



TOWN OF WHITMAN
SPECIAL TOWN MEETING - MAY 2, 2016

STM

PLYMOUTH SS:

To either of the Constables of the Town of Whitman

Greetings:

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn the inhabitants of the Town of Whitman qualified to vote in elections and Town affairs to meet in the Town Hall in said Whitman on

MONDAY, THE SECOND DAY OF MAY, 2016 AT 7:45 P. M. then and there to act upon the following articles:

Article 1

To see if the Town will vote to transfer \$8,000.00 from Line 172 – Norfolk County Agricultural HS of Article 2 of the May 4, 2015 to budget line 1- Town Meetings and Elections of the May 4, 2015 Annual Town Meeting, or take any other action relative thereto.

Proposed by the Town Clerk
Finance Committee voted 7-0 to recommend.

Note: Additional funding is needed due to an unanticipated State Senatorial Election.

Article 2

To see if the Town will vote to transfer \$15,000 from the Reserve for Appropriation Ambulance Account to be added to budget Line 135 "Fire Department Expense" of the May 4, 2015 Annual Town Meeting, or take any other action relative thereto.

Proposed by the Fire Chief.
Finance Committee voted 7-0 to recommend.

Note: Additional funds are needed due to unanticipated expenses.

Article 3 - Withdrawn

Article 4

To see if the Town will vote to transfer from the Reserve for Appropriation Ambulance Account the sum of _____ for the down payment to lease purchase and equip a new ambulance for the Fire/Rescue department with 5 subsequent annual lease payments of _____, or take any action relative thereto.

Any unused funds to be returned to the Reserve for Appropriation Ambulance Account.
This vehicle replaces a 200 Chevrolet ambulance.

Proposed by the Chief of the Fire-Rescue & Emergency Services Department
Finance Committee Vote

Article 5

To see if the Town will vote to accept Lyons Lane as a public way as laid out in a sub-division plan filed with the Office of the Town Clerk, or take any other action relative thereto.

Proposed by the Board of Selectmen

Recommended by the Planning Board and Department of Public Works

Article 6

To see if the Town will accept a gift of land being shown on Assessors Map 23D, Block 8, Lot 350, for conservation purposes pursuant to G.L. c. 30 Section 8C or any other enabling provision, said land being located off the northerly side of Auburn Street, and being shown as Parcel G (containing 4.688± acres) and Parcel H (containing 7.904± acres), subject to an existing 20 foot wide utility easement and Commonwealth Electric Company Easement, as shown on a “Plan of Land, 877 Auburn Street, Route 14, Whitman, Massachusetts”, dated August 19, 2003 and recorded with the Plymouth County Registry of Deeds in Plan Book 47, Page 751, or to take any other action relative thereto.

Proposed by the Board of Selectmen

Finance Committee voted 7-0 to recommend

Article 7

To see if the Town will vote to transfer \$15,910.65 from the Regional Schools Stabilization Account to pay apportioned capital costs for the replacement of a hot water system for the Whitman Hanson Regional High School or take any other action relative thereto.

Proposed by the Whitman Hanson Regional School District School Committee

Finance Committee voted 7-0 to recommend.

Note: This appropriation reimburses the Regional School District for Whitman’s share of a capital expense.

Article 8

To see if the Town will vote to transfer \$3,186.21 from the Regional Schools Stabilization Account to fund additional costs associated with the replacement of the water heater system at the Whitman Middle School, or take any other action relative thereto.

Proposed by the Whitman Hanson Regional School District School Committee

Finance Committee voted 7-0 to recommend.

Note: This appropriation supplements a previous appropriation as the cost exceeded the estimate for the water heater replacement.

Article 9

To see if the Town will vote to transfer sums listed below from the indicated budget lines voted at the May 4, 2015 Annual Town Meeting to the budget line or purpose noted, or take any other action relative thereto.

Amount	From Line #/Description	To Line #/Description
\$10,912.52	226 Assistant Library Director	225 Library Director
\$12,500.00	172 Norfolk Cty Agricultural HS	245 Street Lighting
\$21,557.00	186 DPW Union Labor Salaries	192 Solid Waste Disposal
\$15,510.00	172 Norfolk Cty Agricultural HS	117 Police Expense

Proposed by the Town Administrator
Finance Committee voted 7-0 to recommend.

Note: These requests are for current year expenses which exceed the estimated cost at the time of last year's town meeting.

Article 10

To see if the Town will vote to approve a one year extension to June 30, 2018 for the Collective Bargaining Agreement between the Town and the Office and Professional Employees International Union, Local 6 (Town Hall employees) presently in effect from July 1, 2014 through June 30, 2017, or take any other action relative thereto.

Proposed by the Board of Selectmen
Finance Committee voted 5-0-2 to recommend.

Article 11

To see if the Town will vote to transfer \$269.90 from Line 190 –DPW Divisional Expense of the May 4, 2015 Annual Town Meeting to pay an unpaid bill from a prior fiscal year, or take any other action relative thereto.

Proposed by the Department of Public Works Commissioners
Finance Committee voted 7-0 to recommend.

Article 12

To see if the Town will vote to transfer \$3.00 from Line 95 – Maintenance expense of the May 4, 2015 Annual Town Meeting to pay an unpaid bill from a prior fiscal year, or take any other action relative thereto.

Proposed by the Town Administrator
Finance Committee voted 7-0 to recommend.

Article 13

To see if the Town will vote to transfer \$921,422.83 from the Sewer-Water retained earnings (Free Cash) to pay prior years fiscal bills to the City of Brockton for the treatment of waste water as outlined below:

Fiscal Year	Estimated Amount Needed
2013	\$ 208,980.12
2014	12,442.71
2015	350,000.00
2016	350,000.00

Or take any other action relative thereto.

Proposed by the Board of Public Works Commissioners
Finance Committee voted 7-0 to recommend.

Note: The City of Brockton bills us on a July to June fiscal year, and a year in arrears, for sewer service. This has resulted in a disconnect between the cost of the service and the Town's pricing to system users. Due to inaccuracies in billing it has become necessary for the Town to audit each bill, resulting in significant delays in making payment due to the need to access City records that were difficult to obtain. Adding to the problem, the contract between the Town and City of Brockton expired July 1, 2014. The Town and the City of Brockton have been meeting to negotiate a successor agreement and there have been significant issues raised by both sides that have made reaching an agreement difficult. It is clear that the cost of service is higher than what has been billed to the system users, and we are conducting a rate analysis to determine what rates should be, but the final result will also be impacted by what agreement we reach with the City on the cost of waste water treatment. The amounts requested here will be sufficient to pay the bill estimates from Brockton, but those bills must be audited before we can actually issue payment.

Article 14

To see if the town will vote to transfer \$10,500 from budget line 172 – Norfolk County Agricultural HS of the May 4, 2015 Annual Town Meeting to pay for costs associated with the demolition of an unsafe building located at 215 South Ave. in Whitman, or take any other action relative thereto.

Proposed by the Board of Selectmen
Finance Committee voted 7-0 to recommend.

Article 15

To see if the Town will vote to transfer \$4,410.64 from Budget Line 172 of the May 4, 2015 Annual Town Meeting to pay unpaid wages to Election Workers for overtime for the current fiscal year, and prior fiscal years 2014 and 2015, or take any other action relative thereto.

Proposed by the Town Administrator
Finance Committee voted 7-0 to recommend.

While overtime is generally considered to be hours worked over 40 in a given week, the Town has accepted MGL C 149 § 33B on 3/8/1956, which defines overtime as hours worked in any day over 8 as well as hours over 40 in any week. This designation applies to any employee who is not a member of a collective bargaining agreement where overtime is otherwise defined, or to any other employee who is not designated as exempt from this statute. We found that the Town had not followed this requirement in paying election workers, and this appropriation compensates those employees for overtime not paid.

And you are hereby directed to serve this Warrant by posting up attested copies thereof in not less than eight public places in the Town, fourteen days at least before the day for said meeting. Hereof, fail not, and make due return of the Warrant with your doings thereon to the Town Clerk at the time and place of holding said meeting.

Given under our hands this 13th day of April, 2016.

BOARD OF SELECTMEN

Carl F. Kowalski
Carl F. Kowalski, Chairman

Daniel L. Salvucci
Daniel L. Salvucci, Vice Chairman

Scott J. Lambiase
Scott J. Lambiase, Clerk

Brian J. Bezanson
Brian J. Bezanson, Member

Lisa M. Green
Lisa M. Green, Member

WARRANT ATTESTATION:

I hereby certify that by virtue of the within Warrant, I have posted eight (8) copies of said warrant in various sections of the Town, with two copies in each precinct.

Date: 4-14-16

ATTEST: Christine M. May-Steffard
Constable