

**SPECIAL TOWN MEETING  
MONDAY, APRIL 25, 2011**

Marshfield's Annual Town Meeting was called to order on Monday, April 25, 2011 at Marshfield High School. The meeting was convened at 7:20PM. Annual Town Meeting was adjourned at 7:22PM and Special Town Meeting was convened. Articles 3,9,2,10,5,4,1,8,6 and 7 were voted on. Checkers included Charlotte Keith, Kay Ramsey, Madeleine Radley, Susan Flynn, Anne Lariviere, Narice Casper, Paula Buckley, Trish Murphy, Karen O'Donnell, Lauren Hughes, Barry Bartlett, Irene Carriere and Dick Lariviere. Counters were Jim Haddad, Jim Creed, Jack Cantwell, Anne Marie Sacchetti, Kay Ramsey, Jack Braithwaite, Barry Cornwall, Reed Stewart, Otis Carney, Madeleine McDonald, Susan Tilden, Donna Beals, Barbara Carney, Martine Anderson, Terry Wening, Jack Beagle, Susan Flynn, Dick Lariviere, Narice Casper and Barry Bartlett. Special Town Meeting was dissolved at 11:10PM.

**ARTICLE 1** The Town **VOTED** to appropriate the sum of \$3,357.46 by transferring \$3,209.71 from Free Cash and transferring \$147.75 from Wastewater Enterprise Retained Earnings for the payment of unpaid bills incurred during the previous fiscal year.

<b>DEPARTMENT</b>	<b>VENDOR</b>	<b>VENDOR #</b>	<b>DATE</b>	<b>AMOUNT</b>
SELECTMEN	BAYSTATE GAS	660	6/1/2010	150.19
SELECTMEN	NEOPOST	20966	1/1/2009	2,232.00
SELECTMEN	NEOPOST	20966	1/1/2009	827.52
		<b>TOTAL</b>		<b>3,209.71</b>
 <b>ENTERPRISE</b>				
WASTEWATER	RICOH	612	6/11/2010	<b>147.75</b>

**PASSED BY 9/10ths vote**

**ARTICLE 2** The Town **VOTED** to appropriate the sum of \$ 2,520,000 to be expended under the direction of the School Building Committee for architectural and engineering fees associated with the schematic design of a new High School, including fees of an Owner's Project Manager through the schematic design phase, to be located on the parcel(s) of land comprising the campus which is the site of the current High School, 167 Forest Street, Marshfield, MA, for which schematic design the Town may be eligible for a grant from the Massachusetts School Building Authority and to fund such appropriation authorize the Treasurer with the approval of the Board of Selectmen to borrow pursuant to MGL Chapter 44 or any other enabling statute. The MSBA's grant program is a non-entitlement, discretionary program based on need, as determined by the MSBA, and any costs the Town incurs in connection with such work in excess of any grant approved by and received from the MSBA shall be the sole responsibility of the Town and that the amount of the borrowing authorized pursuant to this vote shall be reduced by any grant amount set forth in the project funding agreement that may be executed between the Town and the MSBA.

**YES 1694    NO 204  
PASSED BY 2/3 VOTE**

**ARTICLE 3** The Town **VOTED** to expend \$23,682 from Insurance Recovery Proceeds to replace the Police Department pick-up truck totally destroyed in October 2010.

**ARTICLE PASSED BY MAJORITY**

**ARTICLE 4** The Town **VOTED** to make the following adjustments to the Fiscal Year 2011 General Fund budget line items voted as Article 6 at the April 2010 Annual Town Meeting:

Transfer from the following FY 2011 budgets:

Utilities:	\$ 5,000
Employee Benefits:	\$ 156,000
Unemployment:	\$ 115,000

Transfer to the following FY 2011 budgets:

Snow & Ice:	\$ 251,000
Reserve Fund:	\$ 25,000

**PASSED BY MAJORITY VOTE**

**ARTICLE 5** The Town **PASSED OVER** transferring from available funds a sum of money to fund collective bargaining agreements with any one or more of the following organizations with respect to the fiscal year beginning July 1, 2010 and /or for prior fiscal years:

- Marshfield Firefighters, Local 2568, International Associations of Firefighters AFL – CIO
- American Federation of State County and Municipal Employees AFL – CIO State Council 93 Local 1700 (Clerical Employees Unit)
- American Federation of State County and Municipal Employees AFL – CIO State Council 93 Local 1700 ( Department of Public Works employees)
- American Federation of State County and Municipal Employees AFL – CIO State Council 93 Local 1700 ( Supervisory Employees)

**PASSED OVER**

**ARTICLE 6:** The Town **APPROVED** authorizing the borrowing of \$1,200,000 to defray the costs of replacing approximately 370 feet of seawall bounded more or less by the end of the recently constructed new seawall north of Constellation Road on the south and Rexhame Road on the north, and further to allow any unexpended funds from the work described above to be used for additional seawall reconstruction work at other location(s) as determined by the Board of Public Works. And will the Town further vote to direct the Board of Public Works to seek such matching grants, gifts or reimbursements of such costs as may be available from the Commonwealth of Massachusetts and/or the Federal Government and their various agencies.

**APPROVED BY 2/3rds VOTE**

**ARTICLE 7** The Town **PASSED OVER** Amending Article 1 as voted at the Special Town Meeting of August 2, 2010 by adding at the end thereof the following new sentence: “The Board of Public Works is authorized to assess betterments against those parcels of land specially benefited by such improvements in a total amount not to exceed 20% of the cost of such improvements, including interest on any borrowing therefor.”; and

1. And further petition the General Court for a Special Act pursuant to Article 89 of the Amendments to the Massachusetts Constitution ( Home Rule Amendment) which act shall authorize the Marshfield Board of Public Works to assess betterments to offset the

costs of the recently completed replacement of approximately 510 feet of seawall bounded more or less by the end of the new seawall north of Constellation Road to Farragut Road on the south against those parcels of land specially benefited by such improvements in a total amount not to exceed 20% of the cost of such improvements, including the interest on any borrowing therefor. Said Special Act also to provide that the provisions of Chapter 80 of the General Laws shall apply to the assessment of such betterments except that the requirements of Sections 1 and 2 of Chapter 80 that an order for the assessment of betterments and an estimate of the amount thereof be adopted and, together with a plan of the affected area, be recorded prior to the construction of the public improvement to be paid for by betterments, and the requirement that the actual amount of such betterments be assessed within six months after the completion of the said public improvement shall not apply.

**ARTICLE 8** The Town **DEFEATED** acting upon the recommendation of the Community Preservation Committee for the fiscal year beginning July 1, 2010 to expend \$260,000 from the Community Preservation Fund established pursuant to M.G.L. c.44B by transferring \$44,000 from such Fund and by transferring \$216,000 from Seth Ventress Building project of the April 2008 Annual Town Meeting Article 28, a sum of money to purchase, including costs related to such purchase, a portion of Assessors' map L10-20-06, as shown on a map on file in the Town Clerk's Office, consisting of approximately .25 acres for the purpose of open space and recreation. The Town Accountant shall allocate any Community Preservation Act funds and receipts as provided by the vote of Town Meeting. And that the Town authorize the Board of Selectmen to apply to the appropriate Federal, State or private agencies seeking grant assistance or reimbursement for any funds expended for said purposes and to enter into any contracts, execute any documents, or take any other action necessary to secure such grants or reimbursement. Further, that the Town authorize the Selectmen to grant a deed restriction meeting the requirements of M.G.L. c.184 limiting the property to the purposes for which it was acquired.

**DEFEATED BY 2/3rds VOTE**

**ARTICLE 9** The Town **VOTED** to transfer from Assessors' Overlay Surplus the sum of \$12,800.00 for the purpose of continuing to fund the cyclical inspection program required by the Department of Revenue.

**ARTICLE PASSED BY MAJORITY**

**ARTICLE 10** The Town **DEFEATED** repealing the Marshfield Bylaw  
Article Fifty Coin-Operated Devices

1. No person shall keep, or cause to be kept, operate or suffer to be operated, on premises owned or leased by him, or subject to his control, any mechanical or electronic automatic amusement device, whether coin-operated or not, (as defined under, but not limited to, Ch. 140, S. 177A (2) of the MGL) except private in-home use, coin-operated juke boxes, pool billiard, bowling and athletic training devices.
2. Any person found violating the provisions of this bylaw will be punished by a fine of \$200 for each offense.

Adopted by Article 57, 1982 ATM

**YES 554 NO 655**