

**TOWN OF SCITUATE
SPECIAL TOWN MEETING
OCTOBER 16, 2023
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 High School Gymnasium, 606 Chief Justice Cushing Highway on

MONDAY, THE SIXTEENTH DAY OF OCTOBER 2023 NEXT

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

ARTICLE 1. Unpaid Prior Year Bills

To see if the Town will vote to raise and appropriate or transfer from available funds in the Treasury the sum of **\$21,294.89** for the purpose of paying prior year unpaid bills; or take any other action relative thereto.

Department	Vendor	Date	Amount	Funding Source
Sewer	National Grid	6/27/2023	\$ 507.51	Wastewater Ret Earn
Sewer	National Grid	6/25/2023	\$ 408.74	Wastewater Ret Earn
Water	Weston & Sampson	6/30/2023	\$ 3,750.00	Water Ret Earn
Water	Univar Solutions	6/6/2023	\$ 727.27	Water Ret Earn
Water	City Electric Supply	6/26/2023	\$ 116.20	Water Ret Earn
Water	Langlan, Eric	6/13/2023	\$ 104.00	Water Ret Earn
Water	Gemini Group	4/6/2023	\$ 3,852.00	Water Ret Earn
Town Administration	Professional Development Academy	4/15/2022	\$ 1,995.00	Free Cash
Town Administration	Lewis Brisbois Bisgaard & Smith LLP	6/30/2023	\$ 2,824.00	Free Cash
Town Administration	Ringleader	4/1/2023	\$ 96.95	Free Cash
Town Administration	Ringleader	5/1/2023	\$ 96.95	Free Cash
Town Administration	Ringleader	6/1/2023	\$ 96.95	Free Cash
Street Lights	National Grid	FY21-23	\$ 2,637.96	Free Cash
Facilities	Drain Shooter	5/24/2023	\$ 395.00	Free Cash
Facilities	Home Depot	FY19	\$ 1,246.56	Free Cash
Fire	West Marine Pro	6/8/2023	\$ 56.94	Free Cash
Police	O'Brien, Gerald	5/8/2023	\$ 150.00	Free Cash
Police	Doughboy Uniforms	5/10/2023	\$ 199.45	Free Cash
Police	West Marine Pro	6/29/2023	\$ 1,289.09	Free Cash
Police	West Marine Pro	6/29/2023	\$ 175.96	Free Cash
Police	West Marine Pro	6/29/2023	\$ 19.98	Free Cash
Police	West Marine Pro	6/29/2023	\$ 79.92	Free Cash
Police	West Marine Pro	6/29/2023	\$ 39.96	Free Cash
Historical Buildings	J C Ehrlich	6/4/2023	\$ 428.50	Free Cash
	Total		\$ 21,294.89	

Sponsored by: Select Board

ARTICLE 2. Compensation of Elected Officials

To see if the Town will vote to amend Article 1 of the April 10, 2023 annual town meeting warrant and establish the Town Clerk's salary as \$89,150.00 effective July 1, 2023 or take any other action relative thereto.

Sponsored by: Select Board

ARTICLE 3. Fiscal Year 2024 Budget Reconciliations

To see if the Town will vote to raise and appropriate or transfer from available funds in the Treasury the sum of **\$384,087.00** for the purpose of balancing the Fiscal Year 2024 Operating Budgets pursuant to Articles 4, 6, 7, 8 and 9 of the April 10, 2023 Annual Town Meeting warrant; or take any other action relative thereto:

Department	Line Item	Amount	Source	Comment
Sewer Department	Short Term Interest 64440590.592500	\$ 40,500.00	Wastewater Enterprise Receipts	Additional funds for I & I project that started sooner than expected.
Sewer Department	Emergency Reserve 64440560.578000	\$ 25,000.00	Wastewater Enterprise Receipts	Additional funds for any emergency or unexpected repairs. Requires Advisory Committee approval to use.
Sewer Department	Electricity 64440520.521100	\$ 46,155.00	Wastewater Enterprise Receipts	Additional funds based on prior year actuals.
Sewer Department	Capital Outlay 64440580.585100	\$ 26,150.00	Wastewater Retained Earnings	Cost escalation of truck with crane approved Art 3V, ATM 04/2023
Sewer Department	Technical Services 64440520.530900	\$ 100,000.00	Wastewater Retained Earnings	Town share of regional sewer study with Cohasset & Hull
Widows Walk Golf Course	Capital Outlay 61661580.585100	\$ 23,500.00	Widows Walk Retained Earnings; Unused articles	Replacement of beverage cart
Widows Walk Golf Course	Short Term Interest 61661590.592500	\$ 202.00	Widows Walk Receipts	Actual short term interest on maturing BAN slightly more than estimated.
Transfer Station Enterprise	Hauling Costs 63433520.527100	(\$30,000.00)	Transfer Station Enterprise Receipts	To reduce budget due to reduction in Construction & Demolition debris
Water Enterprise	Regular Salaries 65450510.511000	\$ 125,580.00	Water Enterprise Receipts	Addition of second Assistant Water Superintendent and change in stipends for licenses
Information Technology	Capital Outlay 1155580.585100	\$ 27,000.00	Unused articles	To repair two breaks in the fiber ring that supports the town and school buildings.
	Total	\$ 384,087.00		

Sponsored by: Select Board

ARTICLE 4. Establishment of Special Purpose Stabilization Funds

To see if the Town will vote to establish an Opioid Stabilization Fund and a Per- and Polyfluoroalkyl Substances (PFAS) Stabilization Fund pursuant to M.G.L. c. 40, §5B, for the purpose of allocating funds from the opioid and PFAS settlement distributions for the allowable purposes of said distributions and further to transfer **\$204,382.55** from available funds in the Treasury to the Opioid Stabilization Fund and any further settlement disbursements to the new funds respectively; or take any other action relative thereto.

Sponsored by: Select Board

ARTICLE 5. Old Stockbridge Landfill

To see if the Town will vote to raise and appropriate, transfer from available funds in the Treasury or otherwise provide the sum of **\$250,000.00**, for the purpose of continuing the required studies of the Old Stockbridge capped landfill, or take any other action relative thereto.

Sponsored by: Select Board

ARTICLE 6. Maintenance, Improvement & Protection of Open Spaces

To see if the Town will vote to raise and appropriate, transfer from available funds or otherwise provide the sum of **\$35,000.00** to be expended under the direction of the Conservation Commission, for the purpose of maintaining, improving, protecting, or otherwise conserving and properly utilizing open spaces, pursuant to M.G.L. Chapter 40, Section 8C, or take any other action relative thereto.

Sponsored by: Conservation Commission

ARTICLE 7. Grant Matches

To see if the Town will vote to transfer from available funds in the Treasury the sum of **\$108,500.00** to provide matching funds for grants; or take any other action relative thereto:

Purpose	Amount	Source
Old Gates Feasibility Study	\$8,500.00	Free Cash
Community Health Needs Assessment	\$20,000.00	Free Cash
Design/Engineering Harbormaster Building	\$80,000.00	Waterways Enterprise Retained Earnings & Unused articles

Sponsored by: Select Board

ARTICLE 8. Transfers to Reserves

To see if the Town will vote to transfer from available funds in the Treasury the sum of **\$1,487,774.00** for the following purposes; or take any other action relative thereto:

<u>To</u>	<u>Amount</u>	<u>Reason</u>
Water Enterprise Capital Stabilization	\$100,000.00	For future capital projects
Capital Stabilization	\$500,000.00	For future capital projects
Transfer Station Capital Stabilization	\$ 50,000.00	For future capital projects
Other Post Employment Benefits Trust	\$250,000.00	Additional funding for OPEB liability
Other Post Employment Benefits Trust	\$ 39,698.00	50% of unfunded OPEB liability – Widows Walk (Golf) Enterprise Fund
Other Post Employment Benefits Trust	\$314,156.00	50% of unfunded OPEB liability – Water Enterprise Fund
Other Post Employment Benefits Trust	\$ 88,803.00	50% of unfunded OPEB liability – Transfer Station Enterprise Fund
Other Post Employment Benefits Trust	\$113,734.00	25% of unfunded OPEB liability – Wastewater (Sewer) Enterprise Fund
Other Post Employment Benefits Trust	\$ 31,383.00	25% of unfunded OPEB liability – Waterways Enterprise Fund

Sponsored by: Select Board

ARTICLE 9. Retirement of Debt

To see if the Town will vote to transfer from available funds in the Treasury the sum of **\$1,077,618.00** for the purpose of retiring the debt for the following purposes

<u>Project</u>	<u>Authorized</u>	<u>Amount</u>
Widows Walk Clubhouse & Parking	ATM 04/21, Art 3CC	\$295,000.00
High School Roof	ATM 04/22, Art 3Y	\$782,618.00

Sponsored by: Select Board

ARTICLE 10. Rescission of Borrowing Authorizations

To see if the Town will vote to rescind the following borrowing authorizations for the stated purposes.

<u>Project</u>	<u>Authorized</u>	<u>Amount</u>	<u>Reason</u>
Upgrade Well 17A	ATM 04/18, Art 3RR	\$810,510	Project complete
Well 17A Green Sand Filter Const	ATM 04/19, Art 3U	\$1,413,613	Project complete
Cedar Point Sewer-Betterment	STM 06/20, Art 4	\$846,205	Project complete
High School Roof	ATM 04/22, Art 3Y	\$262,382	Project complete
Senior Center & Vets Mem Gym	STM 05/19, Art 1	\$32,450	Project complete

Or take any other action relative thereto.

Sponsored by: Select Board

ARTICLE 11. Capital Improvement Plan

To see if the Town will vote to raise and appropriate, borrow, or transfer from available funds in the Treasury, the following sums of money totaling **\$4,064,993.00**, for the purpose of funding the following capital project costs; or take any other action relative thereto:

	Project	Department	Amount	Funding Source
A	HS Locker Room Phase 2	School	\$262,382	Free Cash
B	Public Safety Complex-Video Security System-End of Life Replacement	Information Technology/ Public Safety	\$302,611	Free Cash; Unused Articles
C	Replace Water Mains	Water	\$3,500,000	Water Enterprise Supported Borrowing, Unused Articles & Retained Earnings
Total			\$4,064,993	

Sponsored by: Select Board

ARTICLE 12. Community Preservation

To see if the Town will vote to hear and act on recommendations from the Community Preservation Committee (the "CPC") on the Fiscal Year 2024 Community Preservation budget and pursuant to M.G.L. c. 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 2024; (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 2024 estimated revenues, with any excess to be appropriated from Community Preservation unreserved funds unless otherwise specified below. All such sums appropriated are further to be expended subject to all of 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. \$9,543 From Community Preservation fund balance, to be reserved for the creation and support of Community Housing consistent with the Act;
2. \$125,000 Recreation – High School Tennis Courts Final Design

Sponsored By: Community Preservation Committee

ARTICLE 13. Amend Street Acceptance – Cavanagh Road

To see if the Town will vote to amend the vote under Article 68 of the 1961 annual town meeting to correct the spelling of Cavanaugh Road to Cavanagh Road; or take any other action relative thereto.

Sponsored by: Select Board

ARTICLE 14. Remove Police Officers, Sergeants and Lieutenants from Civil Service

To see if the Town will vote revoke its acceptance of the former Section 48 of Chapter 31 of the General Laws of the Commonwealth of Massachusetts, voted to under Article 38 of the Warrant for the 1934 Annual Town Meeting, and any amendments thereto insofar as such chapter and section relate to the civil service status of the positions of officers, sergeants and lieutenants of the Police Department of the Town of Scituate, so that the positions of officers, sergeants and lieutenants of the Police Department shall no longer be subject to the provisions of Chapter 31 and the rules and regulations relating thereto except that such revocation shall not affect any civil service rights which have come into existence between the Town and any employee of the Police Department as a result of the original acceptance of the former Section 48.

Sponsored by: Select Board

ARTICLE 15. Petition – Seawall Funding

To see if the Town will vote to appropriate \$7,000,000.00 for the purpose of rebuilding the seawall beginning in front of 181 Turner Road and going southeasterly to 3 Rebecca Road and to repair the existing seawall across the street from 6 Rebecca Road to 14 Rebecca Road, and further to authorize the Treasurer with the approval of the Select Board to raise, borrow, or transfer from available funds, said sum; or take any action relative thereto.

Sponsored by Petition

ARTICLE 16. Petition – Discretion in Law Enforcement

We the tax payers in the town of Scituate, MA, move to amend the General Bylaws Section 30460, to read:

1. "Important Information for Pet Owners" / Scituate Bylaws-

Current wording:

"All dogs are to be leashed at all times when off the owner's property."

New Wording: "All dogs are to be leashed or otherwise under owner's control by voice command or e-collar, at all times."

2. "Rules for Scituate Conservation Trails"

Current wording:

"Dogs must be leashed."

And you are directed to serve this Warrant by posting attested copies thereof, one at each of the Post Offices in Town and one at Town Hall fourteen (14) days at least before holding said meeting.

HEREOF fail not and make due return of the Warrant with your doings thereon, to the Town Clerk, on or before the time of holding said meeting.

Given under our hands this 12th day of September 2023.


Maura C. Curran
Chair


Andrew W. Goodrich
Vice-Chair


Susan J. Harrison
Clerk


Karen B. Canfield
Member


Karen E. Connolly
Member

**SELECT BOARD
TOWN OF SCITUATE**

