

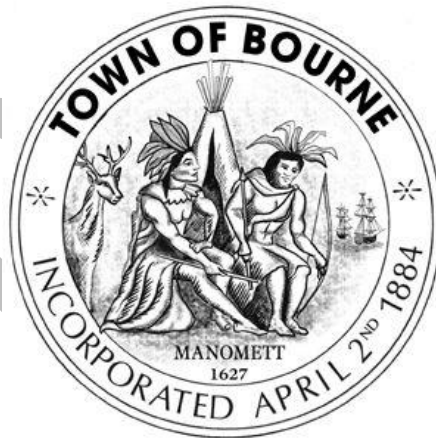
**ARTICLES OF THE WARRANT, MOTIONS,
VOTER INFORMATION, AND
RECOMMENDATIONS
OF THE
FINANCE COMMITTEE**

**FOR THE
BOURNE SPECIAL TOWN MEETING**

Monday, November 16, 2020

7:00 P.M.

Bourne Middle School Gymnasium



A Voter's Handbook

***PLEASE BRING THIS HANDBOOK TO EACH SESSION OF
TOWN MEETING***

**ARTICLE INDEX
FALL 2020**

SPECIAL TOWN MEETING

1. Unpaid Bills
2. Amend the FY2021 General Fund Budget (Debt Service Expenses)
3. Fund Other Post-Employment Benefits Liability (OPEB Trust Fund)
4. Amend the FY2021 Sewer Department Budget
5. Amend to the FY2021 ISWM Budget (Debt Service)
6. Pilgrim Nuclear Power Station
7. Change the Massachusetts State Flag and Seal
8. Single Use Plastic Containers
9. ISWM Pilot Leachate Treatment System
10. Amend Bylaw Article 3.7/Section 3.7.4
11. Amend Bylaw Article 3.7/Section 3.7.12
12. Capital Budget – Fiscal Year 2021 (Phase II)
13. Capital Stabilization Fund
14. Close Out previous Town Meeting Articles
15. Community Preservation Committee – Fund Projects
16. Amend Article 16 voted at 10/28/19 STM – land purchase for ISWM

SPECIAL TOWN MEETING

ARTICLE 1: To see if the Town will vote to appropriate a sum of money for the purpose of the payment of **unpaid bills** from a previous fiscal year that are legally unenforceable due to the insufficiency of appropriation or take any other in relation thereto.

Sponsor – Board of Selectmen

MOTION: *We move that the Town vote to appropriate the sum of \$1,131.80 for the purposes of this article and to meet this appropriation to transfer the sum of \$1,131.80 from Free Cash to satisfy the unpaid bills of the Town listed in the chart below.*

UNPAID BILLS		
Department	Vendor	Amount
Info Tech	CDW Government	\$ 694.30
Info Tech	Harbor Networks, Inc	<u>437.50</u>
Total		<u>\$ 1,131.80</u>

ARTICLE 2: To see if the Town will vote to appropriate, borrow or transfer from available funds the sum of \$180,088 for the purpose of supplementing and/or reducing the **FY2021 Regular Annual Expenses** of the departmental expenses as voted under Article 2 (Fiscal Year 2021 Budget) of the 2020 Annual Town Meeting, or take any other action in relation thereto.

Sponsor – Board of Selectmen

MOTION: *We move that the Town vote to appropriate the sum of \$180,088 for the purpose of amending the vote taken under Article 2, (Annual Budget) of the June 2020 Annual Town Meeting, and to meet this appropriation to transfer the sum of \$180,088 from Free Cash to Debt Service Expenses.*

ARTICLE 3: To see if the Town will vote to appropriate, borrow or transfer from available funds, a sum of money for the purpose of funding the Town's **Other Post-Employment Benefits (OPEB) Liability**, or take any other action in relation thereto.

Sponsor – Board of Selectmen

Motion: *We move that the Town vote to appropriate \$1,025,000 for the purpose of funding the Town's Other Post-Employment Benefits (OPEB) Liability and to meet this appropriation, to transfer the sum of \$735,000 from free cash, \$260,000 from ISWM retained earnings and \$30,000 from Sewer retained earnings to the OPEB Trust Fund.*

ARTICLE 4: To see if the Town will vote to appropriate, borrow or transfer from available funds the sum of \$135,000 for the purpose of supplementing and/or reducing the **FY 2021 Sewer Department Budget** as voted under Article 3 (Sewer Department) of the 2020 Annual Town Meeting, or take any other action in relation thereto.

Sponsor – Board of Sewer Commissioners

MOTION: *We move that the Town vote to appropriate the sum of \$135,000 for the purpose of supplementing the FY2021 Sewer Department Budget and to meet this appropriation, to transfer the sum of \$135,000 from Sewer Enterprise Fund Retained Earnings to Sewer Enterprise Retained Earnings – Reserved for Budget Expenditure .*

ARTICLE 5: To see if the Town will vote to appropriate, borrow or transfer from available funds the sum of \$2,800,619 for the purpose of supplementing and/or reducing the **FY 2021 ISWM Department Expense Budget** as voted under Article 4 (ISWM) of the 2020 Annual Town Meeting, or take any other action in relation thereto.

Sponsor – Board of Selectmen

MOTION: *We move that the Town vote to appropriate the sum of \$2,800,619 to supplement the FY2021 ISWM Department Expense Budget and to meet this appropriation, to transfer the sum of \$2,800,619 from ISWM Enterprise Fund Retained Earnings.*

ARTICLE 6: Shall the Town of Bourne request the Board of Selectmen to communicate to Governor Baker and the State Legislature that the Town favors using all means available at the **Pilgrim Nuclear Power Station** to ensure that: (1) spent nuclear fuel be secured in better quality dry casks and hardened onsite storage; and (2) spent fuel and dry casks be protected with heightened security to prevent intrusion in order to protect the health, welfare, and economic interests of the Town?

Sponsor – Board of Selectmen

MOTION: *We move that the Town so Vote.*

ARTICLE 7: Shall the Town of Bourne request the Board of Selectmen communicate to Governor Baker and the State Legislature to form a special Commission to **change the Massachusetts state flag and seal**? Whereas all 50 states of the Union have flags and seals only two-Mississippi which incorporates the Confederate battle flag and Massachusetts which features the sword of Miles Standish hanging over the head of an artificial indigenous man with the Latin phrase translated, “By the Sword we seek Peace” have come under sustained criticism as official symbols of White Supremacy and violent Militarism. We need a flag and seal that celebrates the values of Massachusetts and the glories of our state. Let us support the House bill, HD.2968 and the Senate bill SD.1495 which ask for such a Commission. Five towns on Cape Cod and more than 39 other towns across the state have passed such a resolution last year and this year more towns will have the resolution on the Town Warrant. Let us join these towns.

Or take any action in relation thereto.

Sponsor- Board of Selectmen

MOTION: We move that the Town So Vote.

ARTICLE 8: To see if the Town will vote town to adopt the following as Chapter 3, Article 3.1, Section 3.1.46 of the Town of Bourne Bylaws:

The purchase by the Town of Bourne of either water or any other beverage in single use plastic containers is prohibited on town property. Any Town department when engaged in public health and safety operations shall be exempt from the Bylaw, Effective date: As soon practicable but no later than June 30, 2021. In the event of a declaration (by Emergency Management Director, or other duly-authorized Town, Commonwealth, or United States official) of an emergency affecting the availability and/or quality of drinking water for Bourne residents the Town shall be exempt from this Bylaw until seven (7) calendar days after such declaration has ended.

Sponsor – Board of Selectmen

MOTION: We move that the Town So Vote.

ARTICLE 9: To see if the Town will vote to transfer from available funds from the Integrated Solid Waste Management (ISWM) Enterprise Fund retained earnings, a sum of money for the purpose of funding development, installation and operational costs associated with a Pilot Leachate Treatment System to be installed at the ISWM Facility, or take any action in relation thereto.

Sponsor – Board of Selectmen

MOTION: We move that the Town vote to appropriate the sum of \$500,000 for the purpose of this Article and to meet this appropriation to transfer the sum of \$500,000 from the ISWM Enterprise Fund Retained Earnings.

ARTICLE 10: To see if the Town will vote to amend **Article 3.7. Wetland and Natural Resources Protection, Section 3.7.4 Definitions; Regulations, “Wetland Resource Values”, Section (d)**, by deleting the current Section (d) and inserting in its’ place. ***d) Storm Damage Prevention*** means the project must be designed in a manner that ensures the prevention of damage to the Wetland Resource Area and abutting properties caused by, but not limited to, erosion and sedimentation, damage to vegetation, damage to property or buildings, or damage caused by the displacement of water, water-borne debris or water-borne ice. Within a velocity Zone the Commission may approve, “Dinghy Docks”, as defined at Section 15.0 of the Town of Bourne Waterways Rules and Regulations; a seasonal small pier/dock as defined by the Massachusetts Department of Environmental Protection “General license Certification”; walkways permissible under 310 CMR 10.32(4); FEMA compliant structures; and other small projects deemed by the commission to meet the intent of this section. All projects must meet FEMA regulations and guidance for work within a flood zone and the Massachusetts State building code. Within the velocity zone the Commission may require the project engineer to certify in writing that the design of said project complies fully with the first sentence of Section 3.7.4(d) or that the project is designed to meet or exceed FEMA regulation & guidance; and the Massachusetts State building code regulations. Projects that fail to gain certification shall be deemed a threat to the health and safety of Bourne’s residents and the proposed project shall be denied by the Commission, or take any action in relation thereto.

Sponsor – Conservation Commission

MOTION: We move that the Town So Vote.

ARTICLE 11: To see if the Town will vote to amend **Article 3.7. Wetland and Natural Resources Protection, Section 3.7.12 Promulgation of Rules and Regulations**, by deleting the current Section 3.7.12 and inserting in its' place. **Section 3.7.12 Promulgation of Rules and Regulations**. After public notice and public hearing the Commission shall promulgate such Rules and Regulations to effectuate the purpose of this by-law. Failure by the Commission to promulgate such Rules and Regulations or a legal declaration of their invalidity by a court of law shall not act to suspend or invalidate the effect of the by-law or any Rules and/or Regulations promulgated hereunder, or take any action in relation thereto.

Sponsor – Conservation Commission

MOTION: We move that the Town So Vote.

ARTICLE 12: To see if the Town will vote to appropriate, borrow or transfer from available funds, a sum of money for the purpose of funding the **Fiscal Year 2021 Capital Budget (Phase Two)**, or take any other action in relation thereto.

Sponsor – Board of Selectmen/Capital Outlay Committee

MOTION: We move that the Town vote to appropriate \$2,613,270 to pay costs of the capital outlay projects listed in the schedule printed with the motion and to meet this appropriation, we move to transfer the sum of \$595,000 from ISWM Retained Earnings; \$5,000 from the Waterways Improvement Fund and \$663,270 from Free Cash. We further move to authorize the Town Treasurer, with the approval of the Board of Selectmen, to borrow the sum of \$1,350,000 under and pursuant to Chapter 44, Section 7 of the General Laws, as amended and supplemented, or any other enabling authority and to issue bonds or notes of the Town therefor. Any premium received by the Town upon the sale of any bonds or notes approved by this vote, less any such 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 Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

<i>Capital Budget – Fiscal Year 2021 (Phase II)</i>					
	<i>Department</i>	<i>Category</i>	<i>Purpose</i>	<i>Amount</i>	<i>Source</i>
1	Police Dept.	Vehicle	Police Vehicles	\$ 92,500	Free Cash
2	Dept Natural Resources	Infrastructure	TP Guardrail	5,000	Waterways
3	BPS	Infrastructure	WWTP Repairs	750,000	Borrow
4	BPS	Infrastructure	BMS Roof	300,000	Free Cash
5	Public Works	Equipment	F-550 Dump/Plow	81,370	Free Cash
6	Public Works	Equipment	Truck Body Replacement	22,000	Free Cash
7	Facilities	Equipment	Fire Station 3 EMS Upgrade	45,000	Free Cash
8	Facilities	Vehicle	Pick-up/Plow Truck	82,400	Free Cash
9	Emergency Mgmt.	Equipment	Emergency AM Radio	25,000	Free Cash
10	Emergency Mgmt.	Equipment	Variable Message Board	15,000	Free Cash
11	Conservation	Infrastructure	WW Mgmt. Plan	600,000	Borrow
12	ISWM	Equipment	Replacement Loader	450,000	Ret. Earnings
13	ISWM	Infrastructure	Litter Fence Repair	145,000	Ret. Earnings
			Total	<u>\$2,613,270</u>	

ARTICLE 13: To see if the Town will vote to appropriate, borrow or transfer from available funds a sum of money to the Capital Stabilization Fund, or take any other action in relation thereto.

Sponsor – Board of Selectmen/Capital Outlay Committee

Motion: *We move that the Town vote to appropriate the sum of \$3,000,000 for the purpose of this article and to meet this appropriation to transfer the sum of \$3,000,000 from free cash.*

ARTICLE 14: To see if the Town will vote to **close out and transfer available balances** in previous Town Meeting Articles whose purposes have been satisfied or take any other action in relation thereto.

Sponsor – Board of Selectmen

MOTION: *We move that the Town vote to close out the articles as printed in the chart titled “Article Close-Outs” as shown below and to transfer the balances to General Fund Unreserved Fund Balance.*

Article Close-Outs					
	Department	Purpose	Town Meeting	Amount	Source
1	Town Meeting	Unpaid Bills	Oct 2019 STM	\$ 65.98	Free Cash
2	Town Administrator	NMLC-Environment Assmnt	May 2015 STM	24,279.60	Free Cash
3	Town Administrator	Priority Based Budgeting	May 2015 ATM	24,638.00	Free Cash
4	Town Administrator	Vehicle Pool	May 2019 ATM	1,438.51	Free Cash
5	Planning	Local Comp. Plan	Oct 2018 STM	25,000.00	Free Cash
6	Engineering	Lot Expansion Fire Station	Oct 2019 STM	40,000.00	Free Cash
7	Facilities	Security Upgrades	May 2014 ATM	190.52	Free Cash
8	Facilities	Flooring	May 2014 ATM	49,172.52	Free Cash
9	Facilities	Buzz. Bay Station HVAC	May 2014 ATM	36,707.70	Free Cash
10	Facilities	Bathroom Renovations	May 2017 ATM	41,244.67	Free Cash
11	Facilities	Town Hall – Siding/Painting	May 2017 ATM	42,766.28	Free Cash
12	Facilities	Town Hall Elevator	May 2018 ATM	25,000.00	Free Cash
13	Facilities	Buzz. Bay A/C Upgrade	May 2018 ATM	50,000.00	Free Cash
14	Facilities	Comm. Bldg. EMS Install	May 2018 ATM	60,000.00	Free Cash
15	Facilities	Comm. Bldg. HVAC	May 2018 ATM	60,000.00	Free Cash
16	Facilities	Archives – Flat Roof	May 2018 ATM	20,301.00	Free Cash
17	Facilities	Fire Station 3-Access Con	May 2019 ATM	19.25	Free Cash
18	Police	Police Computers	May 2018 ATM	48.52	Free Cash
19	Police	Radio System Upgrade	May 2018 ATM	9.01	Free Cash
20	Fire	Fire Vehicles	May 2018 ATM	374.48	Free Cash
21	Fire	Fire Station Doors – Main St	Oct 2018 STM	2,294.95	Free Cash
22	Fire	Fire Surveillance	May 2019 ATM	515.50	Free Cash
23	BPS	Playground Fencing	May 2017 ATM	2,686.00	Free Cash
24	BPS	Bournedale Bathrooms	May 2019 ATM	34,883.50	Free Cash
25	DPW	Trailer	May 2017 ATM	709.38	Free Cash
26	DPW	Mowing Equipment	May 2018 ATM	239.62	Free Cash
27	DPW	Plows	May 2018 ATM	1,600.72	Free Cash
28	DPW	Replacement Truck	May 2018 ATM	15,067.93	Free Cash
29	DPW	Tandem Roller	May 2019 ATM	3,600.00	Free Cash

30	Council on Aging	Community Café Dishwasher	May 2019 ATM	272.28	Free Cash
31	ISWM	84 Inch Drum Compactor	May 2016 ATM	2,173.02	Retained Earnings
32	ISWM	Packer Truck	Oct 2016 STM	30,531.25	Retained Earnings
33	ISWM	¾ Ton Crew Cab	May 2018 ATM	2,293.74	Retained Earnings
				<u>\$598,123.93</u>	

ARTICLE 15: To see if the Town will vote, upon recommendation of the Community Preservation Committee, to appropriate a sum of money for the following **Community Preservation Fund purposes**, and to meet said appropriation, to transfer from available funds or reserves from the FY2021 estimated Community Preservation Fund Revenues a sum of money for the purposes of this article, or take any other action relation thereto:

Sponsor - Community Preservation Committee

MOTION: *We move that the Town vote, upon the recommendation of the Community Preservation Committee, to appropriate the sum of \$595,000 for the Community Preservation Fund projects as shown below; and to meet this appropriation to transfer the sum of \$120,000 from Community Housing Reserves, transfer \$475,000 from Open Space/Recreation reserves.*

Item	Sponsor	Project Description	CPA Purpose	Amount
A	Affordable Housing Trust	Affordable Homes/Rental Units	Community Housing	\$120,000 Community Housing Reserves
B	Bicycle Pathway Committee	Continuation of Bike Trail Project	Open Space/Recreation	\$150,000 Open Space/Recreation Reserves
C	Bourne Recreation Department	Community Center Playground	Open Space/Recreation	\$315,000 Open Space/Recreation Reserves
D	Bourne Recreation Department	Outdoor Recreation Area Signage	Open Space/Recreation	\$10,000 Open Space/Recreation Reserves
			Total Requests	\$595,000

ARTICLE 16: To see if the Town will vote to transfer from available funds a sum of money for the purpose of funding an amendment to **Article 16** voted at the October 28, 2019 Special Town Meeting authorizing the Board of Selectmen to acquire by purchase or gift a certain **6.5 acre parcel of land in the Town of Bourne designated on Bourne Assessors Map 52, Parcel 96, on file at the office of the Town Clerk**, or take any other action in relation thereto:

Sponsor – Board of Selectmen

MOTION: *We move that the Town vote to appropriate the sum of \$25,000 for the purposes of this Article and to meet this appropriation to transfer the sum of \$25,000 from the ISWM Enterprise Fund Retained Earnings.*

Approved: **October XX, 2020**

BOARD OF SELECTMEN

Judith MacLeod Froman

Peter J. Meier

James L. Potter

Jared P. MacDonald

George G. Slade, Jr.

DRAFT