

Special Town Meeting
March 11, 2006
Duxbury Performing Arts Center
St. George St., Duxbury, MA

The Meeting was called to order at 9:20AM, at the recess of the Annual Town Meeting, and the Meeting was adjourned sine die at 11:05AM

Article 1-Motion-1-Moved and seconded that the Town vote to appropriate the sum of \$2,000 for Pool Expenses and to meet this appropriation to transfer the sum of \$2,000 from Pool Salaries as voted by the 2005 Annual Town Meeting. Motion carried.

Article 1-Motion 2-Moved and seconded that the town vote to appropriate the sum \$600 for Town Clerk Expenses and to meet this appropriation to transfer the sum of \$600 from the Election Expenses as voted by the 2005 Annual Town meeting. Motion carried.

Article 1-Motion 3-Moved and seconded that the Town vote to appropriate the sum of \$9,000 for Selectmen Expenses and to meet this appropriation to transfer the sum of \$9,000 from the Selectmen/Town Manager Office Salaries as voted by the 2005 Annual Town Meeting. Motion carried.

Article 1-Motion 4-Moved and seconded that the Town vote to appropriate the sum of \$30,000 for Legal Expenses and to meet this appropriation to transfer the sum of \$30,000 from Free Cash. Motion carried.

Article 1- Motion 5- Moved and seconded that the Town vote to appropriate the sum of \$40,000 for Fire Department Salaries and to meet this appropriation to transfer the sum of \$40,000 from Free Cash.
Motion carried.

Article 1- Motion 6-Moved and seconded that the Town vote to appropriate the sum of \$26,000 for Fire Department Expenses and to meet this appropriation to transfer the sum of \$26,000 from Free Cash.
Motion carried.

Article 1-Motion 7-Moved and seconded that the Town vote to appropriate the sum of \$80,000 for Central Fuel Depot Expenses and to meet this appropriation to transfer the sum of \$17,300 from Cemetery Salaries,

\$26,685 from Contributory Pension Expenses, and \$36,015 from Selectmen/Town Manager Office Salaries, as voted by the 2005 Annual Town Meeting. Motion carried.

Article 1- Motion 8-moved and seconded that the Town vote to appropriate the sum of \$25,000 for DPW Vehicle Maintenance Expenses and to meet this appropriation to transfer the sum of \$25,000 from Transfer Station Expenses, as voted by the 2005 Annual Town Meeting. Motion carried.

Article 1-Motion 9-Moved and seconded that the Town vote to appropriate the sum of \$22,000 for DPW Sewer Expenses and to meet this appropriation to transfer the sum of \$22,000 from Transfer Station Expenses, as voted by the 2005 Annual Town meeting. Motion carried.

Article 1-Motion 10-Moved and seconded that the Town vote to appropriate the sum of \$30,000 for Cemetery Expenses and to meet this appropriation to transfer the following sums of money, as voted by the 2005 Annual Town Meeting:

DPW Cemetery Salaries	\$700
DPW Transfer Station Salaries	10,000
DPW Highway Salaries	8,000
DPW Vehicle Maintenance Salaries	3,000
DPW Administration Expenses	3,000
DPW Central Bldg Salaries	2,200
DPW Central BLDG Expenses	1,600
DPW Lands & Natural Resources Salaries	1,500
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Total	\$30,000

Motion carried.

Article 1-Motion 11-Moved and seconded that the Town vote to appropriate the sum of \$30,000 for Water Expenses and to meet this appropriation to transfer the sum of \$30,000 from Water Enterprise Free Cash. Motion carried.

Article 2-Moved and seconded that the Town vote to apply for and accept any or all Grant Funds for the Purposes of restoring the Fish Ladder on Island Creek and for the purposes of performing pollution assessments in the Bay Road area. Motion carried.

Article 3-Motion 1- Moved and seconded that the Town vote to appropriate the sum of \$18,664.00 for the purpose of funding a collective bargaining agreement with the Public Safety Dispatchers Local 1700 Council 93 AFSCME for the Fiscal Year beginning July 1, 2004 and ending June 30, 2005, and for the Fiscal Year beginning July 1, 2005 and ending June 30, 2006, and to meet said appropriation transfer the sum of \$18,664.00 from Free Cash. Motion carried

Article 3-Motion 2-Moved and seconded that the Town vote to appropriate the sum of \$105,208.00 for the purpose of funding a collective bargaining agreement with the Municipal Service Workers Local 1700 Council 93 AFSCME (DPW Employees) for the Fiscal year beginning July 1, 2004 and ending June 30, 2005 and for the Fiscal Year beginning July 1, 2005 and ending June 30, 2006, and to meet said appropriation transfer the sum of \$84,213.00 from Free Cash and the sum of \$20,995.00 from Water Enterprise Free Cash. Motion carried

Article 4-Moved and seconded that the Town vote to appropriate the sum of \$9,515.22 to pay the following bills of previous Fiscal Years which may be legally unenforceable due to the insufficiency of an appropriation;

Tracy Chevrolet	\$89.05
Jordan Hospital	87.00
WB Mason	21.37
Metromedia Energy (Library)	4,285.55
Metromedia Energy (DPW)	4,369.20
<u>Bay State Gas</u>	<u>663.05</u>
Total	\$9,515.22

And to meet said appropriation transfer the sum of \$89.05 from the FY 06 Harbormaster Operating Budget (Expenses), the sum of \$87.00 from the FY-06 Police Budget (Expenses), the sum of \$21.37 from the FY-06 Selectmen/Town Manager Operating Budget (expenses), the sum of \$663.05 from the FY-06 Library Operating Budget (expenses), and \$8,654.75 from Free Cash. 9/10 vote required. Motion carried unanimously.

Article 5- Rescinding-Moved and seconded that the Town vote to rescind the balance of authorized and un-issued debt from:

The 2003 Annual Town Meeting under Article 6 (Animal Shelter Project); \$75,000 authorized, and \$22,000 to be rescinded.

The Special Town Meeting of June 14, 2004 under Article 7 (Wright Building Project); \$153,000 authorized, and \$153,000 to be rescinded.

The Special Town Meeting of June 14, 2004 under Article 8 (Jaycox Land Purchase); \$620,00 authorized, and \$620,000 to be rescinded.

The Special Town Meeting June 14, 2004 under Article 5 (O'Neil Farm Land Purchase); \$1,550,000 authorized, and \$1,550,000 to be rescinded.

The Special Town Meeting of June 14, 2004 under Article 3 (Herring Run Fish Ladder Project); \$35,700 authorized, and \$35,700 rescinded.

The Special Town meeting of June 14, 2004 under Article 2 (Keene Street Fields Project); \$71,500 authorized, and \$71,500 to be rescinded.

The 2003 Annual Town Meeting under Article 6 (DPW Equipment); \$335,000 authorized, and \$23,600 to be rescinded.

The 2005 Annual Town Meeting under Article 6 (Public Safety and DPW Equipment); \$1,039,000 authorized, and \$17,600 to be rescinded.

Motion carried.

A Report was given by the "GOVERNMENT STUDY COMMITTEE REPORT."

Article 6-Establish Finance Department-Moved and seconded to authorize the Board of Selectmen to petition the General Court for a Special Act for the Town of Duxbury establishing a Department of Finance in the Town of Duxbury.

An amendment-It was moved and seconded to amend the Town General Bylaw by adding a new paragraph to Section 4-Town Manager authorizing the creation of a Department of Finance, so that the following language will be added to Section 4-1 after the last sentence which reads "He shall simultaneously alert the Board of Selectmen and Finance Committee of any

significant, unanticipated changes in Town's financial condition or operations." the following:

Article 8-Water & Sewer Advisory Board-Moved and seconded that the Town vote to amend the General Bylaws of the Town of Duxbury by striking the existing Section 6.11 and substituting a new Section 6.11 entitled "Water and Sewer Advisory Board":

6.11 The Water and Sewer Advisory Board

6.11.1 Advisory Board shall consist of three members appointed by the Moderator for three year staggered terms.

6.11.2 The Water and Sewer Advisory Board shall Act as the Town's official research, monitoring and advocacy board for water quality and supply and sewer issues. It shall serve as advisor to Town Meeting, the Board of Selectmen, the Town Manager, the Director of Public Works, the Superintendent of Water, the Finance Committee, Fiscal Advisory Committee and any other board, committee or official requesting its assistance.

6.11.3 The specific duties of the Water and Sewer Advisory Board shall include:

- a. making recommendations to the Board of Selectmen with regard to the annual setting of water rates in accordance with MGL c41, sec. 69B, and such other structures as may apply to the services of the DPW Water Division, and which are subject to the approval of the Board of Selectmen;
- b. assisting the Department of Public Works Director and Superintendent of Water in the development and implementation of long-range system improvement plans;
- c. collecting information as appropriate to inform and advise the Board of Selectmen and Town Meeting on water and sewer issues;

d. holding review authority over water resource matters that arise as a result of subdivision and Special Permit applications made to the Planning Board and/or the Zoning Board of Appeals; as specified in the Protective By-Law, which shall include but not be limited to available water supply, ground water quality, and the general impacts of development on the Town's water system and capacity of water production facilities, and any other proposals submitted to the Town to extend public water to new developments or areas previously not serviced by the public system;

e. monitoring and advising Town authorities on legislation, regulatory changes, technology and DPW Water Division management needs.

f. coordinating with the Director of Public Works, the Superintendent of Water and the Town Engineer, to schedule and implement system improvements or additions, institute new or revised rules and regulations, conduct studies and projects as may be required to maintain and improve the distribution system and enhance public appreciation for water quality and conservation activities, and advise and oversee the implementation of new or revised water division programs;

6.11.4 To meet its responsibilities, the Water and Sewer Advisory Board shall be afforded reasonable access to consulting engineers to the Division of Water, DPW, Town Engineer and Director of Public Works, and shall meet regularly with the DPW Director and Superintendent of Water.

Motion carried

Article 9-Council on Aging Parking Lot-Moved, seconded and carried to indefinitely postpone.

The meeting adjourned sine die at 11:05AM.

Respectfully submitted,

Nancy M. Oates
Duxbury Town Clerk

<u>Total Appropriations-</u>	<u>\$259,387.22</u>
Other Available Funds-	\$860.47
Water Enterprise-	\$50,995.00
Free Cash-	\$207,531.75