

TOWN OF PLAINVILLE
PROCEEDINGS OF THE SPECIAL TOWN MEETING – OCTOBER 7, 2024

The Special Town Meeting was held at the Beatrice H. Wood Elementary School, 72 Messenger Street on Monday, October 7, 2024. The Town Clerk swore in Ellen Robertson, Justin Alexander, Linda Bennett, and Bill Pereira as vote counters for the evening.

Town Moderator, Luke Travis, called the meeting to order at 7:11 PM. He then read the opening of the warrant. The Town Clerk confirmed that the warrant was properly posted, and a quorum was present. A total of 248 voters checked in for the evening.

The Pledge of Allegiance was led by the Moderator, followed by a moment of silence for service members and first responders.

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

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
- All visitors/non-voters should be seated to his right along the side.
- Please silence all electronic devices.
- Warrants and other relevant paperwork were at the side table as you checked in.

PRIOR TO ARTICLE 1

***MOTION:** by Brian Kelly and seconded by Maggie Clarke. 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 Special Town Meeting:*

James S.K. Floyd	Police Chief
J.R. Skinner	Acting Fire Chief
Melissa Campbell	Library Director
Brian Noble	Town Administrator
Julie Hebert	Finance Director
Jeffrey Blake, Esq.	Town Counsel
Michael Mullin, Jr.	Director of Planning & Development
William O'Rourke	Director of Public Works
Christine Higgins	Senior Center Director
Deborah Revelle	Health Director
John Teiner	Parks Director
Jennifer Parson	School Superintendent
Gale Clark	School Business Manager
John Groh	Principal Assessor

Marshall Adams	Building Commissioner
James Marot	Facilities Director
Robert Mackie	BETA Engineering
Christopher Brainard	BETA Engineering
Nichol Figueiredo	Capital Strategic Solutions
Michael Schrader	Capital Strategic Solutions
Chris Murphy	PAL Honorary Chairman
Marcus Vaughn	State Representative

VOTE REQUIRED: MAJORITY
PASSED UNANIMOUSLY

ARTICLE 1: To see if the Town will vote to appropriate the sum of \$25,600,000.00 to design, construct and equip a new water treatment plant facility including the payment of costs incidental or related thereto and all costs thereof as defined in Section 1 of Chapter 29C of the General Laws; and to meet such appropriation to authorize the Treasurer, with the approval of the Select Board, to borrow up to \$25,600,000.00 under Massachusetts General Laws Chapter 44, Section 8(4) and/or Chapter 29C, or any other enabling authority, including by borrowing through the Massachusetts Clean Water Trust; and further that the Select Board are authorized to apply for American Rescue Plan Act (ARPA) funds through Norfolk County and The Commonwealth of Massachusetts, and for other grants, gifts, or donations for the purposes of this vote from federal, state, or private sources, and the said Select Board are hereby authorized to accept such American Rescue Plan Act (ARPA) funds through Norfolk County and The Commonwealth of Massachusetts, and any other grants, gifts or donations on behalf of the Town; or take any other action thereon or in relation thereto.

Requested by the Select Board

MOTION: by Brian Kelly and seconded by Jeffrey Johnson. *I move that the Town appropriate the sum of \$25,600,000.00 to design, construct and equip a new water treatment plant facility including the payment of costs incidental or relative thereto and all costs thereof as defined in Section 1 of Chapter 29C of the General Laws; and to meet such appropriation the Treasurer, with the approval of the Select Board, is authorized to borrow up to \$25,600,000.00 under Massachusetts General Laws Chapter 44, Section 8(4) and/or Chapter 29C, or any other enabling authority, and to issue bonds and notes thereof; that the Treasurer with the approval of the Select Board is authorized to borrow all or a portion of the amount authorized by this vote from the Massachusetts Clean Water Trust established pursuant to Chapter 29C, and in connection therewith to enter into a financing agreement and/or security agreement with the Trust, and otherwise to contract with the Trust and the Department of Environmental Protection with respect to such loan, and for any federal or state aid available for the project or for the financing thereof; and that the Select Board are authorized to apply for American Rescue Plan Act (ARPA) funds through Norfolk County and The Commonwealth of Massachusetts, and any other grants, gifts, or*

donations for the purposes of this vote from federal, state, or private sources, and to accept such American Rescue Plan Act (ARPA) funds through Norfolk County and The Commonwealth of Massachusetts, and any other grants, gifts or donations on behalf of the Town; that the Select Board, Board of Public Works or other appropriate local body or official is authorized to enter into a project regulatory agreement with the Department of Environmental Protection, to expend all funds available for the project and take any other action necessary to carry out the project.

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

ARTICLE 2: To see if the Town will repurpose borrowed funds to reduce the cost of the water treatment project and/or the new well project that would otherwise be bonded for a like or similar purpose and term, specifically as follows:

Dept	Account Number 30-	Account Name	Balance
Water	450-3590-2003-0000	Wash & Bugbee Main ATM 6/3/19 ART12C \$2,500,000	\$ 742,766.16
Water	450-3590-0007-0000	Grove Main ATM 6/6/17 ART 36	282,217.23
Water	450-3590-2002-0000	GIS Devel & Implem Proj ATM 6/3/19 ART12C \$150,000	90,016.84
Water	450-3590-2105-0000	SCADA Upgrade & Improve ATM 7/13/20 ART 14 \$75,000	64,543.44
Sewer	440-3590-2101-0000	SCADA System Upgrades & Improve ATM 7/13/20 ART 14 \$50K	34,517.02
Sewer	440-3590-0004-0000	D&C Wash St Sewer Pump ATM 6/4/18-16A-5	3,267.57
Sewer	440-3590-0006-0000	SCADA Improvements ATM 6/4/18 ART 16A-7	754.05
Water	450-3590-2109-0000	Design Pleasant/Grove Water Main STM 12/12/2020 ART \$180,000	65,985.86
Water	450-3590-0005-0000	Hydrant Install/Replace ATM 6/6/16 art 29	42,834.20
Water	450-3590-2005-0000	Replace Utility Billing Software ATM 6/3/19 ART12D \$75,000	19,393.48
Water	450-3590-0000-0000	500K Water Project	14,402.32
Water	450-3590-2104-0000	WELL1 Pumphouse Roof Replace ATM 7/13/20 ART14-1 \$30,000	10,260.51
Water	450-3590-2102-0000	Turnpike Well 1 Satellite Design Permit & Construct	8,459.61
Water	450-3590-2108-0000	Replace Sand Filter @ Turnpike Lake WTP	4,159.31
Water	450-3590-0010-0000	D&C School St Water Main Replacement ATM 6/4/18-16B-2	2,002.72
Water	450-3590-0009-0000	D&C Water Boosting Station ATM 6/4/18-16B-1	1,691.37
Water	450-3590-2101-0000	Well Building & Equipment Repairs ATM 7/13/20 ART 14-3 \$25,000	959.06
Water	450-3590-2007-0000	Engineer Turnpike Water Treatment Plant 12/2/19 ART 4	538.75
Water	450-3590-2103-0000	Well Mechanical Pump Rehab & Replacement	330.31
Water	450-3590-2001-0000	Replace F350 Utility Body Pickup ATM 6/3/19 ART12C \$47,000	134.29
Water	450-3590-2106-0000	EPA Risk Assess/Plan ATM 7/13/20 ART 14-5 \$115,000	40.29
GRAND TOTAL			\$1,389,274.39

or take any other action thereon or in relation thereto.

Requested by the Finance Director

MOTION: *by Jeffrey Johnson and seconded by Maggie Clarke. The Finance Director recommends and I so move that the Town repurpose the sum of \$1,389,274.39 from previously borrowed funds to be applied to the cost of the water treatment project and/or the new well project that would otherwise be bonded for a similar purpose and term, specifically as listed in Article 2 of the Special Town Meeting of October 7, 2024.*

VOTE REQUIRED: **MAJORITY**
PASSED UNANIMOUSLY

ARTICLE 3: To see if the Town will transfer the amount of \$154,451.44 from available funds to cover part of the installation and related costs of a replacement HVAC system at the Library, specifically:

General Fund Account Number	Account Name	Balance
122-3590-0002-0000	Study & Design TH & PS ATM 6/6/16 ART 35	\$ 44,821.39
422-3590-0000-0000	Salt Shed FY16 ATM 6/1/15 ART 37	26.38
300-3590-2002-0000	Jackson Lighting Improve ATM 6/3/19 ART 12B	37.60
220-3590-2001-0000	Fire Simulator STM 12/2/19 ART 11	83.12
210-3590-2001-0000	Cruiser (2) Replace STM 12/2019 ART 10	149.32
220-3590-0000-0000	Rescue Pumper ATM 6/07	232.20
422-3590-0006-0000	Eng Serv DEP Permits ATM 6/5/17 ART 22	271.20
650-3590-0000-0000	Tennis Court/Park ATM 6/5/17 ART 29	474.17
300-3590-0003-0000	Jackson Playground ATM 6/5/17 ART 35	568.84
300-3590-2003-0000	Wood Café Tables ATM 6/3/19 ART 12B	588.53
300-3590-0002-0000	Jackson Gym Roof ATM 6/5/17 ART 32	599.84
422-3590-0005-0000	Mirimichi Bridge Repair ATM 6/5/17 ART 27	949.69
220-3590-0002-0000	FF Turnout Gear ATM 6/6/18 ART a6A-4	1,327.13
210-3590-0000-0000	Portable Radios ATM 6/5/17 ART 30	1,505.14
300-3590-0001-0000	Jackson Parking Area ATM 6/5/17 ART 31	1,592.86
541-3590-0001-0000	COA Lower Parking Lot ATM 6/5/17 ART 28	2,191.11
422-3590-0004-0000	2 DPW Trucks FY18 ATM 6/5/17 ART 24	2,607.48
300-3590-2001-0000	Jackson Weatherize Improvement ATM 6/3/19 ART 12B	3,636.35
422-3590-0008-0000	Replace Front End Loader ATM 6/4/18 ART 16A-2	4,153.91
220-3590-0001-0000	Fire Engine ATM 6/5/17 ART 20	6,434.58
122-3590-2001-0000	Demo and Abate Former Town Hall STM 12/4/19 ART 5	9,003.46
122-3590-0004-0000	Feasibility Study Old Town Hall STM 11/26/18 ART 9	16,676.97
422-3590-2002-0000	Mirimichi Bridge Replacement ATM 6/3/19 ART12A	27,682.20

GRAND TOTAL**\$154,451.44**

or take any other action thereto or in relation thereto.

Requested by the Town Administrator

MOTION: *by Maggie Clarke and seconded by Stanley Widak. I move that the Town repurpose \$154,451.44 from previously borrowed funds to cover part of the installation and related costs of a replacement HVAC system at the Library, specifically as listed in Article 3 of the Special Town Meeting of October 7, 2024.*

VOTE REQUIRED: **MAJORITY**
PASSED UNANIMOUSLY

ARTICLE 4: To see if the Town will vote to amend the Town Bylaws, Section 115-1 Date and time; location of the Annual Town Meeting to reconcile the Bylaw with the Town Charter, specifically as written in bold text below:

§ 115-1 Date and time; location.

All business, except the election of such officers, and the determination of such matters, as by law are required, to be elected or determined by ballot, shall be considered at the Annual Town Meeting which shall be called by the ~~Board of Selectmen~~ Select Board by means of a separate Warrant dedicated to such purposes. The Annual Town Meeting shall be held ~~on the first Monday in June, at 7:00 p.m.~~ on the third Monday in May, at 7:00 p.m. unless the Select Board votes on or before December 31 of the preceding year to establish another date and/or time within the fourth quarter of the fiscal year and any business still remaining to be addressed at the conclusion of said Monday's session of Town Meeting shall be adjourned to succeeding Wednesday and Monday evenings at 7:00 p.m. until all business has been concluded. The ~~Board of Selectmen~~ Select Board may, through a vote of the Board, call for the convening of an Annual or Special Town Meeting at a location beyond the geographic limits of the Town, provided that such location has been so delineated on the Warrant for the Meeting.

Once convened, a meeting may be adjourned to another time and another location beyond the geographic limits of the Town only upon a motion by the ~~Board of Selectmen~~ Select Board to the members of the Town Meeting then in attendance whose majority vote in the affirmative shall be required.

or take any other action thereon or in relation thereto.

Requested by the Select Board

MOTION: *by Maggie Clarke seconded by Jeffrey Johnson. I move that the Town amend the Town Bylaw Section 115-1 to move the date of the Town Meeting to the third Monday in May unless the Select Board votes on or before December 31 of the preceding year to establish another date and/or time within the fourth quarter of the fiscal year as written in the Warrant of the Special Town Meeting of October 7, 2024.*

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

ARTICLE 5: To see if the Town, with the recommendation of the Community Preservation Committee, will vote to transfer and appropriate the following amounts from the Community Preservation Fund, pursuant to the Community Preservation Act:

- a. The sum of \$160,000 from the Community Preservation Act Fund Budgeted Reserve to design and construct a water supply line to the Plainville Athletic League Field located on Everett Skinner Road. Said sum is to be administered under the jurisdiction of the Department of Public Works.
- b. The sum of \$50,000, consisting of \$25,000 from the Community Preservation Act Fund Budgeted Reserve and \$25,000 from the Historic Preservation Reserve Account for the installation of new windows and/or doors at the historic James Humphrey House, 136 South Street (in front of the Telford Park).

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

MOTION: *by Dawn Denizkurt seconded by Stanley Widak. I move that the Town appropriate the sum of \$160,000 from the Community Preservation Act Fund Budgeted Reserve to design and construct a water supply line to the Plainville Athletic League Field located on Everett Skinner Road. Said sum is to be administered under the jurisdiction of the Department of Public Works; and further, the Town appropriate the sum of \$50,000, consisting of \$25,000 from the Community Preservation Act Fund Budgeted Reserve and \$25,000 from the Historic Preservation Reserve Account for the installation of new windows and/or doors at the historic James Humphrey House, located at 136 South Street (in front of Telford Park) And further, to reduce the CPA appropriation by the application of any federal, state, or private grants identified prior to implementation.*

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

MOTION TO DISSOLVE: *by Jack Shepardson and seconded by Dawn Denizkurt. The Special Town Meeting was declared dissolved by the Moderator at 8:25 PM.*

A true record, Attest:

Cynthia J. Bush
Town Clerk