation of plant~~
- 4. Maintenance of plant**
- 5. Auxiliary agencies**
- ~~6. Outlay~~
- ~~7. Cost of transportation~~ 8.
- ~~— Special charges~~
- ~~9. Debt service~~
- ~~10. Miscellaneous~~

**(B) (C) Final Operating and Maintenance Public Budget Hearing and Budget Approval**



After conducting a public hearing consistent with MGL, Chapter 71, Section 38N, as amended, the Committee by a minimum two-thirds (2/3) vote of all its members, shall ~~in each year adopt an annual~~ annually approve an operating ~~and maintenance~~ budget for the ensuing fiscal year for the next fiscal year to maintain and operate the District during the next fiscal year. After deducting the amount of aid the District is to receive, the balance shall be apportioned among the several member towns in accordance with Section V.

The budget will be itemized ~~according or in~~ such further detail as the Committee may deem advisable. ~~said budget to include debt and interest charges and any other current capital costs as separate items, and shall apportion the amounts necessary to be raised in order to meet the said budget in accordance with the applicable provisions of this Agreement.~~ Such budget shall be adopted not later than forty-five (45) days prior to the earliest date on which the business session of the annual town meeting of any member town is to be held, but in no event later than March 31, provided that said budget need not be adopted earlier than February 1. The amounts so apportioned for each member town shall be certified by the District treasurer to the treasurers of the member towns within thirty (30) days from the date on which the annual operating ~~and maintenance~~ budget is adopted by the Committee. ~~and each town shall, at the next annual town meeting, appropriate the amounts so certified to it.~~ 3 The annual budget as adopted by a two-thirds (2/3) vote of the Committee, shall require the approval of two-thirds (2/3) of the local appropriating authorities of the member towns.

~~(D) Incurring of Debt~~ [This section is deleted here. See Section VI, INCURRING OF DEBT.]

~~Not later than seven days after the date on which the Committee authorizes the incurring of debt, other than temporary debt in anticipation of revenue to be received from member towns, written notice of the date of said authorization, the sum authorized, and the general purpose or purposes for authorizing such debt shall be given to the board of selectmen in each member town.~~

#### SECTION ~~IV-V~~ – APPORTIONMENT AND PAYMENT OF COSTS INCURRED BY THE DISTRICT

(A) Classification of Costs

For the purpose of apportioning assessments ~~levied~~ by the District ~~against to~~ the member towns, costs shall be divided into ~~two four~~ (4) categories: ~~Capital costs and~~ operating costs, capital costs, debt and transportation costs. The Committee shall determine the amount necessary to meet the annual operating, capital, debt, and transportation ~~and maintenance~~

**budgets and shall allocate such amount among the member towns.**

**(B) (C) Operating Costs**

1. Operating costs shall include all costs not included in capital, debt, and transportation costs as defined in ~~subsection IV (B)~~, Sections V (C), (D), and (E), but shall include interest on temporary notes issued by the District in anticipation of revenue.

~~(E) — Apportionment of Operating Costs~~

~~Operating costs for the first fiscal year next following the establishment of the regional school district and for every fiscal year thereafter shall be apportioned to the member towns on the basis of their respective pupil enrollments in the regional school. Each member town's share for each fiscal year shall be determined by computing the ratio which that town's pupil enrollment in the regional district school on October 1 of the year next preceding the year for which the apportionment is determined bears to the total pupil enrollment from all the member towns in the regional district school on the same date. In the event that enrollment in the regional district school has not been accomplished by October 1 of any year, operating costs shall be apportioned on the basis of the number of pupils in grades nine through twelve residing in each member town on October 1 of that year and receiving education at such town's expense.<sup>3</sup>~~

**2. Apportionment of Operating Costs**

The operating costs to a member town will equal the Minimum Local Contribution and any other operating costs above the Minimum Local Contributions, referred to in this section as “Above Minimum Contribution.” All operating costs not considered part of Net School Spending shall be apportioned using the same formula as Net School Spending operating costs and will be included in a member town’s operating cost assessment.

The aggregate Above Minimum Contribution is arrived at by subtracting from the Net School Spending Operating Budget the following: Chapter 70 aid, the Minimum Required Combined Local Contributions of all member towns, and other general revenue sources to the District.

This formula is illustrated below:

**Net School Spending Operating Budget (which excludes capital, debt and transportation)**

- Chapter 70 aid (as calculated by DESE)
- Minimum Required Combined Local Contributions of all member towns (as calculated by DESE)
- Other general revenue sources to the District

**= Total Above Minimum Contribution for all member towns**

**To determine each member town's proportionate share of the aggregate Above Minimum Contribution, it shall be determined based on the number of pupils in grades nine through twelve (9 – 12), inclusive, residing in each member town and receiving education in the South Shore Regional Vocational School District at such town's expense.**

3. The total operating costs assessed to each member town will consist of the member town's Minimum Local Contribution and the town's share of Above Minimum Local Contribution and operating costs that do not meet the definition of Net School Spending as defined in Chapter 70, as amended, apportioned to each town in accordance with the formula noted above.

**(C) ~~(B)~~ Capital Costs**

~~(1) Capital costs shall include all expenses described in DESE's Chart of Accounts in the 7000-function code. in the nature of capital outlay such as the cost of acquiring land, the cost of constructing, reconstructing, and adding to buildings, and the cost of remodeling or making extraordinary repairs to a school building or buildings, including without limitation the cost of the original equipment and furnishings for such buildings or additions, plans, architects' and consultant's fees, grading and other costs incidental to placing school buildings and additions and related premises in operating condition. Capital costs shall also include payment of principal of and interest on bonds, notes or other obligations issued by the District to finance capital costs.~~

**(D) Apportionment of Capital Costs**

**(2) Apportionment of Capital Costs**

Capital costs ~~shall~~ **will** be apportioned ~~annually~~ for the ensuing fiscal year as follows:

~~(1) Each member town's share of the capital costs incurred in connection with the construction, equipping and placing in operation of the initial district school building, including the payment of principal of and interest on bonds, notes or other obligations of the District to finance such capital costs, shall be determined by computing the ratio which the sum of its enrollments on October 1 of the three fiscal years next immediately preceding the year in which the District Committee votes to authorize the incurring of such capital costs include capital cost in the budget bears to the sum of the pupil enrollments of all the member towns on October 1 of the same three fiscal years. ; and in the case of capital cost consisting of the payment of principal of and interest on bonds, notes or other obligations issued by the District, the ratio shall not be changed~~

~~during the period in which such bonds, notes or other obligations are outstanding, except as provided in subsection VII (A).~~ For the purpose of this clause, ~~(1) of this subsection IV (D)~~ pupil enrollments shall be defined as the number of pupils in grades nine through twelve ~~(9 – 12)~~, inclusive, residing in each member town and receiving education **in the South Shore Regional Vocational School District** at such town's expense.

~~(3) In the event the Committee votes to incur capital costs in any year before a new member town which has been admitted to the District pursuant to Section VII has been a member town for at least three full years, such town's pupil enrollment for the purpose of apportioning such capital costs pursuant to clause (2) of this subsection IV (D) (2) shall be deemed to be as follows:~~

~~–(a) (1) if the Committee votes to incur such capital costs in the first year of membership, the town's pupil enrollment in such first year is multiplied by three;~~

~~–(b) (2) if the Committee votes to incur such capital costs in the second year of membership, the sum of the town's pupil enrollments for the first two years of membership is multiplied by one and one-half (1½);~~

~~–(c) (3) if the Committee votes to incur capital costs in the third year of membership, the sum of the town's pupil enrollments for the first three years of membership.~~

**(D) Debt**

**(1) Debt shall include the payment of principal of and interest on bonds, notes or other obligations of the District to finance such debt.**

**(2) Each member town's share of the debt incurred, including the payment of principal of and interest on bonds, notes or other obligations of the District to finance such debt, capital costs other than those apportioned pursuant to clause (1) of this subsection IV (D), whether or not incurred in connection with the construction of an addition to or the reconstruction, replacement, remodeling or making of extraordinary repairs to said initial school building, shall be determined by computing the ratio which the sum of its pupil enrollments in the regional District school on October 1 of the three fiscal years next immediately preceding the year in which the District Committee member towns votes to authorize the incurring of such capital costs the debt bears to the sum of the pupil enrollments of all the member towns in the regional District school on October 1 of the same three fiscal years, and in the case of capital costs consisting of the payment of the principal of and interest on bonds, notes or other obligations issued by the District the ratio shall not be changed during the period in which**

such bonds, notes or other obligations are outstanding, except as provided in ~~sub-Section VII-VIII (A). In the event that there is no pupil enrollment in the regional district school on October 1 of any year, the enrollment in grades nine through twelve, inclusive, of pupils residing in each member town and receiving education at such town's expense on October 1 of that year shall be used in its stead.~~

**For the purpose of this clause, pupil enrollments shall be defined as the number of pupils in grades nine through twelve (9 – 12), inclusive, residing in each member town and receiving education in the South Shore Regional Vocational School District at such town's expense.**

(3) In the event the ~~Committee votes to incur capital costs~~ debt is incurred in any year before a new member town which has been admitted to the District pursuant to Section ~~VII-VIII~~ has been a member town for at least three full years, such town's pupil enrollment ~~on the most recent October 1 of the fiscal year in which the debt is incurred will be used~~ for the purpose of apportioning such ~~capital costs~~ debt pursuant to clause (2) of this ~~sub~~-Section. ~~In the event that the Committee votes to incur debt prior to October 1 in the first year of a new member town's admission to the District, the enrollment for that new member town will be the enrollment on the day of the School Committee vote to incur such debt. IV-(D)-(2) shall be deemed to be as follows:~~

- (a) ~~(1)~~ if the Committee votes to incur such ~~capital costs~~ debt **(according to Section VI)** in the first year of membership, the ~~new member~~ town's pupil enrollment in such first year is multiplied by three;
- (b) ~~(2)~~ if the Committee votes to incur such ~~capital costs~~ debt **(according to Section VI)** in the second year of membership, the sum of the ~~new member~~ town's pupil enrollments for the first two years of membership is multiplied by one-and-one-half (1 ½); **and**
- (c) ~~(3)~~ if the Committee votes to incur ~~capital costs~~ debt **(according to Section VI)** in the third year of membership, the sum of the ~~new member~~ town's pupil enrollments for the first three years of membership **will be used.** †

**~~(E) SECTION VI~~ Transportation**

School transportation shall be provided by the ~~regional school~~ District. ~~and the cost thereof shall be apportioned to the member towns as an operating cost~~ **To determine each member town's proportionate share of pupil transportation, it shall be determined based on the total cost of transportation minus the estimated Chapter 71 transportation reimbursement of the number of pupils in grades nine through twelve (9 – 12), inclusive, residing in each member town and receiving education in**

**the South Shore Regional Vocational School District at such town's expense.**

~~During the first fiscal year in which the admission pursuant to Section VII of a new member town is effective, such town shall be responsible for providing school transportation for pupils enrolled in the regional district schools and for paying the costs of such transportation.1~~

(F) **Times of Payment of Apportioned Costs**

(1) The Total Assessment to a member town will equal the total of the Operating Assessment, Transportation, Capital and Debt.

(2) Each member town shall pay to the District in each year its proportionate share, certified as provided in subsection V (B), (C), (D) and (E) of the **capital and operating, capital, debt, and transportation** costs. ~~Except as otherwise provided in subsection IV (A),~~ The annual share of each member town shall be paid in equal installments not later than the first days of August, December, April and June of each fiscal year. 3

(G) **Apportionment of Costs to New Member Towns**

~~Except as otherwise provided in this subsection, capital costs and operating costs shall be apportioned in accordance with subsections IV(D) and IV(E), to each town admitted to the District pursuant to the provisions of Section VII. In the first fiscal year in which the admission of a new member town is effective, the town shall pay as its share of the **operating costs, capital costs, and debt and operating** costs for such fiscal year, an amount equal to that which the town would pay if the pupils from the town enrolled in the **regional District school** were tuition pupils. During the first fiscal year, ~~in which the admission pursuant to Section VII of a new member town is effective,~~ such town shall be responsible for providing school transportation for pupils enrolled in the regional district schools and for paying the costs of such transportation. After the first fiscal year in which the admission of a new member town is effective, the town's share of **operating costs, capital costs, debt and operating-transportation** costs shall be determined in accordance with Section IV-V. and, ~~in addition thereto, commencing in the second fiscal year in which such town is a member and continuing through the eleventh such fiscal year, as partial reimbursement to the original current member towns of Abington, Cohasset, Hanover, Hanson, Norwell, Rockland, and Scituate, and Whitman for their payment of capital costs on account of the original regional district school building, such town shall pay an annual surcharge of \$400 per pupil enrolled from such town in the regional district school on October 1 of the next preceding fiscal year. If on **such** October 1, there is an enrollment of less than five pupils from such town in the **regional District, school,** such **new** member town shall be deemed to have an~~~~

enrollment of five pupils in the ~~regional~~ District school. ~~without taking such surcharge into account. After making such allocation, the Committee shall apply the amount of the surcharge to reduce the shares of capital and operating costs of the original member towns which are not then required to pay such surcharge, in the same proportion as capital costs are allocable among such towns pursuant to Section IV. For the purposes of Section IX, if a new member town shall withdraw from the District prior to the twelfth year of its membership, such surcharge shall be deemed to be part of the town's share of the indebtedness of the District outstanding at the time of its withdrawal.~~

#### **SECTION VI (D) – INCURRING OF DEBT**

Not later than seven days after the date on which the Committee authorizes the incurring of debt, other than temporary debt in anticipation of revenue to be received from member towns, written notice of the date of said authorization, the sum authorized, and the general purpose or purposes for authorizing such debt shall be given to the ~~board of~~ Selectmen in each member town.

~~The Committee may vote to incur debt consistent with the terms and conditions of MGL, Chapter 71, Section 16 (d) paragraph 1, Chapter 71, Section (d) paragraph 2, or Chapter 71, Section (n), as amended. At the time of taking action to incur debt, and except for the incurring of temporary debt in anticipation of revenue, the Committee, by two-thirds (2/3) vote, will choose one of the three aforementioned processes that appear in MGL, Chapter 71, Section (d) or Section (n), as amended.~~

#### **SECTION VII – AMENDMENTS**

##### **(A) Limitations**

This Agreement may be amended from time to time in the manner hereinafter provided, but no such amendment shall be made which shall substantially impair the rights of the holders of any bonds, notes or other obligations of the District then outstanding, or the rights of the District to procure the means for payment thereof, provided that nothing in this section shall prevent the admission of a new town or towns to the District and the reapportionment accordingly of ~~capital costs~~ debt of the District represented by bonds or notes of the District then outstanding and of interest thereon.

##### **(B) Procedure**

Any proposal for amendment, except a proposal for amendment providing for the withdrawal of a member town (which shall be acted upon as provided in Section ~~IX-X~~), may be initiated by a **minimum**



~~majority~~ vote of ~~all the two-thirds (2/3)~~ members of the Committee or by a separate petition from at least two-thirds (2/3) of the member towns. Such petitions shall be signed by at least one hundred (100) registered voters from each of these two-thirds (2/3) member towns. In the case of a proposal for amendment by petition, the said petition shall also contain, at the end thereof, a certification by the clerk of each member town voting as to the number of signatures in the petition which appear to be the names of registered voters (according to the most recent voting list) from that town; and the said petition shall be presented to the secretary of the Committee. In either case, the secretary of the Committee shall mail or deliver a notice in writing to the ~~board of~~ Selectmen of each of the member towns that a proposal to amend this Agreement has been made and shall enclose a copy of such ~~proposal amendment~~ (without the signatures in the case of a proposal by petition). The Selectmen of each member town shall include in the warrant for the next annual town meeting, or a special town meeting called for the purpose, an article stating the ~~proposal amendment. or the substance thereof.~~ Such amendment shall take effect upon its acceptance by ~~all a~~ minimum of two-thirds (2/3) of the member towns, acceptance by each member town to be by a majority vote at a town meeting as aforesaid. All amendments must be approved by the Commissioner of Elementary and Secondary Education (hereinafter sometimes referred to as the "Commissioner"). An amendment involving a change in the way that the operating and/or capital budgets are assessed may not take effect until the July 1 after a minimum of two-thirds (2/3) of the member towns and the Commissioner have approved acceptance by the previous December 31.

#### SECTION VIII – ADMISSION ~~PROCESS OF ADDITIONAL FOR~~ NEW MEMBER TOWNS TO THE DISTRICT

- (A) By an amendment of this Agreement adopted under and in accordance with Section VII above, any other town ~~or towns~~ may be admitted to the ~~regional school~~ District upon adoption as therein provided of such amendment and upon acceptance at a special or annual town meeting by a majority vote by the town ~~or towns~~ seeking admission of the Agreement as so amended, acceptance by a minimum of two-thirds (2/3) of the member towns, each by majority vote, and also upon compliance with such provisions of law and regulations [for example, Code of Massachusetts Regulations; that is, CMR 603 41.05 (6)] as may be applicable and such terms as may be set forth in such an amendment.
- (B) The Committee, prior to the admittance of a new member town, will have the option **establishing** the amount of any costs additional to costs referenced in Section V (G) to that new member town to be included in the District. **These additional costs will be clearly articulated to the Regional**



**Planning Committee of the potential new member town and will be made clear to voters prior to that new member town's vote on admission to the District.**

- (C) A new member town may be admitted to the District as of July 1 of any fiscal year, provided that all requisite approvals for such admission, including the Commissioner's approval, shall be obtained no later than the preceding December 31.

## **SECTION IX – WITHDRAWAL PROCESS OF MEMBER TOWNS FROM THE DISTRICT**

- (A) ~~Limitations~~ **Vote Expressing Desire to Withdraw**  
~~The withdrawal of a member town from the District may be effected by an amendment to this agreement in the manner hereinafter provided by this section.~~ Any member town seeking to withdraw shall, by majority vote at an annual or special town meeting, request the Committee to ~~draw up~~ **formulate** an amendment to this Agreement setting forth the terms by which such town may withdraw from the District. **No withdrawal will take effect on other than July 1 of a given year. The vote stated in the preceding sentence, as well as the notification to the District consistent with paragraph B below, must all occur no less than two (2) years prior to the desired date of withdrawal.**

- (B) ~~Procedure~~ **Notice**  
The clerk of the town seeking to withdraw shall, **within seven (7) days of the vote**, notify the **Committee chair as well as the District's superintendent** in writing that such town has voted to request the Committee to ~~draw up~~ **formulate** an amendment to the Agreement (enclosing a certified copy of such vote) **setting forth the terms for withdrawal.**

Thereupon, the Committee shall ~~draw up~~ **formulate** an amendment to the Agreement setting forth such terms of withdrawal as it deems advisable, subject to the limitation contained in ~~sub~~Section ~~VH-VIII~~ (A). The secretary of the Committee shall mail or deliver a notice in writing to the ~~board of~~ **Selectmen** of each member town that the Committee has ~~drawn up~~ **formulated** an amendment to the Agreement providing for the withdrawal of a member town (enclosing a copy of such amendment). The **Selectmen** of each member town shall include in the warrant for the next annual or a special town meeting called for the purpose an article stating the amendment. ~~or the substance thereof. Such amendment shall take effect upon its acceptance by all of the member towns, acceptance by each town to be by a majority vote at a town meeting as aforesaid.~~

- (C) **Obligations of Withdrawing Member Towns** ~~Payments to Certain Capital Costs made by a Withdrawing Town~~ provided (1) that the Town seeking to withdraw shall remain liable for any unpaid operating costs which have been certified by the District treasurer to the treasurer of the withdrawing town, including the full amount so certified for the year in which such withdrawal takes effect and (2) that the said town shall remain liable to the District for its share of the indebtedness of the District outstanding at the time of such withdrawal, and for interest thereon, to the same extent and in the same manner as though the town had not withdrawn from the District, except that such liability shall be reduced by any amount which such town has paid over at the time of withdrawal and which has been applied to the payment of such indebtedness.

~~Money received by the District from the withdrawing town for payment of funded indebtedness or interest thereon shall be used only for such purpose and until so used shall be deposited in trust in the name of the District with a Massachusetts bank or trust company having a combined capital and surplus not less than \$5,000,000.00.~~

**In addition to other terms and requirements which the Committee shall include in the amendment, the member town seeking to withdraw will be responsible for the following: (1) payment of all operating costs for which it is liable as a member of the District; (2) continuing payments beyond the time of withdrawal to the District for the member town's share of the indebtedness of the District which is outstanding at the time of such withdrawal, and for interest thereon, to the same extent and in the same manner as though the town had not withdrawn from the District; (3) other liabilities incurred during all times that the town was a member of the District (e.g., OPEB – Other Post-Employment Benefits); and (4) for the costs, including legal fees, that accrue to the District as a result of the withdrawal process.**

- (D) **Approval of Withdrawal**  
A request to withdraw shall become effective only if the amendment to the Agreement is approved by a majority vote of the Committee, is approved by majority vote at an annual or special town meeting in a minimum of two-thirds (2/3) of the member towns, is approved by the Commissioner, and the withdrawal can become effective no less than one full year after the completion of these requirements.

- (E) ~~(C)~~ **Cessation of Terms of Office of Members of Withdrawing Town's Members**  
Upon the effective date of withdrawal, the terms of office of all members serving on the ~~regional district school~~ Committee from the withdrawing town shall terminate and the total membership of the Committee shall be

decreased accordingly.

## SECTION X – TUITION STUDENTS

The Committee may accept for enrollment in the ~~regional~~ District school pupils from towns other than the member towns on a tuition basis. Income received by the ~~regional~~ District school from tuition pupils shall be deducted from the total operating costs in the next annual budget to be prepared after the receipt thereof, prior to apportionment under sub-Section IV (E) V (B) to the member towns will be treated by the Committee according to MGL, Chapter 71, Section 16D1/2.

## SECTION XI ——— ADVISORY COMMITTEES

~~The regional district school committee may, to assist it in the construction of the regional school building, appoint a building committee to advise it with respect to plans, specifications, appointment of architects, engineers, the letting of contracts, the supervision of construction, and any other assistance which the regional district school committee may desire. The members of any such committee shall serve without compensation.~~

## SECTION ~~XII~~ XI – ANNUAL REPORT

The Committee shall submit in January an annual report to each of the member towns containing ~~a detailed financial statement and a statement showing the method by which the annual charges assessed against each town were computed, together with such additional information relating to the operation and maintenance of the regional school district as may be deemed necessary by the Committee or by the Selectmen of any member town.~~ information to publish in the annual town reports that highlights District events and activities.

## SECTION XIII — ADMISSION OF WHITMAN AND HANSON

### (A) — Effective Date of Admission

~~Such one or both of the Towns of Whitman and Hanson as shall vote to accept the provision of the Agreement, as amended, shall be admitted as a member town of the District as of July 1, 1982 upon the acceptance by the original member towns of Amendment No. 2 to this Agreement providing for such admission.~~

~~IN WITNESS WHEREOF, this agreement has been executed as of the sixth day of January, 1960.~~

~~REGIONAL SCHOOL DISTRICT PLANNING BOARD~~

For the Town of Abington: J. EDWARD BROTHERS CHARLES F. HOHMAN BARBARA E. MAC IVER	For the Town of Cohasset: CHARLES A. DICKERMAN HENRY B. PERRY WILLIAM E. POLAND
For the Town of Hanover VALENTINE F. HARRINGTON FRED S. SMITH, JR. JOHN THOMSON	For the Town of Norwell: GUNVAR ARMSTRONG FLETCHER BOIG JOHN EDMONDS
For the Town of Rockland: EDWARD LELYVELD ALBERT E. SULLIVAN RUTH TORREY	For the Town of Scituate: RICHARD L. CASEY NELS H. SANDBERG FRED T. WATERMAN

~~Approved:~~

The Commonwealth of Massachusetts Department of Education  BY OWEN B. KIERNAN Commissioner	The Commonwealth of Massachusetts Emergency Finance Board  BY WILLIAM F. DONOGHUE WILLIAM J. HARIGAN JOHN F. KENNEDY ALEC J. STRZEPEK HERMAN B. DINE
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IN WITNESS WHEREOF, this Agreement has been executed as of ~~the sixth day of January,~~ 1960.   .