

Please Read



COMMONWEALTH OF MASSACHUSETTS

**TOWN OF DUXBURY
SPECIAL TOWN MEETING
WARRANT**

**SATURDAY MARCH 14, 2009
AT 9:10 A.M.**

**DUXBURY SCHOOLS PERFORMING ARTS CENTER
73 ALDEN STREET**

Plymouth, ss

Greetings:

To either of the Constables of the Town of Duxbury, in said County:

In the name of the Commonwealth of Massachusetts you are directed to NOTIFY and WARN the INHABITANTS OF THE TOWN OF DUXBURY, qualified to vote in elections and in Town affairs, to meet in the Duxbury Schools Performing Arts Center, 73 Alden Street, in said Duxbury on SATURDAY, the FOURTEENTH day of MARCH, 2009 next, at 9:10 A.M. for a SPECIAL TOWN MEETING, for the transaction of any business that may legally come before said meeting:

Article 1

To see if the Town will vote to authorize the Town Manager to transfer from available funds to appropriations previously voted at the Annual Town Meeting of March 8, 2008 for the Fiscal Year beginning July 1, 2008 for various Town Departments,

or take any action in relation thereto.

(Board of Selectmen/Town Manager)

Finance Committee Recommendation: Approval

Article 2

To see if the Town will vote to appropriate by transferring from available funds or from free cash, a sum of money to pay unpaid bills of previous years which may be legally unenforceable due to the insufficiency of an appropriation therefor, or take any action in relation thereto.

(Town Manager)

Finance Committee Recommendation: Approval

Article 3

To see if the Town will vote to appropriate, or transfer from available funds, a sum of money to fund collective bargaining agreements with any one or more of the following employee organizations for the fiscal year commencing July 1, 2008:

- Duxbury Police Association
- Service Employees International Union, AFL-CIO Local 285 (Library Employees)
- Local 2167 International Association of Firefighters A.F.L.-C.I.O.
- Public Safety Dispatchers
- Municipal Service Workers, Local 1700, Council 93, AFSCME
- Service Employees International Union, AFL-CIO Local 888 (Town Hall Clerical Employees)
- Local 1700, AFSCME, AFL-CIO - Custodians
- Massachusetts Teachers Associations:
 - Unit A Teachers
 - Unit B Instructional Assistants
- Duxbury Secretaries/Clerks Association (School)
- Cafeteria Association, AFSCME,

or take any action in relation thereto.

(Board of Selectmen/ Town Manager/School Committee)

Finance Committee Recommendation: Available at Town Meeting

Article 4

To see if the Town will appropriate and/or borrow in anticipation of receipt of state grants(s) or reimbursement(s), in accordance with M.G.L. Chapter 44, Sections 4 and 6A, any sum or sums of money to be used with such sum or sums as may be available from the State Highway Fund (or more commonly referred to as Chapter 90 Fund) or allotted by the County Commissioners for maintenance, together with the acquisition of easements and for the payment of damages and expenses in connection therewith, as well as to authorize the transfer and use for said purposes of any unused balances,

or take any action in relation thereto.

(Board of Selectmen)

Finance Committee Recommendation: Indefinite Postponement

Article 5

To see if the Town will vote to appropriate, or transfer from available funds, a sum of money for the purpose of an Inflow and Infiltration Study on the Gurnet Road sewer, for the purpose of identifying ground and storm water that enters the sewer system,

or take any action in relation thereto.

(DPW/Water Department)

Finance Committee Recommendation: Approval

Fiscal Advisory Committee Recommendation: Approval

Article 6

To see if the Town will vote to appropriate, or transfer from available funds, a sum of money to be added to the Stabilization Fund,

or take any action in relation thereto.

(Board of Selectmen)

Finance Committee Recommendation: Approval

Fiscal Advisory Committee Recommendation: Approval

Article 7

To see if the Town will vote, upon recommendation of the Community Preservation Committee, to amend the vote taken under Article 23 of the 2008 Annual Town Meeting by deleting the authorization to borrow and by substituting in its place authorization to transfer from

the Undesignated Fund Balance of the Community Preservation Fund an amount of money for the purposes of that Article,

or take any action in relation thereto.

(Finance Department/CPC)

Finance Committee Recommendation: Approval

Fiscal Advisory Committee Recommendation: Approval

Article 8

To see if the Town will vote to amend the Allocation of the Resources of the Duxbury Affordable Housing Trust Fund for Fiscal Year 2009, as voted by the March 8, 2008 Annual Town Meeting as follows: (Deletions from the original text are shown in ~~strike-through format~~. Additions to original text are shown in ***bold italicized print.***)

A. First Time Homeownership Program

1. Provide ***gifts, grants, or subsidies*** ~~low interest loans or deferred payment loans~~ to assist low income homebuyers to purchase a home in the town of Duxbury.
2. Purchase rights of first refusal to acquire existing dwelling units for sale to low income households.

B. Conversion of Existing Properties

1. Acquire and rehabilitate or redevelop existing residential units for purchase or rental by low income home buyers or tenants.
2. Acquire, redevelop or convert existing non-residential structures for low income housing purchasers or tenants.

C. Develop New Affordable Housing Units

1. Acquire and/or construct new residential units for purchase or rental by low income home buyers or tenants.

or take any action in relation thereto.

(Board of Selectmen)

Finance Committee Recommendation: Approval

AND YOU ARE HEREBY DIRECTED TO SERVE THIS WARRANT by posting attested copies thereof as prescribed by M.G.L. Chapter 39, Section 10 and by Chapter 2, Section 2.3 of the Town of Duxbury General Bylaws, and by publishing a copy of this Warrant in a Plymouth County Newspaper, as prescribed by Article 2, Section 2.3 of the Duxbury By-Laws, at least fourteen (14) days before the time of holding said Meeting.

Hereof fail not and make due return of this Warrant, with your doings thereon, to the Town Clerk, at the time and place of this meeting.

Given under our hands this 9th day of February, 2009.

BOARD OF SELECTMEN

Jonathan D. Witten, Chair

Elizabeth H. Sullivan, Vice-Chair

Andre P. Martecchini, Clerk

Plymouth ss:

_____ 2009

Pursuant to the warrant I have this day notified and warned the inhabitants of the Town of Duxbury, herein described, to meet at the time and place and for the purposes as prescribed by the bylaws of the Town.

A TRUE COPY ATTESTED

CONSTABLE OF DUXBURY