

# CONSENT AGENDA-ANNUAL TOWN MEETING

Warrant Articles on a Consent Agenda (permitted by Robert's Rules) are exceptions to the general process of Town Meeting. The Town Administrator, Select Board, and Moderator identify, for Town Meeting consideration, those articles they believe should generate no controversy and can be properly voted without debate. These articles are put on the Consent Agenda to allow motions under these articles to be acted upon as one unit and to be passed without debate. A 2/3rds vote of Town Meeting Members is required by Scituate Town by-law (Section 20120 (B)) to permit a Consent Agenda to be used since Articles will, as a result of the process, be taken out of order.

At the call of the Consent Agenda, the Moderator will read out the numbers of the articles, one by one. If one or more voters object to any particular article being included in the Consent Agenda, they say "Hold" in a loud voice when the number is called. The article will then be removed automatically from the Consent Agenda and restored to its original place in the Warrant, to be debated and voted upon in the usual manner. After the calling of the individual items in the Consent Agenda, the Moderator will ask for a motion that the voters pass all items remaining AS A UNIT on one vote. Use of the Consent Agenda process makes the Town Meeting more efficient by speeding up the handling of non-controversial items.

**THE CONSENT AGENDA WILL BE TAKEN UP AS THE FIRST ORDER OF BUSINESS AT THE COMMENCEMENT OF THE ANNUAL TOWN MEETING ON MONDAY, APRIL 12, 2021.**

## CONSENT AGENDA MOTION

**MOTION: *I move that the Town vote to take Articles***

- 1 – Compensation of Elected Officials,***
- 2 – Reports of Boards and Committees,***
- 5 – Waterways Enterprise Fund Budget,***
- 6 – Golf Course Enterprise Fund Budget,***
- 7 – Wastewater Enterprise Fund Budget,***
- 8 – Transfer Station Enterprise Budget,***
- 9 – Water Enterprise Fund Budget,***
- 10 – Stabilization Fund Excess Levy Capacity,***
- 11 – Revolving Fund Limits,***
- 13 – Community Preservation Reconciliations,***
- 15 – MGL Chapter 91 Liability,***
- 16 – Local Option Acceptance – Voluntary Check off on Property Tax and Motor Vehicle Excise Tax Bills for Veterans Assistance Fund,***
- 17 – Local Option Acceptance – Reduce Residency Requirements for Veterans Exemptions,***
- 18 – Local Option Acceptance – Deferral & Recovery Agreements for Betterments,***
- 19 – Land Acquisition – Cowings Cove,***
- 21 – Acceptance of Public Way – Deer Common Drive,***

**22 – Amend General Bylaws Section 10260 Revolving Funds – Addition of Senior Center Food Service Fund,**  
**28 – Grant of Easement – First Parish Road and**  
**29 – Release of Easement – Gardiner Road**

**out of order and that they be “Passed by Consent” in accordance with the Motions shown on the Consent Agenda distributed this evening.**

**2/3 VOTE REQUIRED; SINGLE EXCEPTION WILL REMOVE ARTICLE FROM CONSENT AGENDA**

Please review the list of articles and motions proposed for each Consent Item which follows.

**ARTICLE 1. Compensation of Elected Officials**

To see if the Town will vote to establish the salaries and compensation of all elected Town officials as follows for a sum totaling \$86,460.00, or a greater or lesser sum; or take any other action relative thereto:

SELECT BOARD:	Chair & Legitimate Expenses	\$ 1,500.00
SELECT BOARD:	Members & Legitimate Expenses	\$ 2,000.00
		(4@\$500)
ASSESSORS:	Chair & Legitimate Expenses	\$ 1,200.00
ASSESSORS:	Members & Legitimate Expenses	\$ 800.00
		(2@\$400)
TOWN CLERK:	Personal Services	\$80,960.00

*Sponsored By: Select Board*

**MOTION ARTICLE 1. Compensation of Elected Officials**

I move that the Town establish the salaries and compensation of all elected Town officials as follows for a sum totaling \$86,460.00

SELECT BOARD:	Chair & Legitimate Expenses	\$ 1,500.00
SELECT BOARD:	Members & Legitimate Expenses	\$ 2,000.00
		(4@\$500)
ASSESSORS:	Chair & Legitimate Expenses	\$ 1,200.00
ASSESSORS:	Members & Legitimate Expenses	\$ 800.00
		(2@\$400)
TOWN CLERK:	Personal Services	\$80,960.00

## **ARTICLE 2. Reports of Boards and Committees**

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: Select Board*

## **MOTION ARTICLE 2. Reports of Boards and Committees**

I move that the Town hear or act upon any reports from the Town officers or committees.

## **ARTICLE 5. Waterways Enterprise Fund**

To see if the Town will vote to raise and appropriate, borrow and/or transfer from available funds in the Treasury, the sum of \$1,093,218.00, or a greater or lesser sum, for the purpose of funding the Waterways Enterprise Fund for the ensuing fiscal year commencing July 1, 2021; or take any other action relative thereto.

Personal Services	\$	436,481
Other Expenses	\$	656,737
Total	\$	1,093,218

*Sponsored By: Select Board*

## **MOTION ARTICLE 5. Waterways Enterprise Fund**

I move that the Town transfer from available funds in the Waterways Enterprise Receipts the sum of \$1,093,218.00 for the purpose of funding the Waterways Enterprise Fund for the ensuing fiscal year commencing July 1, 2021.

Personal Services	\$	436,481
Other Expenses	\$	656,737
Total	\$	1,093,218

## **ARTICLE 6. Golf Course Enterprise Fund**

To see if the Town will vote to raise and appropriate, borrow and/or transfer from available funds in the Treasury the sum of \$1,350,749.00, 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, 2021; or take any other action relative thereto.

Personal Services	\$ 236,979
Other Expenses	\$ 1,113,770
Total	\$ 1,350,749

*Sponsored By: Select Board*

#### **MOTION ARTICLE 6. Golf Course Enterprise Fund**

I move that the Town transfer from available funds in the Widows Walk Enterprise Receipts the sum of \$1,350,749.00 for the purpose of funding the Widow's Walk Golf Course for the ensuing fiscal year commencing July 1, 2021.

Personal Services	\$ 236,979
Other Expenses	\$ 1,113,770
Total	\$ 1,350,749

#### **ARTICLE 7. Wastewater Enterprise Fund**

To see if the Town will vote to raise and appropriate, borrow and/or transfer from available funds in the Treasury the sum of \$3,526,817.00, 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, 2021; or take any other action relative thereto.

Personal Services	\$ 590,807
Other Expenses	\$ 2,936,010
Total	\$ 3,526,817

*Sponsored By: Select Board*

#### **MOTION ARTICLE 7. Wastewater Enterprise Fund**

I move that the Town transfer from available funds in the Wastewater Enterprise Receipts the sum of \$3,526,817.00 for the purpose of funding Wastewater Treatment Plant operations and expenses, for the ensuing fiscal year commencing July 1, 2021.

Personal Services	\$ 590,807
Other Expenses	\$ 2,936,010
Total	\$ 3,526,817

## **ARTICLE 8. Transfer Station Enterprise Fund**

To see if the Town will vote to raise and appropriate, borrow and/or transfer from available funds in the Treasury the sum of \$1,362,159.00, 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, 2021; or take any other action relative thereto.

Personal Services	\$ 280,789
Other Expenses	\$ 1,081,370
Total	\$ 1,362,159

*Sponsored By: Select Board*

## **MOTION ARTICLE 8. Transfer Station Enterprise Fund**

I move that the Town transfer from available funds in the Transfer Station Enterprise Receipts the sum of \$1,362,159.00 for the purpose of funding the Landfill and Transfer Station operations and expenses for the ensuing fiscal year commencing July 1, 2021.

Personal Services	\$ 280,789
Other Expenses	\$ 1,081,370
Total	\$ 1,362,159

## **ARTICLE 9. Water Enterprise Fund**

To see if the Town will vote to raise and appropriate, borrow and/or transfer from available funds in the Treasury, the sum of \$5,928,167.00, or a greater or lesser sum, for the purpose of funding Water Division operations and expenses for the ensuing fiscal year commencing July 1, 2021; or take any other action relative thereto.

Personal Services	\$ 1,156,289
Other Expenses	\$ 4,771,878
Total	\$ 5,928,167

*Sponsored By: Select Board*

## **MOTION ARTICLE 9. Water Enterprise Fund**

I move that the Town transfer from available funds in the Water Enterprise Receipts the sum of \$5,928,167.00 for the purpose of funding Water Division operations and expenses for the ensuing fiscal year commencing July 1, 2021.

Personal Services	\$ 1,156,289
Other Expenses	\$ 4,771,878
Total	\$ 5,928,167

#### **ARTICLE 10. Stabilization Fund Excess Levy**

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 M.G.L. c. 40, § 5B; or take any other action relative thereto.

*Sponsored By: Select Board*

#### **MOTION ARTICLE 10. Stabilization Fund Excess Levy**

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 M.G.L. c. 40, § 5B.

#### **ARTICLE 11. Revolving Fund Limits**

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 2022, in accordance with M.G. L., c. 44, § 53E1/2 as follows; or take any other action relative thereto.

<b>Revolving Fund</b>	<b>FY22 Expenditure Limit</b>
Senior Center Revolving	\$70,000
Planning Board Application	\$15,000
Food Establishment Inspection	\$35,000
School Transportation	\$400,000
Beach Sticker	\$500,000
Public Health Vaccinations	\$30,000
Wind Turbine	\$450,000
Maintenance of Public Ways	\$10,000
GATRA Transport	\$130,000
Solar Array	\$485,000
Recreation Program	\$485,000
Athletic Fields	\$50,000
Maritime Center Rental	\$30,000
Scituate Harbor Community Building Rental	\$10,000
Aquaculture	\$5,000
Perc Witness Fees	\$25,000

*Sponsored By: Select Board*

## **MOTION ARTICLE 11.           Revolving Fund Limits**

I move that the Town set the annual spending limits for the revolving funds authorized under General Bylaw Section 10260 for Fiscal Year 2022, in accordance with M.G. L., c. 44, § 53E1/2 as follows:

<b>Revolving Fund</b>	<b>FY22 Expenditure Limit</b>
Senior Center Revolving	\$70,000
Planning Board Application	\$15,000
Food Establishment Inspection	\$35,000
School Transportation	\$400,000
Beach Sticker	\$500,000
Public Health Vaccinations	\$30,000
Wind Turbine	\$450,000
Maintenance of Public Ways	\$10,000
GATRA Transport	\$130,000
Solar Array	\$485,000
Recreation Program	\$485,000
Athletic Fields	\$50,000
Maritime Center Rental	\$30,000
Scituate Harbor Community Building Rental	\$10,000
Aquaculture	\$5,000
Perc Witness Fees	\$25,000

## **ARTICLE 13.           Community Preservation Act Reconciliations**

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 \$217,527.78, 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>Project</u>	<u>Authorization</u>	<u>Amount</u>
Community Park & Playground	Art 17-15, ATM 04/2011	\$4,700.00
Seawall – Site Preservation	Art 12-17, ATM 04/2013	\$1,486.25
Central Park Fields	Art 12-14, ATM 04/2013	\$1,538.49
Lighthouse Lantern Room Evaluation	Art 11-14, ATM 04/2015	\$10,082.50
N Scituate Beach Nourishment	Art 11-05, ATM 04/2015	\$7,076.24
Restoration Lighthouse Lantern Room	Art 12-07, ATM 04/2016	\$160,000.00
Clapp Road Field Study	Art 11-16, ATM 04/2017	\$32,167.65

North River Shipyard Markers	Art 12-8, ATM 04/2019	\$150.82
Mass Humane Boat House Roof	Art 12-9, ATM 04/2019	\$300.00
Scituate Historic Mile Markers	Art 5-1, STM 11/2019	\$25.83

*Sponsored By: Community Preservation Committee*

**MOTION ARTICLE 13. Community Preservation Act Reconciliations**

I move that the Town hear and act on recommendations from the Community Preservation Committee to rescind the balance of funds authorized but unexpended totaling \$217,527.78 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.

<u>Project</u>	<u>Authorization</u>	<u>Amount</u>
Community Park & Playground	Art 17-15, ATM 04/2011	\$4,700.00
Seawall – Site Preservation	Art 12-17, ATM 04/2013	\$1,486.25
Central Park Fields	Art 12-14, ATM 04/2013	\$1,538.49
Lighthouse Lantern Room Evaluation	Art 11-14, ATM 04/2015	\$10,082.50
N Scituate Beach Nourishment	Art 11-05, ATM 04/2015	\$7,076.24
Restoration Lighthouse Lantern Room	Art 12-07, ATM 04/2016	\$160,000.00
Clapp Road Field Study	Art 11-16, ATM 04/2017	\$32,167.65
North River Shipyard Markers	Art 12-8, ATM 04/2019	\$150.82
Mass Humane Boat House Roof	Art 12-9, ATM 04/2019	\$300.00
Scituate Historic Mile Markers	Art 5-1, STM 11/2019	\$25.83

**ARTICLE 15. Massachusetts General Laws Chapter 91 Liability**

To see if the Town will vote to assume liability in the manner provided by M.G.L. c. 91, § 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 M.G.L. c. 91, §11 and to authorize the Select Board to execute and deliver a bond on indemnity therefor to the Commonwealth; or take any other action relative thereto.

*Sponsored By: Select Board*

**MOTION ARTICLE 15. Massachusetts General Laws Chapter 91 Liability**

I move that the Town assume liability in the manner provided by M.G.L. c. 91, § 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 M.G.L. c. 91, §11 and to authorize the Select Board to execute and deliver a bond on indemnity therefor to the Commonwealth.

**ARTICLE 16. Local Option Acceptance –Voluntary Donation Check-off on Property Tax and Motor Vehicle Excise Bills for Veterans Assistance Fund**

To see if the Town will vote to accept M.G.L. c. 60, §3F to provide a voluntary donation check-off with property tax and motor vehicle excise tax bills for a municipal veterans' assistance fund; or take any other action relative thereto.

*Sponsored By: Select Board*

**MOTION ARTICLE 16. Local Option Acceptance –Voluntary Donation Check-off on Property Tax and Motor Vehicle Excise Bills for Veterans Assistance Fund**

I move that the Town accept M.G.L. c. 60, §3F to provide a voluntary donation check-off with property tax and motor vehicle excise tax bills for a municipal veterans' assistance fund.

**ARTICLE 17. Local Option Acceptance – Reduce Residency Requirements for Veterans Exemptions**

To see if the Town will vote to accept M.G.L. c. 59, §5 clause Twenty-Second F to reduce residency requirements from two years to one year for veterans' exemptions; or take any other action relative thereto.

*Sponsored By: Board of Assessors*

**MOTION ARTICLE 17. Local Option Acceptance – Reduce Residency Requirements for Veterans Exemptions**

I move that the Town accept M.G.L. c. 59, §5 clause Twenty-Second F to reduce residency requirements from two years to one year for veterans' exemptions.

**ARTICLE 18. Local Option Acceptance – Deferral & Recovery Agreements for Betterments**

To see if the Town will vote to accept M.G.L. c. 80, §13B to enable taxpayers that qualify to defer their taxes under M.G.L. c. 59, §5, clause 41A to also defer their annual sewer betterment apportionment; or take any other action relative thereto.

*Sponsored By: Select Board*

**MOTION ARTICLE 18. Local Option Acceptance – Deferral & Recovery Agreements for Betterments**

I move that the Town accept M.G.L. c. 80, §13B to enable taxpayers that qualify to defer their taxes under M.G.L. c. 59, §5, clause 41A to also defer their annual sewer betterment apportionment.

**ARTICLE 19. Land Acquisition – Cowings Cove**

To see if the Town will vote to authorize the Select Board to purchase the property on Cowings Cove in Norwell, and identified by the Town of Norwell's Assessor's Office as Map 3D, Block 10, Lot 104 and the Town of Scituate Assessor's Office as Map 29, Block 2, Lot 2-S and by Deed recorded at the Plymouth Registry of Deeds in Book 39515, page 315, for the sum of \$5,252.84, or a greater or lesser sum and to execute such instruments, agreements and documents and to take such actions as may be necessary or appropriate to effectuate the purpose of this article, or take any other action relative thereto.

*Sponsored By: Select Board*

**MOTION ARTICLE 19. Land Acquisition – Cowings Cove**

I move that the Town authorize the Select Board to purchase the property on Cowings Cove in Norwell, and identified by the Town of Norwell's Assessor's Office as Map 3D, Block 10, Lot 104 and the Town of Scituate Assessor's Office as Map 29, Block 2, Lot 2-S and by Deed recorded at the Plymouth Registry of Deeds in Book 39515, page 315, and to fund such appropriation transfer the sum of \$5,252.84 from Water Enterprise Retained Earnings, and to execute such instruments, agreements and documents and to take such actions as may be necessary or appropriate to effectuate the purpose of this article.

**ARTICLE 21. Acceptance of Public Way – Deer Common Drive**

To see if the Town will vote to accept Deer Common Drive as laid out by the Select Board as a public way; and authorize the Select Board to accept and take by eminent domain easements for such public way and any appurtenant drainage or municipal services; or take any other action relative thereto.

*Sponsored By: Select Board*

## **MOTION ARTICLE 21. Acceptance of Public Way – Deer Common Drive**

I move that the Town will accept Deer Common Drive as laid out by the Select Board as a public way; and authorize the Select Board to accept and take by eminent domain easements for such public way and any appurtenant drainage or municipal services.

## **ARTICLE 22. General Bylaw Amendment – Revolving Funds**

To see if the Town will vote to amend the General Bylaws Section 10260 – Revolving Funds, as follows; or take any other action relative thereto.

### **Authorized Revolving Funds**

1. Add **SENIOR CENTER FOOD SERVICE FUND**

**Fund Name.** There shall be a separate fund called Senior Center Food Service Fund.

**Revenues.** The Town Accountant shall establish the Senior Center Food Service Fund as a separate account and credit to the fund all charges for the preparation and service of food to seniors through the Scituate Senior Center.

**Purposes and Expenditures.** During each fiscal year, the Council on Aging Director may incur liabilities against and spend monies from the Senior Center Food Service Fund for the preparation and service of food to seniors through the Scituate Senior Center, whether on-site or delivered to seniors' homes.

**Fiscal Years.** The Senior Center Food Service Fund shall operate for fiscal years that begin on or after July 1, 2021.

And further to set the expenditure limit for FY 2022 at \$40,000.00; or take any other action relative thereto.

*Sponsored By: Select Board*

## **MOTION ARTICLE 22. General Bylaw Amendment – Revolving Funds**

I move that the Town amend the General Bylaws Section 10260 – Revolving Funds, as follows.

### **Authorized Revolving Funds**

1. Add **SENIOR CENTER FOOD SERVICE FUND**

**Fund Name.** There shall be a separate fund called Senior Center Food Service Fund.

**Revenues.** The Town Accountant shall establish the Senior Center Food Service Fund as a separate account and credit to the fund all charges for the preparation and service of food to seniors through the Scituate Senior Center.

**Purposes and Expenditures.** During each fiscal year, the Council on Aging Director may incur liabilities against and spend monies from the Senior Center Food Service Fund for the preparation and service of food to seniors through the Scituate Senior Center, whether on-site or delivered to seniors' homes.

**Fiscal Years.** The Senior Center Food Service Fund shall operate for fiscal years that begin on or after July 1, 2021.

And further to set the expenditure limit for FY 2022 at \$40,000.00.

#### **ARTICLE 28. Grant of Easement – First Parish Road**

To see if the Town will vote to grant an easement at 327 First Parish Road to Susannah Green, Emilie Green and Tyler Marino, with an address of 337 First Parish Road, Scituate, MA, 02066 solely for residential purposes of access to, egress from and parking on 337 First Parish Road on that portion of the Town's land as depicted on the plan of Bargmann, Hendrie & Archetype Inc., dated August 31, 2019 (the "Plan") and highlighted in pink on said Plan, available for inspection in the Town Clerk's office and on the Town's website; or take any other action related thereto.

*Sponsored By: Select Board*

#### **MOTION ARTICLE 28. Grant of Easement – 337 First Parish Road**

I move that the Town grant an easement at 327 First Parish Road to Susannah Green, Emilie Green and Tyler Marino, with an address of 337 First Parish Road, Scituate, MA, 02066 solely for residential purposes of access to, egress from and parking on 337 First Parish Road on that portion of the Town's land as depicted on the plan of Bargmann, Hendrie & Archetype Inc., dated August 31, 2019 (the "Plan") and highlighted in pink on said Plan.

#### **ARTICLE 29. Release of Easement – Gardiner Road**

To see if the Town will vote to grant a release of easement for a 20' wide drainage easement on 26 Gardiner Road as shown on a plan entitled "Plan Accompanying Notice of Intent – 32 Gardiner Road Drainage Improvements", prepared by the Scituate Department of Public Works Engineering Division dated May 22, 2018, a copy of which is on file at the Scituate Public Works Department;

or take any other action related thereto.

*Sponsored By: Select Board*

**MOTION ARTICLE 29. Release of Easement**

I move that the Town grant a release of easement for a 20 'wide drainage easement on 26 Gardiner Road as shown on a plan entitled "Plan Accompanying Notice of Intent – 32 Gardiner Road Drainage Improvements", prepared by the Scituate Department of Public Works Engineering Division, dated May 22, 2018.