

**SPECIAL TOWN MEETING**  
**June 9, 2008**

Mr. Triffletti opened the meeting at 7:30 P.M. at Memorial Hall. The Moderator received word from Town Clerk, Laurence Pizer, that a quorum was present, and he called the meeting to order at 7:30 P.M.

The salute to the flag was led by Honor Guards from the Plymouth Police Department. Terry Runnels sang the National Anthem. The invocation was presented by Peter J.Gomes of Memorial Church of Harvard University.

The Moderator named Adele Manfredi Assistant Moderator.

The Town Clerk swore in new Town Meeting Members and the Assistant Moderator.

The Return of the Warrant of the Special Town Meeting showed that it was properly served. With no objections the meeting waived the reading of the Constable's Return of Service of the Warrant of the Special Town Meeting and further, waived the reading of the Warrant.

Ms. Benezra moved that adjourned sessions of this Special Town Meeting be held on June 10 and 11, 2008 at 7:30 p.m. at Memorial Hall. The motion PASSED.

**ARTICLE 1:** Ms. Benezra moved that the Town vote to transfer the sum of \$63,484.75 to be added to funds already appropriated under Article 7 of the 2007 Annual Town Meeting for the purpose of supplementing departmental expenses, as follows:

Sources		Uses	
<b>Airport Enterprise</b>		<b>Airport Enterprise</b>	
Capital Reserves	30,000.00	Personal Services – Overtime	3,000.00
		Utilities	13,000.00
		Technical Services	<u>14,000.00</u>
	<u>\$ 30,000.00</u>		<u>\$ 30,000.00</u>
 <b>Solid Waste Enterprise</b>		 <b>Solid Waste Enterprise</b>	
Capital Reserves	<u>33,484.75</u>	Personal Services - Overtime	<u>33,484.75</u>
	<u>\$ 33,484.75</u>		<u>\$ 33,484.75</u>
 <b>Total</b>	 <b>\$ 63,484.75</b>	 <b>Total</b>	 <b>\$ 63,484.75</b>

The motion PASSED.

**ARTICLE 2, ITEM 1**

Ms. Benezra moved that the Town vote to transfer from General Fund Free Cash the sum of \$410,000 for the School Building Repair Program, said funds to be expended under the supervision of the School Committee.

**ARTICLE 2, ITEM 2**

Ms. Benezra moved that the Town vote to transfer from General Fund Free Cash the sum of \$300,000 for the School Department for Computer Replacement and Connectivity , said funds to be expended under the supervision of the School Committee.

**ARTICLE 2, ITEM 3**

Ms. Benezra moved that the Town vote to transfer the sum of \$40,000 for the School Vehicle and Replacment of Equipment Program, of which \$38,661.87 will come from General Fund Free Cash, and transfer the sum of \$1,338.13 from the following articles:

\$1,118.88	from Article 2A STM 4/05 - Agricultural Student Transportation
\$ 219.25	from Article 9A-15 ATM 5/06 –School Vehicle & Equipment Replacment Program

said funds to be expended under the supervision of the School Committee.

**ARTICLE 2, ITEM 4**

Ms. Benezra moved that the Town vote to appropriate the sum of \$275,000 for additional funding for crematory construction; that to meet this appropriation the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow \$275,000 under M.G.L. c.44 or any other enabling authority and to issue bonds and notes therefor; and that the Board of Selectmen is authorized to take any other action necessary to carry out this project.

Ms. Franks moved the previous question. The motion PASSED.

On Article 2, Item 4, the motion PASSED by more than two-thirds on a negative roll call with 7 in opposition.

**ARTICLE 2, ITEM 5**

Ms. Benezra moved that the Town vote to appropriate the sum of \$1,300,000 to finance Infrastructure Management Plan Phase 8; that to meet this appropriation the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow \$1,300,000 under M.G.L. c.44 or any other enabling authority and to issue bonds and notes therefor; and that the Board of Selectmen is authorized to take any other action necessary to carry out this project.

**ARTICLE 2, ITEM 6**

Ms. Benezra moved that the Town vote to appropriate the sum of \$200,000 to finance the removal of the Off Billington Street Dam; that to meet this appropriation the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow \$200,000 under M.G.L. c.44 or any other enabling authority and to issue bonds and notes therefor; that the Board of Selectmen is authorized to contract for and expend any federal or state aid available for the project, which shall be expended in addition to the amount appropriated by this vote; and that the Board of Selectmen is authorized to take any other action necessary to carry out this project.

On Article 2, Item 6, the motion PASSED unanimously.

**ARTICLE 2, ITEM 7**

Ms. Benezra moved that the Town vote to transfer the sum of \$25,520 for the Town Building Repair Program for the 1749 Court House paint project, of which \$12,771.74 will come from General Fund Free Cash and transfer the sum of \$12,748.26 from the following articles:

\$ 69.95	from Art. 9A-20 STM 4/03 - Ponds/Parks Restoration
\$5,135.87	from Art Art. 4D STM 4/05 –Gravel Roads Master Plan

\$ 450.30	from Art. 5. FATM 10/04 – Beaver Dam Rd Drainage Improvements
\$4,716.38	from Art. 9A-5 ATM 4/03 – Vehcile & Equipment Replacment Program
\$ 920.00	from Art. 9A-4 ATM 5/05 – Town Building Repair Program
\$1,175.00	from Art. 9A-10 ATM 5/06 - – Vehcile & Equipment Replacment Program, Library Van
\$ 11.00	from Art. 9A-9 ATM 5/06 – Vehcile & Equipment Replacment Program, One Ton Truck
\$ 227.05	from Art. 8 CPS- Maint. Equip, ATM 5/05 Central Purchasing, Miscellaneous Equipment Replacement
\$ 42.71	from Art. 8 CPS- Maint. Equip, ATM 5/06 Central Purchasing, Miscellaneous Equipment Replacement

said funds to be expended under the supervision of the Town Manager.

**ARTICLE 2, ITEM 8**

Ms. Benezra moved that the Town vote to transfer from General Fund Free Cash the sum of \$39,540 for the Town Building Repair Program for Memorial Hall painting of doors and windows, said funds to be expended under the supervision of the Town Manager.

**ARTICLE 2, ITEM 9**

Ms. Benezra moved that the Town vote to appropriate the sum of \$185,000 for the purchase of a new street sweeper; that to meet this appropriation the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow \$185,000 under M.G.L. c.44 or any other enabling authority and to issue bonds and notes therefor; and that the Board of Selectmen is authorized to take any other action necessary to carry out this project.

**ARTICLE 2, ITEM 10**

Ms. Benezra moved that the Town vote to transfer from General Fund Free Cash the sum of \$15,000 for the Town Vehicle & Equipment Replacement Program for the purchase of a 20-ton Trailer, said funds to be expended under the supervision of the Town Manager.

**ARTICLE 2, ITEM 11**

Ms. Benezra moved that the Town vote to transfer from General Fund Free Cash the sum of \$32,000 for the Town Vehicle & Equipment Replacement Program to replace a H344 Chipper, said funds to be expended under the supervision of the Town Manager.

**ARTICLE 2, ITEM 12**

Ms. Benezra moved that the Town vote to transfer the sum of \$414,000 for the Fire Department replacment of Self-Contained Breathing Apparatus, of which \$398,900.28 will come from General Fund Free Cash and transfer the sum of \$15,099.72 from the following articles:

\$14,787.00	from Art. 9A-13 ATM 6/07 – Police Upgrade Dispatch & Communications
\$ 156.44	from Art. 9A-23 ATM 5/06 – Police Replace Video Equipment
\$ 156.28	from Art. 9A-1 ATM 5/04 - – Police Upgrade Dispatch & Communications

said funds to be expended under the supervision of the Town Manager.

**ARTICLE 2, ITEM 13**

Ms. Benezra moved that the Town vote to transfer from General Fund Free Cash the sum of \$68,362 for the Fire Department Command Vehicle Replacement Program, said funds to be expended under the supervision of the Town Manager.

**ARTICLE 2, ITEM 14**

Ms. Benezra moved that the Town vote to transfer from General Fund Free Cash the sum of \$65,000 for the Fire Department to Rehabilitate Ladder 2, said funds to be expended under the supervision of the Town Manager.

**ARTICLE 2, ITEM 15**

Ms. Benezra moved that the Town vote to transfer from General Fund Free Cash the sum of \$72,247 for Archive & Storage, said funds to be expended under the supervision of the Town Manager.

**ARTICLE 2, ITEM 16**

Ms. Benezra moved that the Town vote to transfer from General Fund Free Cash the sum of \$20,000 for Library Replacement of the Fire Alarm System at the Main Branch, said funds to be expended under the supervision of the Town Manager.

**ARTICLE 2, ITEM 17**

Ms. Benezra moved that the Town vote to transfer from Sewer Enterprise Capital Reserves the sum of \$250,000 for the purpose of Sewer System Improvements, said funds to be expended under the supervision of the Town Manager.

**ARTICLE 2, ITEM 18**

Ms. Benezra moved that the Town vote to transfer from Solid Waste Enterprise Capital Reserves the sum of \$82,088 for the purpose of purchasing Containers for Recycled Materials, said funds to be expended under the supervision of the Town Manager.

**ARTICLE 2, ITEM 19**

Ms. Benezra moved that the Town vote to appropriate the sum of \$125,000 for the purchase of a used loader for use at the Town transfer stations or elsewhere; that to meet this appropriation the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow \$125,000 under M.G.L. c.44 or any other enabling authority and to issue bonds and notes therefor; and that the Board of Selectmen is authorized to take any other action necessary to carry out this project.

**ARTICLE 2, ITEM 20**

Ms. Benezra moved that the Town vote to appropriate the sum of \$134,000 for the purchase of a new packer truck for use at the Town transfer stations or elsewhere; that to meet this appropriation the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow \$134,000 under M.G.L. c.44 or any other enabling authority and to issue bonds and notes therefor; and that the Board of Selectmen is authorized to take any other action necessary to carry out this project.

**ARTICLE 2, ITEM 21**

Ms. Benezra moved that the Town vote to transfer from Water Enterprise Capital Reserves the sum of \$250,000 for the purpose of Water Distribution System Improvements, said funds to be expended under the supervision of the Town Manager.

**ARTICLE 2, ITEM 22**

Ms. Benezra moved that the Town vote to appropriate the sum of \$3,750,000 for the construction of new sand filter beds at the Bradford Green water facility; that to meet this appropriation the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow \$3,750,000 under M.G.L. c.44 or any other enabling authority and to issue bonds and notes therefor; and that the Board of Selectmen is authorized to take any other action necessary to carry out this project.

**ARTICLE 2, ITEM 23**

Ms. Benezra moved that the Town vote to transfer from Airport Enterprise Capital Reserves the sum of \$18,750 for the purpose of an Environmental Assessment and Impact Report, said funds to be expended under the supervision of the Airport Commission.

**ARTICLE 2, ITEM 24**

Ms. Benezra moved that the Town vote to transfer from Airport Enterprise Capital Reserves the sum of \$80,000 for the purchase of a 100LL Aviation Fuel Truck, said funds to be expended under the supervision of the Airport Commission.

**ARTICLE 2, ITEM 25**

Ms. Benezra moved that the Town vote to transfer the sum of \$15,000 for the Replacement of the HVAC System at the Airport Administration Building, of which \$399 will come from Airport Enterprise Capital Reserves and transfer the sum of \$14,601 from the following articles:

\$ 4,101	from Art. 9A-1 ATM 6/07 – New Equipment
\$10,500	from Art. 9B-3 ATM 4/00 – Administration Building Elevator

said funds to be expended under the supervision of the Airport Commission.

The motion for Article 2 PASSED unanimously.

The Moderator called a recess at 9:08 P.M.

The Moderator returned the meeting to order at 9:23 P.M.

**ARTICLE 2A:** Ms. Benezra moved that the Town vote to transfer from General Fund Free Cash the sum of \$274,022.11 to the Stabilization Fund, as authorized by the provisions of G.L. c.40, §5B, as amended.

The motion PASSED unanimously.

**ARTICLE 2B:** Ms. Benezra moved that the Town vote to transfer the sum of \$269,486.77 to fund the fiscal year 2007 appropriation deficit, of which \$ 261,447 will be transferred from Airport Capital Reserves and \$8,039.77 will be transferred from Airport Free Cash.

The motion PASSED unanimously.

**ARTICLE 3:** Ms. Benezra moved that the Town to transfer from the Board of Selectmen for general municipal purposes to the Board of Selectmen for general municipal purposes and the purpose of leasing, parcels of land shown on Assessors Map 74, Lot 1, commonly known as the site of the Manomet Landfill and on Assessors Map 55, Lot 22A, such parcels commonly known as the Cedarville Landfill, and further, to authorize the Town Manager to enter into a lease of said parcels or portions thereof for the purposes of erecting, maintaining and operating a renewable energy project to generate electricity, together with appurtenant easements for wires, pipes, conduits and supporting structural elements on said parcels or on abutting parcels, for a term not to exceed 25 years, and upon such terms and conditions as the Board of Selectmen

deem appropriate, and further, to authorize the Board of Selectmen to acquire by purchase, gift or eminent domain necessary easements in abutting properties, and to authorize the Board of Selectmen to enter into all agreements and execute any and all instruments as may be necessary to effectuate the vote taken hereunder.

The motion PASSED unanimously.

**ARTICLE 4:** There was no motion. Town Meeting took no action.

**ARTICLE 5:** There was no motion. Town Meeting took no action.

**ARTICLE 6:** There was no motion. Town Meeting took no action.

**ARTICLE 7:** Mr. Webber moved that the Town vote to amend the vote taken under Article 2B of the May 20, 2006 Special Town Meeting which appropriated funds for the purpose of paying for an appraisal consultant and legal fees related to the re-licensing of and negotiations with Entergy Nuclear Generation Company, to provide that such funds may also be used for the purpose of conducting an appraisal and paying for legal fees and associated costs related to the conveyance of the so-called "1,000 Acres" property for the purpose of construction of an entertainment and movie production studio campus.

Mr. Main moved to fix the method of voting by roll call. The motion PASSED.

The motion FAILED on a roll call with 16 in favor, 89 in opposition and 2 abstentions.

**ARTICLE 8:** There was no motion. Town Meeting took no action.

**ARTICLE 9:** There was no motion. Town Meeting took no action.

**ARTICLE 10:** Ms. Benezra moved that the Town vote to transfer from available Challenge Grant funds received as part of a match towards a United States Fish and Wildlife grant, the sum of \$91,500, more or less, for the acquisition of a 13.63 acre parcel in the Eel River watershed, located on Hayden Pond off Sandwich Road in Plymouth, Massachusetts, and shown as Assessors Map 82, Lot 19, for the purposes of open space, such land to be held by the Conservation Commission, and to authorize the Board of Selectmen or Conservation Commission to acquire such conservation land by gift, purchase or eminent domain on such terms and conditions as they may determine.

The motion PASSED.

Ms. Benezra moved to dissolve the Special Town Meeting. The motion PASSED at 9:54 P.M.