

**COMMONWEALTH OF MASSACHUSETTS**  
**TOWN OF PEMBROKE, MASSACHUSETTS**



**2021**  
**SPECIAL TOWN MEETING WARRANT**

**ATTEND THE SPECIAL TOWN MEETING**  
**TUESDAY, OCTOBER 19, 2021**  
**7:00 P.M.**

**PEMBROKE HIGH SCHOOL**  
**LEARNING LANE**  
**PEMBROKE, MA**



**TOWN OF PEMBROKE  
SPECIAL FALL TOWN MEETING WARRANT  
TUESDAY, OCTOBER 19, 2021**

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 NINETEENTH DAY OF OCTOBER, 2021 at SEVEN O'CLOCK in the evening, then and there to act on the following:

**ARTICLES 1 THROUGH 9**

**ARTICLE 1 – BALANCE THE CURRENT YEAR'S BUDGET**

To see if the Town will vote to transfer from surplus revenue and/or other available funds a sum of money to balance the budget and to reduce the tax rate for the Fiscal Year 2022, or take any other action relative thereto.

ADVISORY COMMITTEE RECOMMENDATION:

Submitted by the Town Accountant

**Favorable Action**

SELECT BOARD RECOMMENDATION:

**Favorable Action**

EXPLANATION: *This article is used to balance the current year budget by providing for last year's snow and ice deficit of \$314,854.33 and any other shortfall as may become necessary. This requires a majority vote unless any funds are transferred from a Stabilization Fund.*

**ARTICLE 2 – AUTHORIZE PAYMENT OF FY2021 UNPAID BILLS**

To see if the Town will vote to transfer from available funds the sum of \$ 6,648.39, or any other sum, to provide for the unpaid bills from FY2021 listed below, or take any other action relative thereto:

<u>Vendor</u>	<u>Department</u>	<u>Amount</u>	<u>Fiscal Year</u>
Basco Security	Solid Waste	\$ 132.80	FY2021
King Collision	Police Department	\$ 5,869.83	FY2021
Pembroke Animal Hospital	Police Department	\$ 645.76	FY2021

ADVISORY COMMITTEE RECOMMENDATION:

Submitted by the Town Accountant

**Favorable Action**

SELECT BOARD RECOMMENDATION:

**Favorable Action**

EXPLANATION: *Mass. General Laws require any unpaid bills from previous fiscal years to be approved by a 9/10<sup>th</sup> vote of a special town meeting.*

### **ARTICLE 3 – DEPARTMENT TRANSFERS TO SUPPLEMENT APPROPRIATIONS**

To see if the Town will vote to appropriate or transfer from available funds a sum of money to authorize the below listed transfers to supplement Fiscal Year 2022 appropriations, and to authorize the below listed reductions in Fiscal Year 2022 appropriations, or take any other action relative thereto:

<u>To</u>	<u>Amount</u>	<u>From</u>
Debt Exclusion Interest	\$183,120	Free Cash
Short Term Interest	\$ 3,838	Free Cash

Submitted by the Town Accountant & Department Heads

ADVISORY COMMITTEE RECOMMENDATION:

**Favorable Action**

SELECTMEN'S RECOMMENDATION:

**Favorable Action**

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

### **ARTICLE 4 – CAPITAL ITEM FUNDING REQUESTS**

To see if the Town will vote to raise and appropriate, transfer from available funds and/or authorize the Treasurer, with the approval of the Board of Selectmen, to borrow, a sum or sums of money, pursuant to G.L. c. 44, §§7 or 8 or any other enabling authority, to be expended for capital projects and/or equipment in accordance with the following capital budget schedule which is incorporated by reference herein, and further, that any premium received by the Town upon the sale of any bonds or notes approved by this vote, less any premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with G.L. c.44, §20, thereby reducing by a like amount the amount authorized to be borrowed to pay such costs, or take any other action relative thereto.

DEPARTMENT	PROJECT	REQUEST	FUNDING
DMI Building Dept.	Field Inspections Portable Technology (tablets/year 1 svc)	2,400	Free Cash
Town Manager	Town Hall Facility Cooling Tower Replacement	100,000	Free Cash
Fire Department	Replace Heating System: Fire Station #3 Washington St	30,000	Free Cash
DPW-Cem/Parks	Additional Funding for One (1) Dump Body with Hoist	7,000	Free Cash
DPW-Water	Additional Funding for One (1) Service Truck	20,000	Water Retained Earnings
Recreation Dept.	Town Wide Playgrounds Assessment and Audit	3,900	Free Cash
Town Landing	ADA Exterior Components and Interior Finishes	15,000	Free Cash
School Department	Two (2) HVAC Units for Pembroke High School	200,000	Free Cash

<b>Funding</b>	Free Cash	358,300
	Water Retained Earnings	<u>20,000</u>
	Total	378,300

Submitted by Various Town Departments

ADVISORY COMMITTEE RECOMMENDATION:

**Favorable Action**

SELECT BOARD RECOMMENDATION:

**Favorable Action**

EXPLANATION: *This article seeks approval and funding of the Town's Capital Plan for Fiscal Year 2022.*

## **ARTICLE 5 – TRUST FUND TRANSFERS**

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to be deposited into the Special Injury Leave Fund, Workers' Compensation Insurance Fund and the Stabilization Fund, or take any other action relative thereto.

Submitted by the Town Accountant

ADVISORY'S RECOMMENDATION:

**Favorable Action**

SELECTMEN'S RECOMMENDATION:

**Favorable Action**

EXPLANATION: *This article proposes to appropriate funds available from free cash and places them into the following funds:*

OPEB Trust Fund:	Recommendation \$0 (Funded June 2021)
* Separation Pay Benefits Fund:	Recommendation \$0 (Funded June 2021)
Special Injury Leave Fund:	Recommendation \$ 25,000 from Free Cash
Workers' Compensation Insurance Fund:	Recommendation \$ 75,000 from Free Cash
Stabilization Fund:	Recommendation \$0 (Funded June 2021)
Water Department Stabilization Fund:	Recommendation \$194,385 from Water Service Installation Fees

*\* Authorized under Article 16 of the November 4, 2003 Special Town Meeting*

## **ARTICLE 6 – SCHOOL DEPARTMENT SPECIAL EDUCATION STABILIZATION FUND**

To see if the town will vote to create and appropriate money to a Stabilization Fund in accordance with Section 5B of Chapter 40 of the Massachusetts General Laws for the purpose of Special Education; or take any other action relative thereto.

Submitted by the School Committee

ADVISORY COMMITTEE RECOMMENDATION:

**Favorable Action**

SELECT BOARD RECOMMENDATION:

**Favorable Action**

EXPLANATION: *A Stabilization Fund would be established for the purpose of supporting unanticipated and unbudgeted Special Education costs that might arise from year to year. Precise Special Education funding is difficult to predict or project given that the changing nature of needs of mandated Special Education services, and especially for students in out-of-district placements that encumber tuition charges and transportation costs. Students with special needs periodically move into Pembroke subsequent to approval of the annual budget. Initial funding for this Fund is proposed to derive \$150,000 appropriation of one-time only revenues.*

## **ARTICLE 7 – COMMUNITY PRESERVATION COMMITTEE PROJECTS**

To see if the town will vote to adopt and approve the following recommendations of the Pembroke Community Preservation Committee for fiscal year 2022, and to see if the town will vote to implement such recommendations by appropriating a sum or sums of money from the Community Preservation Act fund. Each recommendation is to be voted on individually and requires a majority vote.

**Recommendation A:** To appropriate the sum of \$8,758.00 from the Community Preservation undesignated reserve fund and that said funds be granted to the Town Manager for the rehabilitation and restoration of land for recreational purposes by constructing and installing fencing at the Mattakeesett Street Playground, including all costs incidental and related thereto, or take any other action relative thereto.

ADVISORY COMMITTEE RECOMMENDATION:  
SELECT BOARD RECOMMENDATION:

**Favorable Action**  
**Favorable Action**

**Recommendation B:** To appropriate the sum of \$75,000.00 from the Open Space Reserve and that said funds be granted to the Pembroke Public Schools for open space and recreational purposes by funding phase 2, part 1 of an athletic fields project to include groundwork and dugouts at the PHS Varsity Baseball and Softball fields; or take any other action relative thereto.

ADVISORY COMMITTEE RECOMMENDATION:  
SELECT BOARD RECOMMENDATION:

**Favorable Action**  
**Favorable Action**

**Recommendation C:** To appropriate the sum of \$15,000.00 from Historic Resources Reserve and that said funds be granted to the Pembroke School Department for the purposes of rehabilitation and restoration of historic resources by contracting professional services to support development of appropriate work scopes, specifications, testing, administration and cost estimates for the historic Hatch Building, located at 120 Center Street, or take any other action relative thereto.

ADVISORY COMMITTEE RECOMMENDATION:  
SELECT BOARD RECOMMENDATION:

**Favorable Action**  
**Favorable Action**

**Recommendation D:** To appropriate the sum of \$135,000 from the Community Preservation undesignated reserve fund for Town Landing Phase 2, for the purpose of preserving and rehabilitating land for recreational use by making accessibility improvements consistent with the Americans with Disabilities Act to the Town Landing beach and guardhouse, said monies to be expended under the direction of the Town Manager, or take any other action relative thereto.

ADVISORY COMMITTEE RECOMMENDATION:  
SELECT BOARD RECOMMENDATION:

**Favorable Action**  
**Favorable Action**

**Recommendation E:** To appropriate the sum of \$1,000 from the Community Preservation undesignated reserve fund for the purpose of rehabilitation of historic resources by designing and installing a new sign for the historic Pembroke GAR Hall, said monies to be expended under the direction of the Town Manager, or take any other action relative thereto.

ADVISORY COMMITTEE RECOMMENDATION:  
SELECT BOARD RECOMMENDATION:

**Favorable Action**  
**Favorable Action**

Submitted by the Community Preservation Committee

**ARTICLE 8: PURCHASE OF LAND ADJACENT TO TOWN PROPERTY (DPW CEMETERY DIVISION)**

To see if the Town will vote to authorize the Select Board to acquire, by purchase, gift, and/or eminent domain, a parcel of land located on Mattakesett Street, identified by the Assessors as Parcel A6-248, containing 0.615 acres, more or less, and described in a deed recorded with the Plymouth Registry of Deeds in Book 2609, Page 476, for general municipal purposes, on such terms and conditions as the Select Board deems appropriate, and, further, to raise and appropriate, transfer from available funds, and/or borrow a sum of money to fund said acquisition and payment of costs incidental or related thereto, or take any other action relative thereto.

Submitted by the DPW Director & Town Manager

ADVISORY COMMITTEE RECOMMENDATION:

**Favorable Action**

SELECT BOARD RECOMMENDATION:

**Favorable Action**

EXPLANATION: *0 Mattakeesett Street, Assessor's Parcel # A6-248 .615 acres adjacent to the cemetery assessed at \$6,700. Land purchase appropriations require a 2/3 vote.*

**ARTICLE 9: CITIZENS PETITION ARTICLE**

To see if the town will vote to oppose the creation of a Diversity, Equity, and Inclusion Committee approved by the Select Board or take any other action relative thereto.

Submitted by the petition of Donald Bryant and Others

ADVISORY COMMITTEE RECOMMENDATION:

**Town Meeting Floor**

SELECT BOARD RECOMMENDATION:

**Town Meeting Floor**

EXPLANATION:

Given under our hands and seals this 6<sup>TH</sup> day of October, 2021.

PEMBROKE SELECT BOARD

Jessica M. Rushing  
Jessica Rushing, Chairwoman

John G. Brown, Jr.  
John G. Brown, Jr., Vice-Chairman

Rebecca Coletta  
Rebecca Coletta, Clerk

Tracy Marino  
Tracy Marino, Selectwoman

Daniel W. Trabucco  
Daniel W. Trabucco, Selectman

A TRUE COPY ATTEST:

Margaret Struzik  
Margaret Struzik, Town Clerk

Pursuant to the Warrant for the Special Fall Town Meeting to be held on October 19, 2021, 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:

October 7, 2021

By:

Margaret Struzik

A TRUE COPY ATTEST

Margaret Struzik

PEMBROKE TOWN CLERK

DATE October 7, 2021