

**2017 SPECIAL TOWN MEETING WARRANT**  
**Saturday, April 1, 2017**

To the Town Clerk of the Town of Plymouth, Commonwealth of Massachusetts:

**GREETINGS:**

In the name of the Commonwealth, you are directed to notify and warn the Inhabitants of Plymouth, qualified to consider and vote on articles at a Special Town Meeting, to meet at Plymouth North High School on the First of April, 2017, at 8:00 AM, to act on the following articles to wit:

**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**

**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 2016 Spring 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**

**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**

**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, including any related costs and expenses, as follows:

A. Design, Permitting, Engineering and Construction of Water Main on Taylor Avenue.

Or take any other action relative thereto.

**BOARD OF SELECTMEN**

**ARTICLE 5:** To see if the Town will vote to supplement each prior vote of the Town that authorizes the borrowing of money to pay costs of capital projects to provide that, in accordance with G.L. c. 44 § 20, the premium received by the Town upon the sale of any bonds or notes thereunder, less any such premium applied to the payment of the costs of issuance of such bond or notes, may be applied to pay project costs and the amount authorized to be borrowed for each such project shall be reduced by the amount of any such premium so applied, or take any other action relative thereto.

**BOARD OF SELECTMEN**

**ARTICLE 6:** To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to the following Stabilization Fund, as authorized by the provisions of G.L. c. 40, §5B as amended,

a. Nuclear Plant Mitigation Stabilization Fund

or take any other action relative thereto.

**BOARD OF SELECTMEN**

**ARTICLE 7:** To see if the Town will vote to establish a Pavement Management Plan Debt Stabilization 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 and/or transfer from available funds a sum of money for the purpose of funding principal, interest and any other borrowing costs associated with the Pavement Management Plan submitted to the Capital Improvements Committee and funded by Town Meeting on an annual basis, or take any other action relative thereto.

**BOARD OF SELECTMEN**

**ARTICLE 8:** To see if the Town will vote pursuant to the provisions of G.L. c.44, §53E½, as most recently amended, to amend the General Bylaws by inserting a new bylaw establishing and authorizing various revolving funds for use by certain town departments, boards, committees, agencies or officers, specifying the departmental receipts to be credited to each fund, the departmental purposes or programs for which each fund may be expended, and the entity authorized to expend each fund, as on file with the Town Clerk or take any other action relative thereto.

**BOARD OF SELECTMEN**

**ARTICLE 9:** To see if the Town will vote to rescind the vote taken under Article 91 of the April 9, 1971 Annual Town Meeting accepting the provisions of General Laws Chapter 48, Section 42, commonly known as Strong Fire Chief statue, or take any other action relative thereto.

**BOARD OF SELECTMEN**

**ARTICLE 10:** To see if the Town will vote to rescind the vote taken under Article 82 of the April 6, 1971 Annual Town Meeting accepting the provisions of General Laws Chapter 41, Section 97A, commonly known as the Strong Police Chief statue, or take any other action relative thereto.

**BOARD OF SELECTMEN**

**ARTICLE 11:** To see if the Town will vote to authorize the Board of Selectmen to petition the General Court for special legislation providing that after the effective date of such legislation the positions of Fire Chief and Deputy Fire Chief shall not be subject to the Civil Service statute, all as set forth below; provided, however, that the General Court may make clerical or editorial changes of form only to the bill, unless the Board of Selectmen approves amendments to the bill before enactment by the General Court which are within the scope of the general public objectives of the petition, and to authorize the Board of Selectmen to approve such amendments:

**AN ACT EXEMPTING CERTAIN POSITIONS IN THE FIRE DEPARTMENT OF THE TOWN OF PLYMOUTH FROM THE CIVIL SERVICE LAW**

Be it enacted by the Senate and House of Representatives, in General Court assembled, and by the authority of the same as follows:

Section 1. Notwithstanding any general or special law to the contrary, the positions of fire chief and deputy fire chief within the fire department of the town of Plymouth shall be exempt from chapter 31 of the General Laws.

Section 2. Section 1 shall not impair the civil service status of any person employed on a permanent basis as fire chief or deputy fire chief in the town of Plymouth on the effective date of this act.

Section 3. This act shall take effect upon its passage.

Or take any other action relative thereto.

**BOARD OF SELECTMEN**

**ARTICLE 12:** To see if the Town will vote to transfer the care, custody, management and control of Lot 4 on Plymouth Assessors' Map 44 as on file with the Town Clerk, from the Town Treasurer for tax title purposes to the Board of Selectmen to sell or lease or transfer for a sum and upon conditions to be determined by the Board of Selectmen and pursuant to the requirements of G. L. c. 30B, and to authorize the Board of Selectmen to enter into all agreements and take all related actions necessary or appropriate to effectuate the vote taken hereunder; or take any other action relative thereto.

**BOARD OF SELECTMEN**

**ARTICLE 13:** To see what sum the Town will appropriate, in addition to the amount appropriated by vote taken under Article 1 of the June 26, 2006 Special Town Meeting, to pay additional costs of completing the Plymouth South High School construction project, including the payment of all costs incidental and related thereto, and further to determine whether this appropriation shall be raised by borrowing or otherwise, or to take any other action thereto.

**SCHOOL COMMITTEE**

**ARTICLE 14:** Withdrawn

**ARTICLE 15:** To see if the Town will vote to rescind the vote taken under Article 10 of the 2010 Special Town Meeting that read as follows:

ARTICLE 10: To see if the Town will vote to transfer a parcel of land containing .170 acres more or less, shown on Assessor's Map 57, Lot 60A-8, identified as 217 Roxy Cahoon Road, from the Town Treasurer for the purpose of sale to the Board of Selectmen for the purpose of conveyance, and further to authorize the Board of Selectmen convey said parcel of land to the Plymouth Redevelopment Authority for the development of affordable housing thereon, and to authorize the Board of Selectmen to enter into all agreements and execute any and all instruments as may be necessary or convenient on behalf of the Town of Plymouth to affect said conveyance, subject to such terms and conditions as the Board of Selectmen may determine appropriate, including the payment of nominal consideration, or take any other action relative thereto.

REDEVELOPMENT AUTHORITY

Or take any other action relative thereto.

**BOARD OF SELECTMEN**

**ARTICLE 16:** To see if the Town will vote to rescind the vote taken under Article 14 of the 2010 Fall Annual Town Meeting that read as follows:

ARTICLE 14 To see if the Town will vote, pursuant to G.L. c.44B, to appropriate from the Community Preservation Fund estimated annual revenues, fund balance, or reserves, the sum of \$66,000.00 as a grant to the Plymouth Redevelopment Authority for the renovation of 217 Roxy Cahoon Road, shown as Assessors Map 57, Lot 60a-008, for the purpose of support of community housing, and to authorize the Town Manager, in consultation with the Community Preservation Committee, to enter into a grant agreement with said Redevelopment Authority setting forth the terms and conditions upon which the funds may be expended, which agreement shall include a requirement that the creation and use of the affordable housing units shall be eligible for inclusion on the Subsidized Housing Inventory maintained by the Department of Housing and Community Development for the Town of Plymouth, and a requirement that the Redevelopment Authority grant to the Town an affordable housing restriction(s) in the property, and to authorize the Board of Selectmen to accept a affordable housing restriction(s) on said property, or take any other action relative thereto.

COMMUNITY PRESERVATION COMMITTEE

Or take any other action relative thereto.

**BOARD OF SELECTMEN**

**ARTICLE 17:** To see if the Town will vote to transfer a sum from available funds to pay for the snow and ice deficit remaining from FY2015, or take any other action relative thereto.

**BOARD OF SELECTMEN**

**ARTICLE 18:** To see if the Town will vote to transfer from the Conservation Commission for conservation purposes to the Board of Selectmen for the purpose of conveyance the care, custody, management and control of a portion of a parcel of land located on the westerly side of Rocky Pond Road shown as Lot 4C on Assessors Map 91, as shown on a plan on file with the Town Clerk, and to authorize the Board of Selectmen to convey said portion of Lot 4C upon such terms and conditions deemed by the Board of Selectmen to be in the Town's best interest; and further to authorize the Board of Selectmen to submit a petition for special legislation to the General Court under the provisions of Article 97 of the Amendments to the Massachusetts Constitution authorizing the foregoing transfer, said transfer to become effective upon the enactment of said Article 97 legislation and upon a determination of the Conservation Commission that said portion of Lot 4C is no longer required for conservation purposes; and further to authorize the Board of Selectmen to acquire by gift, purchase, or eminent domain a portion of a parcel of land located on the westerly side of Rocky Pond Road shown as Lot 6-22 on Assessors Map 91, as shown on a plan on file with the Town Clerk, upon such terms and conditions as the Board of Selectmen shall deem to be in the best interest of the Town, said portion of Lot 6-22 to be held under the care, custody, management and control of the Conservation Commission in order to satisfy the Executive Office of Energy and Environmental Affairs' "no net loss policy" which states that the loss of Article 97 land shall be compensated for by the designation of other land of at least equal conservation value; and further to authorize the Board of Selectmen to enter into any and all agreements and execute any and all instruments as may be necessary to effectuate the purposes of this article; or take any other action relative thereto.

**By Petition:** Roy F. Geiger et al

And you are hereby required to serve this warrant in the manner prescribed by vote of the Town by posting notice thereof fourteen (14) days at least before such meeting in the Town Hall, in the Town's Libraries and posted on the Town's website, and make return thereof with your doings thereon at the time and places above mentioned.

Given under our hands this 28<sup>th</sup> day of February 2017.

Approved as to Legal  
Form

Michael R. Rail  
Town Counsel

BOARD OF SELECTMEN

Kenneth A. Tavares  
Kenneth A. Tavares, Chairman

Anthony Provenzano Jr.  
Anthony Provenzano Jr., Vice Chairman

Shelagh Joyce  
Shelagh Joyce

John T. Mahoney Jr.  
John T. Mahoney Jr.

Sean P. Page

Plymouth, ss.

Pursuant to the foregoing Warrant, I have this day notified and warned the Inhabitants of Plymouth qualified to vote in elections and Town affairs to meet in Plymouth North High School on Saturday, the First Day of April, 2017, at 8:00AM to conduct the Special Business Meeting of the Town of Plymouth, by posting copies of this Warrant in the Town Hall in the town's libraries and posted on the town's website seven days at least before such meeting.

Laurence B. Pizer March 1, 2017

Signature  
Town Clerk

Date & Time  
Posted