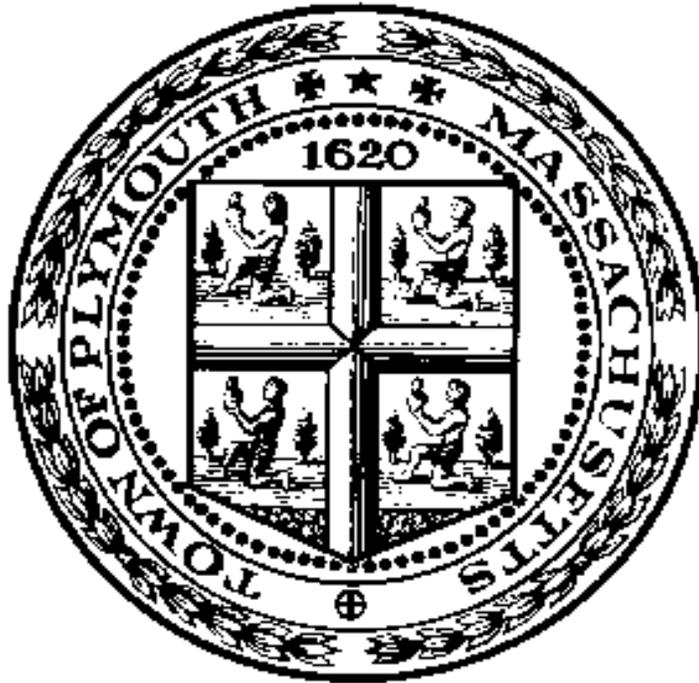


TOWN OF PLYMOUTH

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REPORT  
& RECOMMENDATIONS  
OF THE  
ADVISORY AND FINANCE  
COMMITTEE



Presented at the  
April 11, 2015

SPECIAL ANNUAL  
TOWN MEETING

**SPECIAL TOWN MEETING  
April 11, 2015  
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# REPORT & RECOMMENDATIONS



**REPORT & RECOMMENDATIONS OF THE ADVISORY & FINANCE COMMITTEE**  
**Special Town Meeting - April 11, 2015**

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**ARTICLE 1:** To see if the Town will vote to amend the Classification and Compensation Plans and the Personnel By-Law and Collective Bargaining Agreements contained therein, or take any other action relative thereto.

BOARD OF SELECTMEN

**RECOMMENDATION: Approval (Unanimous, 11-0-0).** The Advisory & Finance Committee advises Town Meeting to approve Article 1. With the recent changes to minimum wage and multi-year increases in the lower paid positions approved at Fall Town Meeting, it has caused compression on some Miscellaneous D positions. With this compression some supervisors are making about the same hourly wage as those they supervise. To fix this, adjustments should be made to the following summer seasonal jobs with the Recreation Department: Lifeguard Coordinator, Head Lifeguard, Lifeguard, Beach & Park Supervisor, Water Safety Program Coordinator, and Water Safety Instructor.

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**ARTICLE 2:** To see if the Town will vote to transfer a sum of money to be added to funds already appropriated under Article 7 of the 2013 Annual Town Meeting for the purpose of supplementing departmental expenses, or otherwise amend said vote, or take any other action relative thereto.

BOARD OF SELECTMEN

**RECOMMENDATION: Approval \$935,000 (Unanimous, 12-0-0).** The Advisory & Finance Committee advises Town Meeting to approve Article 2. Town Meeting approval of this article will allow supplemental budget transfers for the following items:

1. \$27,000 from Police Salary & Wages to Fire Vehicle Maintenance to offset a budgetary shortfall created by the unprecedented snow fall and extreme cold temperatures causing numerous vehicle and equipment failures.
2. \$110,000 from Police Salary & Wages to Fire Salary & Wages Overtime to offset a budgetary shortfall created by the storms as well as a high absence rate due to multiple injuries on duty, FMLA absences, military leave and pending disability retirements.
3. \$30,000 from Police Salary & Wages and \$20,000 from Redevelopment to All Town Insurance to offset a budgetary shortfall due to increase in building values and endorsements since July 2014 and a few deductibles for settled claims.
4. \$48,000 from Out of District Transportation to Member Benefits to offset a budgetary shortfall due to increased retiree enrollment in Managed Blue supplement product.
5. \$700,000 from Free Cash to Snow & Ice to offset a budgetary shortfall. Snow & Ice deficits can be raised on the Tax Rate Recap in the following fiscal year. This winter, the Advisory & Finance Committee authorized Snow & Ice deficit spending up to \$2.6 million. This \$700,000 transfer from free cash will decrease the amount to be raised on the Tax Rate Recap in FY16.

**ARTICLE 3:** To see if the Town will vote to raise and appropriate or transfer a sum of money to pay certain unpaid bills of a prior fiscal year, or take any other action relative thereto.

BOARD OF SELECTMEN

**RECOMMENDATION: Approval \$2,346.81 (Unanimous, 12-0-0).** The Advisory & Finance Committee advises Town Meeting to approve Article 3. Town Meeting approval of this article will authorize payment of three outstanding invoices from FY2014 totaling \$2,346.81. All of which were received after FY2014 closed out. There are two invoices from Integrys for \$1,520.31 and \$681.50. Funding for these invoices will come from the FY2015 Water Department Budget. There is one invoice from Kopelman and Paige, PC for \$145.00. Funding for this invoice will come from the FY2015 Community Preservation Committee Administrative Budget.

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**ARTICLE 4:** To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money for the construction and/or repair and/or purchase and/or lease of buildings and/or replacement of departmental buildings, and/or equipment and/or capital facilities for various departments of the Town and/or for feasibility and other types of studies or professional consulting services as follows:

or take any other action relative thereto.

A. Library Carpet

BOARD OF SELECTMEN

**RECOMMENDATION: Approval \$45,821 (Unanimous, 12-0-0).** The Advisory & Finance Committee advises Town Meeting to approve Article 4. At the April 2013 Annual Town Meeting \$140,000 was appropriated to replace all of the carpeting at the Plymouth Public Library Main Branch. When bids were received this winter, it was discovered that costs have escalated and the original appropriation was insufficient to complete the project. This article will appropriate \$45,821 which is the amount needed to complete the project. The carpet has never been replaced in the 23 years since the building opened. The library has been cited by MIAA for its carpet creating a dangerous situation, particularly in the Children’s Room and Reference Area.

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**ARTICLE 5:** To see if the Town will vote to establish a Sewer Special Purpose Debt Payment Fund, as authorized by the provisions of G. L. c.40, §5B, which fund shall be under the care and custody of the Town Treasurer, and further, to raise and appropriate, transfer from available funds or borrow for the purpose of funding said Sewer Special Purpose Debt Payment Fund, or take any other action relative thereto.

BOARD OF SELECTMEN

**RECOMMENDATION: Approval (Unanimous, 12-0-0).** The Advisory & Finance Committee advises Town Meeting to approve Article 5. Town Meeting approval of this article will allow the establishment of a Sewer Special Purpose Debt Payment Fund and transfer \$4,648.10 from Sewer Retained Earnings as the initial deposit. The funds are the result of premium received on a bond anticipation note for the Samoset Street sewer project. Funds in the account will be used to help pay the debt service amortization of these projects.

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**ARTICLE 6:** To see if the Town will vote, pursuant to the provisions of G. L. c.59, §38H, G. L. c.164, or any other enabling authority, to authorize the Board of Selectmen to negotiate and enter into an agreement for payments-in-lieu-of-taxes (“PILOT”), for an 8.0 MW-AC Wind Turbine Project for Future Generation Wind, LLC on property located on Plymouth Tax Assessor’s Map 129, Lots 2A-1, 6 and 3, a copy of which is on file in the Town Clerk’s office, or take any other action relative thereto.

BOARD OF SELECTMEN

**RECOMMENDATION: Approval (Unanimous, 12-0-0).** The Advisory & Finance Committee advises Town Meeting to approve Article 6. Town Meeting approval of this article will authorize the town to accept a PILOT (payment in lieu of taxes) agreement between the town and Future Generation Wind, LLC for its wind turbine project. A rate of \$14,000 per MWAC is the negotiated amount. The term of the agreement will be for 20 years and will include an annual escalator of 2.5%. By entering into a PILOT, the town will receive a set stream of payments and have a remedy to seek damages should there be a default.

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**ARTICLE 7:** To see if the Town will vote to accept the provision of Chapter 32, § 20(4)(h) to allow the Plymouth Retirement Board to expend a portion of its funds to increase the Treasurer’s stipend from \$1,500 to \$3,000 annually, as the custodian of the funds for the retirement system, or take any other action relative thereto.

PLYMOUTH RETIREMENT BOARD

**RECOMMENDATION: Approval (7-6-0).** The Advisory & Finance Committee advises Town Meeting to approve Article 7. Town Meeting approval of this article would authorize the acceptance of the provision of Chapter 32, § 20(4)(h) allowing the Retirement Board the authority to recommend a stipend of not more than \$3,000 for the Treasurer for services rendered as custodian of the funds of the retirement system. The Retirement Board has unanimously approved acceptance of this statute and feels very strongly that it should be given this authority.

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**ARTICLE 8:** To see if the Town will vote to authorize the Board of Selectmen to acquire by purchase or otherwise a perpetual non-exclusive easement from the Commonwealth of Massachusetts, Department of Conservation and Recreation for purposes of reconstructing a bridge and for the purposes of constructing, maintaining and repairing certain improvements including but not limited to the manhole storm water outlet and utility poles over approximately 1,000 square feet of land at the southern end of Pilgrim Memorial State Park (the “Easement Area”) as shown on a plan entitled “ Easement Plan, Water Street at Town Brook, Plymouth, Massachusetts,” which plan is on file with the Town Clerk, on such terms and conditions which the Board of Selectmen may determine; and further to authorize the Board of Selectmen to petition the Massachusetts General Court for approval of such change in use and conveyance of the easement of the Easement Area pursuant to the provisions of Article 97 of the Amendments to the Constitution of Massachusetts, or take any other action relative thereto.

BOARD OF SELECTMEN

**RECOMMENDATION: Approval (Unanimous, 12-0-0).** The Advisory & Finance Committee advises Town Meeting to approve Article 8. Town Meeting approval of this article will allow the town to acquire an easement from the Commonwealth of Massachusetts for a small area of land at the southern end of Pilgrim Memorial State Park. This easement is required by the State for the town to have access to allow for the bridge, headwall, guardrail and stormwater system work to be completed, maintained, and properly documented.

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**ARTICLE 9:** To see if the Town will vote to approve an amendment to the payment in lieu of taxes agreement between the Town and Entergy Nuclear Generation Company for the property known as the Pilgrim Nuclear Generation Station, as on file with the Town Clerk and entitled “First Amendment to Payment in Lieu of Tax Agreement,” dated December 17, 2014, or take any other action relative thereto.

BOARD OF SELECTMEN

**RECOMMENDATION: Approval (Unanimous, 12-0-0).** The Advisory & Finance Committee advises Town Meeting to approve Article 9. Town Meeting approval of this article will allow the town to extend its current three year PILOT agreement with Entergy Nuclear Generation Company for one additional year, through Fiscal Year 2017. The annual payment for FY2017 shall be \$9,250,000. Obligations of this agreement are conditioned upon the Town submitting the agreement, First Amendment, to the Massachusetts Department of Revenue (DOR) and DOR having no objection and approval of the First Amendment by the town acting by a vote of its Town Meeting. The Town will be working with a consultant to negotiate a longer term PILOT, most likely a 5 year agreement, which will begin in FY2018.

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**ARTICLE 10:** To see if the Town will vote to accept Clause 5C of G. L. Chapter 59, § 5, increasing the real and personal estate tax exemption for incorporated veteran’s organizations to the current maximum allowed under state law (\$1,500,000), or take any other action relative thereto.

BOARD OF SELECTMEN

**RECOMMENDATION: Approval (Unanimous, 10-0-1).** The Advisory & Finance Committee advises Town Meeting to approve Article 10. Town Meeting approval of this article would increase the exemption amount up to \$1,500,000 for incorporated veteran’s organizations. Currently an incorporated organization of veterans is exempt from local property taxes up to a dollar amount of the fair cash valuation based on local option. Last year, after meeting with the Revenue Task Force, the Assessing Department has been carefully reviewing the exemptions for charitable organizations. As part of the review process, they became aware of a change in the law for incorporated veterans organizations. Through the acts of 2008 MGL Chapter 59, Sec 5, Clause 5C was added. There are two such organizations in the Town of Plymouth. They are the American Legion Post #40 and the Plymouth Memorial Post # 1822 (VFW). Current assessments are \$914,700 and \$495,000 respectively.

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**ARTICLE 11:** Withdrawn

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**ARTICLE 12:** To see if the Town will vote to authorize the Board of Selectmen to acquire by purchase, gift, eminent domain or otherwise, for open space and recreational purposes pursuant to G. L. c.44B and to accept the deed to the Town of Plymouth, of a fee simple interest or less of land located off Old Sandwich Road in the Town of Plymouth comprised of 88 acres, more or less, shown on Assessors’ Map 51 as Lot 5 and 6, and further that said land shall be held under the care, custody and control of the Conservation Commission and as funding therefor, to appropriate \$705,000 for the acquisition and other costs associated therewith from the Community Preservation Fund estimated annual revenues, fund balance, or reserves, and/or borrow said total sum which shall be reduced by the amount of any grants received by the Town pursuant to G. L.c.44B, §11 or G. L. c.44, §7 or any other enabling authority; and further to authorize the Board of Selectmen to grant a conservation restriction in said property in accordance with G. L.c.44B, §12 meeting the requirements of G. L. c. 184, §§31-33; and to authorize appropriate Town officials to enter into all agreements and execute any and all instruments as may be necessary on behalf of the Town to effect said purchase; or take any other action relative thereto.

COMMUNITY PRESERVATION

**RECOMMENDATION: Approval \$705,000 (Unanimous, 9-0-1).** The Advisory & Finance Committee advises Town Meeting to approve Article 12. Approval of this article will appropriate \$705,000 from the Community Preservation Fund for the purposes of passive recreational use and the protection of priority habitats of rare species. Funds will be used to acquire 88 acres off Old Sandwich Road, the Hio Hill property. This property has an elevation of 270 feet and has a great view looking out to Cape Cod Bay. Acquisition of this property will enhance the conservation corridor along Old Sandwich Road from Ellisville Harbor to Myles Standish State Park. The property abuts four hundred acres of existing conservation land purchased with CPA funds. The land is near the Savery Pond Town Well, Zones 1 and 2.

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# ROLL CALL VOTING CHARTS



## ADVISORY & FINANCE COMMITTEE - ROLL CALL VOTING CHART

**Y** - For  
**N** - Against  
**A** - Abstain  
**X** - Absent  
**Ch** - Chair did not vote

ARTICLES																<b>VOTE TOTAL</b>		
	Cornelius Bakker	Kevin Carnty	Richard Gladdys	Michael Hanlon	Harry Helm	Kevin Hennessey	Michael Hourahan	Shelagh Joyce	Ethan Kusmin	Kevin Lynch	Christopher Merrill	John Moody	Harry Salerno	Marc SIRRICO	Charles Stevens	FOR	AGAINST	ABSTAIN
<b>1</b>	Classification & Compensation /Personnel Bylaws	X	Y	Y	Y	Y	Y	X	X	Y	Y	Y	Ch	Y	Y	Y		<b>11 - 0 - 0</b>
<b>2</b>	Supplemental Departmental Budgets	X	Y	Y	Y	Y	Y	X	Y	Y	Y	Y	Ch	Y	Y	Y		<b>12 - 0 - 0</b>
<b>3</b>	Unpaid Bills	X	Y	Y	Y	Y	Y	X	Y	Y	Y	Y	Ch	Y	Y	Y		<b>12 - 0 - 0</b>
<b>4</b>	Funding Projects - Library Carpet	X	Y	Y	Y	Y	Y	X	Y	Y	Y	Y	Ch	Y	Y	Y		<b>12 - 0 - 0</b>
<b>5</b>	Establish Sewer Special Purpose Debt Payment Fund	X	Y	Y	Y	Y	Y	X	Y	Y	Y	Y	Ch	Y	Y	Y		<b>12 - 0 - 0</b>
<b>6</b>	Wind Turbine PILOT	X	Y	Y	Y	Y	Y	X	Y	Y	Y	Y	Ch	Y	Y	Y		<b>12 - 0 - 0</b>
<b>7</b>	Plymouth Retirement Board - Treasurer's Stipend	X	N	Y	N	Y	N	X	N	Y	N	N	Y	Y	Y	Y		<b>7 - 6 - 0</b>
<b>8</b>	Acquire Easement - Pilgrim Memorial State Park	X	Y	Y	Y	Y	Y	X	Y	Y	Y	Y	Ch	Y	Y	Y		<b>12 - 0 - 0</b>
<b>9</b>	Entergy Pilot - One Year Rollover	X	Y	Y	Y	Y	Y	X	Y	Y	Y	Y	Ch	Y	Y	Y		<b>12 - 0 - 0</b>
<b>10</b>	Increase Tax Exemption for Veteran's Organizations	X	Y	Y	Y	Y	A	X	X	Y	Y	Y	Ch	Y	Y	Y		<b>10 - 0 - 1</b>
<b>12</b>	CPC - Acquire Land off Old Sandwich Road	Y	Y	X	Y	X	X	X	Y	Y	A	Y	Ch	Y	Y	Y		<b>9 - 0 - 1</b>



**ARTICLE  
SUPPORTING  
DOCUMENTATION**



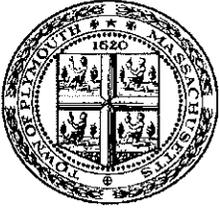
ARTICLE 1: To see if the Town will vote to amend the Classification and Compensation Plans and the Personnel By-Law and Collective Bargaining Agreements contained therein, or take any other action relative thereto.

BOARD OF SELECTMEN

**RECOMMENDATION: Approval (Unanimous, 11-0-0).**

The Advisory & Finance Committee advises Town Meeting to approve Article 1. With the recent changes to minimum wage and multi-year increases in the lower paid positions approved at Fall Town Meeting, it has caused compression on some Miscellaneous D positions. With this compression some supervisors are making about the same hourly wage as those they supervise. To fix this, adjustments should be made to the following summer seasonal jobs with the Recreation Department: Lifeguard Coordinator, Head Lifeguard, Lifeguard, Beach & Park Supervisor, Water Safety Program Coordinator, and Water Safety Instructor.





**Town of Plymouth  
Human Resources Dept.**

# Memo

**To:** Board of Selectmen and Advisory and Finance Committee

**From:** Cindy M. DePina, Director of Human Resources

**Date:** 2/23/2015

**Re:** Article 1 – Classification and Compensation Plans/Personnel Bylaws

---

Article 1 – To see if the Town will vote to amend the Classification and Compensation Plans and the Personnel By-Law and Collective Bargaining Agreements contained therein, or take any other action relative thereto.

We are recommending the following amendments to the Personnel Bylaws:

With the recent changes to minimum wage and multi-year increases in the lower paid positions the compression on the positions above have caused the need to make changes in hourly rates for the positions listed as Misc. D as attached.

## Proposed MISC D - Proposed 2015 Feb.

Group/BU	Grade	Description	Job Class	Step 01	Step 02	Step 03	Step 04	Org	Object	Status
NONM	LIFH	HEAD LIFEGARD	T909	\$10.46	\$10.97	\$11.48	\$11.99	00106305	511001	SL
			FY16	\$11.00	\$11.50	\$12.00	\$12.50	PROPOSED	CHANGE	SPRING 2015
			FY17	\$12.00	\$12.50	\$13.00	\$13.40	PROPOSED	CHANGE	SPRING 2015
			FY18	\$13.00	\$13.50	\$14.00	\$14.50	PROPOSED	CHANGE	SPRING 2015
NONM	LIFE	LIFEGUARD	T912	\$9.95	\$10.46	\$10.97	\$11.48	00106305	511001	SL
			FY16	\$10.50	\$11.00	\$11.50	\$12.00	PROPOSED	CHANGE	SPRING 2015
			FY17	\$11.50	\$12.00	\$12.50	\$13.00	PROPOSED	CHANGE	SPRING 2015
			FY18	\$12.50	\$13.00	\$13.50	\$14.00	PROPOSED	CHANGE	SPRING 2015
NONM	LIFC	LIFEGUARD COORD	T913	\$14.58	\$15.81	\$18.21		00106305	511001	SL
			FY16	\$15.50	\$16.00	\$18.50		PROPOSED	CHANGE	SPRING 2015
			FY17	\$16.50	\$17.00	\$19.00		PROPOSED	CHANGE	SPRING 2015
			FY18	\$17.50	\$18.00	\$19.50		PROPOSED	CHANGE	SPRING 2015
NONM	RBPD	REC BCH PD DAY	T920	\$8.16	\$8.67	\$9.18	\$9.69	26046305	512000	SL
			FY16	\$9.00	\$9.51	\$10.01	\$10.51	CHANGED	FTM	2014
			FY17	\$10.00	\$10.50	\$11.00	\$11.50			Done FTM
			FY18	\$11.00	\$11.50	\$12.00	\$12.50			
NONM	RSBP	REC SUPER B & P	T923	\$11.00	\$11.79	\$12.44	\$13.01	26046305	512000	SL
			FY16	\$11.25	\$12.00	\$12.50	\$13.50	PROPOSED	CHANGE	SPRING 2015
			FY17	\$12.25	\$13.00	\$13.50	\$14.50	PROPOSED	CHANGE	SPRING 2015
			FY18	\$13.25	\$14.00	\$14.50	\$15.00	PROPOSED	CHANGE	SPRING 2015
NONM	RECI	RECREATION INST	T922	\$8.16	\$8.67	\$9.18	\$9.69	26046305	512000	SL
			FY16	\$9.00	\$9.51	\$10.01	\$10.51	CHANGED	FTM	2014
			FY17	\$10.00	\$10.50	\$11.00	\$11.50			Done FTM
			FY18	\$11.00	\$11.50	\$12.00	\$12.50			
NONM	SSI	SPEC SPORTS INS	T927	\$9.69	\$10.71	\$11.73	\$12.75	26046305	512000	TP
			FY16		\$11.00	\$12.00	\$13.00			
			FY17	\$12.00	\$12.50	\$13.00	\$13.50			

**Proposed MISC D - Proposed 2015 Feb.**

Group/BU	Grade	Description	Job Class	Step 01	Step 02	Step 03	Step 04	Org	Object	Status
			FY18	\$12.00	\$12.50	\$13.00	\$13.50			
NONM	SCD	SPORTS CLINIC D	T926	\$27.20	\$30.60			26046305	512000	SL
			FY16	\$27.20	\$30.60					
			FY17	\$28.00	\$32.00					
			FY18	\$29.00	\$33.00					
NONM	SRO	SPORTS REFEREE	T902	\$13.77	\$18.36	\$25.50		26046305	512000	TP
			FY16	\$14.00	\$19.00	\$26.00				
			FY17	\$14.50	\$19.50	\$27.00				
			FY18	\$14.50	\$19.50	\$28.00				
NONM	WSPC	WATER SAFE PROG	T931					26046305	512000	SL
			FY16				\$13.00	PROPOSED	CHANGE	SPRING 2015
			FY17				\$14.00	PROPOSED	CHANGE	SPRING 2015
			FY18				\$15.00	PROPOSED	CHANGE	SPRING 2015
NONM	WSI	WATER SAFETY IN	T930	\$10.71	\$11.22	\$11.73	\$12.24	26046305	512000	SL
			FY16	\$11.00	\$11.50	\$12.00	\$12.50	PROPOSED	CHANGE	SPRING 2015
			FY17	\$12.00	\$12.50	\$13.00	\$13.50	PROPOSED	CHANGE	SPRING 2015
			FY18	\$13.00	\$13.50	\$14.00	\$14.50	PROPOSED	CHANGE	SPRING 2015
NONM	YCA	YOUTH CENTER AT	T932	\$8.16	\$8.67	\$9.18	\$9.69	26046305	512000	TP
			FY16	\$9.00	\$9.51	\$10.01	\$10.51	CHANGED	FTM	2014
			FY17	\$10.00	\$10.50	\$11.00	\$11.50			
			FY18	\$11.00	\$11.50	\$12.00	\$12.50			

Spring  
Spring  
Spring  
Spring  
Spring  
Spring

Done FTM



ARTICLE 2: To see if the Town will vote to transfer a sum of money to be added to funds already appropriated under Article 7 of the 2013 Annual Town Meeting for the purpose of supplementing departmental expenses, or otherwise amend said vote, or take any other action relative thereto.

BOARD OF SELECTMEN

**RECOMMENDATION: Approval \$935,000 (Unanimous, 12-0-0).**

The Advisory & Finance Committee advises Town Meeting to approve Article 2. Town Meeting approval of this article will allow supplemental budget transfers for the following items:

1. \$27,000 from Police Salary & Wages to Fire Vehicle Maintenance to offset a budgetary shortfall created by the unprecedented snow fall and extreme cold temperatures causing numerous vehicle and equipment failures.
2. \$110,000 from Policy Salary & Wages to Fire Salary & Wages Overtime to offset a budgetary shortfall created by the storms as well as a high absence rate due to multiple injuries on duty, FMLA absences, military leave and pending disability retirements.
3. \$30,000 from Police Salary & Wages and \$20,000 from Redevelopment to All Town Insurance to offset a budgetary shortfall due to increase in building values and endorsements since July 2014 and a few deductibles for settled claims.
4. \$48,000 from Out of District Transportation to Member Benefits to offset a budgetary shortfall due to increased retiree enrollment in Managed Blue supplement product.
5. \$700,000 from Free Cash to Snow & Ice to offset a budgetary shortfall. Snow & Ice deficits can be raised on the Tax Rate Recap in the following fiscal year. This winter, the Advisory & Finance Committee authorized Snow & Ice deficit spending up to \$2.6 million. This \$700,000 transfer from free cash will decrease the amount to be raised on the Tax Rate Recap in FY16.





# TOWN OF PLYMOUTH

11 Lincoln Street  
Plymouth, Massachusetts 02360

FAX (508) 830-4062  
(508) 747-1620

March 3, 2015

Chairman Kenneth Tavares  
Plymouth Board of Selectmen  
11 Lincoln Street  
Plymouth, MA 02360

RE: Article 2 – Budget Amendment

Dear Mr. Tavares

Below you will see a summary of budget's that need amendments and the corresponding funding sources:

Special Town Meeting - Article 2: Departmental Budgets			
NEEDS:		Funding Sources:	
Fire Dept: Expenses - Vehicle Maintenance	\$ 27,000	Police Dept: Salary & Wages	\$ 167,000
Fire Dept: Salary & Wages: Overtime	\$ 110,000		
All Town Insurance	\$ 50,000	Redevelopment	\$ 20,000
Member Benefits	\$ 48,000	Out of District Transportation	\$ 48,000
Snow & Ice	\$ 700,000	Free Cash	\$ 700,000
	\$ 935,000		\$ 935,000

Explanations for the needs are as follows:

**Fire** – please see Chief Bradley’s memo. The funding source for these items is the Police Salaries & Wages due to vacancies and the timing of filling those positions due to the civil service process.

**All Town Insurance** – Fiscal 2015 is the 4<sup>th</sup> year of level funding this budget. We increased it back at the October FATM by \$35,000 but due to the increase in the building values (new buildings added and adjustments for replacement cost), endorsements since July 2014 and a few deductibles for claims settled there is a need for an additional \$50,000 in this budget to address what we have to date. The funding source for this will be Police Salaries & Wages for \$30,000 and Redevelopment Expenses for \$20,000.



**Member Benefits** – The enrollment for the Managed Blue supplemental product continues to be a popular choice for senior retirees. The enrollment has increased since initially estimated. This line item for the school will need an additional \$48,000 to get us through June 30<sup>th</sup>. The funding source for this will be the School's Out of District Transportation. The school was able to partner with other districts to reduce this cost.

**Snow & Ice** – The Assistant DPW Director recently met with you to discuss the unprecedented snow fall this past winter and the expenditures incurred to date. We are estimated to exceed three times the annual average of snow and ice expenditures; therefore the snow and ice deficit is expected to exceed three times the average annual amount. As you know snow and ice deficits can be raised on the Tax Rate Recap in the following fiscal year that they incur. I would like to reduce the effect of this snow and ice deficit by transferring available free cash at the STM. The amount we have available is \$700,000.

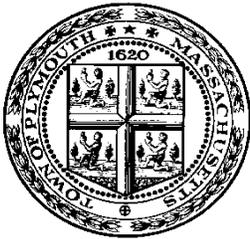
Thank you for your consideration and support for this matter.

Sincerely,



Lynne A. Barrett  
Finance Director

CC: Advisory & Finance  
Plymouth Town Meeting Members



Town of Plymouth  
**Fire Department**  
114 Sandwich Street  
Plymouth, Massachusetts 02360  
508-830-4213  
Fax 508-830-4174

To: Lynne Barrett, Finance Director  
Kere Gillette, Budget Analyst

From: Ed Bradley, Fire Chief  
CC: Melissa Arrighi, Town Manager

Date: February 26, 2015

**RE: Request for additional funding, Spring 2015 Special Town Meeting**

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Due to the extreme weather conditions we have experienced this winter, The Fire Department anticipates a FY15 budget shortfall in two areas.

The **Vehicle Maintenance Supplies, (Org. 00102206, Obj. 548001)** was funded at \$80,000.00 for the year, as of today it has less than \$7,000.00 available and there are still some outstanding invoices we have not yet received.

The unprecedented snow fall and extreme cold temperatures have caused numerous vehicle and equipment breakdowns and failures. The weather conditions have increased the department's activity by 78% over the same period in past years further taxing apparatus and equipment. A few of the apparatus breakdowns required expensive towing bills and dealer repairs. Most of the repairs were completed in-house but required expensive replacement parts, none of which were anticipated prior to the extreme weather.

Projecting the final costs for FY15, and predicting additional issues as these weather conditions continue, we anticipate that an additional **\$27,000.00** is required to complete FY 15.

The **Overtime Account, (Org. 00102205, Obj. 51300)** was funded at \$690,446.00 for the year, and additional \$60,000.00 was added at Fall Annual Town Meeting (Article 2A) to reflect the higher hourly rates.

As of today the account has \$152,186.25 available.

Due to the additional staffing required to manage the multiple snow storms and extreme cold weather on top of a high absence rate due to multiple I.O.D (injuries on duty), FMLA absences and pending disability retirements, the overtime account has been prematurely depleted.

Past years spending trends indicate that we will need approximately \$300,000.00 in the overtime account to complete the fiscal year from this date until June 30<sup>th</sup>. There appears to be some funding available in salaries that will make up some of this deficit, we will need an additional **\$110,000.00** to complete FY 15.



## ARTICLE 3:

ARTICLE 3: To see if the Town will vote to raise and appropriate or transfer a sum of money to pay certain unpaid bills of a prior fiscal year, or take any other action relative thereto.

BOARD OF SELECTMEN

**RECOMMENDATION: Approval \$2,346.81 (Unanimous, 12-0-0).**

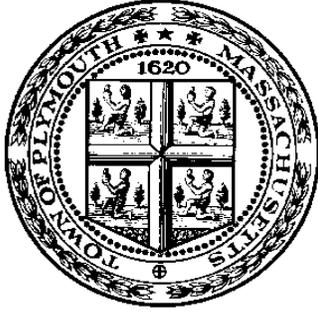
The Advisory & Finance Committee advises Town Meeting to approve Article 3. Town Meeting approval of this article will authorize payment of three outstanding invoices from FY2014 totaling \$2,346.81. All of which were received after FY2014 closed out. There are two invoices from Integrys for \$1,520.31 and \$681.50. Funding for these invoices will come from the FY2015 Water Department Budget. There is one invoice from Kopelman and Paige, PC for \$145.00. Funding for this invoice will come from the FY2015 Community Preservation Committee Administrative Budget.



**ARTICLE 3 – Unpaid Bills of a Prior Fiscal Year**

Unpaid bills include:

<u>Water Department</u>		
FY14	Integrys	\$ 1,520.31
FY14	Integrys	\$ 681.50
<u>Community Preservation Committee</u>		
FY14	Kopelman and Paige, P.C.	\$ 145.00
<b>TOTAL:</b>		<b>\$2,346.81</b>



# TOWN OF PLYMOUTH

Department of Public Works  
Water Division  
169 Camelot Drive  
Plymouth, Massachusetts 02360

To: Lynne Barrett, Finance Director  
From: Rich Tierney, Water Superintendent  
Ref: Water Division Invoices Not Paid During FY 2014  
Date: February 24, 2015

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The Water Division in recent years has been billed twice for electrical service costs, once from our local utility company, NSTAR, and once from a yearly competitive electrical supplier (deregulation of electrical power), Integrys Energy.

Two invoices didn't get paid to Integrys Energy, due to incorrect billing addresses and the supplier not realizing that individual Departments and Divisions were responsible for these payments.

- Invoice #35396920 for \$1,520.31 usage from 11/14/13- 12/14/13 South Pond Well #2
- Invoice #35218017 for \$681.50 usage from 11/7/13- 12/11/13 Darby Pond Well

We request that Special Town Meeting approve payment of these invoices.  
Thank you.



<b>Customer Number</b>	<b>Invoice Number</b>	<b>Invoice Date</b>
MA-EL_1138098-139	35396920	12/27/2013
<b>Account Number</b>	<b>Service Period</b>	
1668460	11/14/2013 - 12/14/2013	

**TOWN OF PLYMOUTH**  
**11 LINCOLN STREET**  
**PLYMOUTH MA 02360**

In case of emergency, contact your local utility.

View and pay invoices online 24 hours a day, 7 days a week at [www.integrysenergy.com/energymanager](http://www.integrysenergy.com/energymanager).

Thank you for your prompt payment. A finance charge of 1.50% per month may be assessed on all past due invoices.

**INVOICE DETAIL -- 11 Lincoln St Plymouth Plymouth T Of**

National Grid #16013890013 - RDS (Retail Delivery Service) - General (23, 33, 35)

**Current IntegrYS Energy Charges**

Energy-Metered Usage	13,920.00 kWh	
Distribution Losses	884.06 kWh @ 0.00	\$0.00
Energy - Market Price	14,804.06 kWh @ 0.0690781	\$1,022.64
Energy-Adder	14,804.06 kWh @ 0.03362	\$497.67
Sub Total		\$1,520.31
Sales Tax Exempt	\$1,520.31	
<b>Total Current IntegrYS Energy Charges</b>		<b>\$1,520.31</b>

**METER DETAIL**

Utility Acct Meter	Service Period	Days	Prior Reading	Current Reading	Constant	Usage	Usage Type	Usage Per Day
5062490	11/14/2013 - 12/14/2013	30	Not Provided	Not Provided	1	45.60	K1-42	N/A
5062490	11/14/2013 - 12/14/2013	30	Not Provided	Not Provided	1	13,920.00	kWh Total	464.00

AVERAGE DAILY USE

CURRENT: 464.00

LAST YEAR: Not Available

AVERAGE TEMPERATURE

CURRENT: 36° F

LAST YEAR: 39° F



<b>Customer Number</b>	<b>Invoice Number</b>	<b>Invoice Date</b>
MA-EL_1138098-143	35218017	12/20/2013
<b>Account Number</b>	<b>Service Period</b>	
1668464	11/07/2013 - 12/11/2013	

**TOWN OF PLYMOUTH  
11 LINCOLN STREET  
PLYMOUTH MA 02360**

In case of emergency, contact your local utility.

View and pay invoices online 24 hours a day, 7 days a week at [www.integrysenergy.com/energymanager](http://www.integrysenergy.com/energymanager).

Thank you for your prompt payment. A finance charge of 1.50% per month may be assessed on all past due invoices.

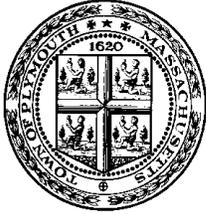
<b>INVOICE DETAIL -- 11 Lincoln St Plymouth Plymouth T Of</b>		
National Grid #16129540015 - RDS (Retail Delivery Service) - Interval Time of Use (31, 55)		
<b>Current IntegrYS Energy Charges</b>		
Energy-Metered Usage	8,824.00 kWh	
Distribution Losses	560.41 kWh @ 0.00	\$0.00
Energy - Market Price	9,384.41 kWh @ 0.0522231	\$490.08
Energy-Adder	9,384.41 kWh @ 0.0204	\$191.42
Sub Total		\$681.50
Sales Tax Exempt	\$681.50	
<b>Total Current IntegrYS Energy Charges</b>		<b>\$681.50</b>

<b>METER DETAIL</b>								
Utility Acct Meter	Service Period	Days	Prior Reading	Current Reading	Constant	Usage	Usage Type	Usage Per Day
7115805	11/07/2013 - 12/11/2013	34	Not Provided	Not Provided	1	0.80	K1-42	N/A
7115805	11/07/2013 - 12/11/2013	34	Not Provided	Not Provided	1	8,778.00	kWh-Off	N/A
7115805	11/07/2013 - 12/11/2013	34	Not Provided	Not Provided	1	46.00	kWh-On	N/A
7115805	11/07/2013 - 12/11/2013	34	Not Provided	Not Provided	1	8,824.00	kWh Total	259.53

AVERAGE DAILY USE  
AVERAGE TEMPERATURE

CURRENT: **259.53**  
CURRENT: **39° F**

LAST YEAR: **Not Available**  
LAST YEAR: **41° F**



## TOWN OF PLYMOUTH COMMUNITY PRESERVATION COMMITTEE

# MEMO

TO: Lynne Barrett, Finance Director  
From: The Community Preservation Committee  
Date: Monday, February 23, 2015  
Re: FY14 Unpaid Bill

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Attached is an invoice from Kopelman and Paige, P.C. dated June 30, 2014 that will have to go to Special Town Meeting for payment. It is Statement # 101070 and the total due is \$145.00. This is for legal work that was conducted regarding recording the deed for the Center Hill Road acquisition. We received the bill after the new fiscal year started so we were unable to pay the invoice. Thank you.

**KOPELMAN AND PAIGE, P.C.**

101 ARCH STREET  
BOSTON, MA 02110  
(617) 556-0007

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STATEMENT NO. 101070

MS. MELISSA ARRIGHI  
TOWN MANAGER  
PLYMOUTH COMMUNITY PRESERVATION COMMITTEE  
PLYMOUTH TOWN HALL  
11 LINCOLN STREET  
PLYMOUTH, MA 02360

JUNE 30, 2014

IN REFERENCE TO: PROFESSIONAL SERVICES FROM THROUGH June 30, 2014

CENTER HILL ROAD ACQUISITION

LETTER TO TITLE EXAMINER RE: RECORDING OF DEED TO PARCEL A; E-MAIL TO  
DIRECTOR OF PLANNING AND DEVELOPMENT RE: CORRECT GRANTEE IN DEED.

E-MAIL TO DIRECTOR OF PLANNING AND DEVELOPMENT REGARDING RECORDING  
DEED OF PARCEL A.

SUBTOTAL:	0.40	68.00
TOTAL:	0.40	68.00

ACCUMULATED DISBURSEMENTS AT COST; RECORDING FEES, REPRODUCTION OF DOCUMENTS, EXPRESS  
MAIL, SPECIAL POSTAGE, TOLL CALLS AND ON-LINE RESEARCH.

TOTAL COSTS:		77.00
TOTAL DUE:	\$	<u>145.00</u>



## ARTICLE 4:

ARTICLE 4: To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money for the construction and/or repair and/or purchase and/or lease of buildings and/or replacement of departmental buildings, and/or equipment and/or capital facilities for various departments of the Town and/or for feasibility and other types of studies or professional consulting services as follows:

or take any other action relative thereto.

A. Library Carpet

BOARD OF SELECTMEN

**RECOMMENDATION: Approval \$45,821 (Unanimous, 12-0-0).**

The Advisory & Finance Committee advises Town Meeting to approve Article 4. At the April 2013 Annual Town Meeting \$140,000 was appropriated to replace all of the carpeting at the Plymouth Public Library Main Branch. When bids were received this winter, it was discovered that costs have escalated and the original appropriation was insufficient to complete the project. This article will appropriate \$45,821 which is the amount needed to complete the project. The carpet has never been replaced in the 23 years since the building opened. The library has been cited by MIAA for its carpet creating a dangerous situation, particularly in the Children's Room and Reference Area.



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## MEMORANDUM

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**TO:** FINANCE COMMITTEE, LYNNE BARRETT, PAM HAGLER  
**FROM:** DINAH O'BRIEN, DIRECTOR OF COMMUNITY RESOURCES  
**SUBJECT:** 2015 SPECIAL TOWN MEETING - ARTICLE 4  
REQUEST FOR ADDITIONAL FUNDING FOR LIBRARY CARPET PROJECT  
**DATE:** MARCH 4, 2015  
**CC:** FILES

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At the Annual Town Meeting in April 2013 an appropriation of \$140,000 was made to finance the replacement of all carpeting at the Plymouth Public Library Main Branch. This was based upon estimates received from two vendors as to what the cost might be. The project has moved forward and was bid out in the winter of 2015. When the bids were returned it was discovered that cost has escalated and the original appropriation of \$140,000 is insufficient by \$45,821 to complete the project.

The carpet squares themselves are being purchased for \$90,000 from the State Bid List which leaves \$50,000 for installation. The lowest bidder, Capital Carpet and Flooring specialists, has bid \$95,821 which has resulted in a deficit of \$45,821 needed to complete the project.

The project needs to move forward in the late spring of this year in coordination with the redesign and installation of the new Circulation Desk and AV area.



## ARTICLE 5:

ARTICLE 5: To see if the Town will vote to establish a Sewer Special Purpose Debt Payment Fund, as authorized by the provisions of G. L. c.40, §5B, which fund shall be under the care and custody of the Town Treasurer, and further, to raise and appropriate, transfer from available funds or borrow for the purpose of funding said Sewer Special Purpose Debt Payment Fund, or take any other action relative thereto.

BOARD OF SELECTMEN

**RECOMMENDATION: Approval (Unanimous, 12-0-0).**

The Advisory & Finance Committee advises Town Meeting to approve Article 5. Town Meeting approval of this article will allow the establishment of a Sewer Special Purpose Debt Payment Fund and transfer \$4,648.10 from Sewer Retained Earnings as the initial deposit. The funds are the result of premium received on a bond anticipation note for the Samoset Street sewer project. Funds in the account will be used to help pay the debt service amortization of these projects.





# TOWN OF PLYMOUTH

11 Lincoln Street  
Plymouth, Massachusetts 02360

FAX (508) 830-4062  
(508) 747-1620

February 26, 2015

Chairman Kenneth Tavares  
Plymouth Board of Selectmen  
11 Lincoln Street  
Plymouth, MA 02360

RE: Establish Special Purpose Stabilization Fund for Sewer Betterment Debt Projects

Dear Mr. Tavares

The Town of Plymouth has embarked on a strategic plan to expand the sewer system in Town. This plan is made up of many phases in different parts of town. Town Meeting has previously authorized the design and construction of the first phase of this plan for the project on Samoset Street. This project will be funded through betterments with the property owners. They will be paying for the cost of borrowing for the project plus 2% in addition to the project costs applicable to their equivalent unit.

The purpose of establishing this Special Purpose Stabilization fund for Sewer Betterment Debt Projects is to have a fund to reserve specific amounts received that are associated with the financing of the particular projects. These specific amounts include premiums received on borrowing because these amounts should be used in the calculation of the cost of borrowing and used for payment of debt service. In addition, they include betterment payments that are paid in full or in advance; in lieu of amortizing over a period up to 20 years. These amounts need to be reserved to help pay the debt service amortization of the projects.

The Finance Department has started to borrow temporarily for the planning and design of this project. We did this with a bond anticipation note (BAN) dated May 2014 for \$530,000. We received a premium on this BAN of \$4,648.10. This amount closed out to Sewer Retained earnings at June 30, 2014.

At this time I am recommending that we establish this Special Purpose Stabilization Fund for Sewer Betterment Debt Projects and transfer the amount of \$4,648.10 from Sewer Retained Earnings as the initial deposit.

Thank you for your consideration and support for this matter.

Sincerely,

Lynne A. Barrett  
Finance Director

CC: Advisory & Finance  
Plymouth Town Meeting Members





ARTICLE 6: To see if the Town will vote, pursuant to the provisions of G. L. c.59, §38H, G. L. c.164, or any other enabling authority, to authorize the Board of Selectmen to negotiate and enter into an agreement for payments-in-lieu-of-taxes ("PILOT"), for an 8.0 MW-AC Wind Turbine Project for Future Generation Wind, LLC on property located on Plymouth Tax Assessor's Map 129, Lots 2A-1, 6 and 3, a copy of which is on file in the Town Clerk's office, or take any other action relative thereto.

BOARD OF SELECTMEN

**RECOMMENDATION: Approval (Unanimous, 12-0-0).**

The Advisory & Finance Committee advises Town Meeting to approve Article 6. Town Meeting approval of this article will authorize the town to accept a PILOT (payment in lieu of taxes) agreement between the town and Future Generation Wind, LLC for its wind turbine project. A rate of \$14,000 per MWAC is the negotiated amount. The term of the agreement will be for 20 years and will include an annual escalator of 2.5%. By entering into a PILOT, the town will receive a set stream of payments and have a remedy to seek damages should there be a default.





# TOWN OF PLYMOUTH

11 Lincoln Street  
Plymouth, Massachusetts 02360

FAX (508) 830-4062  
(508) 747-1620

March 4, 2015

Chairman Kenneth Tavares  
Plymouth Board of Selectmen  
11 Lincoln Street  
Plymouth, MA 02360

RE: Article 6 Wind Turbine PILOT Agreement

Article 13 of the Spring 2013 Special Town Meeting authorized the Board of Selectmen to negotiate one or more agreements for payments-in-lieu-of-taxes (PILOT) pursuant to the provisions of M.G.L. Chapter 59, Section 38H(b), and Chapter 164, Section 1 for property relating to renewable energy generation facilities. The town has since entered into two PILOT agreements for Solar Photovoltaic Facilities; one off of Old Sandwich Road and one off of Raffaele Road. Because of the state statute communities are allowed to tax these facilities through a negotiated PILOT agreement.

We have been working with Future Wind LLC to enter into a PILOT agreement for a Wind Generating Facility. They submitted their required documentation to the Director of Assessing for review of the 8.0 MWAC Wind Turbine Generating Facility which includes 4 wind turbines in total. This facility is to be built on three privately owned parcels off of Head of the Bay Road in South Plymouth. They have been working with the Town since approximately 2010 to get this permitted through Planning and ZBA and they are at a point now where they needed this agreement to assist them in the financing of it.

A PILOT agreement can be beneficial to both the developer and the Town; some of the advantages are but not limited to:

Developer	Town
1. Set stream of payments known at the beginning of the project for cost evaluation or financing.	1. Set stream of payments for tax billing purposes based on an initial evaluation of cost for appraisal versus on an annual basis. Lowers our transaction cost by avoiding a 3 year certification / valuation appraisal.
	2. Because the facility is considered personal property the town could not perfect a lien like we can with real estate if it went unpaid. We would seek remedy under a violation of the contract terms.



	3. Removes the risk of disagreement of the value and potential for requests for abatement.
	4. Negotiated PILOTS with solar developers prompt development of renewable energy in the Town of Plymouth.

By using the income approach to value the facility; a rate of \$14,000 per MWAC was the negotiated amount for the PILOT. The term of the agreement will be for 20 years and will include an escalator of 2.5%. Attached is a copy of the stream of payments. Also included are two maps which identify the location and approximate siting of the turbines.

This agreement will be just for the personal property; the land will be taxed separately. Language and other terms of the PILOT agreement are being finalized with Counsel and will be provided to the Town Clerks Office upon completion.

A vote of Town Meeting is required to adopt the PILOT agreement. Your consideration and endorsement of this PILOT is appreciated.

Sincerely,  
  
 Lynne A. Barrett

CC:           Advisory & Finance  
                   Plymouth Town Meeting

FUTURE WIND GENERATION, LLC - SOUTH PLYMOUTH OFF HEAD OF THE BAY ROAD	
MW AC	8
\$/MW	\$14,000
2.5% escalator	
	ANNUAL PILOT PAYMENT
Year 1	112,000
Year 2	114,800
Year 3	117,670
Year 4	120,612
Year 5	123,627
Year 6	126,718
Year 7	129,886
Year 8	133,133
Year 9	136,461
Year 10	139,873
Year 11	143,369
Year 12	146,954
Year 13	150,628
Year 14	154,393
Year 15	158,253
Year 16	162,209
Year 17	166,265
Year 18	170,421
Year 19	174,682
Year 20	179,049
Total	2,861,002

# FWG Approximate Turbine Location/Arial View







ARTICLE 7: To see if the Town will vote to accept the provision of Chapter 32, § 20(4)(h) to allow the Plymouth Retirement Board to expend a portion of its funds to increase the Treasurer's stipend from \$1,500 to \$3,000 annually, as the custodian of the funds for the retirement system, or take any other action relative thereto.

PLYMOUTH RETIREMENT BOARD

**RECOMMENDATION: Approval (7-6-0).**

The Advisory & Finance Committee advises Town Meeting to approve Article 7. Town Meeting approval of this article would authorize the acceptance of the provision of Chapter 32, § 20(4)(h) allowing the Retirement Board the authority to recommend a stipend of not more than \$3,000 for the Treasurer for services rendered as custodian of the funds of the retirement system. The Retirement Board has unanimously approved acceptance of this statute and feels very strongly that it should be given this authority.





# TOWN OF PLYMOUTH

11 Lincoln Street  
Plymouth, Massachusetts 02360

FAX (508) 830-4062  
(508) 747-1620

February 26, 2015

Chairman Kenneth Tavares  
Plymouth Board of Selectmen  
11 Lincoln Street  
Plymouth, MA 02360

RE: Local Acceptance of Chapter 32, Section 20 (4) (h) Treasurer Stipend

Dear Mr. Tavares

The Town of Plymouth Retirement Board voted at its meeting of March 21, 2014 to respectfully request your support for the acceptance of a local option, Chapter 32 Section 20 (4) (h), Increase of Treasurer Stipend for the Custodian of the funds for the Plymouth Retirement System. Your Board voted its support for the October 2014 Fall Town Meeting but the Advisory and Finance Committee voted not to recommend it to Town meeting and Town Meeting ultimately did not support the adoption.

The Retirement Board feels very strongly that we be given the authority to compensate the Treasurer of the retirement system (custodian of the funds) up to the allowable maximum by local option statute of \$3,000 annually. Currently the compensation is \$1,500 annually. The Treasurer plays a critical role in overseeing the accountability of the retirement system funds and the reconciliation of the bank accounts. This person works in conjunction with the Retirement System Director to provide the safeguards to protect the funds of our system. We have attached an article from the Boston Globe that highlights the importance of these checks and balances.

A survey of other Massachusetts Retirement System Treasurers and the size of our system warrants the option for us to compensate up to the maximum; many other systems our size and smaller pay the maximum.

The Retirement Board appreciates your continued support and your assistance in getting this local option adopted by Town Meeting.

Sincerely,

Lynne A. Barrett  
Finance Director  
Ex-Officio Member Plymouth Retirement Board

Thomas Kelley  
Chairman

CC: Advisory & Finance  
Plymouth Town Meeting Members



## Massachusetts General Laws

### **Section 20. (4) (Retirement) *Systems for cities and towns.* —**

**(h) Notwithstanding the provisions of paragraph (g), in any city or town which accepts the provisions of this paragraph, nothing shall prevent a city or town treasurer from being compensated for services rendered as custodian of the funds of the retirement system; provided, that the compensation for such services shall not be more than three thousand dollars per annum, and shall be payable from the expense fund of the system.**

ARTICLE 8: To see if the Town will vote to authorize the Board of Selectmen to acquire by purchase or otherwise a perpetual non-exclusive easement from the Commonwealth of Massachusetts, Department of Conservation and Recreation for purposes of reconstructing a bridge and for the purposes of constructing, maintaining and repairing certain improvements including but not limited to the manhole storm water outlet and utility poles over approximately 1,000 square feet of land at the southern end of Pilgrim Memorial State Park (the "Easement Area") as shown on a plan entitled " Easement Plan, Water Street at Town Brook, Plymouth, Massachusetts," which plan is on file with the Town Clerk, on such terms and conditions which the Board of Selectmen may determine; and further to authorize the Board of Selectmen to petition the Massachusetts General Court for approval of such change in use and conveyance of the easement of the Easement Area pursuant to the provisions of Article 97 of the Amendments to the Constitution of Massachusetts, or take any other action relative thereto.

BOARD OF SELECTMEN

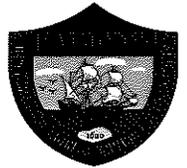
**RECOMMENDATION: Approval (Unanimous, 12-0-0).**

The Advisory & Finance Committee advises Town Meeting to approve Article 8. Town Meeting approval of this article will allow the town to acquire an easement from the Commonwealth of Massachusetts for a small area of land at the southern end of Pilgrim Memorial State Park. This easement is required by the State for the town to have access to allow for the bridge, headwall, guardrail and stormwater system work to be completed, maintained, and properly documented.





**Town of Plymouth, Massachusetts**  
**Department of Marine and Environmental Affairs**  
 11 Lincoln Street, Plymouth, MA 02360 | 508-747-1620



# MEMO

**To:** Kere Gillette, Budget Analyst  
**From:** David Gould, Director of Marine and Environmental Affairs *DG*  
**Re:** Backup Memo for Article 8 of Special Town Meeting  
**Date:** February 17, 2015

The proposed warrant article will allow the Town to complete the required paperwork with the Commonwealth of Massachusetts related to the reconstruction of the Water Street Bridge. Under Article 97 the Town needs to establish an easement at the state-owned Pilgrim Memorial State Park for work that occurred on the property. Pilgrim Memorial Park is state land with Article 97 protection and this agreement allows for the work to be completed, maintained and properly documented through an easement with the Commonwealth.

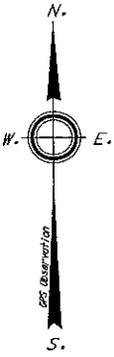
The recently completed reconstruction of the bridge, headwalls, guard-rail and stormwater system required work to be performed on the state property. A plan showing this work and acknowledging that these structures will be maintained by the Town of Plymouth is being developed by the DPW Engineering Division.

The article language can be found below:

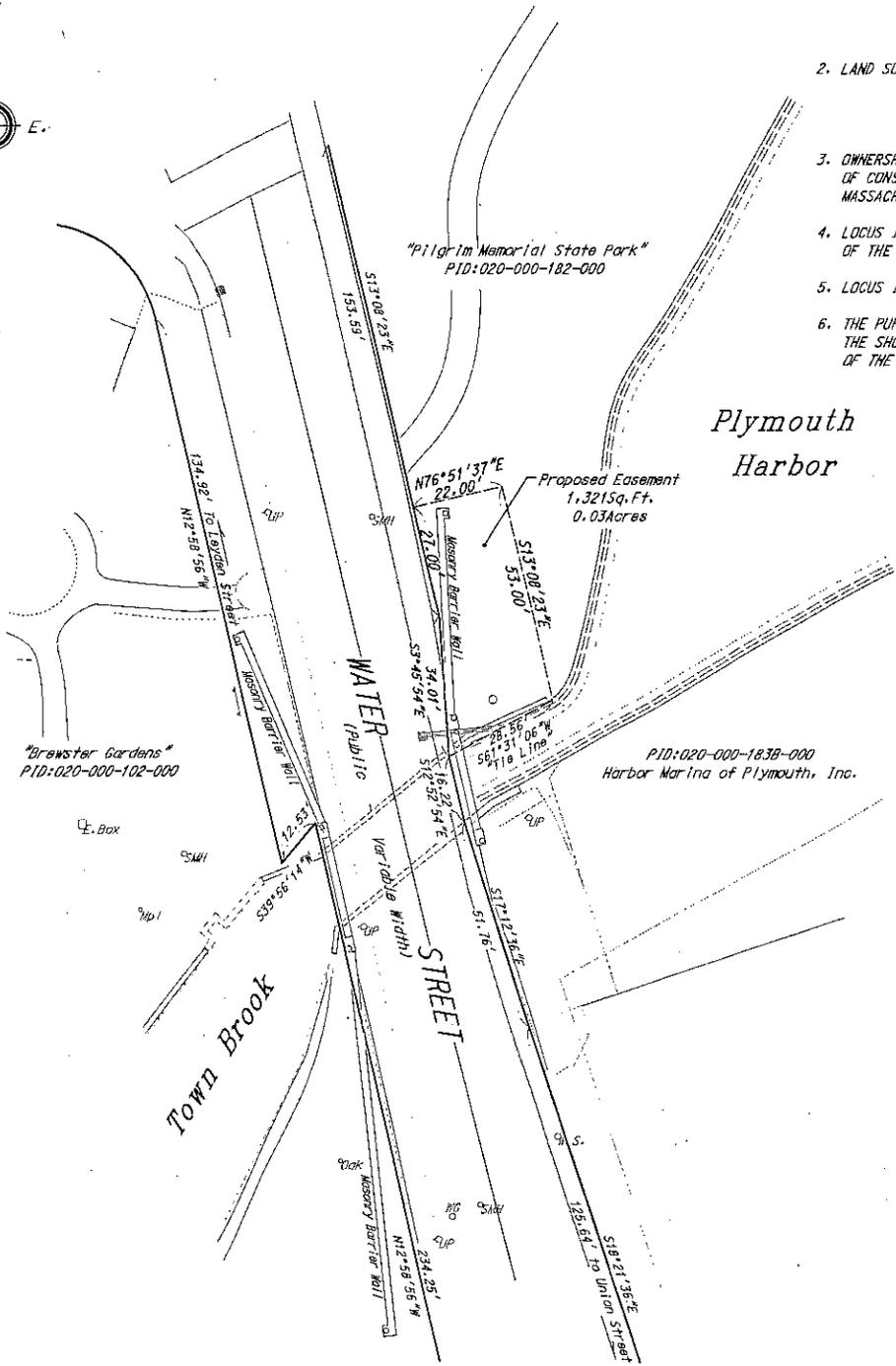
ARTICLE 8: To see if the Town will vote to authorize the Board of Selectmen to grant to acquire by purchase or otherwise a perpetual non-exclusive easement from the Commonwealth of Massachusetts, Department of Conservation and Recreation for purposes of reconstructing a bridge and for the purposes of constructing, maintaining and repairing certain improvements including but not limited to the manhole storm water outlet and utility poles over approximately 1,000 square feet of land at the southern end of Pilgrim Memorial State Park (the "Easement Area") as shown on a plan entitled "\_\_\_\_\_", which plan is on file with the Town Clerk, on such terms and conditions which the Board of Selectmen may determine; and further to authorize the Board of Selectmen to petition the Massachusetts General Court for approval of such change in use and conveyance of the easement of the Easement Area pursuant to the provisions of Article 97 of the Amendments to the Constitution of Massachusetts, or take any other action relative thereto.

BOARD OF SELECTMEN

C: Melissa Arrighi, Town Manager  
 Michael Galla, Assistant Town Manager



- NOTES:
1. OWNER: MASSACHUSETTS DEPARTMENT OF CONSERVATION AND RECREATION  
251 CAUSEWAY STREET  
BOSTON, MA 02114
  2. LAND SURVEYOR: RUSSELL FIRTH, P.L.S.  
TOWN SURVEYOR  
11 LINCOLN STREET  
PLYMOUTH, MA 02360
  3. OWNERSHIP: MASSACHUSETTS DEPARTMENT OF CONSERVATION AND RECREATION, PER MASSACHUSETTS SPECIAL ACTS OF 1919, c187
  4. LOCUS IS SHOWN AS LOT 182 ON MAP 20 OF THE PLYMOUTH ASSESSOR'S MAPS.
  5. LOCUS IS ZONED DOWNTOWN HARBOR "DH".
  6. THE PURPOSE OF THIS PLAN IS TO CREATE THE SHOWN EASEMENT. REFER TO ARTICLE 8 OF THE 2015 STM.



I hereby certify that the property lines shown on this plan are the lines dividing existing ownership, and the lines of streets and ways shown are those of public or private streets or ways already established, and that no new lines for division of existing ownership or for new ways are shown.

I also certify that this plan has been prepared in conformity with the rules and regulations of the Registry of Deeds of the Commonwealth of Massachusetts.

**EASEMENT PLAN**  
**Water Street at**  
**Town Brook**  
**PLYMOUTH, MASSACHUSETTS**

Prepared for: The Town of Plymouth

Scale: 20 feet to an inch  
 February 10, 2015  
 PLYMOUTH DEPT. OF PUBLIC WORKS - ENGINEERING DIVISION  
 Russell A. Firth  
 Town Surveyor



Graphic Scale  
 FOR REGISTRY USE ONLY

## ARTICLE 9:

ARTICLE 9: To see if the Town will vote to approve an amendment to the payment in lieu of taxes agreement between the Town and Entergy Nuclear Generation Company for the property known as the Pilgrim Nuclear Generation Station, as on file with the Town Clerk and entitled "First Amendment to Payment in Lieu of Tax Agreement," dated December 17, 2014, or take any other action relative thereto.

BOARD OF SELECTMEN

**RECOMMENDATION: Approval (Unanimous, 12-0-0).**

The Advisory & Finance Committee advises Town Meeting to approve Article 9. Town Meeting approval of this article will allow the town to extend its current three year PILOT agreement with Entergy Nuclear Generation Company for one additional year, through Fiscal Year 2017. The annual payment for FY2017 shall be \$9,250,000. Obligations of this agreement are conditioned upon the Town submitting the agreement, First Amendment, to the Massachusetts Department of Revenue (DOR) and DOR having no objection and approval of the First Amendment by the town acting by a vote of its Town Meeting. The Town will be working with a consultant to negotiate a longer term PILOT, most likely a 5 year agreement, which will begin in FY2018.



**FIRST AMENDMENT TO  
PAYMENT IN LIEU OF TAX AGREEMENT**

This First Amendment (this "First Amendment"), dated as of December 17, 2014, is by and between the Town of Plymouth, a municipal corporation and political subdivision of the Commonwealth of Massachusetts, with offices at 11 Lincoln Street, Plymouth, Massachusetts 02360 ("Town") and Entergy Nuclear Generation Company, a Massachusetts corporation, with its principal place of business at the Pilgrim Nuclear Generation Station, Plymouth, Massachusetts 02360 ("Entergy"), each individually, a "Party" and collectively, the "Parties."

WHEREAS, the Town and Entergy are Parties to the Payment In Lieu of Tax Agreement, dated as of August 13, 2013 (the "PILOT Agreement"; capitalized terms used but not otherwise defined in this First Amendment shall have the meaning given them in the PILOT Agreement);

WHEREAS, the PILOT Agreement currently extends through Fiscal Year 2016;

WHEREAS, the Town and Entergy now wish to extend the term of the PILOT Agreement through Fiscal Year 2017, amending certain sections of the PILOT Agreement accordingly,

NOW THEREFORE, the Town and Entergy, in accordance with Section 22 of the PILOT Agreement, in consideration of mutual covenants and conditions contained herein, and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Parties hereto agree as follows:

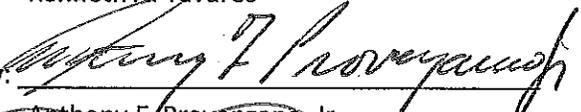
1. The term of the PILOT Agreement shall be extended through Fiscal Year 2017
2. The respective Annual Payment for Fiscal Year 2017 shall be \$9,250,000 subject to the limitations set forth in Paragraph 10 of the PILOT Agreement, Section 1 of the PILOT Agreement shall be amended accordingly by adding "FY 2017" and "\$9,250,000" to the bottom of the existing columns.
3. The obligations of the Parties under this First Amendment are conditioned upon (i) the Town promptly submitting this First Amendment to the Massachusetts Department of Revenue ("DOR") and DOR having no objection, and (ii) approval of the First Amendment by the Town acting by a vote of its Town Meeting. In the event that DOR objects to the First Amendment or the First Amendment is not approved by Town Meeting by April 16, 2015, the First Amendment shall become null and void and of no further effect unless otherwise agreed by the Parties in writing.
4. Notwithstanding Paragraph 1 of the Declaration of Restrictive Covenant (Exhibit 2 of the PILOT Agreement, recorded with the Plymouth County Registry of Deeds at Book 43946, Page 36 pursuant to Section 20 of the PILOT Agreement), Entergy agrees to extend the restriction described therein to June 30, 2017.

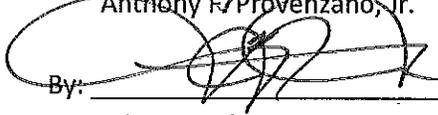
5. The Parties shall commence the process of negotiating another Payment in Lieu of Tax Agreement for the Plant for Fiscal Year 2018, and possibly future years, not later than March 31, 2015.

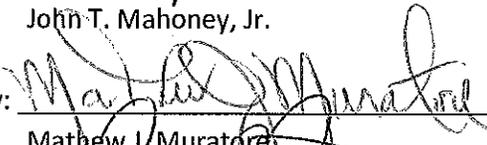
IN WITNESS WHEREOF, the Town and Entergy have executed this First Amendment as of the date first above written.

BOARD OF SELECTMEN OF  
THE TOWN OF PLYMOUTH

By:   
Kenneth A. Tavares

By:   
Anthony F. Provenzano, Jr.

By:   
John T. Mahoney, Jr.

By:   
Mathew J. Muratore

By:   
Sean P. Page

TOWN MANAGER OF THE  
TOWN OF PLYMOUTH

By: 

ENTERGY NUCLEAR GENERATION CO.

By:   
Patricia A. Galbraith, Tax Officer

## ARTICLE 10:

ARTICLE 10: To see if the Town will vote to accept Clause 5C of G. L. Chapter 59, § 5, increasing the real and personal estate tax exemption for incorporated veteran's organizations to the current maximum allowed under state law (\$1,500,000), or take any other action relative thereto.

BOARD OF SELECTMEN

**RECOMMENDATION: Approval (Unanimous, 10-0-1).**

The Advisory & Finance Committee advises Town Meeting to approve Article 10. Town Meeting approval of this article would increase the exemption amount up to \$1,500,000 for incorporated veteran's organizations. Currently an incorporated organization of veterans is exempt from local property taxes up to a dollar amount of the fair cash valuation based on local option. Last year, after meeting with the Revenue Task Force, the Assessing Department has been carefully reviewing the exemptions for charitable organizations. As part of the review process, they became aware of a change in the law for incorporated veterans organizations. Through the acts of 2008 MGL Chapter 59, Sec 5, Clause 5C was added. There are two such organizations in the Town of Plymouth. They are the American Legion Post #40 and the Plymouth Memorial Post # 1822 (VFW). Current assessments are \$914,700 and \$495,000 respectively.



# Memo

**To:** Advisory and Finance Committee

**From:** Anne Dunn, Director of Assessing

**Date:** 2/25/2015

**Re:** Article 10 - STM 2015 - Exemption of Incorporated Veterans Organizations

Currently an incorporated organization of veterans is exempt from local property taxes up to a dollar amount of the fair cash valuation based on local option. This article, if adopted, would increase the exemption amount up to \$1,500,000.

Last year, after meeting with the Revenue Task Force, the Assessing Department has been carefully reviewing the exemptions for charitable organizations. As part of the review process we became aware of a changed in the law for incorporated veterans organizations. Through the acts of 2008 MGL Chapter 59, Sec 5, Clause 5C was added.

There are two such organizations in the Town of Plymouth. They are:  
American Legion Post #40 and the Plymouth Memorial Post # 1822 (VFW).



## ARTICLE 12:

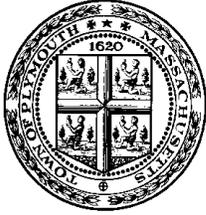
ARTICLE 12: To see if the Town will vote to authorize the Board of Selectmen to acquire by purchase, gift, eminent domain or otherwise, for open space and recreational purposes pursuant to G. L. c.44B and to accept the deed to the Town of Plymouth, of a fee simple interest or less of land located off Old Sandwich Road in the Town of Plymouth comprised of 88 acres, more or less, shown on Assessors' Map 51 as Lot 5 and 6, and further that said land shall be held under the care, custody and control of the Conservation Commission and as funding therefor, to appropriate \$705,000 for the acquisition and other costs associated therewith from the Community Preservation Fund estimated annual revenues, fund balance, or reserves, and/or borrow said total sum which shall be reduced by the amount of any grants received by the Town pursuant to G. L.c.44B, §11 or G. L. c.44, §7 or any other enabling authority; and further to authorize the Board of Selectmen to grant a conservation restriction in said property in accordance with G. L.c.44B, §12 meeting the requirements of G. L. c. 184, §§31-33; and to authorize appropriate Town officials to enter into all agreements and execute any and all instruments as may be necessary on behalf of the Town to effect said purchase; or take any other action relative thereto.

COMMUNITY PRESERVATION

**RECOMMENDATION: Approval \$705,000 (Unanimous, 9-0-1).**

The Advisory & Finance Committee advises Town Meeting to approve Article 12. Approval of this article will appropriate \$705,000 from the Community Preservation Fund for the purposes of passive recreational use and the protection of priority habitats of rare species. Funds will be used to acquire 88 acres off Old Sandwich Road, the Hio Hill property. This property has an elevation of 270 feet and has a great view looking out to Cape Cod Bay. Acquisition of this property will enhance the conservation corridor along Old Sandwich Road from Ellisville Harbor to Myles Standish State Park. The property abuts four hundred acres of existing conservation land purchased with CPA funds. The land is near the Savery Pond Town Well, Zones 1 and 2.





## TOWN OF PLYMOUTH COMMUNITY PRESERVATION COMMITTEE

# MEMO

TO: Town Meeting, Board of Selectmen, and the Advisory & Finance Committee  
From: The Community Preservation Committee  
Date: Thursday, February 12, 2015  
Re: SPRING SPECIAL TOWN MEETING: 2015 CPA Article 12

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**ARTICLE 12: To see if the Town will vote to authorize the Board of Selectmen to acquire by purchase, gift, eminent domain or otherwise, for open space and recreational purposes pursuant to G.L. c.44B and to accept the deed to the Town of Plymouth, of a fee simple interest or less of land located off Old Sandwich Road in the Town of Plymouth comprised of 88 acres, more or less, shown on Assessors' Map 51 as Lot 5 and 6, said land to be held under the care, custody and control of the Conservation Commission, to appropriate \$705,000 for the acquisition and other costs associated therewith from the Community Preservation Fund estimated annual revenues, fund balance, or reserves, and/or borrow said total sum which shall be reduced by the amount of any grants received by the Town pursuant to G.L.c.44B, section 11 or G.L. c.44, section 7 or any other enabling authority; and further to authorize the Board of Selectmen to grant a conservation restriction in said property in accordance with G.L.c.44B, section 12 meeting the requirements of G.L. c. 184, sections 31-33; and to authorize appropriate Town officials to enter into all agreements and execute any and all instruments as may be necessary on behalf of the Town to effect said purchase; or take any other action relative thereto.**

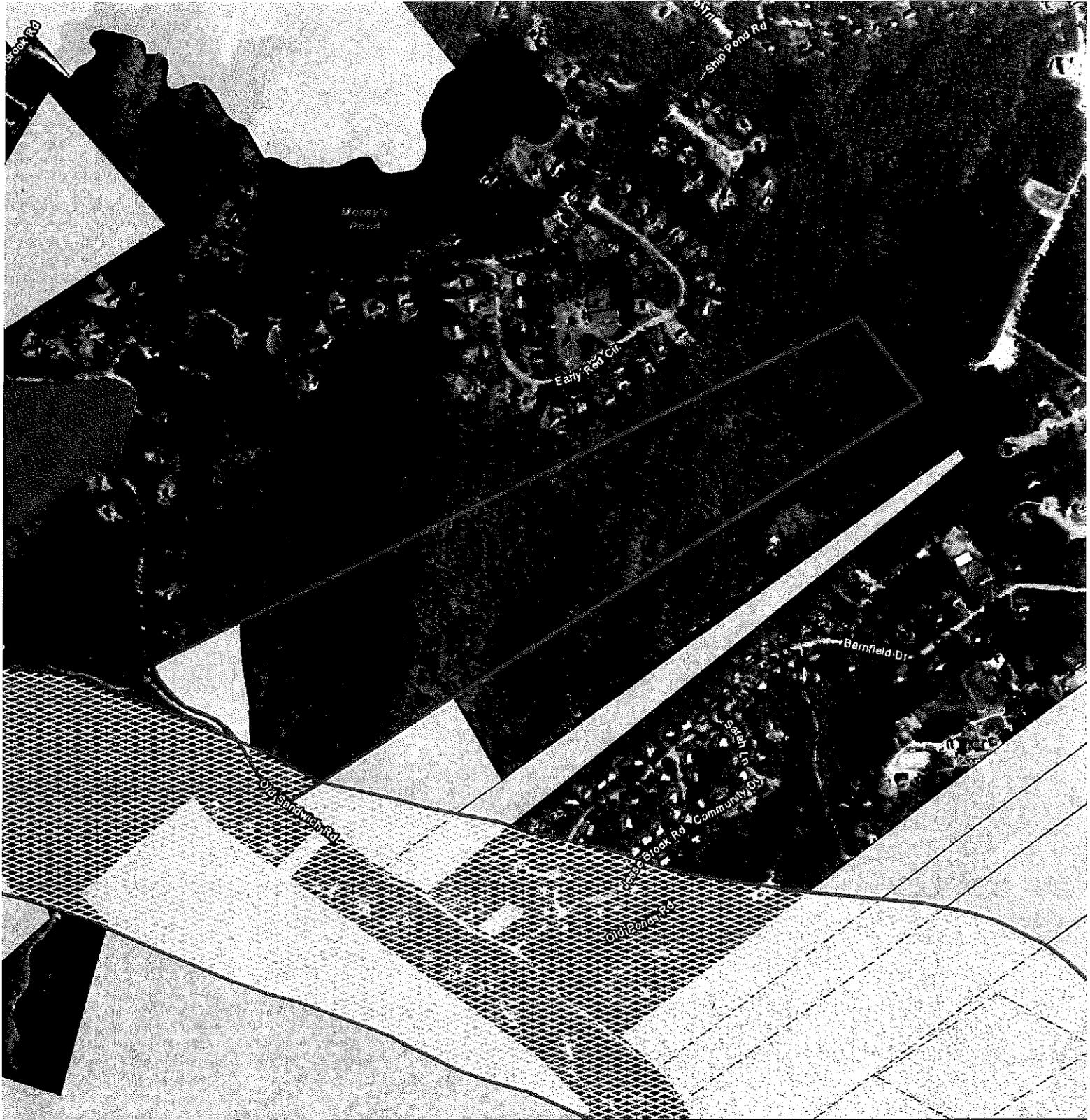
### **COMMUNITY PRESERVATION**

#### CPC RECOMMENDATION: Approval (unanimous)

The Community Preservation Committee voted unanimously in favor of Article 12 at its meeting held Thursday, February 12, 2015

#### SUMMARY & INTENT:

The Community Preservation Committee is recommending the purchase of the Hio Hill property for the purposes of passive recreational use and the protection of priority habitats of rare species. Acquisition of this property will enhance the conservation corridor along Old Sandwich Road from Ellisville Harbor to Myles Standish State Park. The property abuts four hundred acres of existing conservation land purchased with CPA funds. The land is near the Savery Pond Town Well, Zones 1 and 2. This purchase is in accord with the Town's 1998 ENSER plan, which calls for acquiring conservation land between the State Forest and Ellisville State Park on Cape Cod Bay.



# Hio Hill Acquisition

November 2013

-  Dixon Property
-  DEP Approved Zone IIs
-  BioMap2 Critical Natural Landscape

**Open Space Lands**

-  Municipal
-  Land Trust

