



# **Town of Duxbury**

## **Special Town Meeting Motions**

**March 11, 2017**

# ARTICLE 1

## **SUBJECT: SUPPLEMENTAL** **APPROPRIATIONS**

I move that the Town appropriate by transfer from available funds sums of money to supplement appropriations previously voted under Article 5 of the Annual Town Meeting of March 12, 2016 for the Fiscal Year beginning July 1, 2016 for line items in the budgets of various Town Departments as follows:

Item #	Department	Budget	Adjustment	Revised FY17 Budget	Funding Source
1	423 – Snow & Ice Removal – Personal Services	\$60,400	\$25,000	\$85,400	Free Cash
2	423 – Snow & Ice Removal – Other Expenses	\$111,000	\$150,000	\$261,000	Free Cash
3	914 – Transfer to Health Trust Fund	\$6,761,325	\$100,000	\$6,861,325	Free Cash

***Recommendations: Board of Selectmen Vote – 2-0***  
***Finance Committee Vote – 6-0***

# ARTICLE 2

**9/10 VOTE REQUIRED**

## **SUBJECT: UNPAID BILLS**

I move that the Town appropriate the sum of **\$15,152.90** to pay the following unpaid bills of previous fiscal years which may be legally unenforceable due to the insufficiency of an appropriation; and to meet said appropriation, transfer the sums of:

Line #	Vendor	Department	Amount	Funding Source Current Year
1	Glynn Services	Facilities	\$ 268.00	Other Expenses
2	Dorma USA, Inc.	Facilities	\$ 741.15	Other Expenses
3	Goodrich	Highway	\$ 11.98	Other Expenses
4	Verizon	Sewer	\$ 29.41	Other Expenses
5	Michael Ayers	Water	\$ 55.67	Other Expenses
6	Norman Smith	DPW Admin	\$ 42.00	Other Expenses
7	Frank Davis	Transfer Station	\$ 172.99	Other Expenses
8	Sprague Operating Resources	Central Buildings	\$ 14.73	Other Expenses
9	Eversource	Street Lights	\$ 2,524.62	Other Expenses
10	We Print Today	Police	\$ 60.00	Other Expenses
11	Randy's Dry Cleaning & Tailoring	Police	\$ 1,176.14	Other Expenses
12	Billingsgate Associates	Police	\$ 5,011.00 \$ 5,000.00	Police Other Expenses Treas./Coll. Personal Services
13	Goodrich	Police	\$ 45.21	Other Expenses

***Recommendations: Board of Selectmen Vote – 2-0  
Finance Committee Vote – 7-0***

# ARTICLE 3 – Motion 1

## **SUBJECT: FUND COLLECTIVE BARGAINING AGREEMENTS**

### **Union Contract – Town of Duxbury Firefighters**

I move that the Town appropriate the sum of **\$89,996.00** for the purpose of funding a Collective Bargaining Agreement with Duxbury Permanent Firefighter's Association, International Association of Firefighters Local 2167 for the fiscal year beginning July 1, 2015, and ending June 30, 2017, and to meet this appropriation, transfer **\$89,996.00** from Free Cash.

***Recommendations: Board of Selectmen Vote – 3-0  
Finance Committee Vote – 6-0-1***

## ARTICLE 3 – Motion 2

### **SUBJECT: FUND COLLECTIVE BARGAINING AGREEMENTS**

#### **Union Contract -Town of Duxbury School Teachers**

I move that the Town appropriate the sum of **\$80,000.00** for the purpose of funding a Collective Bargaining Agreement with Duxbury Teachers Association for fiscal year beginning July 1 2016 and ending June 30, 2017, and to meet this appropriation, transfer **\$80,000.00** from Free Cash.

***Recommendations: Board of Selectmen Vote – 3-0  
Finance Committee Vote – 6-0-1***

# ARTICLE 3 – Motion 3

## **SUBJECT: FUND COLLECTIVE BARGAINING AGREEMENTS**

### **Union Contract – Town of Duxbury Laborers**

I move that the Town appropriate the sum of **\$44,805.00** for the purpose of funding a Collective Bargaining Agreement with Duxbury Municipal Employees, AFSCME, Council 93, Local 1700, Duxbury DPW Employees for fiscal year beginning July 1, 2016 and ending June 30, 2017, and to meet this appropriation, transfer **\$33,123.00** from Free Cash, and **\$11,682.00** from Water Enterprise Fund Retained Earnings.

***Recommendations: Board of Selectmen Vote – 3-0  
Finance Committee Vote – 6-0-1***

# ARTICLE 3 – Motion 4

## **SUBJECT: FUND COLLECTIVE BARGAINING AGREEMENTS**

### **Union Contract – Town of Duxbury Public Safety Dispatchers**

I move that the Town appropriate the sum of **\$8,530.00** for the purpose of funding a Collective Bargaining Agreement with Duxbury Police Dispatchers Union MCOP Local 376A for fiscal year beginning July 1, 2016 and ending June 30, 2017, and to meet this appropriation, transfer **\$8,530.00** from Free Cash.

***Recommendations: Board of Selectmen Vote – 3-0  
Finance Committee Vote – 6-0-1***

# ARTICLE 4

*2/3 Vote Required*

## **SUBJECT: CPC: CONSERVATION LAND PURCHASE**

I move that the Town, upon recommendation of the Community Preservation Committee acquire by purchase, gift or eminent domain, on terms that the Board of Selectmen deems to be in the best interests of the Town, for open space purposes under the care and custody of the Conservation Commission as defined in M.G.L. Chapter 40, Section 8C, fee simple interest, encumbered with a permanent restriction pursuant to M.G.L. Chapter 184, in a parcel of land, approximately 17.4± acres, as shown on a plan of land on file at the Office of the Town Clerk and identified as 086-015-012 as shown on the Duxbury Assessors maps, and to appropriate the sum of **\$252,000.00** for the purposes of this article, including land acquisition and any costs related thereto, and to meet this appropriation, transfer money from the Undesignated



Fund Balance of the Community Preservation Fund the sum of **\$152,000.00**, and transfer from the Open Space Reserve of the Community Preservation Fund the sum of **\$100,000.00**, and further to authorize the Board of Selectmen to enter into certain agreements on terms deemed by the Selectmen to be in the best interest of the Town, and to authorize the Town Manager to expend sums of money pursuant to this article.

***Recommendations: Board of Selectmen Vote – 2-0  
Finance Committee Vote – 7-0***

# ARTICLE 5

## **SUBJECT: PERCY WALKER POOL ENTERPRISE FUND**

I move that the Town appropriate the sum of \$3,620.00 to supplement appropriations previously voted under Article 5 at the Annual Town Meeting on March 12, 2016 for the Fiscal Year beginning July 1, 2016 for the Percy Walker Pool Enterprise Fund, and to meet said appropriation transfer the sum of \$3,620.00 from the Personnel Plan appropriation approved under Article 4 of the March 12, 2016 Annual Town Meeting.

***Recommendations: Board of Selectmen Vote – 3-0  
Finance Committee Vote – 5-0***

# ARTICLE 6

## **SUBJECT: REVOKE THE ENTERPRISE PROVISIONS OF M.G.L.'S PERTAINING TO THE PERCY WALKER POOL**

I move that the Town revoke the acceptance of provisions of M.G.L. Chapter 44, Section 53F½, terminating the Percy Walker Pool Enterprise Fund as of June 30, 2017.

***Recommendations: Board of Selectmen Vote – 2-1  
Finance Committee Vote – 6-1***

# ARTICLE 7

## **SUBJECT: CPC: ALLOCATIONS**

I move that the Town, upon recommendation of the Community Preservation Committee, transfer the sum of **\$2,403.00** from the Undesignated Fund Balance of the Community Preservation Fund for the purpose of meeting the requirements of the Community Preservation Act, M.G.L. Chapter 44B, Section 6, with **\$801.00** of said amount reserved for Open Space, **\$801.00** of said amount reserved for Community Housing (Affordable), and **\$801.00** of said amount reserved for Historic Resources (Preservation), said funds to be expended under the direction of the Town Manager.

***Recommendations: Board of Selectmen Vote – 3-0  
Finance Committee Vote – 6-0***

# ARTICLE 8

## **SUBJECT: PEG ACCESS AND CABLE RELATED FUND ACCEPTANCE**

I move that the Town accept M.G.L. Chapter 44, Section 53F  $\frac{3}{4}$  to establish a special revenue fund known as the Public Educational and Governmental (“PEG”) Access and Cable Related Fund to reserve cable franchise fees and other cable-related revenues for appropriation to support PEG access services, oversight, and renewal of the cable franchise agreement, the fund to begin operation in Fiscal Year 2018, beginning on July 1, 2017.

***Recommendations: Board of Selectmen Vote – 3-0  
Finance Committee Vote – 6-0***

# ARTICLE 9

## **SUBJECT: FIRE PUMPING ENGINE FUNDING**

I move that the Town appropriate the sum of **\$200,000.00** to pay the outstanding temporary debt associated with the purchase of the Fire Pumping Engine, and to meet this appropriation, transfer **\$200,000.00** from Free Cash to the Fire Pumping Engine Capital Project Fund.

***Recommendations: Board of Selectmen Vote – 2-0  
Finance Committee Vote – 6-0***

# ARTICLE 10

## **SUBJECT: NORTH HILL COUNTRY CLUB** **COURT JUDGMENT FUNDING**

I move that the Town appropriate the sum of **\$435,000.00** to pay the outstanding temporary debt associated with the North Hill Country Club court judgment, and to meet this appropriation, transfer **\$435,000.00** from Free Cash.

***Recommendations: Board of Selectmen Vote – 2-0***  
***Finance Committee Vote – 5-0-1***

# ARTICLE 11

## **SUBJECT: SPECIAL EDUCATION RESERVE** **FUND ACCEPTANCE**

I move that the Town accept M.G.L. Chapter 40, Section 13E to establish a reserve fund for the payment of future unanticipated or unbudgeted costs of special education, out-of-district tuition, or transportation, and further to transfer **\$400,000.00** from Free Cash to such fund to be expended under the direction of the School Committee.

***Recommendations: Board of Selectmen Vote – 2-0***  
***Finance Committee Vote – 6-0***



# ARTICLE 12

## **SUBJECT: PENSION RESERVE FUND**

I move that the Town appropriate the sum of **\$50,000.00** to the Pension Reserve Fund, and to meet said appropriation, transfer the sum of **\$50,000.00** from Free Cash to such fund.

***Recommendations: Board of Selectmen Vote – 2-0  
Finance Committee Vote – 6-0***

# ARTICLE 13

## **SUBJECT: OTHER POST-EMPLOYMENT BENEFITS (OPEB)**

I move that the Town appropriate the sum of **\$300,000.00** to the Other Post-Employment Benefits Trust Fund (OPEB), and to meet said appropriation, transfer the sum of **\$300,000.00** from Free Cash to such fund.

*Recommendations: Board of Selectmen Vote – 2-0  
Finance Committee Vote – 6-0*

# ARTICLE 14

## **SUBJECT: STABILIZATION FUND**

I move that the Town appropriate the sum of **\$100,000.00** to the Stabilization Fund, and to meet said appropriation, transfer the sum of **\$100,000.00** from Free Cash to such fund.

***Recommendations:    Board of Selectmen Vote – 2-0  
                                 Finance Committee Vote – 7-0***

# ARTICLE 15

## **SUBJECT: ACCRUED LIABILITIES AND COMPENSATED ABSENCES FUND**

I move that the Town appropriate the sum of **\$100,000.00** to the Accrued Liabilities and Compensated Absences Fund, and to meet said appropriation, transfer **\$100,000.00** from Free Cash to such fund, to be expended under the direction of the Town Manager.

***Recommendations: Board of Selectmen Vote – 2-0  
Finance Committee Vote – 6-0***

# ARTICLE 16

## *2/3 Vote Required*

### **SUBJECT: APPLICATION OF BOND PREMIUM**

I move that the Town supplement each prior vote of the Town that authorized the borrowing of money to pay costs of capital projects to provide that, in accordance with M.G.L. Chapter 44, Section 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.

***Recommendations: Board of Selectmen Vote – 2-0  
Finance Committee Vote – 6-0***