

**COMMONWEALTH OF MASSACHUSETTS
TOWN OF PEMBROKE
SPECIAL TOWN MEETING WARRANT
WITHIN THE ANNUAL TOWN MEETING
TUESDAY, APRIL 26, 2011**

PLYMOUTH, ss.

To either of the Constables of the Town of Pembroke in the county aforesaid.

GREETING: In the name of the Commonwealth of Massachusetts, you are hereby required and directed to notify and warn the inhabitants of the Town of Pembroke who are qualified to vote on Town Affairs and Elections therein to meet at the PEMBROKE HIGH SCHOOL, Learning Lane, on TUESDAY, the TWENTY-SIXTH DAY OF APRIL, 2011 at EIGHT O’CLOCK in the evening, then and there to act on the following:

ARTICLES 1 THROUGH 8

ARTICLE 1: To see if the Town will vote to authorize the below listed transfers to supplement Fiscal Year 2011 appropriations, and to authorize the below listed reductions in Fiscal Year 2011 appropriations, or take any other action relative thereto:

<u>Transfer To</u>	<u>Amount</u>	<u>Transfer From</u>
Town Accountant-computer maintenance	\$ 1,150	Overlay Surplus
Elections – wages & salaries	\$ 16,795	Overlay Surplus
Fire – overtime	\$ 12,000	Wages & Salaries
general expenses	\$ 20,000	Wages & Salaries
Police – vehicle O & M	\$ 10,000	Overlay Surplus
Inspectional Services-wages & salaries	\$ 5,355	Overlay Surplus
Board of Health – general expenses	\$ 1,650	Engineering
Veterans-Benefits & Medical	\$100,000	Overlay Surplus
Medicare Tax	\$ 32,000	Overlay Surplus

Or take any other action relative thereto.

Submitted by the Town Accountant & Department Heads

ADVISORY COMMITTEE RECOMMENDATION: Favorable Action

SELECTMEN’S RECOMMENDATION: Town Meeting Floor

EXPLANATION: *These transfers are requested to meet shortfalls in the current budget.*

ARTICLE 2: To see if the Town will vote to raise and appropriate, transfer from available funds, and/or borrow a sum of money for the purpose of road repairs and construction, or take any other action relative thereto.

Submitted by DPW Commissioners

ADVISORY RECOMMENDATION: Favorable Action
SELECTMEN RECOMMENDATION: Town Meeting Floor
EXPLANATION:

ARTICLE 3: To see if the Town will vote to adopt and approve the following recommendations of the Community Preservation Committee for Fiscal Year 2011, and to see if the Town will vote to implement such recommendations by appropriating a sum or sums of money from the Community Preservation Fund. Each recommendation is to be voted on individually.

Recommendation A: That the sum of \$38,500.00 from Fiscal Year 2011 Community Preservation Fund annual revenue, be appropriated for the preservation of historic resources and that said funds be granted to Lydia Drake Library Association to restore all windows and paint trim on the Lydia Drake Library located on High Street, or take any other action relative thereto. Any funds not used shall be returned to the Undesignated Reserve.

Explanation: Daniel and Lillian Murphy have submitted a request for funds to restore windows and paint trim.

ADVISORY RECOMMENDATION: Town Meeting Floor

SELECTMEN RECOMMENDATION: Favorable Action

Recommendation B: That the sum of \$28,500.00 from Fiscal Year 2011 Community Preservation Fund annual revenue, be appropriated for the preservation of historic resources and that said funds be granted to the Ladies Sewing Circle Association to repair/restore and replace if needed, all the windows on the Ladies Sewing Circle building owned by The First Church of Pembroke located at 110 Center Street, in keeping with historic guidelines or take any other action relative thereto. Any funds not used shall be returned to the Undesignated Reserve.

Explanation: The Ladies Sewing Circle Association submitted a request for \$28,500. to restore and/or replace the windows in the entire building that houses their Thrift Shop. All work will be in keeping with historical guidelines.

ADVISORY RECOMMENDATION: Town Meeting Floor

SELECTMEN RECOMMENDATION: Favorable Action

Recommendation C: That the sum of \$35,000.00 from Fiscal Year 2011 Community Preservation Fund annual revenue, be appropriated for the preservation of historic resources and that said funds be granted to the Adah Hall House to replace the roof on the Adah Hall House and garage, in keeping with historic guidelines, located at 55 Barker Street, or take any other action relative thereto. Any funds not used shall be returned to the Undesignated Reserve.

Explanation: The Pembroke Historical Society submitted a request for \$35,000. to replace the roof on the Adah Hall House and garage.

ADVISORY RECOMMENDATION: Town Meeting Floor

SELECTMEN RECOMMENDATION: Favorable Action

Recommendation D: That the sum of \$10,000.00 from Fiscal Year 2011 Community Preservation Fund annual revenue, be appropriated for the preservation of historic resources and that said funds be granted to the Pembroke Town Clerk to restore

old record books from the 1700's, or take any other action relative thereto. Any funds not used shall be returned to the Undesignated Reserve.

Explanation: The Pembroke Town Clerk submitted a request for \$10,000. to restore birth, marriage and death record books from the 1700's.

ADVISORY RECOMMENDATION: Town Meeting Floor

SELECTMEN RECOMMENDATION: Favorable Action

Recommendation E: That the sum of \$35,000.00 from Fiscal Year 2011 Community Preservation Fund annual revenue, be appropriated for the preservation of historic resources and that said funds be granted for the use of the Pembroke Energy Committee to weatherproof the Community Center Building located on Center Street, or take any other action relative thereto. Any funds not used shall be returned to the Undesignated Reserve.

Explanation: The Pembroke Town Energy Committee would like to preserve and protect the Community Center Building from potential weather related damage.

ADVISORY RECOMMENDATION: Town Meeting Floor

SELECTMEN RECOMMENDATION: Favorable Action

Recommendation F: That the sum of \$45,000.00 from Fiscal Year 2011 Community Preservation Fund annual revenue, be appropriated for the preservation of Open Space and Recreation and that said funds be granted to the Pembroke Planning Board for expenses related to creating a town-wide trail system for legal, engineering, surveying, mapping and other professional services, or take any other action relative thereto. Any funds not used shall be returned to the Open Space Reserve.

Explanation: The Planning Board submitted a request for \$45,000 to begin to create a town wide trail system.

ADVISORY RECOMMENDATION: Unfavorable Action

SELECTMEN RECOMMENDATION: Favorable Action

Submitted by the Community Preservation Committee

ARTICLE 4: To see if the Town will vote to approve a sum of money to be transferred to the town of Pembroke's 300th Anniversary Committee, under the direction of the Board of Selectmen, to offset the costs to be incurred for the Anniversary Committee to continue the planning of town activities for the year 2012, or take any action relative thereto.

Submitted by the Board of Selectmen.

ADVISORY RECOMMENDATION: Town Meeting Floor

SELECTMEN RECOMMENDATION: Town Meeting Floor

EXPLANATION:

ARTICLE 5: To see if the Town will vote to authorize the Board of Selectmen to enter into an agreement with Covanta Energy, formerly SEMASS Partnership, to extend the Town's current contract for disposal of solid waste, MA, from the current expiration date of June 30, 2014, including the length of the extension, on such terms and conditions as the Board of Selectmen determines to be in the best interests of the Town, or take any

other action relative thereto.

Submitted by the Board of Selectmen

ADVISORY RECOMMENDATION: Unfavorable Action

SELECTMEN RECOMMENDATION: Favorable Action

EXPLANATION:

ARTICLE 6: To see if the Town will vote to transfer the care, custody, management and control of the parcel of land located at 64 West Elm Street, described more particularly in an Order of Taking recorded with the Plymouth County Registry of Deeds in Book 16213, Page 226, and shown on Assessors Map B10 as Parcel 92, from the Board of Water Commissioners for water department purposes jointly to the Board of Water Commissioners for water department purposes and to the Board of Selectmen for the purpose of leasing all or a portion of said parcel for telecommunications purposes and granting access and utility easements thereon, and further to authorize the Board of Selectmen to enter into such a lease or leases for a term of up to twenty years and on such other terms and conditions as the Board of Selectmen deems appropriate, and to grant such access and utility easements on, under, and along said parcel as the Board of Selectmen deems appropriate to serve the telecommunications facilities installed pursuant to said leases; or take any other action relative thereto.

Submitted by the Board of Selectmen

ADVISORY RECOMMENDATION: Favorable Action

SELECTMEN RECOMMENDATION: Favorable Action

EXPLANATION: *This article requires a two thirds vote.*

ARTICLE 7: To see if the Town will vote to borrow the sum of \$280,000 for the purpose of purchasing recycling bins for the residents of the Town, or to take any action relative thereto.

Submitted by the Board of Selectmen

ADVISORY RECOMMENDATION: Unfavorable Action

SELECTMEN RECOMMENDATION: Favorable Action

EXPLANATION:

ARTICLE 8: To see if the Town will vote to borrow and appropriate the sum of \$200,000.00 for the purpose of continuing the program of financing the following water pollution abatement facility projects: repair, replacement and/or upgrade of septic systems, pursuant to agreements with the Board of Health and residential property owners, including without limitation all costs thereof as defined in Section 1 of Chapter 29C of the General Laws; that in order to meet said appropriation the Treasurer with the approval of the Board of Selectmen is authorized to borrow the sum of \$200,000.00 and

issue bonds or notes therefor under G.L.C.111, Sec. 127B1/2 and/or Chapter 29C of the General Laws; that project and financing shall be repaid by the property owners, in accordance with those agreements, but such bonds or notes shall be general obligations of the Town; that the Treasurer with the approval of the Board of Selectmen is authorized to borrow all or a portion of such amount from the Massachusetts Water Pollution Abatement Trust established pursuant to Chapter 29C and in connection therewith to enter into a loan agreement and/or security agreement with the trust and otherwise contract with the trust and the Department of Environmental Protection with respect to such loan and for any Federal or State Aid available for the projects or for the financing thereof; and that the Board of Selectmen or other appropriate local body or official is authorized to enter into a project regulatory agreement with the Department of Environmental Protection, to expend all funds available for the projects and to take any action necessary to carry out the projects, or take any action relative thereto.

Submitted by the Board of Health

ADVISORY RECOMMENDATION:

SELECTMEN RECOMMENDATION: Favorable Action

EXPLANATION: *Allows the Town residential property owners to obtain a low-interest loan to repair, replace or upgrade their septic systems to Title V compliance. This requires a 2/3 passing vote.*

And you are directed to serve this Warrant by posting attested copies thereof at the Town Office Building, Pembroke Center Post Office, North Pembroke Post Office, Bryantville Post Office, Pembroke Center Library and the Country Corner Store.

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

Given under our hands and seals this 4th day of April, 2011

PEMBROKE BOARD OF SELECTMEN

Willard J. Boulter, Jr., Chairman

Daniel W. Trabucco, Vice-Chairman

Lewis W. Stone, Clerk

Arthur P. Boyle, Jr., Selectman

Gregory M. Hanley, Selectman

A TRUE COPY ATTEST: _____
Mary Ann Smith, Town Clerk

Pursuant to the Warrant for the Special Town Meeting to be held on April 26, 2011, I have notified and warned the inhabitants of the Town of Pembroke by posting up attested copies of the same at the Town Office Building, Pembroke Center Library, Pembroke Center Post Office, North Pembroke Post Office, Bryantville Post Office, and the Country Corner Store.

POSTED: _____
Date Constable