

TOWN OF PLAINVILLE
PROCEEDINGS OF THE ANNUAL TOWN MEETING - JUNE 5, 2023

The Annual Town Meeting was held at the Beatrice H. Wood Elementary School, 72 Messenger Street on Monday, June 5, 2023. A quorum was present with a total of 172 voters checked in for the evening. Town Moderator, Luke Travis, called the meeting to order at 7:16 P.M. The Moderator read the opening of the warrant. The Town Clerk confirmed that the warrant was posted and returned in the proper fashion.

The Pledge of Allegiance was led by Luke Travis, followed by a moment of silence for fallen military personnel and first responders.

Introductions were made of the Town Clerk, Finance Committee, Select Board, Town Administrator, and Town Counsel.

The Town Clerk swore in Justin Alexander, Janet Jannell, Sherrill Minch and Ellen Robertson as vote counters for the evening. The Moderator declared the meets and bounds of the hall. He also gave the following information and instructions:

- All voters should have checked in and received a pink voter's card
- Please silence all cell phones
- The warrant articles are the notice and the motions are what we will vote on so please listen to the motion carefully
- Motion amendment forms may be found upfront at the Town Clerk's table
- The consent agenda covers (4) four articles: 1,6,7 and 23
- Article 3 is the omnibus budget
- There will be some articles where we will waive the reading of the article
- At 10:00 we will take a sense of the meeting to continue

The Moderator made introductions of Representative Marcus Vaughn, Senator Rebecca Rausch, Tri-County Superintendent Karen Maguire, King Philip Assistant Superintendent Susan Gilson, and Plainville Superintendent Jen Parson, as well as the Plainville School Committee who is seated in the front row.

PRIOR TO ARTICLE 1

MOTION: by Maggie Clarke and seconded by Jeffrey Johnson. The Select Board recommends, and I so move that the following individuals, who are not registered voters of the Town of Plainville, be authorized to speak at this and subsequent sessions of the Annual Town Meeting:

James Floyd
Melissa Campbell
Brian Noble

Police Chief
Library Director
Town Administrator

Julie Hebert	Finance Director
Jeffrey Blake	Town Counsel
Christopher Yarworth	Director of Planning & Development
Dennis Morton	Director of Public Works
Christine Higgins	Senior Center Director
Deborah Revelle	Health Director
John Teiner	Parks Director
Jennifer Parson	School Superintendent
Gale Clark	Schools Business Manager
John Groh	Principal Assessor
Marshall Adams	Building Commissioner
James Marot	Facilities Director
James Alfred	Retired Police Chief
Peter Gay	Executive Director of North TV
Karen Maguire	Superintendent of Tri-County
Susan Gilson	Assistant Superintendent of King Philip

VOTE REQUIRED: **MAJORITY**
PASSED UNANIMOUSLY

CONSENT AGENDA MOTION: *by Jeffrey Johnson and seconded by Maggie Clarke. I move that the Town vote to take out of order Articles 1, 6, 7 and 23 that they be “passed by consent” in accordance with the motions shown on the “2023 Plainville Annual Town Meeting Consent Agenda” distributed to Town Meeting attendees this evening.*

VOTE REQUIRED: **MAJORITY**
PASSED UNANIMOUSLY

ARTICLE 1: To see if the Town will accept the reports of its Officers, Boards, Departments, Committees, and Commissions, as printed in the 2022 Annual Report; or take any other action thereon or in relation thereto.

Requested by the Select Board

MOTION: *by Jeffrey Johnson and seconded by Maggie Clarke. I move that the Town hear and act upon the reports of the Officers, Boards, Departments, Committees, and Commissions as printed in the 2022 Annual Report.*

VOTE REQUIRED: **MAJORITY**
PASSED UNANIMOUSLY

ARTICLE 2: To see if the Town will vote to transfer from the Gaming Stabilization Fund a sum of money for Debt Service Principal and Interest for previously approved capital projects,

such funds to be expended under the direction of the Finance Director; or take any other action thereon or in relation thereto.

Requested by the Finance Director

The Article transfers funds from the Gaming Stabilization Fund to the operating budget (Article 3 of this Warrant) to pay the mortgage on the Town Hall and Public Safety buildings. The Finance Committee unanimously recommends this Article in the amount of \$2,167,613.

MOTION: *by Brian Kelly and seconded by Jeffrey Johnson. I move that the Town transfer the sum of \$2,167,613 from the Gaming Stabilization Fund to the General Fund to fund debt payments under Article 3.*

VOTE REQUIRED: *2/3^{RDS} MAJORITY*
PASSED UNANIMOUSLY

ARTICLE 3: To see if the Town will vote, under the provisions of the General Laws of Massachusetts, Chapter 41, §108, or any amendments thereto, to fix the salaries of all elected officials for the Fiscal Year 2024, and raise and appropriate any sum or sums therefore, and further raise and appropriate any sum or sums of money for the maintenance of the several departments of the Town, and for other necessary charges, in accordance with the amount recommended by the Finance Committee as shown in the final column of the Warrant;

FISCAL 2024 OMNIBUS BUDGET

ACCOUNT NUMBER	ACCOUNT NAME	FY2023 APPROPRIATED	FY2024 DEPARTMENT REQUEST	FINANCE COMMITTEE RECOMMENDS
122	SELECT BOARD			
	PAYROLL	\$ 205,560	\$ 277,563	\$ 277,563
	EXPENSES	40,900	53,400	78,400
	TOTAL	246,460	330,963	355,963
131	FINANCE COMMITTEE			
	EXPENSES	250	250	250
	DEPT TOTAL	250	250	250
132	RESERVE FUND			
	EXPENSES	90,000	100,000	100,000
	DEPT TOTAL	90,000	100,000	100,000
135	FINANCE DIRECTOR/ACCOUNTANT			
	PAYROLL	204,626	273,832	273,832
	EXPENSES	45,150	51,650	51,650
	DEPT TOTAL	249,776	325,482	325,482
141	BOARD OF ASSESSORS			
	PAYROLL	147,977	162,620	162,620
	EXPENSES	40,657	45,257	45,257
	DEPT TOTAL	188,634	207,877	207,877
145	TREASURER/COLLECTOR			
	PAYROLL	233,723	259,354	244,354

		EXPENSES	83,500	88,400	87,400
		DEPT TOTAL	317,223	347,754	331,754
151	TOWN COUNSEL				
		EXPENSES	75,000	80,000	80,000
		DEPT TOTAL	75,000	80,000	80,000
155	TECHNOLOGY				
		PAYROLL	86,748	88,483	88,483
		EXPENSES	64,000	125,100	126,000
		DEPT TOTAL	150,748	213,583	214,483
161	TOWN CLERK				
		PAYROLL	198,641	195,834	195,834
		EXPENSES	27,850	26,750	26,750
		DEPT TOTAL	226,491	222,584	222,584
162	ELECTIONS				
		PAYROLL	31,500	31,500	31,500
		EXPENSES	14,300	22,325	22,325
		DEPT TOTAL	45,800	53,825	53,825
170	PLANNING & DEVELOPMENT				
		PAYROLL	104,585	106,657	106,657
		EXPENSES	3,500	4,070	4,070
		DEPT TOTAL	108,085	110,727	110,727
TOTAL GENERAL GOVERNMENT			1,698,467	1,993,045	2,002,945
210	POLICE				
		PAYROLL	2,278,962	2,938,810	2,709,560
		EXPENSES	444,856	746,331	574,331
		DEPT TOTAL	2,723,818	3,685,141	3,283,891
220	FIRE				
		PAYROLL	2,506,572	2,895,932	2,895,932
		EXPENSES	241,510	295,843	295,843
		DEPT TOTAL	2,748,082	3,191,775	3,191,775
231	AMBULANCE				
		PAYROLL	394,550	315,300	315,300
		EXPENSES	117,157	125,489	125,489
		DEPT TOTAL	511,707	440,789	440,789
225	CALL FIRE				
		PAYROLL	14,000	10,000	10,000
		EXPENSES	5,900	7,500	7,500
		DEPT TOTAL	19,900	17,500	17,500
241	INSPECTIONS				
		PAYROLL	261,309	255,738	255,738
		EXPENSES	7,700	9,500	9,500
		DEPT TOTAL	269,009	265,238	265,238
244	SEALER WEIGHTS/MEASURE				
		EXPENSES	3,800	3,800	3,800
		DEPT TOTAL	3,800	3,800	3,800
TOTAL PUBLIC SAFETY			6,276,316	7,604,243	7,202,993
300	LOCAL SCHOOLS				
		EXPENSES	8,146,263	9,400,000	9,400,000
		DEPT TOTAL	8,146,263	9,400,000	9,400,000
350	REGIONAL SCHOOLS				

KP REGIONAL	7,577,284	7,654,336	7,654,336
TRI-COUNTY	1,476,951	1,869,554	1,869,554
NORFOLK COUNTY AGRI	18,000	34,496	34,496
TOTAL	9,072,235	9,558,386	9,558,386

TOTAL EDUCATION	17,218,498	18,958,386	18,958,386
------------------------	-------------------	-------------------	-------------------

294	TREE WARDEN			
	EXPENSES	5,500	5,500	5,500
	DEPT TOTAL	5,500	5,500	5,500
422	HIGHWAY			
	PAYROLL	332,159	468,983	411,958
	EXPENSES	144,948	225,400	225,400
	DEPT TOTAL	477,107	694,383	637,358
423	SNOW/ICE CONTROL			
	PAYROLL	33,825	33,825	33,825
	EXPENSES	258,300	258,300	258,300
	DEPT TOTAL	292,125	292,125	292,125
424	STREET LIGHTING			
	EXPENSES	129,800	156,250	156,250
	DEPT TOTAL	129,800	156,250	156,250
492	FACILITIES			
	PAYROLL	16,000	306,680	306,680
	EXPENSES	300,645	423,000	423,000
	DEPT TOTAL	316,645	729,680	729,680

TOTAL PUBLIC WORKS	1,221,177	1,877,938	1,820,913
---------------------------	------------------	------------------	------------------

510	BOARD OF HEALTH			
	PAYROLL	126,922	150,074	149,674
	EXPENSES	35,905	35,905	35,905
	DEPT TOTAL	162,827	185,979	185,579
541	COUNCIL ON AGING			
	PAYROLL	177,866	211,249	211,249
	EXPENSES	20,400	38,800	38,800
	DEPT TOTAL	198,266	250,049	250,049
543	VETERAN'S SERVICES			
	EXPENSES	148,000	143,000	143,000
	DEPT TOTAL	148,000	143,000	143,000

TOTAL HEALTH & HUMAN SERVICES	509,093	579,028	578,628
--	----------------	----------------	----------------

610	LIBRARY			
	PAYROLL	171,448	177,774	177,774
	EXPENSES	84,230	86,017	86,017
	DEPT TOTAL	255,678	263,791	263,791
650	PARK & RECREATION			
	PAYROLL	63,761	70,536	70,536
	DEPT TOTAL	63,761	70,536	70,536
691	HISTORICAL COMMISSION			
	EXPENSES	7,750	8,191	8,191
	DEPT TOTAL	7,750	8,191	8,191

TOTAL CULTURE & RECREATION		327,189	342,518	342,518
710/750	DEBT SERVICE PRINCIPAL			-
	DEBT SRV PRINCIPAL	2,358,903	2,018,849	2,018,849
	DEBT SRV INTEREST	1,199,853	1,122,780	1,122,780
	DEPT TOTAL	3,558,756	3,141,629	3,141,629
TOTAL DEBT SERVICE		3,558,756	3,141,629	3,141,629
914	INSURANCE & BENEFITS			
	NORFOLK COUNTY	2,567,956	2,567,956	2,567,956
	RETIREMENT			
	HEALTH INSURANCE	2,976,750	3,016,750	3,016,750
	UNEMPLOYMENT	100,000	50,000	50,000
	GENERAL LIABILITY	302,000	322,000	322,000
	INSURANCE			
	OTHER	247,500	256,500	256,500
	TOTAL	6,194,206	6,213,206	6,213,206
TOTAL UNCLASSIFIED/EMPLOYMENT BENEFITS		6,194,206	6,213,206	6,213,206
	TRANSFER TO ENTERPRISE FUNDS FOR INDIRECT COSTS (USAGE)	86,833	121,454	121,454
GENERAL FUND TOTAL		\$ 37,090,535	\$ 40,831,447	\$ 40,382,672

ELECTED OFFICIALS AND BOARDS

Moderator	\$25 per meeting	Town Clerk	\$92,000
Select Board		Board of Health	
Each Member	\$120	Each Member	\$120
Library Trustees		Planning Board	
Each Member	\$120	Each Member	\$120
School Committee		Constable	\$15/hour
Each Member	\$120		\$5/posting
Board of Assessors			
Each Member	\$120		

or take any other action thereon or in relation thereto.

Requested by the Finance Committee

This Article advances the Operating Budget for the Town for the Fiscal Year that begins on July 1st. The Finance Committee has balanced the available revenue with the department requests and is advancing this budget for the approval of the Town Meeting. The Finance Committee unanimously recommends this Article as presented in the "Finance Committee Recommends" column.

MOTION: by Reed Webster to move Article 28 ahead of Article 3. Seeing no second, the moderator declared the **MOTION FAILED**.

MOTION: by Mark Johnson and seconded by Jeffrey Johnson. I move that the Town fix the salaries of all elected officials for the Fiscal Year 2024 and appropriate funds for the payment of said salaries and compensation, including the approval and funding of the Town's obligations under the Collective Bargaining Agreements completed in the fiscal and calendar year, the payment of debt and interest, provide for a reserve fund, and for charges, expenses and outlays of the several town departments for the ensuing twelve (12) month period from July 1, 2023 through June 30, 2024; all as set forth in the budget presented by the Finance Committee as evidenced in the final total in the column entitled, "Finance Committee Recommends," and as funding therefore, to appropriate as follows:

\$30,586,371	raised from Taxation
\$3,078,155	raised from Projected State Revenue
\$3,962,400	raised from Estimated Local Receipts
\$336,478	transferred from the Water Enterprise Fund
\$217,920	transferred from the Sewer Enterprise Fund
\$33,735	transferred from the Solid Waste Enterprise Fund
\$2,167,613	as previously transferred from the Gaming Stabilization Fund in Article 2
\$40,382,672	GRAND TOTAL

MOTION TO AMEND: by Reed Webster and seconded by David Gagne. I'd like to make a motion to move \$385,500.00 from 10 specific departmental budget recommendations to free cash. After much discussion on the motion to amend, Town Council clarified this cannot go to free cash and would remain unallocated to be voted on how to allocate at the end of the meeting.

VOTE REQUIRED ON MOTION TO AMEND: MAJORITY

**MOTION TO AMEND DECLARED
FAILED BY THE MODERATOR**

**VOTE REQUIRED: MAJORITY
DECLARED PASSED BY THE MODERATOR**

ARTICLE 4: To see if the Town will vote to raise and appropriate, transfer from available funds or otherwise provide the sums recommended, or any other sum or sums, for Capital Outlay for the Town Departments, as set forth in the following schedule and determine whether such sums will be provided by taxation or by transfer or by a combination thereof,

Department	Item Description	Department	Finance	Source of
------------	------------------	------------	---------	-----------

		Request	Committee Recommends	Funds
Police	Police Cruiser(s)	\$ 239,855	\$ 239,855	Free Cash
Police	Replacement Motorola portable radios	25,307	25,307	Free Cash
Police	Taser (X-7) replacement	17,526	17,526	Free Cash
Fire	Town Fire Alarm Master Receiver	65,000	65,000	Free Cash
Fire	Firefighter protective turnout gear	225,000	225,000	Free Cash
DPW	Replacement 6-wheel dump truck	250,000	0	
DPW	Replacement dump truck	250,000	250,000	Free Cash
DPW	Replacement pick-up truck with plow	45,000	45,000	Free Cash
Facilities	Building Maintenance	100,000	100,000	Free Cash
Park & Recreation	Pool cover	15,000	15,000	Free Cash
Technology	Server(s) update	31,000	31,000	Free Cash
Technology	Network equipment replacement	15,000	15,000	Free Cash
Technology	Computer purchases (update)	40,000	40,000	Free Cash
School	Playground refurbish (Anna Jackson)	135,000	135,000	Free Cash
School	Technology	70,000	70,000	Free Cash
School/Facilities	Replacement pick-up truck	45,000	45,000	Free Cash
		\$1,568,688	\$1,318,688	

or take any other action thereon or in relation thereto.

Requested by the Finance Committee

This Article provides for some of the capital requests in the budget. The Finance Committee unanimously recommends this Article as stated in the “Finance Committee’s Recommendation” column.

MOTION: by Mark Johnson and seconded by Nicholas Sammarco. I move that the Town transfer the sum of \$1,318,688 from Free Cash to fund the Capital Budget Requests as specified in the “Finance Committee Recommends” column of Article 4 of the Annual Town Meeting Warrant of June 5, 2023.

VOTE REQUIRED: **MAJORITY**
DECLARED PASSED BY THE MODERATOR

ARTICLE 5: To see if the Town will vote to raise and appropriate, transfer from available funds or otherwise provide the sum recommended, or any other sum or sums, to be expended under the direction of the DPW Superintendent for roadway resurfacing and related construction, maintenance of public ways, engineering, installation and/or maintenance of street drainage, tree planting, trimming or removal or any other necessary and proper expense related to the public ways of the Town; or take any other action thereon or in relation thereto.

Requested by the DPW Superintendent

This Article provides for the additional needs of our roads in repair, maintenance, drainage planning, construction, and maintenance, traffic calming, and tree work. The Finance Committee unanimously recommends this Article in the amount of \$500,000.

MOTION: by Maggie Clarke and seconded by Jeffrey Johnson. I move that the Town transfer the sum of \$500,000 from Free Cash to fund roadway resurfacing and related construction, maintenance of public ways, engineering, installation and/or maintenance of street drainage, tree planting, trimming or removal or any other necessary and proper expense related to the public ways of the Town to be expended under the direction of the DPW Superintendent.

VOTE REQUIRED: **MAJORITY**
DECLARED PASSED BY THE MODERATOR

ARTICLE 6: To see if the Town will vote to authorize the Select Board to apply for state or federal grants, and to expend any monies received, as outlined in the appropriate grant application; or take any other action thereon or in relation thereto.

Requested by the Select Board

The Town Meeting must authorize the Select Board to apply for, accept, and use any funds that may be available to the Town under state or federal grants. The Finance Committee unanimously recommends this Article.

MOTION: by Jeff Johnson and seconded by Maggie Clarke. I move that the Town authorize the Select Board to apply for state or federal grants and to expend any monies received as set forth in the appropriate grant applications.

VOTE REQUIRED: **MAJORITY**
PASSED UNANIMOUSLY

ARTICLE 7: To see if the Town will vote to accept and expend any sum or sums of money that may be available from the Commonwealth of Massachusetts (Massachusetts Department of Transportation) for Chapter 90 type construction, improvements, and/or reconstruction of public ways and associated equipment; and to authorize the Select Board to enter into contracts relative thereto, and to appropriate said sum or sums in anticipation of reimbursement from the Commonwealth; or take any other action thereon or in relation thereto.

Requested by the DPW Superintendent

This article permits the Town to accept and spend money appropriated to the Town by the Commonwealth for road repairs and related expenses. The Finance Committee unanimously recommends this Article.

MOTION: by Jeff Johnson and seconded by Maggie Clarke. I move that the Town vote to accept and expend any sum or sums of money that may be available from the Commonwealth of Massachusetts for Chapter 90 type construction improvements or reconstruction of public ways and associated equipment, further to authorize the Town to enter into contracts relative thereto and to appropriate said sum or sums in anticipation of reimbursement from the Commonwealth

VOTE REQUIRED: **MAJORITY**
PASSED UNANIMOUSLY

ARTICLE 8: To see if the Town will vote to raise and appropriate or transfer from available funds a sum or sums of money to operate the Water Enterprise Fund as shown below:

Salaries & Benefits	\$ 455,350
Operation & Maintenance	840,080
Debt Service	1,037,532
TOTAL:	\$ 2,332,962

And that this sum be raised as follows:

Water Revenue (usage fees)	\$ 2,301,556
Tax Levy (Town usage)	31,406
TOTAL:	\$ 2,332,962

or take any other action relative thereon in relation thereto.

Requested by the Director of Public Works

The Article authorizes the “Enterprise Fund” for the operation of the Water Department. It permits the use of dedicated funds collected for the services provided to be spent within the fiscal year for the expenses of operating the Water Department. The Finance Committee unanimously recommends this Article.

MOTION: by Jeffrey Johnson and seconded by Maggie Clarke. I move that the Town vote to appropriate the sum of \$2,332,962 to operate the Water Enterprise Fund authorized under Massachusetts General Laws Chapter 44, Section 53F½, as set forth in Article 8 of the June 5, 2023 Annual Town Meeting Warrant.

VOTE REQUIRED: **MAJORITY**
PASSED UNANIMOUSLY

ARTICLE 9: To see if the Town will vote to raise and appropriate, transfer from available funds, or otherwise provide the sums recommended, or any other sum or sums, for Capital

Outlay for the Water Enterprise Fund, as set forth in the following schedule and determine whether such sums will be provided by transfer from Retained Earnings,

Item Description	Department Request	Finance Committee Recommends	Source of Funds
Groundwater Supply Well Development	\$ 100,000	- 0 -	
Water Building(s) Repairs	25,000	25,000	Retained Earnings
Water Well Pump Rehabilitation & Repair	25,000	25,000	Retained Earnings
	\$ 150,000	\$ 50,000	

or take any other action thereon or in relation thereto.

Requested by the DPW Superintendent

This Article provides for some of the capital requests of the Water Enterprise. The Finance Committee unanimously recommends this Article in the amount of \$50,000.

MOTION: by Jeffrey Johnson and seconded by Nicholas Sammarco. I move that the Town vote to appropriate the sum of \$50,000 from the Water Enterprise Fund Retained Earnings for the procurement of those Capital Requests as recommended in the "Finance Committee Recommends" Column of Article 9 of the Annual Town Meeting Warrant of June 5, 2023.

VOTE REQUIRED: **MAJORITY**
PASSED UNANIMOUSLY

ARTICLE 10: To see if the Town will vote to raise and appropriate or transfer from available funds a sum or sums of money to operate the Sewer Enterprise Fund as shown below:

Salaries & Benefits	\$ 278,122
Operation & Maintenance	632,640
Debt Service	324,029
<u>TOTAL:</u>	<u>\$ 1,234,791</u>

And that this sum be raised as follows:

Sewer Revenue (Usage Fees)	\$ 1,213,912
Tax Levy (Town usage fees)	20,879
<u>TOTAL:</u>	<u>\$ 1,234,791</u>

or take any other action relative thereon in relation thereto.

Requested by the Director of Public Works

The Article authorizes the “Enterprise Fund” for the operation of the Sewer Department. It permits the use of dedicated funds collected for the services provided to be spent within the fiscal year for the expenses of operating the Sewer Department. The Finance Committee unanimously recommends this Article.

MOTION: by Brian Kelly and seconded by Jeffrey Johnson. I move that the Town vote to appropriate the sum of \$1,234,791 to operate the Sewer Enterprise Fund authorized under Massachusetts General Laws Chapter 44, Section 53F½, as set forth in Article 10 of the June 5, 2023 Annual Town Meeting Warrant.

VOTE REQUIRED: MAJORITY
PASSED UNANIMOUSLY

ARTICLE 11: To see if the Town will vote to raise and appropriate or transfer from available funds a sum or sums of money to operate the Cable Enterprise Fund as shown below:

Operations & Maintenance (North TV)	\$45,000
<u>TOTAL:</u>	<u>\$45,000</u>

And that this sum be raised as follows:

Cable Revenue (Cable fees)	\$38,000
Cable Retained Earnings	7,000
<u>TOTAL:</u>	<u>\$45,000</u>

or take any other action relative thereon in relation thereto.

Requested by the Select Board

The Article authorizes the “Enterprise Fund” for the operation of Public Access, and Educational Cable Access. It permits the use of dedicated funds collected for the services provided to be spent within the fiscal year for the expenses of operating the Cable Enterprise. The revenue is provided by a 1% surcharge on Comcast Xfinity™ subscriptions. The Finance Committee unanimously recommends this Article.

MOTION: by Maggie Clarke and seconded by Stanley Widak. I move that the Town vote to appropriate the sum of \$45,000 to operate the Cable Enterprise Fund authorized under Massachusetts General Laws Chapter 44, Section 53F½, as set forth in Article 11 of the June 5, 2023 Annual Town Meeting Warrant.

VOTE REQUIRED: MAJORITY
DECLARED PASSED BY THE MODERATOR

ARTICLE 12: To see if the Town will vote to appropriate a sum or sums of money to operate the Solid Waste Enterprise Fund as shown below:

Salaries & Benefits	\$ 71,415
Operation & Maintenance	837,884
<u>TOTAL:</u>	<u>\$ 909,299</u>

And that this sum be raised as follows:

Solid Waste Revenue (Usage Fees)	\$ 773,640
Tax Levy (Town Usage)	69,169
Water Revenue (Water \$1,628/Sewer \$1,287)	2,915
Solid Waste Retained Earnings	63,575
	<u>\$ 909,299</u>

or take any other action relative thereon in relation thereto.

Requested by the Board of Health

This Article authorizes the “Enterprise Fund” for the operation of the Solid Waste program. It permits the use of dedicated funds collected for the services provided to be spent within the fiscal year for the expenses of the solid waste program. The Finance Committee unanimously recommends of this Article.

MOTION: by Lou Leblanc and seconded Maggie Clarke. I move that the Town vote to appropriate the sum of \$909,299 to operate the Solid Waste (“Trash”) Enterprise Fund authorized under Massachusetts General Laws Chapter 44, Section 53F½, as set forth in Article 12 of the June 5, 2023 Annual Town Meeting Warrant.

VOTE REQUIRED: **MAJORITY**
 PASSED UNANIMOUSLY

ARTICLE 13: To see if the Town will transfer from Water Enterprise Fund Retained Earnings the sum of \$107,699 to pay the costs for the current year Bond Anticipation Note (BAN) interest due, related to the Pleasant Street and Grove Street water main replacement project and the Turnpike Lake Treatment Plant Expansion permitting and design or take any other action thereon or in relation thereto.

Requested by the Treasurer & Finance Director

The development of a new well and the proposed water treatment plant will entail expenses for the Water Department, including design, construction, and initiation costs. To facilitate the financing of these endeavors, the Town may need to borrow money in due course. However,

until the complete amount of the borrowing is finalized, the initial expenses may be covered by a “Bond Anticipation Note” (BAN), which is a form of short-term borrowing that enables the project to be funded while waiting for the bond to be fully issued. The funding for this article will be an amendment of the FY23 operating budget for the Water Enterprise Fund to provide funding for the interest due at the maturity of the BAN in June, which was unbudgeted in FY23. The Finance Committee unanimously recommends this Article.

MOTION: *by Jeffrey Johnson and seconded by Maggie Clarke. I move that the Town transfer from Water Enterprise Fund Retained Earnings the sum of \$107,699 to pay the costs for the current year Bond Anticipation Note (BAN) interest due.*

VOTE REQUIRED: **MAJORITY**
 PASSED UNANIMOUSLY

ARTICLE 14: To see if the Town will raise and appropriate, transfer from available funds or otherwise provide a sum of money to fund the Special Education Reserve Fund (85-300-3590-0000-0000) as established at the Annual Town Meeting of June 2017, subject to the terms and conditions as voted by Town Meeting at that time; or take any other action thereon or in relation thereto.

Requested by the Select Board and School Committee

In June of 2017, the Town Meeting adopted Massachusetts General Law Chapter 40, Section 13E which permitted the establishment of a reserve fund to mitigate special education costs. The intent of the article is to fund the Special Education Reserve Fund at a level that is realistic to the need and to allow the School Department access to funds by authorization of the School Committee and the Select Board should the need arise. Massachusetts General Law caps the contribution to this account at 2% of “Net School Spending.” The Finance Committee unanimously recommends approval of this article in the amount of \$182,000.

MOTION: *by Justin Alexander and seconded Jeffrey Johnson. I move that the Town transfer from Free Cash the sum of \$182,000 to the Special Education Reserve Fund in accordance with MGL Chapter 40, Section 13E.*

VOTE REQUIRED: **MAJORITY**
 PASSED UNANIMOUSLY

ARTICLE 15: To see if the Town will raise and appropriate, transfer from available funds or otherwise provide a sum of money to fund additional supplemental aid for special education or take any other action thereon or in relation thereto.

Requested by the School Committee

The School Committee and school administration have formally requested an extraordinary appropriation to offset the expenses associated with special education. The demand for services has exceeded the schools' operational budget, making it challenging to accommodate all students with special needs. The Finance Committee unanimously recommends this Article in the amount of \$200,000.

MOTION: by Justin Alexander and seconded by Jeffrey Johnson. I move that the Town transfer from Free Cash the sum of \$200,000 to fund supplemental aid for special education for Plainville Public Schools.

VOTE REQUIRED: **MAJORITY**
PASSED UNANIMOUSLY

ARTICLE 16: To see if the Town will raise and appropriate, transfer from available funds or otherwise provide a sum of money to the “Compensated Balances Reserve Fund” for use in the current FY23 budget to address the liability of compensation balances accrued by Town employees under a collective bargaining agreement or a personnel contract; or take any other action thereon or in relation thereto.

Requested by the Town Administrator and the Finance Director

Town employees may accrue “comp time,” or other benefits such as earned, but unused vacation time. Upon retirement or departure, the Town is obligated to pay out all of the employee’s accumulated “compensated balances.” The Finance Committee unanimously recommends approval of this article in the amount of \$100,000.

MOTION: by Brian Kelly and seconded by Jeffrey Johnson. I move that the Town vote to transfer from Free Cash the sum of \$100,000 to the “Compensated Balances Reserve Fund” under MGL Chapter 40, Section 13D to address the liability of compensation balances accrued by town employees under a collective bargaining agreement, town bylaw, or a personnel contract. The funding for this Article shall be provided for use in the FY23 fiscal year.

VOTE REQUIRED: **MAJORITY**
PASSED UNANIMOUSLY

ARTICLE 17: To see if the Town will raise and appropriate, transfer from available funds or otherwise provide a sum of money to dissolve a current year a bond anticipation note (BAN) that originated for the purchase of an ambulance at the FY21 Annual Town Meeting, Article 13, June 7, 2021; or take any other action thereon or in relation thereto.

Requested by Town Treasurer

The Town has sufficient funds to dissolve this note and pay off the outstanding balance and reduce the debt and debt service that would otherwise be incurred. The funding for this article is an amendment to the FY23 operating budget. The Finance Committee unanimously recommends this Article in the amount of \$360,000.

MOTION: by Jeffrey Johnson and seconded by Maggie Clarke. I move that the Town transfer the sum of \$360,000 from Free Cash to dissolve the Bond Anticipation Note (BAN) as described in Article 17 of the Annual Town Meeting Warrant of June 5, 2023

VOTE REQUIRED: **MAJORITY**
PASSED UNANIMOUSLY

ARTICLE 18: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to further fund the Town of Plainville's OPEB Trust Fund (Other Post-Employment Benefits), such funds to be expended under the direction of the Town Treasurer/Collector; or take any other action thereon or in relation thereto.

Requested by the Finance Director and Treasurer/Collector

This Article transfers money from Free Cash to the Other Post-Employment Benefits (OPEB) Trust Fund. The Finance Committee unanimously recommends this Article by the way in the amount of \$50,000.

MOTION: by Brian Kelly seconded by Jeffrey Johnson. I move that the Town transfer from Free Cash the sum of \$50,000 to the Town's OPEB Trust Fund as outlined in Article 18.

VOTE REQUIRED: **MAJORITY**
PASSED UNANIMOUSLY

ARTICLE 19: To see if the Town will reserve from FY24 Community Preservation Fund - Estimated Revenues, the sum of \$13,437.50 for administrative expenses, 10% (\$26,875) for open space purposes; 10% (\$26,875) for historic preservation; 10% (\$26,875) for affordable housing; and the remaining \$174,687.50 to the FY24 Community Preservation Fund Budgeted Reserve; or take any other action relative thereon or in relation thereto.

Requested by the Community Preservation Committee

This Article follows Massachusetts General Law that requires the reserving of certain percentages of the Community Preservation Act funds for specific purposes. This is done annually at Town Meeting. The Finance Committee unanimously recommends this Article.

MOTION: by Maggie Clarke and seconded by Jeffrey Johnson. I move Article 19 as written in the Warrant.

VOTE REQUIRED: ***MAJORITY***
PASSED UNANIMOUSLY

ARTICLE 20: To see if the Town will vote to transfer and appropriate the following amounts from the Community Preservation Fund, pursuant to the Community Preservation Act:

- a. The sum of \$34,700 from the Community Preservation Act Fund Budgeted Reserve to fund engineering design for the expansion of ball fields and other recreational areas at the Town-owned “Field of Dreams” complex located at 80 School Street. Said sum is to be administered under the jurisdiction of the Plainville Park and Recreation Department.

All funding is subject to the approval of the Community Preservation Committee prior to disbursement to any other administrative agency; or take any other action thereon or in relation thereto.

Requested by the Community Preservation Committee

The Community Preservation Committee administers the Community Preservation Act Funds and this request pays for engineering design costs for ball fields and other recreational areas at the “Field of Dreams.” The Finance Committee unanimously recommends this Article.

MOTION: by Maggie Clarke and seconded by Jeffrey Johnson. I move Article 20 as written in the Warrant.

VOTE REQUIRED: ***MAJORITY***
PASSED UNANIMOUSLY

ARTICLE 21: To see if the Town will vote to accept as a town way the roadway known as Horseshoe Drive, and accept an appurtenant drainage lot, as described below:

1. A fee interest in a parcel of land shown as “Horseshoe Drive” on a plan of land entitled “Whispering Pines, A Subdivision in Plainville, Mass.” dated May 23, 1979, revised August 6, 1979, prepared by RIM Engineering Company, Inc., Mansfield, Mass. (two sheets), and recorded in the Norfolk County Registry of Deeds as Plan #784 (Sheets A & B) of 1979, Plan Book 277.
2. A fee interest in two parcels of land located on Parcels 1 and 5, as shown on a plan of land entitled “Subdivision of Land” for Young Realty, dated March 15, 1979, prepared by SMR Surveying & Engineering Co., and recorded in the Norfolk County Registry of

Deeds as Plan #243 of 1979, Plan Book 274. The two parcels are labeled “Note: This portion of Parcel 1 is to be deeded to the Town of Plainville on acceptance of new road” and “Note: This portion of Parcel 5 is to be deeded to the Town of Plainville on acceptance of new road.”

3. A fee interest in Lot 24, labeled as “Not a Buildable Lot – Drainage Easement”, containing 38,261 square feet, as shown on a plan entitled “Whispering Pines, A Subdivision in Plainville, Mass.” dated May 23, 1979, revised August 6, 1979, prepared by RIM Engineering Company, Inc., Mansfield, Mass., and recorded in the Norfolk County Registry of Deeds as Plan #784 (Sheet B) of 1979, Plan Book 277.

The roadway has been heretofore laid out by the Select Board and the plans are on file with the Town Clerk. To also authorize the Select Board to acquire on behalf of the Town by gift, purchase, or eminent domain the fee interest in Horseshoe Drive for all purposes for which public ways are used in the Town of Plainville, and Lot 24 for associated drainage; or take any other action thereon or in relation thereto.

Requested by the Select Board and recommended by the Planning Board

This Article would authorize the Select Board to accept Horseshoe Drive as outlined above once all the terms and conditions are met. The acceptance of the street means that the road was built to a certain standard and the obligation of maintenance and upkeep now becomes a Town’s responsibility.

MOTION: by Jeffrey Johnson and seconded by Maggie Clarke. I move Article 21 as written in the Warrant in accordance with MGL Chapter 82, Section 23.

VOTE REQUIRED: ***MAJORITY***
 PASSED UNANIMOUSLY

ARTICLE 22: To see if the Town will request a “Home Rule Petition” to the legislature to authorize the appointment of retired police officers as “Special Police Officers” to perform police details or other police duties arising from police details or during the course of police detail work as presented below; or take any other action thereon or in relation thereto.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. The Town Administrator of the Town of Plainville may appoint retired police officers of the Town of Plainville as special police officers to perform police details or other police duties arising from police details or during the course of police detail work, whether or not related to the detail work. The retired police officers shall have been regular, full-time police officers who retired in good standing and based on superannuation. A special police officer appointed pursuant to this act shall not be subject to the maximum age restrictions for police officers set forth in chapter 32 of the

General Laws, but shall not be eligible to serve as a special police officer once the special police officer has reached the age of 70.

SECTION 2. Prior to appointment as a special police officer pursuant to this act, a retired police officer shall be required to: (i) pass a medical examination conducted by a physician selected by the chief of police of the Town of Plainville to determine whether the retired police officer is capable of performing the essential duties of a special police officer; and (ii) provide proof of that passage to the chief of police. Additional post-appointment fitness for duty examinations may be required of a special police officer by the chief of police if, in the chief of police's sole discretion, a question as to that special police officer's fitness for duty has arisen. The cost of all medical examinations pursuant to this section shall be borne by the retired or special police officer.

SECTION 3. A special police officer appointed pursuant to this act shall not be subject to chapter 31, sections 99A and 111F of chapter 41 or chapter 150E of the General Laws. A special police officer may be required by the chief of police, as a condition of employment, to purchase an insurance policy that indemnifies the Town of Plainville against workers' compensation costs in the event that the special police officer is injured while performing the duties of a special police officer.

SECTION 4. A special police officer appointed pursuant to this act shall be subject to the policies, procedures, rules and regulations of the police department of the Town of Plainville including, but not limited to, those policies, procedures, rules and regulations governing training, equipment, uniforms, certifications or any other restrictions or requirements related to employment as a special police officer.

SECTION 5. A special police officer of the Town of Plainville, while performing the duties described in this act, shall have the same power of arrest and authority to perform other police functions as a full-time, regular police officer of the Town of Plainville.

SECTION 6. A special police officer shall be appointed annually for a term of 1 year commencing on July 1, but shall serve at the pleasure of the Town of Plainville and may be suspended or removed from the appointment by the town administrator at any time. In the case of removal, the special police officer shall be provided with 14 days written notice before removal.

SECTION 7. The chief of police of the Town of Plainville may restrict the type of detail assignments that special police officers may work. Special police officers appointed pursuant to this act shall not be subject to section 96B of chapter 41 of the General Laws. The cost of all training, equipment, and uniforms shall be borne by the special police officer except as otherwise determined by the chief of police.

SECTION 8. Special police officers of the Town of Plainville shall be sworn before the clerk of the Town of Plainville, who shall keep a record of all appointments and expirations of appointments.

SECTION 9. Special police officers appointed pursuant to this act shall be eligible for indemnification pursuant to section 100 of chapter 41 of the General Laws. Special police officers shall not be subject to section 85H or 85H1/2 of chapter 32 of the General Laws and shall not be eligible for any benefits pursuant to said section 85H or 85H1/2 of said chapter 32.

SECTION 10. The assignment of a special police officer pursuant to this act to a police detail or other duties shall be at the discretion of the chief of police of the Town of Plainville.

SECTION 11. A special police officer appointed pursuant to this act shall be subject to the limitations on hours worked and earnings restrictions in section 91 of chapter 32 of the General Laws.

SECTION 12. This act shall take effect upon its passage.

Requested by the Police Chief

This article authorizes the petition of the General Court to enact special legislation to authorize the Town to appoint retired police officers as Special Police Officers to fill police details and to perform police duties that may arise while working a detail.

MOTION: by Brian Kelly and seconded by Maggie Clarke. I move that the Town authorize the Select Board to petition the General Court to adopt a Home Rule Petition to authorize the appointment of retired police officers as “Special Police Officers” to perform police details or other police duties arising from police details or during the course of police detail work as presented below and further to authorize the legislature to make non-substantive, grammatical, or procedural changes as may be necessary.

VOTE REQUIRED: ***MAJORITY***
PASSED UNANIMOUSLY

ARTICLE 23: To see if the Town will vote to fix the maximum amount that may be spent during FY24 beginning on July 1, 2023 for the revolving funds established in Town By-laws for certain departments, boards, committees, agencies or officers in accordance with Massachusetts General Laws Chapter 44, Section 53E½;

<i>Revolving Fund</i>	<i>Authorized to Spend</i>	<i>Use of Funds</i>	<i>Revenue Source</i>	<i>FY24 Limit</i>
Dog Licenses & Fines	Select Board	Expenses related to animal control	Licenses & Fees	\$50,000
Senior Center Rental	Council on Aging	Expenses related to the operation of the Senior Center	Rental Fees	\$10,000
Assessor's Map and Record Copying Fees	Board of Assessors	Expenses related to the operation of the Assessing Department	Fees for copies of Assessor's maps and records	\$5,000
Fire Alarm Fees	Fire Chief	Expenses related to the fire alarm system	Fees associated with the provision of the fire alarm system	\$100,000
Police Report Copy & Printing Fees	Police Chief	Expenses related to the Police Department Records Division	Fees for copies of police records and reports	\$0
Firearms Licenses	Police Chief	Expenses related to the Police Department	Fees for firearms licenses	\$25,000
Use of Police Cruisers on Private Details	Police Chief	Expenses related to the maintenance of police cruisers	Fees charged for the use of police vehicles or equipment on private details	\$25,000

Use of Traffic Citations	Police Chief	Expenses related to the purchase of police cruisers	Fines and fees associated with traffic citations	\$65,000
Library Fines	Board of Library Trustees	Expenses related to the Public Library	Fines issued by the Public Library	\$3,500
Passport Fees	Board of Library Trustees	Expenses related to the Public Library	Fees paid for passport-related services	\$25,000
Council of Aging Advertising	Council on Aging	Costs associated with the printing of the Council on Aging Newsletter	Fees or payments received from advertising	\$10,000
Parks and Recreation Fees and Funds	Park & Recreation Commissioners	Costs associated with Parks & Recreation projects	Funds received by the Parks and Recreation Department	\$300,000
Planning and Development Fees & Funds	Director of Planning & Development	Costs associated with Planning and Development projects	Funds received by the Planning and Development Department	\$150,000
Wetlands Protection	Conservation Commission	Costs associated with the operation of the Conservation Commission	Fees received by the Conservation Commission in relation to WPA claims and approvals	\$50,000

or take any other action thereon or in relation thereto.

Requested by the Finance Director

This Article seeks to renew the authorization to use the funds collected through fees for the support of that department's activities. The funds are established under the Bylaws of the Town, but Town Meeting still needs to authorize the spending limit each fiscal year. The Finance Committee unanimously recommends this Article.

MOTION: by Jeffrey Johnson and seconded by Maggie Clarke. I move that the Town fix the maximum amount that may be spent during the fiscal year 2024 beginning July 1, 2023 for the revolving funds established in the town by-laws for certain departments, boards, committees, agencies, or officers in accordance with Massachusetts General Laws Chapter 44, Section 53E 1/2, as presented in Article 23 of the June 5, 2023 Annual Town Meeting Warrant.

VOTE REQUIRED: ***MAJORITY***
PASSED UNANIMOUSLY

ARTICLE 24: To see if the Town will vote to amend the Town's General Bylaw §216-3 E. Licenses and Tags by amending it with the deletions shown in the strike-through and the additions shown in bold, as follows:

E. The fee for each dog license may be periodically adjusted upon a majority vote of the ~~Board of Selectmen~~ **Select Board** prior to October 1 of any year. ~~In exchange for the duties performed by the Town Clerk in the course of issuing~~

~~such dog licenses, he/she will be allowed to retain in addition to his/her appropriated salary, \$1.50 from the license fee received for each license so issued...~~

or take any other action thereon or in relation thereto.

Requested by the Select Board

The change removes an antiquated form of remuneration for the Town Clerk. The Town Clerk's compensation is listed in Article 3. If passed this change would be effective July 1, 2023. The Finance Committee unanimously recommends this Article.

MOTION: by Maggie Clarke and seconded by Jeffrey Johnson. I move Article 24 as written.

VOTE REQUIRED: 2/3^{RDS} MAJORITY
DECLARED PASSED BY 2/3^{RDS} MAJORITY BY THE MODERATOR

ARTICLE 25: To see if the Town will vote to amend the Town's General Bylaw §515 Personnel Policies and Compensation by amending "Appendix A" as follows:

FY24 Wage & Compensation Plan			
Range			
	Minimum	Maximum	Base/Hourly
A. Director Level			
Principal Assessor	\$ 62,025	\$ 96,015	Base
Park & Recreation Director	\$ 60,225	\$ 74,545	Base
Council on Aging Director	\$ 52,085	\$ 62,875	Base
Director of Planning & Development	\$ 92,850	\$ 114,795	Base
Public Works Director	\$ 115,750	\$ 140,100	Base
Library Director	\$ 65,995	\$ 77,000	Base
Building Commissioner	\$ 88,000	\$ 105,000	Base
Facilities Director	\$ 85,000	\$ 108,000	Base
IT Director	\$ 85,000	\$ 108,000	Base
Treasurer/Collector	\$ 95,000	\$ 120,000	Base
Health Director	\$ 80,000	\$ 90,000	Base
Health Agent	\$ 47,000	\$ 82,000	Base
B. Library			
Page	\$ 16.00	\$ 16.50	Hourly
Library Technician I	\$ 16.50	\$ 17.25	Hourly
Library Technician/Passport Agent	\$ 16.50	\$ 17.25	Hourly
Library Technician II	\$ 17.50	\$ 19.70	Hourly
Associate Librarian	\$ 24.80	\$ 26.30	Hourly
Children's Librarian	\$ 22.00	\$ 27.00	Hourly
C. Council on Aging			
Departmental Assistant	\$ 27.00	\$ 34.00	Hourly
Administrative Assistant	\$ 24.50	\$ 31.20	Hourly
Outreach Coordinator	\$ 24.50	\$ 31.20	Hourly

Transportation/Dispatch/Driver	\$ 20.25	\$ 25.68	Hourly
D. Park & Recreation			
Lifeguard	\$ 15.00	\$ 25.00	Hourly
Water Safety Instructor	\$ 15.00	\$ 25.00	Hourly
Recreation Aide	\$ 15.00	\$ 25.00	Hourly
Program Aide	\$ 15.00	\$ 25.00	Hourly
Laborer	\$ 15.00	\$ 25.00	Hourly
E. Facilities			
Facilities - Supervisor	\$ 22.50	\$ 32.00	Hourly
Facilities - Laborer	\$ 20.00	\$ 30.00	Hourly
F. Other			
Custodian	\$ 18.00	\$ 22.00	Hourly
Traffic Control Officer	\$ 20.00	\$ 25.00	Hourly
Public Health Nurse	\$ 22.00	\$ 35.00	Hourly
G. Inspector(s)			
Building Inspector/Alternate	\$ 40	Per Hour or Per Inspection whichever is higher	
Wiring Inspector/Alternate	\$ 40	Per Hour or Per Inspection whichever is higher	
Plumbing & Gas Inspector/Alternate	\$ 40	Per Hour or Per Inspection whichever is higher	

or take any other action thereon or in relation thereto.

Requested by the Select Board

The Personnel Policies and Compensation By-Law has not been updated since July of 2020. This establishes the wage and compensation policy for non-union town employees. The Finance Committee unanimously recommends this Article.

MOTION: by Jeffrey Johnson and seconded by Maggie Clarke. I move Article 25 as written.

MOTION TO AMEND: by Stanley Widak and seconded by Maggie Clarke. I would like to make a motion for Parks & Recreation Director from the present pay to an \$80,000 maximum base. To increase the Parks & Recreation Director from a base of \$74,545 to \$80,000 as the maximum base.

VOTE REQUIRED ON THE MOTION TO AMEND: 2/3^{RDS} MAJORITY
MOTION TO AMEND PREVAILS

VOTE REQUIRED: 2/3^{RDS} MAJORITY
DECLARED PASSED AS AMENDED BY 2/3^{RDS} MAJORITY BY THE MODERATOR

ARTICLE 26: To see if the Town will vote to amend the Town's General Bylaw §515 Personnel Policies and Compensation by amending it with the deletions shown in the strike-through and the additions shown in bold, as follows:

§515-10 Longevity pay.

- A. A full-time employee, including department head, who completes the number of years indicated below of creditable service shall be granted a longevity lump-sum payment in the amount set forth below for the number of years of such service he has completed:

5 years	\$400 \$500
10 years	\$500 \$600
15 years	\$600 \$700
20 years	\$700 \$800
25 years	\$800 \$1,000

- B. The longevity pay to which an employee is entitled shall be paid in a lump-sum payment by means of a check ~~separate from his regular compensation check~~ in the first pay period next following the date on which s/he completes the number of years of service and shall continue to be so paid each year thereafter on the anniversary of such pay period. A P.S.E. (public service employee) participant under Title I, II, or VI of CETA who has worked a full-time schedule is eligible for a longevity bonus.

§515-11 Holiday Pay.

- A. The following 12 days shall be considered holidays:

- (1) Independence Day.
- (2) Columbus Day.
- (3) Thanksgiving Day.
- (4) New Years Day.
- (5) Washington's Birthday.
- (6) Patriots Day.
- (7) Labor Day.
- (8) Veteran's Day.
- (9) Christmas Day.
- (10) Martin Luther King's Birthday.
- (11) Memorial Day.
- (12) ~~Employee's birthday.~~ **Juneteenth.**

§ 515-15 Group health and life insurance.

- A. The Town will provide each full-time or part-time employee, including department heads, with group health insurance, said plan to be determined by the ~~Board of Selectmen~~ **Select Board**, subject to the Massachusetts General Laws. The Town shall pay **a minimum of 50% of the Preferred Provider Organization (PPO) premiums for said plans and 75% of the Health Maintenance Organization (HMO) Plan.**
- B. Any claims or disputes concerning eligibility for or payment of benefits under said insurance plans shall be determined in accordance with applicable insurance policies and contracts and shall not be subject to the grievance procedure.
- C. The Town will provide and pay for life insurance upon the life of each full-time or part-time employee in the face amount of \$2,000, with double indemnity provisions. Each employee shall retain the right to designate and change the beneficiary thereof. The Town shall pay 50% of the premiums for said plan.
- ~~D. If an employee enrolled in a family health insurance plan incurs an increase of more than \$250 in out of pockets costs in any plan year over the out of pocket costs incurred in the previous plan year (excluding premium increases) which are as the direct result of plan change made through the Southeastern Massachusetts Health~~

~~Group (SMHG), the Town will reimburse said employee for all such costs above \$250. For an employee enrolled in an individual plan, the reimbursement level shall be \$125.~~

~~§515-21 Educational courses.~~

- ~~A. A full-time employee who attends during his off-duty hours a course specifically related to the employee's duties, recommended and approved by his department head and having notified the Personnel Board in writing prior to instruction, at an accredited college, shall be reimbursed by the Town for the cost of his tuition and books upon successful completion of the course with at least a "C" grade; provided, however, that the said course is not paid for under a federal or state program. The employee may keep the books for which he is reimbursed under the provisions hereof.~~
- ~~B. Each full-time employee shall, subject to the limitations and provisions hereinafter set forth, be paid in addition to his regular compensation \$5 for each semester hour credit he has earned by attending, at an accredited college, during his off-duty hours, a course or courses specifically related to the employee's duties recommended and approved by his department head. He will notify the Personnel Board in writing at the completion of his course. The total compensation to be paid an employee for such earned credits shall not exceed the sum of \$310, except as otherwise provided in Subsection C next below.~~
- ~~C. Each full-time employee who has acquired an associate degree in a job-related program from an accredited college shall be paid the sum of \$500 in addition to his regular compensation. The compensation paid an employee for semester hours' credit in accordance with the provisions of Subsection B above shall not continue to be paid once an employee obtains an associate degree. A full-time employee who has acquired such an associate degree shall also be paid the sum of \$5 in addition to his regular compensation for each semester hour he earns after acquiring such degree, upon completion of a specifically job-related course recommended by the department head and with prior written notice to the Personnel Board. The total compensation to be paid an employee for such earned credits shall not exceed the sum of \$810.~~
- ~~D. Each full-time employee who has acquired a bachelor's degree in a job-related program of study from an accredited college shall be paid the sum of \$1,000 in addition to his regular compensation. The compensation paid for a bachelor's degree shall be the total compensation paid to an employee for educational credits completed under the provisions of this article. The compensation paid an employee for semester hour credits in accordance with Subsections A, B and C above shall not continue to be paid once an employee receives a bachelor's degree.~~
- ~~E. The additional compensation provided for under Subsections A and B and C and D above shall be annually paid in a lump-sum payment in the first pay period after December 1, provided the employee involved has submitted written evidence to the Wage and Personnel Board by September 1 of his obtainment of semester hour credits, an associate degree or bachelor's degree, as the case may be.~~

~~§ 515-22 Work clothes.~~

~~Each full-time employee of the Highway Department shall be paid \$375 for work clothes and work shoes, said payment to be made in lump-sum payment by means of a separate check from his regular compensation check, to be paid in the first pay period next following the anniversary date of his employment, and shall continue to be paid each year thereafter.~~

or take any other action thereon or in relation thereto.

Requested by the Town Administrator

The modifications made to the by-laws only pertain to Town employees who are not represented by a collective bargaining agreement (CBA), i.e., those who are not part of a union. Section §515-11 re-assesses the longevity incentive program since the last update in 2012. Changes made to Sections 11, 15, 21, and 22 were purely to bring the by-laws in line with current employment practices and to enhance transparency in the non-union wage and compensation structure. The Finance Committee unanimously recommends this Article.

MOTION: *by Brian Kelly seconded by Stanley Widak. I move Article 26 as written.*

VOTE REQUIRED: *2/3^{RDS} MAJORITY*
DECLARED PASSED BY 2/3^{RDS} MAJORITY BY THE
MODERATOR

ARTICLE 27: To see if the Town will vote, pursuant to the provisions of Massachusetts General Law Chapter 40, §5B, to create a new special purpose stabilization fund, to be known as the “Opioid Settlement Stabilization Fund,” which may be expended for all of the purposes allowed by law, including those outlined in applicable opioid-litigation settlement documents, a document prepared by the Substance Abuse Bureau of the Commonwealth’s Office of Health and Human Services Department, found at <https://www.mass.gov/doc/massachusetts-abatement-terms/download> entitled “Abatement Strategies,” and consistent with any state guidelines or regulations further clarifying allowable uses of opioid litigation settlement funds; and further, to adopt the last paragraph of said §5B and dedicate to such fund, without further appropriation, 100% of the opioid litigation settlement funds received by the Town; and further, to transfer from available funds a sum of money equal to that received by the Town from opioid litigation settlements resulting from the Town’s participation in the national Opioid Multi-District Litigation into said Opioid Settlement Stabilization Fund; or take any other action thereon or in relation thereto.

Requested by the Finance Director

The purpose of this Article is to establish an opioid stabilization account and then to allow the proceeds from the Opioid Class Action Lawsuit settlement to be received and deposited to this account without further action by Town Meeting. Appropriations from this account will be by a 2/3rds majority vote in a future Town Meeting. The Finance Committee unanimously recommends this Article.

MOTION: *by Maggie Clarke and seconded by Jeffrey Johnson. I move Article 27 as written.*

VOTE REQUIRED: *2/3rds MAJORITY*
PASSED UNANIMOUSLY

ARTICLE 28: To see if the Town will vote to establish the “Capital Expenditure Stabilization Account” as provided in Massachusetts General Laws Chapter 40, §5B, **AND FURTHER** to see if the Town will transfer from available funds a sum or sums of money for the purpose of funding future capital purchases or debt service for capital expenses, effective beginning on July 1, 2023 or take any other action thereon or in relation thereto.

Requested by the Finance Director

The purpose of this Article is to establish a Capital Expenditure Stabilization Account and deposit a sum of money from Free Cash for future appropriation. Appropriations from this account will be by a 2/3rds majority vote in a future Town Meeting. The Finance Committee unanimously recommends this Article in the amount of \$ 911,012.

MOTION: *by Jeffrey Johnson and seconded by Maggie Clarke. I move that the Town transfer \$911,012 from Free Cash to the Capital Expenditure Stabilization account as provided in this Article.*

VOTE REQUIRED: *2/3rds MAJORITY*
PASSED UNANIMOUSLY

ARTICLE 29: To see if the Town will vote to transfer from available funds or otherwise provide a certain sum of money to be added to the General Stabilization Fund as established in accordance with the provisions of Massachusetts General Law, Chapter 40, Section 5B, or take any other action thereon or in relation thereto.

Requested by the Select Board

The General Stabilization Fund is Plainville’s “savings account” for the future needs of the Town.

MOTION: *by Jeffrey Johnson and seconded by Brian Kelly. I move to indefinitely postpone this Article.*

VOTE REQUIRED: *MAJORITY*
PASSED UNANIMOUSLY

MOTION TO DISSOLVE: *by Mark Johnson seconded by Jeffrey Johnson. The Annual Town Meeting was declared dissolved at 9:51 PM.*

A true record, Attest:

Cynthia J. Bush
Town Clerk