

TOWN WARRANT
SPECIAL TOWN MEETING
MINUTES
COMMONWEALTH OF MASSACHUSETTS

May 2, 2022

ESSEX, ss. To the Constables of the Town of Georgetown, in the County of Essex, Greetings. In the Name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn the inhabitants of said Town, qualified to vote in the elections and in Town affairs, to meet at the Georgetown Middle/High School, 11 Winter Street, on Monday, May 2, 2022 at 7 o'clock in the evening then and there to act on the following articles:

Town moderator, David Surface called the meeting to order at 7:32PM once a quorum was met.

He introduced everyone on stage and called upon Douglas Dawes, the chairman of the Board of Selectmen to lead the Annual Town Meeting in the Pledge of Allegiance and to offer invocation. David Surface referenced Massachusetts General Laws Chapter 59 Section 15 that it was his responsibility to preside and regulate the proceedings, decide all questions of order and that under Section 17 he had the authority to remove anyone due to disorderly behavior. Moderator Surface, thanks the police officers on duty, as well as the tellers.

David Surface, Town Moderator asks to entertain the motion to adjourn Annual Town meeting and convene the Special Town Meeting. Harry LaCortiglia of 144 Jewett St. makes the motion and Steven Epstein of the Finance Committee seconds the motion. The Special Town Meeting was convened and subsequently dissolved and the body then re-convened to the Annual Town Meeting. Motion carries.

The following non-residents attended the meeting:

John Cashell, Town Planner

Sarah Cognata, Library Director

Lt. Scott Hatch, Georgetown Police Department

Kristin Kassner, Candidate for State Representative, 2nd district

Carol Jacobs, Superintendent of Schools

Marlene Ladderbush, Utility Director

Thomas W. McEnemey, K.P. Law-Town Counsel

Mary McMenemey, Town Accountant

Orlando Pacheco, Town Administrator

Colleen Ranshaw-Fiorello, Council on Aging Director

Angelo Salamone, Building Inspector

Alexander Williams, Treasurer

Article 1: Adjustments to the Fiscal Year 2022 operating budget (STM22-01)

To see if the Town will vote to amend the vote taken under Article 2 of the 2021 Annual Town Meeting warrant for the purpose of adjusting line items in the FY 2022 budget, and as necessary, to transfer from available funds a sum of money for the purpose of supplementing departmental expenses, or take any other action in relation thereto.

This article was passed over.

Article 2: Appropriation of Free Cash for the Snow and Ice Deficit FY2022 (STM22-02)

To see if the Town will vote to transfer from free cash a sum of money to be applied to the FY2022 snow and ice deficit, or take any other action in relation thereto.

This article was passed over.

Article 3: Payment of Prior Year Bills Fund Transfer (STM22-03)

To see if the Town will vote to approve payment of prior year invoices as printed in the Warrant:

Steve Epstein of 55 West Street moves that the Town transfer from Free Cash the sum of \$12,453.21 to the following prior year invoices:

Vendor	Amount
Tyler Technologies	\$5,802.00 from budget surplus FY 2022
KP LAW	\$4,726.00 from CPC Rail Trail appropriations FY 2022
Cabot Risk Strategies	\$1,925.21 from budget surplus FY 2022

Daryle LaMonica of 2 Ordway Street seconds the motion. No discussion. Motion carries.

VOTED: The town voted YES

UNANIMOUS VOTE

Article 4: OPEB Trust Appropriation (STM22-05)

To see if the Town will vote the transfer from free cash a sum of money to be added to the Other Post-Employment Benefits Trust Fund, or take any other action relative thereto.

Selectman David Twiss moves that the Town vote to transfer \$75,000 from Free Cash to the Other Post-Employment Benefits Liability Trust Fund. Daryle La Monica seconds the motion. The motion carries.

VOTED: The town voted YES

UNANIMOUS VOTE (Covering the 9/10 vote)

Moderator, David Surface asks for a motion to dissolve Special Town Meeting. Steve Epstein makes the motion to dissolve Special Town Meeting and it is seconded by Harry LaCortiglia of 144 Jewett Street. The Special Town Meeting is dissolved and Moderator David Surface reconvenes the Annual Town Meeting.

TOWN WARRANT
ANNUAL TOWN MEETING
MINUTES
COMMONWEALTH OF MASSACHUSETTS

May 2, 2022

Article 1: Town Officers and Committee Reports (ATM22-01)

To hear and act on the reports of the Town Officers and Committees.

Selectman David Twiss passes over Article 1.

Article 2: General Operating Budget/Reserve Fund (ATM22-02)

To see if the Town will raise and appropriate, or appropriate by transfer from available funds, a sum of money to defray charges and expenses of the Town, including debt and interest and including support of the schools, to fix salaries of the several elected offices of the Town, as provided by Section 108, Chapter 41, General Laws, as amended, and to provide for a reserve fund for the ensuing year, as set forth in the Finance and Advisory Board Proposed Budget and Town Meeting Warrant for the Fiscal Year beginning July 1, 2022, or take any other action in relation thereto.

Selectman David Twiss moves that the Town raise and appropriate the sum of \$33,525,036, transfer from the Water Department Enterprise Fund the sum of \$271,147, transfer from the Ambulance Enterprise Fund the sum of \$27,455, transfer from the Affordable Housing Trust the sum of \$12,430, transfer from the PEG Access and Cable related special revenue fund the sum of \$18,497, transfer from the Wetland accounts the sum of 34,743, transfer from Community Preservation Reserve for Debt Service the sum of \$158,800, transfer from bond premium account the sum of \$10,755 and transfer from free cash the sum of \$429,121, for a total appropriation of \$34,487,984, to defray charges and expenses of the Town for the fiscal year beginning July 1, 2022, including the support of the Town's public schools, Whittier Regional Vocational Technical High School, and Essex North Shore Agricultural & Technical School, to fix salaries of the several elected offices of the Town, and to provide for a reserve fund for the

Fiscal Year beginning July 1, 2022, in accordance with the line items and Finance Committee and Advisory Board's report to the May 2, 2022 Annual Town Meeting. Daryle LaMonica seconds the motion.

Discussion: Selectman Gary Fowler makes a motion to amend the Article due to concerns over the total increase of 4.175% increase, which he would like to keep closer to 2%. Joe Bonavita of 7 Bernay Way seconds the motion.

Harry LaCortiglia of 144 Jewett Street discusses the 400K deficit, the reduction of the school budget by \$110K and the reserve fund.

Michael Hinchliffe of 93 Main Street and of the School Committee says that the budget was presented to and approved by the Finance Committee and had already been reduced by \$206K from original budget. Mr. Hinchliffe also pointed out that the school committee receives concerns/complaints that school programs are cut or reduced and to cut another \$110K would result in more cutbacks to the school district.

Joe Bonavita makes a comment about the funding for the investigation at the High School and Town Moderator David Surface stops him. Mr. Bonavita continues.

Moderator David Surface votes to move the vote. Amendment fails.

A voter asks for a vote count. After a discussion between the Moderator and Town Counsel the poll workers come in to count the vote. 41 people vote to amend Article 2, 66 people vote against amending article 2. Amendment fails. Article 2 (original) Motion carries.

Finance Committee approves 4-1

VOTED: The town voted YES

MAJORITY VOTE

Article 3: Stabilization Fund (ATM22-03)

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to be added to the Stabilization Fund, or take any other action in relation thereto

Article 3 is passed over.

Article 4: Capital Fund (ATM22-04)

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money not to exceed \$100,000 to be added to the Capital Fund, a special purpose stabilization fund created by vote of the May 4, 2009 Annual Town Meeting pursuant to the provisions of G.L. c.40, §5B, said funds to be further appropriated by Town Meeting for improvements and/or repairs to municipal buildings and infrastructure, or take any other action in relation thereto.

Article 4 is passed over.

Article 5: Other Post-Employment Benefits Trust Fund (ATM22-05)

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money not to exceed \$75,000 to be added to the Other Post Employment Liability Trust Fund, created by vote of the May 7, 2012 Annual Town Meeting pursuant to the provisions of G.L. c.32B, §20, or take any action in relation thereto.

Selectman Gary Fowler moves that the Town vote to transfer \$75,000.00 from Free Cash to the Other Post-Employment Benefits Liability Trust Fund, created by vote of the May 7, 2012 Annual Town Meeting pursuant to the provisions of G.L. c.32B, §20. Harry LaCortiglia seconds the motion.

Discussion: Robert Kelly asks if the correct # reflects cannabis excise tax; funds unfunded pension liability numbers? Wants current unfunded insurance numbers? Retirement?

Town Administrator Orlando Pacheco answers all questions in full. Motion carries.

Finance Committee approves 5-0

VOTED: The town voted YES

MAJORITY VOTE

Article 6: Water Department Operating Budget (ATM22-06)

To see if the Town will appropriate the receipts and available funds, including retained earnings, of the Water Department Enterprise Fund for the operation of the Water Department under the direction of the Water Commissioners for the Fiscal Year beginning July 1, 2022, or take any other action in relation thereto.

Chairman, Doug Dawes moves that the Town appropriate \$2,549,000 from Water Department Enterprise Fund FY2023 revenues and \$543,000 from Water Department Enterprise Retained Earnings for the operational and capital expenses of the Water Department under the direction of the Board of Water Commissioners in accordance with the Water Department budget as shown in the Finance & Advisory Board's Report to the May 2, 2022 Annual Town Meeting for the Fiscal Year beginning July 1, 2022, such that a total of \$271,147 is appropriated for the Water Department's share of the indirect operating costs as appropriated under Article 2, a total of \$1,970,853 is appropriated for the Water Department's direct operating expenses, and a total of \$ 850,000 is appropriated for the Water Department's FY2023 capital expenses. Daryle LaMonica seconds the motion.

No discussion.

Finance Committee approves 5-0

VOTED: The town voted YES

MAJORITY VOTE

Article 7: Fire Department Ambulance Operating Budget (ATM22-07)

To see if the Town will appropriate the receipts and available funds of the Fire Department Ambulance Enterprise Fund for the operation of the Town's ambulance service under the direction of the Selectmen and Fire Chief for the Fiscal Year beginning July 1, 2022, or take any other action in relation thereto.

Fire Chief Charles Savage moves that the Town appropriate \$373,717 from the Fire Department Ambulance Enterprise Fund FY2023 revenues and \$39,000 from Ambulance Enterprise Retained Earnings, for the operational expenses of the Fire Department Ambulance Enterprise under the direction of the Board of Selectmen and the Fire Chief in accordance with the Fire Department ambulance budget as shown in the Finance & Advisory Board's Report to the May 2, 2022 Annual Town Meeting report for the Fiscal Year beginning July 1, 2022, such that a total of \$27,455 is appropriated for the Ambulance's share of the indirect operating costs as appropriated under Article 2, a total of \$385,262 is appropriated for the Ambulance direct operating expenses. The motion is seconded by Daryle LaMonica of the Finance Committee.

Finance Committee approves 5-0

VOTED: The town voted YES

MAJORITY VOTE

Article 8: Local Access Programming (ATM22-08)

To see if the Town will appropriate the sum of \$95,000 for salaries and \$40,000 for expenses and \$18,479 for indirect cost to the general fund for the fiscal year beginning July 1, 2022 from the PEG Access and Cable Related Fund for the purpose of providing PEG access services and oversight and renewal of the cable franchise agreement, or take any other action in relation thereto.

Selectwoman, Amy Smith moves that the Town vote to appropriate from the PEG Access and Cable Related Fund the sum of \$95,000 for salaries, \$40,000 for expenses, and \$18,479 for the Cable Access Television Committee's share of the indirect operating costs as appropriated under Article 2, relating to provision of PEG access services and oversight and renewal of the cable franchise agreement for the fiscal year beginning July 1, 2022. Alicia Raspa of 185 West Main Street seconds the motion. The motion carries.

Finance Committee approves 5-0

VOTED: The town voted YES

MAJORITY VOTE

{BEGIN CONSENT CALENDAR}

Article 9: Municipal Light Department Continuation of Operation (ATM22-09)

To see if the Town will appropriate receipts of the Municipal Light Department for the operation of said Department under the direction and control of the Municipal Light Board, as defined in Section 34, Chapter 164, General Laws, for the Fiscal Year beginning July 1, 2022, or take any other action in relation thereto.

Town Moderator, David Surface states that Articles 9 & 10 will be one vote.

Steve Epstein moves to approve Article 9 and 10 as printed in the warrant. Selectman, David Twiss seconds the motion. The motion carries.

Finance Committee approves 5-0

VOTED: The town voted YES

MAJORITY VOTE

Article 10: Chapter 90 Reimbursement, Transportation Bond (ATM22-10)

To see if the Town will appropriate the sum of \$305,862 or any other sum to be reimbursed by the Commonwealth of Massachusetts under the Transportation Bond issue, to be spent by the Highway Surveyor, with approval of the Board of Selectmen, under the provisions of Chapter 90 of the General Laws, or take any other action in relation thereto.

Article 9 & 10 were voted together.

{END CONSENT CALENDAR}

Article 11: Town Clerk-Amend Dog Licensing Bylaw (ATM22-11)

To see if the Town will vote to amend Article 3 of Chapter 15 of the Town's General Bylaws relative to the licensing and keeping of dogs, by deleting the text shown in strike-through and inserting the language shown in bold, italics, or take any other action in relation thereto.

Chapter 15. Animals

Article II. Restraint and Leashing of Dogs

[Adopted 5-1-1978 ATM, Art. 22]

§ 15-4. Fines for dogs running at large.

Whoever permits his dog to go at large within the town shall be fined \$10 for each offense. Such fine may be recovered by the Dog Officer or by any police officer in the District Court.

§ 15-5. Noncriminal disposition fines.

A. The schedule of fines provided for in MGL C. 140, § 173A, for noncriminal disposition of a complaint for a violation of this Article shall be as follows for each offense committed by a person in a calendar year:

(1) First offense: \$10.

(2) Second and subsequent offenses: \$25.

B. In each case, payment of the fine shall operate as a final disposition of the case. Such payment shall be made by postal note, money order or check.

§ 15-6. Fee allowances for Dog Officer.

[Amended 5-2-1983 ATM, Art. 26]

The Dog Officer shall be allowed \$2 for each dog found going at large within the town in violation of this Article and shall be allowed boarding fees, consistent with the rates of the impounding kennel, for each day or portion thereof for the care of such dog. These fees shall be paid by the owner or keeper of the dog, if known, otherwise by the Town Treasurer. The Dog Officer shall be paid \$10 by the owner or keeper of each dog for processing its release. This sum shall be paid over to the Town Treasurer.

§ 15-7. Applicability.

This Article shall apply only to dogs owned or kept in town.

§ 15-8. Authority of Board of Selectmen to set fees, fines and charges.

[Added 5-24-1993 ATM, Art. 36]

The fines, fees and other charges to be assessed under this Article shall be set by the Board of Selectmen, provided that such amended fees, fines or charges are in line with actual costs or reasonable compensation for services rendered, and within any limits set by state laws or regulations.

Article III. Dog Licensing

[Adopted 3-11-1991 STM, Art. 4]

§ 15-9. License required; kennel licenses; *license period* ~~fiscal year~~.

~~All dogs six months old or older must be licensed and tagged. Licensing will be done by or under the direction of the Town Clerk. Owners or keepers of two or more dogs may obtain a kennel license instead of individual dog licenses. The fiscal year for licensing begins April 1 and ends the following March 31.~~

A. In addition to the requirements set forth in this Bylaw, the licensing, keeping and control of animals shall be in accordance with all applicable provisions of the Massachusetts General Laws, including but not limited to the provisions of G.L. c. 140, §§136A to 174E, inclusive, as may be amended from time-to-time, which provisions are incorporated herein.

B. The owner or keeper of a dog over the age of 6 months shall obtain a license for the dog. The registering, numbering, describing and licensing of a dog shall be conducted in the office of the Town Clerk.

C. The Town Clerk shall not grant a license for a dog unless the owner of the dog provides a veterinarian's certification that the dog has been vaccinated in accordance with section 145B of Chapter 140 of the Massachusetts General Laws, certification that such dog is exempt from the vaccination requirement under said section 145B or a notarized letter from a veterinarian that either of these certifications was issued relative to such dog.

D. The license shall be granted upon condition that the dog shall be controlled and restrained from killing, chasing or harassing livestock or fowl. The owner of a dog may add descriptive words, not over 10 in number, upon the license form to indicate the color, breed, weight or special markings of the licensed dog. The owner or keeper of a licensed dog shall keep affixed around the dog's neck or body, a collar or harness of leather or other suitable material, to which a tag shall be securely attached. The tag shall have inscribed upon it the dog's license number, the name of the town issuing the license and the year of issue. If the tag becomes lost, the owner or keeper of the dog shall immediately secure a substitute tag from the Town Clerk at a cost to be determined by the town and the fee for the substitute shall, if received by the town clerk, be retained by the clerk unless otherwise provided by law. This section shall not apply to a person to whom a valid kennel license has been issued.

E. This section shall not apply to a dog or cat housed in a research institution.

F. Any household of more than 4 dogs is required to obtain a Kennel License. Any household of less than 4 dogs, 3 months old or older, who does not maintain a Kennel may elect to secure a Kennel License in lieu of licensing the dogs individually.

G. The owner or keeper must be at least 18 years of age to obtain any Dog License.

H. The License Period for individual dog and kennel licenses is January 1st through December 31st of each year.

I. The term "kennel" shall as be defined in section 136A of the Chapter 140 of the Massachusetts General Laws, as may be amended from time-to-time, as follows, and including the different types of kennels as defined therein:

(1) "Kennel": A pack or collection of dogs on a single premise, including a commercial boarding or training kennel, commercial breeder kennel, domestic charitable corporation kennel, personal kennel or veterinary kennel.

(2) "Personal Kennel": A pack or collection of more than 4 dogs, 3 months old or older, owned or kept under single ownership, for private personal use; provided, however, that breeding of personally owned dogs may take place for the purpose of improving, exhibiting or showing the breed or for use in legal sporting activity or for other personal reasons; provided further, that selling, trading, bartering or distributing such breeding from a personal kennel shall be to other breeders or individuals by private sale only and not to wholesalers, brokers or pet shops; provided further, that a personal kennel shall not sell, trade, barter or distribute a dog not bred from its personally-owned dog; and provided further, that dogs temporarily housed at a personal kennel, in conjunction with an animal shelter or rescue registered with the department, may be sold, traded, bartered or distributed if the transfer is not for profit.

(3) "Commercial boarding or training kennel", an establishment used for boarding, holding, day care, overnight stays or training of animals that are not the property of the owner of the establishment, at which such services are rendered in exchange for consideration and in the absence of the owner of any such animal; provided, however, that "commercial boarding or training kennel" shall not include an animal shelter or animal control facility, a pet shop licensed under section 39A of chapter 129, a grooming facility operated solely for the purpose of grooming and not for overnight boarding or an individual who temporarily, and not in the normal course of business, boards or cares for animals owned by others.

(4) "Commercial breeder kennel", an establishment, other than a personal kennel, engaged in the business of breeding animals for sale or exchange to wholesalers, brokers or pet shops in return for consideration.

(5) "Domestic charitable corporation kennel", a facility operated, owned or maintained by a domestic charitable corporation registered with the department or an animal welfare society or other nonprofit organization incorporated for the purpose of providing for and promoting the welfare, protection and humane treatment of animals, including a veterinary hospital or clinic operated by a licensed veterinarian, which operates consistent with such purposes while providing veterinary treatment and care.

(6) "Veterinary kennel", a veterinary hospital or clinic that boards dogs for reasons in addition to medical treatment or care; provided, however, that "veterinary kennel" shall not include a hospital or clinic used solely to house dogs that have undergone veterinary treatment or observation or will do so only for the period of time necessary to accomplish that veterinary care.

§ 15-10. Fees.

[Amended 6-15-1998 ATM, Art. 33]

Licensing fees for ~~one fiscal year~~ *each License Period* or any portion thereof are:

A. For any one spayed or neutered dog: \$10; for any one intact dog: \$15.

[Amended 5-6-2013 ATM, Art. 26]

B. For a kennel license for keeping:

(1) Up to four dogs: \$25.

(2) Up to 10 dogs: \$50.

(3) Over 10 dogs: \$75.

C. The owner or keeper of unlicensed dogs or kennels will be assessed a late fee of \$25 per dog or kennel, in addition to the licensing fee, if the owner or keeper fails to license their dog(s) or kennel by the last day of February of each year.

§ 15-11. Fines.

~~Owners and keepers of unlicensed dogs will be fined, in addition to the licensing fee, as follows:~~

~~A. One month but less than two months in arrears: \$0 per dog.~~

~~B. Two months but less than three months in arrears: \$10 per dog.~~

~~C. Three months but less than four months in arrears: \$15 per dog.~~

~~D. Four months or more in arrears: \$25 per dog.~~

~~Notwithstanding the schedule of fines set forth in MGL c. 140, § 141, or any other provision of law to the contrary, any owner of a dog who fails to license that dog *by the last day of February*, pursuant to the requirements of MGL c. 140, § 137, or who violates the provisions of § 137A or 137B regarding the requirements of kennel licensing and sales of dogs from kennels, or § 138 regarding a change in ownership of a licensed dog or the bringing into the town a dog licensed in some other state, shall be subject to a noncriminal fine of \$25 for the first offense, and \$50 for each offense thereafter; and further, to authorize the Animal Control Officer or the Assistant Animal Control Officer to collect the fines.~~

~~[Added 6-15-1998 ATM, Art. 34]~~

The Animal Control Officer or the Assistant Animal Control Officer is authorized to enforce this Bylaw and to collect any fines.

In addition to the remedies set forth herein and in G.L. c.140, §§136A to 174E, inclusive, or any other applicable provision of law, this Bylaw may be enforced through any lawful means in law or in equity, including, but not limited to, non-criminal disposition pursuant to G.L. c.40, §21D.

If non-criminal disposition is elected, then any person who violates any provision of this by-law shall be subject to the following penalties:

<i>First Offense:</i>	<i>\$50 fine</i>
<i>Second Offense:</i>	<i>\$100 fine</i>
<i>Third Offense:</i>	<i>\$300 fine</i>
<i>Fourth or subsequent Offense:</i>	<i>\$500 fine</i>

Subsequent offenses shall be determined as offenses occurring within two years of the date of the first noticed offense. Each day or portion thereof shall constitute a separate offense. If more than one, each condition violated shall constitute a separate offense.

§ 15-12. Disposition of fees and fines.

The Town Clerk may retain \$0.75 out of each dog and kennel licensing fee as his/*her* fee for processing the license. The remainder of the licensing fees and all fines will be retained by the town as receipts reserved (for future appropriation, i.e., they will not become operating surplus).

[1] Editor's Note: See also Ch. 97, Officers and Employees, Art. IV, Payment of Fees to Treasury.

§ 15-13. Review of fees by Clerk and Selectmen.

The Town Clerk and Selectmen may review these fees and recommend changes to a Town Meeting whenever deemed necessary.

§ 15-14. Effective date.

This article shall take effect on ~~April 1, 1991~~ **January 1, 2023** and will supersede the provisions of any existing general or special bylaw contrary to it.

Article IV. Dog Waste; Violations and Penalties

[Adopted 5-4-2015 ATM, Art. 29]

§ 15-15. Removal from public property or property of others.

A. Any person having care, custody or control of a dog shall be responsible for the removal and sanitary disposal of any feces left by his or her dog in or upon any public property, including but not limited to any sidewalk, street, thoroughfare, beach or wetland, or in or upon the property of persons other than the owner or person have care, custody or control of said dog. Any person having care, custody or control of a dog off the property of the owner or person in custody of the dog shall have in his or her possession a device or equipment to pick up and remove dog feces. Individuals with disabilities aided by service dogs and law enforcement, emergency or rescue officials with dogs carrying out official duties are exempt from this subsection.

B. Violations and penalties. Any person found in violation of Chapter 15 by the Animal Control Officer, Assistant Animal Control Officer or a Police Officer shall be subject to payment of a fine of \$30 for the first offense; \$50 for the second offense and \$150 for the third and subsequent offenses. In addition to any other legal remedies that may be available, the Animal Control Officer or other designated enforcing person, may enforce these penalties through the Town's Non-Criminal Disposition as outlined in Chapter 1, Article II of the Town's General Bylaws.

Selectman, Douglas Dawes moves to approve Article 11 as printed in the warrant. Alicia Raspa of 185 West Main Street seconds the motion.

Discussion: Alan Aulson of 199 Pond Street asks for an amendment that dogs kept for agricultural purposes be exempt. The Town Moderator and Town Counsel, Thomas McEnaney, convene to discuss the legality of this exemption request. Town Counsel informs voters that the amount of money for dog licensing is set by the state and cannot be changed by a municipality. Town Counsel also states that there is no exemption in Massachusetts General Law for agricultural dogs. The Town Moderator and the Town Clerk, Kerri McManus of 557 North Street asked that Mr. Aulson put his amendment in writing. Mr. Aulson does. Discussion continues with voters asking how the Town would know if a dog were considered an "agricultural" dog or not.

The Town Moderator reads the amendment and a motion is made. Maureen Aulson of 199 Pond Street seconds the amendment. Motion carries as amended.

Finance Committee approves 5-0

VOTED: The town voted YES

MAJORITY VOTE

Article 12: Bond Rescinding (ATM22-12)

To see if the Town will vote to rescind the remaining, unused amount of \$333,000 of the borrowing authorization approved under Article 1 of the November 15, 2010 Special Town Meeting for the purpose of funding the Penn Brook School Feasibility Study, which project has been completed, and/or it was unnecessary to borrow the full authorization, or take any other action in relation thereto.

Selectman, David Twiss moves to approve Article 12 as printed in the warrant. Daryle LaMonica of the Finance Committee seconds the motion. The motion carries.

Finance Committee approves 5-0

VOTED: The town voted YES

MAJORITY VOTE

Article 13: Bond Rescinding (ATM22-13)

To see if the Town will vote to rescind the remaining, unused amount of \$20,004,400 of the borrowing authorization approved under Article 2 of the October 29, 2012 Special Town Meeting for the purpose of funding the design and construction of the Penn Brook Elementary School, which project has been completed, and/or it was unnecessary to borrow the full authorization, or take any other action in relation thereto.

Selectman David Twiss moves to approve Article 13 as printed in the warrant. Alicia Raspa of the Finance Committee seconds the motion. The motion carries.

Finance Committee approves 5-0

VOTED: The town voted YES

MAJORITY VOTE

Article 14: Bond Rescinding (ATM22-14)

To see if the Town will vote to rescind the remaining, unused amount of \$3,405,726 of the borrowing authorization approved under Article 2 of the May 5, 2014 Annual Town Meeting for the purpose of funding the design and construction of the Georgetown Middle/High School, which project has been completed, and/or it was unnecessary to borrow the full authorization, or take any other action in relation thereto.

Selectman, David Twiss moves to approve Article 14 as printed in the warrant. The motion is seconded by Daryle LaMonica of the Finance Committee. No discussion. The motion carries.

Finance Committee approves 5-0

VOTED: The town voted YES

MAJORITY VOTE

Article 15: Public Safety Building Upgrades (\$200,000) (ATM22-15) Borrowing

To see if the Town will vote to raise and appropriate, borrow or transfer from available funds a sum of money not to exceed \$200,000 for the purposes of making improvements to the Public Safety Building and adjacent property, including all incidental and related costs, said funds to be expended under the direction of the Police Chief, in consultation with the Board of Selectmen; and to meet this appropriation, the Town Treasurer, with the approval of the Board of Selectmen, is hereby authorized to borrow said amount pursuant to the provisions of G.L. c.44, §§7 or 8, or pursuant to any other enabling authority, and to issue bonds or notes of the Town therefor;; or take any other action in relation thereto.

Selectwoman, Amy Smith moves to appropriate the sum of \$200,000 for the purposes of making improvements to the Public Safety Building and adjacent property, including all incidental and related costs, said funds to be expended under the direction of the Police Chief, in consultation with the Board of Selectmen; and to meet this appropriation, the Town Treasurer, with the approval of the Board of Selectmen, is hereby authorized to borrow said amount pursuant to the provisions of G.L. c.44, §§7 or 8, or pursuant to any other enabling authority, and to issue bonds

or notes of the Town therefor. The motion is seconded by Alicia Raspa of the Finance Committee. Mrs. Raspa notes the article has been amended and looks differently than in the book. Town Administrator, Orlando Pacheco comments about the original intention to finance.

Finance Committee approves 5-0

VOTED: The town voted YES

2/3 VOTE

Article 16: Ambulance Purchase (\$200,000) (ATM22-16) Borrowing or Lease Purchase

To see if the Town will vote to raise and appropriate, borrow or transfer from available funds, a sum of money not to exceed \$200,000, or enter into a lease purchase agreement for a term not to exceed 10 years in an amount not to exceed such sum, to purchase and equip a new ambulance, including all incidental and related costs; and to meet this appropriation, the Town Treasurer, with the approval of the Board of Selectmen, is hereby authorized to borrow said amount pursuant to the provisions of G.L. c.44, §§7 or 8, or pursuant to any other enabling authority, and to issue bonds or notes of the Town therefor; or take any other action in relation thereto.

Fire Chief Charles Savage moves to appropriate the sum of \$200,000 to purchase and equip a new ambulance, including all incidental and related costs; and to meet this appropriation, the Town Treasurer, with the approval of the Board of Selectmen, is hereby authorized to borrow said amount pursuant to the provisions of G.L. c.44, §7, or pursuant to any other enabling authority, and to issue bonds or notes of the Town therefor, or to enter into a lease purchase agreement for a term not to exceed 10 years in an amount not to exceed \$200,000 for such purpose, and that up to \$50,000.00 is hereby appropriated from the Ambulance Enterprise Fund for the first lease payment or debt service payment due on any such bond, note, or lease. Harry LaCortiglia seconds the motion.

Finance Committee member Steve Epstein "expects that this will be a lease to own" purchase. Town Administrator Orlando Pacheco responds to Mr. Epstein's comment

Finance Committee approves 5-0

VOTED: The town voted YES

2/3 VOTE

Article 17: Water Treatment Upgrade (ATM22-17) Water Borrowing

To see if the Town will vote to raise and appropriate, borrow, or transfer from available funds a sum of money not to exceed \$1,000,000 for the purpose of refurbishing the existing Water Treatment Plant filters and associated facility updates, including all incidental and related costs, said funds to be expended under the direction of the Board of Water Commissioners; and to meet this appropriation, the Town Treasurer, with the approval of the Board of Selectmen, is hereby authorized to borrow said amount pursuant to the provisions of G.L. c.44, §§7 or 8, or pursuant to any other enabling authority, and to issue bonds or notes of the Town therefor; or take any other action in relation thereto.

Selectman, Douglas Dawes moves to appropriate the sum of \$1,000,000 for the purpose of refurbishing the existing Water Treatment Plant filters and associated facility updates, including all incidental and related costs, said funds to be expended under the direction of the Board of Water Commissioners; and to meet this appropriation, the Town Treasurer, with the approval of the Board of Selectmen, is hereby authorized to borrow said amount pursuant to the provisions of G.L. c.44, §§7 or 8, or pursuant to any other enabling authority, and to issue bonds or notes of the Town therefor. Daryle LaMonica of the Finance Committee seconds the motion.

Steve Epstein, member of the Finance Committee, states that the finance committee could not vote on a recommendation because they had asked the Board of Water Commissioners whether the funding for this Article would come out of the water company enterprise fund or from the water rate payments and they did not receive an answer.

Discussion: Water Commissioner Marlene Ladderbush responds that she is unsure why the Finance Committee was unable to vote on this Article.

Steve Epstein states that the Finance Committee was uncertain where the funds to pay for the upgrade were coming from. Water Commissioner Marlene responds that it is a "true borrow." Alan Aulson of 199 Pond Street asks how often this kind of work needs to be done. Marlene Ladderbush responds to Mr. Aulson that this is the 1st time in over 20 years the filters will be refurbished. In addition, the valving will be replaced (needed repair). She continues to state that 20 years was too long to wait for this level of maintenance and had they done it sooner it may have lasted longer. Marlene reiterates that the cost will be paid by the water rate payers.

Finance Committee—No vote taken

VOTED: The town voted YES

2/3 VOTE

Article 18: Water Treatment Plant Design (ATM22-18)

To see if the Town will vote to appropriate and transfer from Water Enterprise Fund retained earnings the sum of \$850,000 for the design of Water Treatment Plant Improvements, including all incidental and related costs, said funds to be expended under the direction of the Board of Water Commissioners, or take any other action in relation thereto.

Article 18 was passed over.

Article 19: Town Hall Windows (ATM22-19)

To see if the Town will vote to transfer \$50,000 from Free Cash for the purposes of restoring and replacing the windows at Georgetown Town Hall, including all incidental and related costs, or take any other action in relation thereto.

Selectman, Peter Kershaw moves to approve Article 19 as printed in the warrant. The motion is seconded by Selectman David Twiss. Motion carries.

Finance Committee approves 5-0

VOTED: The town voted YES

MAJORITY VOTE

Article 20: Community Preservation Committee (ATM22-19) (Submitted by CPC)

A, B, C, D, E, F, G, H, I,

Article A: Community Preservation General Budget

To see if the Town will vote to hear and act on the report of the Community Preservation Committee on the Fiscal Year 2023 Community Preservation budget and to appropriate, pursuant to G.L. c.44B, §6, from the Community Preservation Fund a sum of money to meet the administrative expenses and all other necessary and proper expenses of the Community Preservation Committee for Fiscal Year 2023; and further, pursuant to G.L. c.44B, §6, to reserve for future appropriation from Community Preservation Fund annual revenues in the following amounts as recommended by the Community Preservation Committee: a sum of money for open space, including land for recreational use; a sum of money for historic resources; and a sum of money for community housing; as well as sum of money to be placed in the 2023 Budgeted Reserve for general Community Preservation Act projects or purposes recommended by the Community Preservation Committee, as follows:

Reservations:

\$120,000 (>10% of the estimated FY revenues) for open space, including land for recreational use; and

\$120,000 (>10% of the estimated FY revenues) for historic resources; and

\$120,000 (>10% of the estimated FY revenues) for community housing.

Appropriations:

\$21,000 (less than 5% of the estimated FY revenues) to meet the administrative expenses and all other necessary and proper expenses of the Community Preservation Committee for the Fiscal Year;

or take any other action in relation thereto.

Town Moderator, David Surface explained the Community Preservation articles will be taken all together and he will read the titles of each article. He stated if you would like one voted on specifically to inform him as he reads them. Michael Kelly of 20 Cedardale Lane holds Article C, D, E and G.

Harry LaCortiglia makes the motion to approve Article 20 Sections A, B, F, H and I as they appear in the warrant. Steve Epstein of the Finance Committee seconds the motion.

Alicia Raspa of the Finance Committee states they agreed on all sections, except for Section H which was a 4 – 1 vote with 1 abstaining. The motion carries.

VOTED: The town voted YES

MAJORITY VOTE

Article B: Community Preservation Community Housing Category, "Affordable Housing Trust Grant"

To see if the Town will vote, pursuant to G.L. c. 44B, to appropriate the amount of \$132,000 from the Community Preservation Fund Community Housing Reserve Account and \$463,000 from the Undesignated Account, for a total of \$595,000, as a Grant to the Georgetown Affordable Housing Trust for the purposes of Affordable Housing initiatives consistent with the Trust's Articles of Incorporation and the most recently accepted Town of Georgetown Affordable Housing Production Plan, and to authorize the Board of Selectmen to enter into a Grant Agreement with the Georgetown Affordable Housing Trust setting the terms for such grant, including a requirement that the owners of any dwellings subsequently receiving any of these appropriated monies from the Trust grant to the Town an Affordable Housing Restriction in said dwellings, and further, to authorize the Board of Selectmen to accept such restrictions; or take any other action in relation thereto.

Finance Committee approves 5-0

VOTED: The town voted YES

MAJORITY VOTE

Article C: Community Preservation Historic Resources Category, "Historic Schoolhouse"

To see if the Town will vote, pursuant to G.L. c.44B, to appropriate from the Community Preservation Fund Historic Reserve Account, the amount of \$14,425 to be expended under the direction of the Georgetown Historical Commission for preservation purposes, inclusive of but not limited to, the interior and exterior restoration of the only remaining historic schoolhouse in Georgetown; any funds from this appropriation remaining unspent after a period of 3 years from the date of the approval of this article will be returned to the Community Preservation fund only after a vote by the Community Preservation Committee determining that it is unlikely the remaining appropriated funds will need to be spent to this effect; or take any other action related thereto.

*Harry LaCortiglia makes the motion to approve Article 20 (C) as it is written in the warrant.
Alicia Raspa seconds the motion.*

Discussion: Phil Trapani 10 Hillside Drive, Chairperson of the Historical Commission, comments on the work to be done and the fact that it is the only remaining 1 room school house building remaining in Georgetown. Motion carries.

Finance Committee approves 5-0

VOTED: The town voted YES

MAJORITY VOTE

Article D: Community Preservation Historic Resources Category, "Camp Denison Lodge Restoration".

To see if the Town will vote, pursuant to G.L. c.44B, to appropriate from the Community Preservation Fund Historic Reserve Account \$41,738 for the purpose of providing funding, inclusive of but not limited to, the costs related to the restoration of the Great Hall and lighting in the parking area at Camp Denison on Nelson

Street; any funds from this appropriation remaining unspent after a period of three years from the date of the approval of this article will be returned to the Community Preservation fund only after a vote by the Community Preservation Committee determining that it is unlikely the remaining appropriated funds will need to be spent to this effect; or take any other action in relation thereto.

*Harry LaCortiglia makes the motion to approve Article 20 (D) as it is written in the warrant.
Alicia Raspa seconds the motion. Motion carries.*

Finance Committee approves 5-0

VOTED: The town voted YES

MAJORITY VOTE

Article E: Community Preservation Historic Resources Category, "Historic Perley

Building Rehabilitation- HVAC"

To see if the Town will vote, pursuant to G.L. c.44B, to appropriate from the Community Preservation Fund Historic Reserve Account, the amount of \$55,000 for the rehabilitation of the Historic Perley Building, inclusive of but not limited to, providing for the purchase and installation of energy efficient and ductless mini-split HVAC units; and to authorize the Board of Selectmen, the School Committee, the Parks and Recreation Commission, and the Georgetown Historical Commission to enter into to all agreements and execute any and all instruments for any grants to defer the costs associated with this initiative; and further, any funds from this appropriation remaining unspent after a period of three years from the date of the approval of this article will be returned to the Community Preservation fund only after a vote by the Community Preservation Committee determining that it is unlikely the remaining appropriated funds will need to be spent to this effect; or take any other action in relation thereto.

*Harry LaCortiglia makes the motion to approve Article 20 (E) as it was printed in the warrant.
Alicia Raspa seconds the motion.*

Discussion: Harry LaCortiglia, Community Preservation Commission Chairperson, states that this issue was brought up by Michael Anderson for a/c units on the 2nd floor of the Perley School. This fits the category of funding dues to the a/c units making the building more usable as well as not affecting the historic façade of the building.

Robert Kelly of 20 Cedar Lane questions why the ESCO agreement for \$3.5 million a few ago does not cover this project.

Town Administrator Orlando Pacheco states that in respect to the ESCO, the energy service not a maintenance issue, so that's why ESCO does not cover it.

Discussion continues between Robert Kelly, Gary Fowler (419 North Street) and Mike Anderson of 5 Amburg Street, in regards to the ESCO as to why the units are not covered by the previous ESCO agreement.

Robert Kelly then questions why the Youth Center is not paying for this project.

Steve Epstein asks the Town Administrator and Mike Anderson if these units are covered by rebates and energy savings. The Town Administrator responds that they are covered by MA

Saves but not he is not aware to what extent. However, any rebate would of course be deducted from the net cost.

Steve Epstein again questions the costs and Mike Anderson assures him that they will only spend what's needed. Harry LaCortiglia says any remaining funds will be addressed by the Sundown Clause. Motion carries.

Finance Committee approves 5-0

VOTED: The town voted YES

MAJORITY VOTE

Article F: Community Preservation Historic Resources Category, "Perley School Window Restoration"

To see if the Town will vote, pursuant to G.L. c.44B, to appropriate from the Community Preservation Fund Historic Reserves Account the amount of \$27,111.66 and from the Community Preservation Fund Undesignated account the amount of \$41,858.34, for a total appropriation of \$68,970.00, for the preservation and rehabilitation of the Historic Perley Building, inclusive of but not limited to, the repair of the historic windows and replacement of the deteriorated storm windows that protect them, including all incidental and related costs; all preservation activities will be accomplished in a manner consistent with the guidelines and requirements of United States Secretary of the Interior's Standards for the Treatment of Historic Properties (Department of Interior regulations Standards for Rehabilitation codified in 36 CFR 67); and to authorize the Board of Selectmen, Georgetown School Committee, and the Georgetown Historical Commission to enter into all agreements and execute any and all instruments for any grants to defer the costs associated with this preservation and rehabilitation initiative; any funds from this appropriation remaining unspent after a period of three years from the date of the approval of this article will be returned to the Community Preservation fund only after a vote by the Community Preservation Committee determining that it is unlikely the remaining appropriated funds will need to be spent to this effect; or take any other action in relation thereto.

Finance Committee approves 5-0

VOTED: The town voted YES

MAJORITY VOTE

Article G: Community Preservation Historic Resources Category, "Historic Native Species Plantings"

To see if the Town will vote, pursuant to M.G.L. c.44B, to appropriate from the Community Preservation Fund Undesignated account the amount of \$8,500 for the restoration of native plantings at several locations in Town, including but not limited to, the Municipal Parking L, Chestnut Street, the Union Cemetery, and Historical Society land (East Main Street, next to the Brocklebank Museum, wetland adjacent parcel); and further, to authorize the Board of Selectmen, the Conservation Commission, and the Historical Commission to enter into all agreements and execute any and all instruments for any grants to defer the costs associated with this initiative; any funds from this appropriation remaining unspent after a period of three years from the date of the approval of this article will be returned to the Community Preservation fund only after a vote by the Community Preservation Committee determining that it is unlikely the remaining appropriated funds will need to be spent to this effect; or take any other action in relation thereto;

*Harry LaCortiglia makes the motion to approve Article 20 (G) as it appears in the warrant.
Daryle LaMonica seconds the motion.*

*Discussion: Harry LaCortiglia refers to Selectman, Amy Smith to elaborate on the article.
Selectwoman Amy Smith explains that it is a pilot program to put in native species.*

Alan Aulson of 199 Pond Street expresses he does not believe it will work, but offers to volunteer.

Finance Committee approves 5-0

VOTED: The town voted YES

MAJORITY VOTE

H: Community Preservation Open Space / Recreational Land Category "Equal Access to American Legion Park"

To see if the Town will vote, pursuant to G.L. c.44B, to appropriate from the Community Preservation Fund Open Space Reserve \$47,943 to fund the engineering, permitting and implementation of improvements as recommended by the Georgetown Park and Recreation Commission, including all costs incidental and related thereto, for the rehabilitation and preservation of the American Legion Park to improve the accessibility and inclusivity of American Legion Park, inclusive of but not limited to, improved site access; additional structures and features to the playground, beach and dock; ADA Compliant Picnic Tables and other improvements to comply with the Americans with Disabilities Act and other federal, state or local building, access, and safety codes; and further to authorize the Board of Selectmen and Park and Recreation Commission to enter into any and all agreements and execute any and all instruments for any grants to defer the costs associated with the rehabilitation of this initiative; any funds from this appropriation remaining unspent after a period of 3 years from the date of the approval of this article will be returned to the Community Preservation fund only after a vote by the Community Preservation Committee determining that it is unlikely the remaining appropriated funds will need to be spent to this effect; or take any other action in relation thereto.

Finance Committee approves 4-1 with one member abstaining

VOTED: The town voted YES

MAJORITY VOTE

Article I: Community Preservation Open Space/Recreational Land Category, "Parker River/Lufkins Brook Water Protection"

To see if the Town will vote, pursuant to G.L. c.44B, to appropriate from the Community Preservation Fund Open Space Reserve \$140,000 to fund the engineering, design and permitting costs for stormwater controls and improvements to meet or exceed current US EPA and MassDEP standards to prevent untreated runoff, including but not limited to, animal feces, petroleum products and sand, into Lufkins Brook at Andover Street and West Street, including all incidental and related cost to protect Lufkins Brook Conservation Area and the brook's flow into the Parker River and to protect existing and future well fields, aquifers, recharge areas and the Parker River watershed; and further, to authorize the Board of Selectmen and the Highway Surveyor to enter into all agreements and execute any and all instruments for any grants to defer the associated costs of this or any related implementation costs; any funds from this appropriation remaining unspent after a period of three years from the date of the approval of this article will be returned to the Community Preservation fund only after a vote by the Community Preservation Committee determining

that it is unlikely the remaining appropriated funds will need to be spent to this effect; or take any other action in relation thereto.

Finance Committee approves 5-0

VOTED: The town voted YES

MAJORITY VOTE

Article 21: Community Preservation Community Housing Category, "Affordable Housing Trust Grant"

To see if the Town will vote, pursuant to G.L. c. 44B, to appropriate the amount of \$750,000 from the Community Preservation Fund Community Housing Reserve Account, as a grant to the Georgetown Affordable Housing Trust for the purposes of Affordable Housing initiatives consistent with the Trust's Articles of Incorporation and the most recently accepted Town of Georgetown Affordable Housing Production Plan; and to authorize the Board of Selectmen to enter into a Grant Agreement with the Georgetown Affordable Housing Trust setting the terms for such grant, including a requirement that the owners of any dwellings subsequently receiving any of these appropriated monies from the Trust grant to the Town an Affordable Housing Restriction in said dwellings; and further, to authorize the Board of Selectmen to accept such restrictions; any funds from this appropriation remaining unspent after a period of three years from the date of the approval of this article will be returned to the Community Preservation fund only after a vote by the Community Preservation Committee determining that it is unlikely the remaining appropriated funds will need to be spent to this effect; or take any other action in relation thereto.

Tim Ruh of 8 Stone Row Lane moves that the Town vote to approve Article 21 and appropriate \$750,000.00 from the Community Preservation Fund Housing Reserve Account for the purposes and subject to the conditions set forth in the warrant. David Twiss seconds the motion.

CPC – Unanimously voted YES

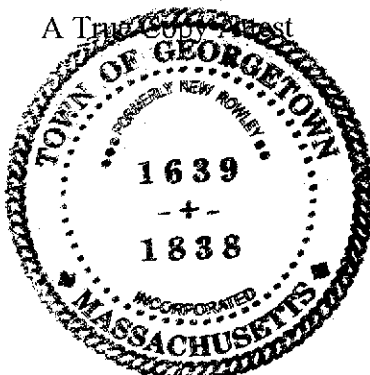
Affordable Housing Trust – proceeds from the sale of 32 Lisa Lane go back to the CPC because they originally funded the purchase of 32 Lisa Lane. Motion carries.

Finance Committee approves 5-0

VOTED: The town voted YES

MAJORITY VOTE

8:46 pm Selectman David Twiss makes a motion to adjourn the Annual Town Meeting (05/02/2022), Steve Epstein and voters (collectively) second the motion. Motion passes at 8:46 pm. Meeting adjourned.



Kerri A. McManus

Kerri A. McManus

Town Clerk

A TRUE COPY ATTEST

Kerri A. McManus
TOWN CLERK
GEORGETOWN, MASSACHUSETTS