COMMONWEALTH OF MASSACHUSETTS
TOWN OF PEMBROKE, MASSACHUSETTS

2022
SPECIAL TOWN MEETING WARRANT

ATTEND THE SPECIAL TOWN MEETING
TUESDAY, OCTOBER 18, 2022
7:00 P.M.

PEMBROKE HIGH SCHOOL
LEARNING LANE
PEMBROKE, MA
TOWN OF PEMBROKE
SPECIAL FALL TOWN MEETING WARRANT
TUESDAY, OCTOBER 18, 2022

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 EIGHTEENTH DAY OF OCTOBER, 2022 at SEVEN O’CLOCK in the evening, then and there to act on the following:

ARTICLES 1 THROUGH 8

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 2023 or take any other action relative thereto.

Submitted by the Town Accountant

ADVISORY COMMITTEE RECOMMENDATION: 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 $353,980.83 and any other shortfall as may become necessary. This requires a majority vote unless any funds are transferred from a Stabilization Fund.

ARTICLE 2 – FUND COLLECTIVE BARGAINING AGREEMENTS
To see if the Town will vote to raise and appropriate, transfer from available funds, or otherwise provide a sum of money for the purpose of funding the cost of items of the first year of any new collective bargaining agreements between the Town and the Pembroke Police Union (NFOP) and Council 93, Local 1700 (Town Hall), or take any other action relative thereto.

Submitted by the Select Board

ADVISORY COMMITTEE RECOMMENDATION: Favorable Action
SELECT BOARD RECOMMENDATION: Favorable Action
EXPLANATION: This article allows the Town to fund collective bargaining agreements negotiated between the Select Board and the listed Town Unions.

ARTICLE 3 – 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 Select Board, 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.

<table>
<thead>
<tr>
<th>DEPARTMENT</th>
<th>PROJECT</th>
<th>REQUEST</th>
<th>FUNDING</th>
</tr>
</thead>
<tbody>
<tr>
<td>Police Dept.</td>
<td>2023 Police Cruiser</td>
<td>$65,000</td>
<td>Free Cash#</td>
</tr>
<tr>
<td>Police Dept.</td>
<td>Outdoor Storage Container (20’x8’)</td>
<td>$15,000</td>
<td>Free Cash#</td>
</tr>
<tr>
<td>Police Dept.</td>
<td>Weapons Replacement (35)</td>
<td>$17,000</td>
<td>Free Cash#</td>
</tr>
<tr>
<td>Police Dept.</td>
<td>Cruiser Mods (2)</td>
<td>$12,180</td>
<td>Free Cash#</td>
</tr>
<tr>
<td>DPW – Highway</td>
<td>Roadside Mower</td>
<td>$180,000</td>
<td>Borrowing</td>
</tr>
<tr>
<td>DPW – Highway</td>
<td>One-Ton Plow/Sander</td>
<td>$100,000</td>
<td>Borrowing</td>
</tr>
<tr>
<td>DPW – Highway</td>
<td>Sidewalk Snowplow/Blower/Sweeper (2)</td>
<td>$132,000</td>
<td>Borrowing</td>
</tr>
<tr>
<td>DPW – Highway</td>
<td>Six Wheel Dump 10 ft plow, 7-yard sander</td>
<td>$230,000</td>
<td>Borrowing</td>
</tr>
<tr>
<td>DPW – Highway</td>
<td>Roadway Pavement Mgmt Ch.90 Supplemental Funding</td>
<td>$600,000</td>
<td>Borrowing</td>
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<tr>
<td>DPW – Cemetery</td>
<td>Columbariums (Niches) w/ Concrete Foundations (2)</td>
<td>$40,000</td>
<td>Free Cash#</td>
</tr>
<tr>
<td>DPW – Cemetery</td>
<td>Lawn Mowers for Cemetery/Parks/Recreation (2)</td>
<td>$40,000</td>
<td>Free Cash#</td>
</tr>
<tr>
<td>DPW – Cemetery</td>
<td>Replacement Light Utility Vehicle for Excavation</td>
<td>$28,000</td>
<td>Free Cash#</td>
</tr>
<tr>
<td>DPW – Water</td>
<td>¾ Ton Pickup with Utility Body</td>
<td>$80,000</td>
<td>Water Borrowing</td>
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<tr>
<td>DPW – Water</td>
<td>Mini Excavator</td>
<td>$88,000</td>
<td>Water Borrowing</td>
</tr>
<tr>
<td>DPW – Water</td>
<td>Transport Trailer</td>
<td>$14,500</td>
<td>Water Borrowing</td>
</tr>
<tr>
<td>DPW – Water</td>
<td>Six Wheel Dump Truck with Plow</td>
<td>$200,000</td>
<td>Water Borrowing</td>
</tr>
<tr>
<td>DPW – Water</td>
<td>GP 1 Wellfield and PS Abandonment</td>
<td>$130,000</td>
<td>ARPA</td>
</tr>
<tr>
<td>DPW – Water</td>
<td>Oldham St Parallel Water Main Abandonment &amp; Paving</td>
<td>$1,370,000</td>
<td>ARPA</td>
</tr>
<tr>
<td>DPW – Water</td>
<td>Edgewood New Source and Permitting</td>
<td>$370,000</td>
<td>ARPA</td>
</tr>
<tr>
<td>DPW – Water</td>
<td>Well 2 Pump Station Upgrades</td>
<td>$250,000</td>
<td>ARPA</td>
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<tr>
<td>DPW – Water</td>
<td>Pump Testing/Redevelopment Well 4</td>
<td>$333,000</td>
<td>ARPA</td>
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<tr>
<td>Recycling</td>
<td>Road Resurfacing</td>
<td>$300,000</td>
<td>Solid Waste**</td>
</tr>
</tbody>
</table>

Total $4,594,680

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 2023. Borrowing requires a 2/3 vote.

ARTICLE 4 – COMMUNITY CENTER BUILDING PROJECT
To see if the town will appropriate a sum of money for the purpose of supplementing the amounts voted at Town Meeting on June 22, 2021 for the purpose of designing and constructing a Community Center, including all costs incidental thereto, and to authorize the Treasurer, with the approval of the Select Board, to borrow said amount pursuant to M.G.L. c. 44 or any other enabling
authority and to issue bonds or notes of the Town that may be necessary for that purpose, and to apply 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, to pay project costs and reduce the amount authorized to be borrowed by the amount of the premium so applied, or take any other action relative thereto.

Submitted by the Select Board

ADVISORY COMMITTEE RECOMMENDATION: Favorable Action
SELECT BOARD’S RECOMMENDATION: Favorable Action

EXPLANATION: Passage of this article will bridge the funding gap between the project bids received and the amount authorized by the 2021 annual town meeting, allowing the town to borrow the remaining $3,100,000 in funds necessary to enter into a contract to construct a new community center, improve the foliage and landscape in the center of town and provide a place for multigenerational use. The total amount of the project based on bids received is $22,611,625 with a total of $19,510,000 in committed funds:

- 2021 appropriation: $19,000,000 borrowed at 1.8% interest
- Eligible ARPA Project Component: $310,000
- Approved State Earmarks (2021): $200,000

Additional state and federal earmark/grant funding to bridge this gap only has partial approval at the time this warrant was printed and cannot be relied upon to sign a contract. The town will not borrow this money unless the partially approved federal and state monies fail and all other opportunities for funding have been exhausted, and only at the end of the project.

ARTICLE 5 – SWANBERG WELLFIELD AND PUMPING STATION
To see if the town will appropriate a sum of money for the purpose of designing and constructing a Wellfield and Chemical Feed Pumping Station at the Swanberg Well Site, including incidental thereto, and to authorize the Treasurer, with the approval of the Select Board, to borrow said amount pursuant to M.G.L. c. 44 or any other enabling authority and to issue bonds or notes of the Town that may be necessary for that purpose, and to apply 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, to pay project costs and reduce the amount authorized to be borrowed by the amount of the premium so applied, or take any other action relative thereto.

Submitted by the Water Department

ADVISORY COMMITTEE RECOMMENDATION: Favorable Action
SELECT BOARD RECOMMENDATION: Favorable Action

EXPLANATION: This article proposes to design, permit, bid and construct a wellfield and chemical pumping station at the Swanberg well site to expand the town’s water capacity, estimated cost $4,500,000. Borrowing requires a 2/3 majority.

ARTICLE 6 – ACCEPTANCE OF PROVISIONS OF THE MASSACHUSETTS VETERANS’ BRAVE ACT, M.G.L. CHAPTER 59, s. 5 CLAUSE TWENTY-SECOND H
To see if the Town will vote to accept the provisions of G.L. c. 59, Section 5, Clause Twenty-Second H, which allows a property tax exemption to the full amount of the taxable valuation of real property of the surviving parents or guardians of soldiers and sailors, members of the National Guard and veterans who: (i) during active duty service, suffered an injury or illness documented by the United States Department of Veterans Affairs or a branch of the armed forces that was a proximate cause of their death; or (ii) are missing in action with a presumptive finding of death as a result of active duty service as members of the armed forces of the United States; provided, that the
real estate shall be occupied by the surviving parents or guardians as the surviving parents' or guardians' domicile; and provided further, that the surviving parents or guardians shall have been domiciled in the commonwealth for the 5 consecutive years immediately before the date of filing for an exemption pursuant to this clause or the soldier or sailor, member of the National Guard or veteran was domiciled in the commonwealth for not less than 6 months before entering service. Surviving parents or guardians eligible for an exemption pursuant to this clause shall be eligible regardless of when the soldier, sailor, member of the National Guard or veteran died or became missing in action with a presumptive finding of death; provided, however, that the exemption shall only apply to tax years beginning on or after January 1, 2019. Such exemption shall be available until such time as the surviving parents or guardians are deceased. No real estate shall be so exempt which has been conveyed to the surviving parents or guardians to evade taxation; or take any other action relative thereto.

Submitted by the Select Board

ADVISORY COMMITTEE RECOMMENDATION: Favorable Action
SELECT BOARD RECOMMENDATION: Favorable Action
EXPLANATION: The intended purpose of this article is to grant a full exemption of property tax to Gold Star parents or guardians of soldiers and sailors, members of the National Guard and Veterans who have died or are missing in action/presumed dead. Currently, the Commonwealth of Massachusetts does not provide reimbursement for Clause 22H. The annual cost to the Town is based on how many families apply and is unknown at this time, but the average tax bill in FY22 is approximately $6,500.

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 2023, 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 $25,000.00 from the historic resources reserve fund for historic preservation purposes, and that said funds be granted to the Town Manager for the Lydia Drake Library for exterior painting, or take any other action relative thereto.

ADVISORY COMMITTEE RECOMMENDATION: Favorable Action
SELECT BOARD RECOMMENDATION: Favorable Action

Recommendation B: To appropriate the sum of $12,850.00 from the recreational resources reserve fund for recreational purposes and that said funds be granted to the Town Manager for replacement of the floating docks at Town Landing and Little Sandy Pond, or take any other action relative thereto.

ADVISORY COMMITTEE RECOMMENDATION: Favorable Action
SELECT BOARD RECOMMENDATION: Favorable Action

Recommendation C: To appropriate the sum of $10,000.00 from the historic resources reserve fund and that said funds be granted to the Cobb Library Trustees for supplemental funding of the roof replacement at the Cobb Library for historic preservation purposes, or take any other action relative thereto.
ADVISORY COMMITTEE RECOMMENDATION:  Favorable Action
SELECT BOARD RECOMMENDATION:  Favorable Action

**Recommendation D**: To appropriate the sum of $36,575.00 from the historic resources reserve fund, and that said funds be granted to the Pembroke Historical Society for exterior repairs to the Quaker Meeting House, for historic preservation purposes, or take any other action relative thereto.

ADVISORY COMMITTEE RECOMMENDATION:  Favorable Action
SELECT BOARD RECOMMENDATION:  Favorable Action

Submitted by the Community Preservation Committee

**ARTICLE 8 – TRANSFER LAND PARCEL FOR PURPOSES OF SALE**
To see if the Town will vote to transfer the care, custody, and control of in the parcel of town owned land located at 754 Washington Street shown as Assessor’s Map #F-9, Parcel #38 and described in the deed recorded with Plymouth District Registry of Deeds in Book #4544, Page #206, containing approximately .0923 acres, more or less, from the Board of Selectmen for general municipal purposes to the Select Board for the purpose of conveyance and to authorize the Select Board to convey a fee simple interest or any portion thereof upon such terms and conditions as the Select Board deems to be in the best interest of the Town, and to execute any and all agreements and documents to effectuate said sale, or take any other action relative thereto.

Submitted by the Select Board

ADVISORY COMMITTEE RECOMMENDATION:  Favorable Action
SELECTMEN RECOMMENDATION:  Favorable Action
EXPLANATION:  *Passage of this article would allow the Select Board to offer the parcel at auction to the highest bidder and return this parcel to the tax rolls.*
Given under our hands and seals this 28th day of September, 2022.

PEMBROKE SELECT BOARD

Daniel W. Trabucco, Chairman

Tracy Marino, Vice-Chairwoman

John G. Brown, Jr., Clerk

Rebecca Coletta, Selectwoman

Steven Ciciotti, Selectman

A TRUE COPY ATTEST: Margaret Strick, Town Clerk

Pursuant to the Warrant for the Special Fall Town Meeting to be held on October 18, 2022, 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: 10.3.2022 By: ___

Pembroke Special Town Meeting