

2023 Marshfield Special and Annual Town Meeting Consent Agendas

A consent agenda's purpose is to act expeditiously upon certain types of articles that historically have generated no controversy and can reasonably be voted upon without debate. With a consent agenda, several articles can be addressed with a single vote, thereby ensuring that a greater proportion of Town Meeting's time is dedicated to articles that are the subject of genuine debate.

When the Consent Agenda is called, the Moderator will read out the number of each article, one by one. If a voter has a question or concern about a particular article's inclusion on the Consent Agenda, s/he should say "hold" when the article's number is called. If the purpose of the "hold" is only to ask a simple question, the Moderator will attempt to get the question answered quickly with the goal of leaving the article on the Consent Agenda. Failing that, or if the article is held for debate, the article will be removed from the Consent Agenda. After each article has been called, the Moderator will ask Town Meeting to pass all articles on the Consent Agenda that have not been otherwise removed in two separate votes (one for motions requiring a majority vote and one for motions requiring a 2/3rds vote other quantum of vote). It is hoped that voters will remove articles from the Consent Agenda only in cases where genuine concern exists.

The Consent Agenda, included below, will be taken up before the first Article of the Special Town Meeting and before the first Article Annual Town Meeting on Monday, April 24, 2023.

SPECIAL TOWN MEETING

PART I – SPECIAL TOWN MEETING CONSENT AGENDA – MAJORITY VOTE ARTICLES

MOTION (for articles requiring a majority vote): I move that the Town vote to take out of order STM Articles 3, 5, 7, and 8 and that they be "passed by consent" in accordance with the motions shown on the "2023 Marshfield Special Annual Town Meeting Consent Agenda" as made available to Town Meeting attendees.

ARTICLE 3: Will the Town vote to amend the Marshfield Town Code, Division 2: General Bylaws, §188-11, Position classes and compensation schedules, by deleting the existing Schedule A, General Government Positions and Schedule B, Part-Time and Seasonal Positions, and adding a new Schedule A, General Government Positions and new Schedule B, Part-Time and Seasonal Positions, adopt the Schedule A General Government Personnel Bylaw Positions as set forth below [in the STM Warrant], or take any other action relative thereto. *Requested by Select Board.*

MOTION: The Select Board moves that the Town vote to amend the Marshfield Town Code, Division 2: General Bylaws, Section 188-11, Position classes and compensation, Schedule A and B, as set forth in Article 3 of the April 24, 2023 Special Town Meeting Warrant.

ARTICLE 5: Will the Town vote to appropriate the sum of \$7,630.00 for the supplemental funding of purchase of one sidewalk machine previously approved at the April 25, 2022 Special Town Meeting, and to meet this appropriation, transfer said sum to account 024215135840 (Art 7 4/22 Pickups/Sidewalk Machines) from the unexpended bond proceeds relating to two Capital Borrowing accounts for projects that are complete and no liability remains: 342108025840 (Replace #162 w/10 Wheel ATM 4/21 #4 - \$3,000.00), or take any other action relative thereto. *Requested by the Board of Public Works.*

MOTION: The Board of Public Works moves that the Town vote to appropriate the sum of \$7,630.00 of unexpended bond proceeds from the following two capital borrowing accounts for which the projects are complete and no liability remains: 342108025840 (Replace #162 w/10 Wheel ATM 4/21 #4 - \$3,000.00) and 304214895840 (Replace Bombardier #121 ATM 4/21 #4 - \$4,630.00), and transfer said sum to account no. 024215135840 (Art 7 4/22 Pickups/Sidewalk Machines) to provide supplemental funding to purchase a second sidewalk machine previously approved at the April 25, 2022 Special Town Meeting.

ARTICLE 7: Will the Town vote to appropriate the sum of \$40,000.00, for the purpose of razing and disposing of the structure(s) located at 80 Union Street, and to meet this appropriation, transfer said sum from Water Enterprise Retained Earnings, or take any other action relative thereto.. *Requested by the Board of Public Works.*

MOTION: *The Board of Public Works moves that the Town vote to appropriate the sum of \$40,000.00 for the purpose of razing and disposing of the town-owned structure(s) located at 80 Union Street, and to meet said appropriation transfer said sum from Water Enterprise Retained Earnings.*

ARTICLE 8: Will the Town vote to appropriate the sum of \$100,000.00 for the purpose of preparing and updating Phase I of a Comprehensive Wastewater Master Plan, and to meet said appropriation transfer said sum from Wastewater Enterprise Retained Earnings, or take any other action relative thereto. *Requested by the Board of Public Works.*

MOTION: *The Board of Public Works moves that the Town vote to appropriate the sum of \$100,000.00 for the purpose of preparing and updating Phase I of a Comprehensive Wastewater Master Plan and to meet said appropriation transfer said sum from Wastewater Enterprise Retained Earnings.*

PART 2 – SPECIAL TOWN MEETING CONSENT AGENDA – NINE-TENTHS VOTE ARTICLE

MOTION (for article(s) requiring a nine-tenths (9/10ths vote): I move that the Town vote to take out of order Article 1 and that it be “passed by consent” in accordance with the motions shown on the “2023 Marshfield Annual Town Meeting Consent Agenda” as made available to Town Meeting attendees.

ARTICLE 1 Will the Town vote to approve an expenditure of \$29,926.34 from the corresponding FY2023 budget or transfer from available funds a sum of money for payment of unpaid bills incurred during the previous years as set forth on the below listing [set forth in STM Warrant) of unpaid bills, or take any other action relative thereto. *Requested by the Select Board.*

MOTION: *The Select Board moves that the Town vote to appropriate the sum of \$29,926.34 to pay unpaid bills from prior fiscal years as set forth in the chart under Article 1 of the April 24, 2023 Special Town Meeting Warrant and to meet this appropriation transfer the sums listed from the corresponding department’s FY2023 budget.*

PART 3 – SPECIAL TOWN MEETING CONSENT AGENDA – TWO-THIRDS MAJORITY VOTE ARTICLES

MOTION (for article(s) requiring a two-thirds (2/3rds vote): I move that the Town vote to take out of order Articles 10 and 11 and that they be “passed by consent” in accordance with the motions shown on the “2023 Marshfield Annual Town Meeting Consent Agenda” as made available to Town Meeting attendees.

ARTICLE 10 Will the Town vote to authorize the Select Board to grant and convey access and utility easement(s) for wires, transmission lines, telecommunications lines, utility lines, and conduits and certain solar easements intended to provide unobstructed exposure to sunlight as well as the right, with the advance written approval of the Town, to trim and maintain tress and other vegetation, to certain Lessees of the portions of Town school buildings and properties, including the Governor Winslow

Elementary School and property, Daniel Webster Elementary School and property, Eames Way Elementary School and property, and Marshfield High School and property, in a form acceptable to the Select Board and Town Counsel, to enable the installation and connection of rooftop and other solar facilities to be installed at or on said buildings and properties, or take any other action relative thereto. *Requested by the Select Board.*

MOTION: *The Select Board moves that the Town vote to authorize the Select Board to grant and/or convey: (1) access and utility easement(s) for wires, transmission lines, telecommunications lines, utility lines, and conduits; and (2) certain solar easements intended to provide unobstructed exposure to sunlight to the Lessees utilizing a portion of Town school buildings and properties, including the Governor Winslow Elementary School and property, Daniel Webster Elementary School and property, Eames Way Elementary School and property, and Marshfield High School and property, said easements being in a form acceptable to the Select Board and Town Counsel.*

ARTICLE 11 Will the Town vote to authorize the Select Board to grant and convey to NStar Electric Company d/b/a Eversource Energy, an access and utility easement(s) in a form acceptable to Town Counsel allowing for the installation of utility poles and equipment, underground wires, underground transmission lines, lines for control, relay and communication purposes over, across, upon and under a portion of town-owned property at 965 Plain Street, Marshfield, Massachusetts in locations mutually agreed upon by the Town and Eversource, and generally shown on a sketch plan 08-25-2021 on file with the Select Board. *Requested by the Select Board.*

MOTION: *The Select Board moves that the Town vote to authorize the Select Board to grant and/or convey to NStar Electric Company d/b/a Eversource Energy, access and utility easement(s) in a form acceptable to the Select Board and Town Counsel allowing for the installation of utility poles and equipment, underground wires, underground transmission lines, lines for control, relay and communication purposes over, across, upon and under a portion of town-owned property at 965 Plain Street, Marshfield, Massachusetts in locations mutually agreed upon by the Town and Eversource, and generally shown on a sketch plan 08-25-2021 on file with the Select Board.*

PART 4 SPECIAL TOWN MEETING CONSENT AGENDA – INDEFINITE POSTPONEMENTS

MOTION (majority vote to indefinitely postpone): *I move that the Town vote to take out of order Article 13 and that it be “indefinitely postponed” as shown on the “2023 Marshfield Annual Town Meeting Consent Agenda” as made available to Town Meeting attendees.*

ARTICLE 13 The Select Board moves that the Town vote, upon the recommendation of the Community Preservation Committee acting pursuant to Chapter 44B of the Massachusetts General Laws for open space, conservation and passive recreational purposes, (1) to authorize the Select Board to acquire by gift, purchase or otherwise a certain parcel of land known as and numbered 2160 Ocean Street, Marshfield, MA containing .489 acres, more or less, described in a deed recorded at the Plymouth County Registry of Deeds in Book 6366, Page 130 on terms acceptable to the Select Board and Town Counsel; (2) to appropriate the sum of \$_____ from the Community Preservation Committee’s _____ Reserve Fund to cover the cost and expense of acquiring said property, including all acquisition costs, stewardship fees and costs associated with restricting said property with a perpetual restriction; and (3) to authorize the Town, acting by the Select Board to grant a perpetual restriction in accordance with Chapters 44B and 184 of the Massachusetts General Laws.

ANNUAL TOWN MEETING

PART I – ANNUAL TOWN MEETING CONSENT AGENDA – MAJORITY VOTE ARTICLES

MOTION (for articles requiring a majority vote): I move that the Town vote to take out of order Articles 1, 2, 5, 6, 7, 9, 14, 15 and the first Four (4) Motions under Article 17 (dealing with mandatory set asides and administrative fees and expenses), and that they be “passed by consent” in accordance with the motions shown on the “2023 Marshfield Annual Town Meeting Consent Agenda” as made available to Town Meeting attendees.

ARTICLE 1: Will the Town vote to receive the reports of the Town Officers and Committees, or take any other action relative thereto. *Requested by Select Board.*

MOTION: *The Select Board moves that the Town vote to receive the reports of the Town Officers and Committees in the Annual Report as outlined under Article 1 of the April 24, 2023 Annual Town Meeting warrant.*

ARTICLE 2: Will the Town vote to establish the salaries and compensation of all elected Town Officers for Fiscal Year 2024 as set forth in Article 2 of the April 24, 2023 Annual Town Meeting Warrant. *Requested by the Select Board.*

MOTION: *The Select Board moves that the Town vote to establish the salaries and compensation of all elected Town Officers for Fiscal Year 2024, as outlined under Article 2 of the April 24, 2022 Annual Town Meeting warrant.*

ARTICLE 5: Will the Town vote to set Fiscal Year 2024 total expenditure limitations for the Revolving Funds under Marshfield Town Code, Chapter 95, Finance and Budget Section 95-20, Revolving Fund Bylaw as set forth in the chart below [in the ATM Warrant], or take any other action relative thereto. *Requested by the Select Board.*

MOTION: *The Select Board moves that the Town vote to set Fiscal Year 2024 total expenditure limitations for the Revolving Funds under Marshfield Town Code, Chapter 95, Finance and Budget Section 95-20, Revolving Fund Bylaw, as set forth in Article 5 of the April 24, 2022 Annual Town Meeting warrant.*

ARTICLE 6: Will the Town vote to raise and appropriate, and/or borrow in anticipation of receipt of grant(s) or reimbursements, in accordance with Mass. Gen. L. Chapter 44 Sections 4 and 6A the sum \$741,119.55 to be used with such sum or sums as may be available from the State Highway Fund (or more commonly referred to as Chapter 90 Fund(s)), together with the provisions of easement for the payment of damages and expenses in connection herewith, as well as to authorize the transfer and use for said purpose of any unused balances, or take any other action relative hereto. *Requested by the Board of Public Works.*

MOTION: *The Board of Public Works moves that the Town vote to raise and appropriate, and/or borrow in anticipation of receipt of grant(s) or reimbursements, in accordance with Chapter 44 Sections 4 and 6A of the General Laws, the sum of \$741,119.55 to be used with such sum or sums as may be available to the town for the same purposes by supplemental state appropriation from the State Highway Fund (or more commonly referred to as Chapter 90 Fund(s)) or such other funds, together with the provisions of easement for the payment of damages and expenses in connection herewith, as well as to authorize the transfer and use for said purpose of any unused balances under Chapter 90 Section 34.*

ARTICLE 7 Will the Town vote to raise and appropriate or transfer the sum of \$700.00 to repurchase certain unused and unwanted burial plots and graves, and to meet this appropriation, transfer said sum from available funds (sale of lots and graves); and further, authorize the Board of Public Works to sign any agreements to effectuate the purchase of said plots and graves, accept any deeds in the name of the Town, and also to take any other necessary measures to act on behalf of the Town connected herewith, or take any other action relative thereto.

MOTION: *The Board of Public Works moves that the Town vote to appropriate the sum of \$700.00 to repurchase certain unused and unwanted burial plots and graves, and further to authorize the Board of Public Works to sign any agreements to effectuate the purchase of said plots and graves, accept any deeds in the name of the Town, and to meet this appropriation transfer said sum from available funds from the sale of lots and graves.*

ARTICLE 9 Will the Town vote to appropriate from the PEG Access and Cable Related Fund the sum of \$525,000 to be transferred to Marshfield Community Media, Inc. to be used to support PEG access services consistent with the cable franchise agreements during Fiscal Year 2024, or take any other action relative thereto. *Requested by the Select Board.*

MOTION: *The Select Board moves that the Town vote to appropriate sum of \$525,000 to support PEG access services consistent with the cable franchise agreements during Fiscal Year 2024 and transfer said sum to Marshfield Community Media, Inc. and to meet this appropriation transfer said sum from FY2024 revenue under cable franchise agreements.*

ARTICLE 14 Will the Town vote to amend the Marshfield Town Code, Division 3: Zoning Bylaw, Chapter 305-5.04, Table of Use Regulations, to permit by right accessory apartments in certain residential and business zoning districts [as set forth in ATM Warrant]: *Requested by the Planning Board.*

MOTION: *The Planning Board moves Article 14 as set forth in the April 24, 2023 Annual Town Meeting Warrant.*

ARTICLE 15 Will the Town vote to amend the Marshfield Town Code, Division 3: Zoning Bylaw, Chapter 305-5.04, Table of Use Regulations, to permit by right accessory apartments in certain residential and business zoning districts [and amending Section 305-11.09 as set forth in ATM Warrant]: *Requested by the Planning Board.*

MOTION: *The Planning Board moves Article 15 as set forth in the April 24, 2023 Annual Town Meeting Warrant.*

ARTICLE 17 Will the Town vote to act upon the recommendation of the Community Preservation Committee for the fiscal year beginning July 1, 2023, to expend, or set aside for later expenditure, sums of money from the Community Preservation Fund established pursuant to Massachusetts General Laws Chapter 44B for the following warrant articles:

Item	Fund Category	Project	Amount	Department/Applicant
1.	Historic	To reserve \$255,420 from FY2024 CPA revenues for Historic Reserves	\$255,420	Comm. Pres. Comm.
2.	Open Space/ Recreation	To reserve \$255,420 from FY2024 CPA revenues for Open Space &	\$255,420	Comm. Pres. Comm.

Recreation Reserves

3.	Affordable Housing	To reserve \$255,420 from FY2024 CPA revenues for Affordable Housing Reserves	\$255,420	Comm. Pres. Comm.
4.	Administrative	To reserve \$82,000 from FY2024 CPA revenues for the administrative and operating expenses of the Community Preservation Committee	\$125,000	Comm. Pres. Comm.

MOTION 1: *The Community Preservation Committee moves that the Town vote to appropriate the sum of \$255,420 from Fiscal Year 2024 Estimated Community Preservation Fund revenue to fund the ten percent (10%) Community Preservation Fund Historic Reserve.*

MOTION 2: *The Community Preservation Committee moves that the Town vote to appropriate the sum of \$255,420 from Fiscal Year 2024 Estimated Community Preservation Fund revenue to fund the ten percent (10%) Community Preservation Fund Open Space/Recreation Reserve.*

MOTION 3: *The Community Preservation Committee moves that the Town vote to appropriate the sum of \$255,420 from Fiscal Year 2024 Estimated Community Preservation Fund revenue to fund the ten percent (10%) Community Preservation Fund Affordable Housing Reserve.*

MOTION 4: *The Community Preservation Committee moves that the Town vote to appropriate the sum of \$125,000 from Fiscal Year 2024 Estimated Community Preservation Fund revenue to fund Administrative Expenses for Fiscal Year 2024, said funds to be expended under the direction of the Community Preservation Committee.*

PART 2 – ANNUAL TOWN MEETING CONSENT AGENDA – TWO-THIRDS (2/3RDS) VOTE ARTICLES

None.

PART 3 ANNUAL TOWN MEETING CONSENT AGENDA – INDEFINITE POSTPONEMENTS

MOTION (majority vote to indefinitely postpone): I move that the Town vote to take out of order Articles 16 and 21 and that they be “indefinitely postponed” as shown on the “2023 Marshfield Annual Town Meeting Consent Agenda” as made available to Town Meeting attendees.

ARTICLE 16 Will the Town vote to amend the Marshfield Town Code, Division 3: Zoning Bylaw, Chapter 305-7.02.B.(2), Community service announcements, as follows [in the ATM Warrant]:. *Requested by the Planning Board.*

ARTICLE 21 Petition Article to Authorize the Town of Marshfield to Lease Peter Igo Park to the Friends of Peter Igo Park, Inc.

WHEREAS, Friends of Peter Igo Park, Inc. (FOPIP) is a registered 501(c)3 committed to the maintenance and betterment of Peter Igo Park (the Park), 35 Marshall Ave. as the Park's steward for the benefit of Town of Marshfield (the Town) residents and visitors and
WHEREAS, the Town owns the Park and
WHEREAS, FOPIP has, working in concert with the Town's Department of Public Works (DPW), successfully fulfilled its role as steward of the Park since the Park's renovation in 2014 and
WHEREAS, FOPIP as steward of the Park has received awards from national and local organizations applauding the Park as a whole and
WHEREAS, FOPIP is a financially self-sustaining entity thus reducing the financial burden of the Town and
WHEREAS, FOPIP's efforts are funded through its organization and operation of leagues (such as bocce and volleyball), organized fundraising tournaments and donations from individuals and local businesses and
WHEREAS, FOPIP's efforts are generously supported by services-in-kind donations from local businesses and contractors and
WHEREAS, FOPIP works with the Town's Recreation Department to coordinate FOPIP's leagues and tournaments to avoid any time conflicts with Town sponsored recreational programs at the Park and
WHEREAS, FOPIP seeks to streamline its stewardship of the Park through the execution of an agreement with the Town to lease the Park for one dollar per year.
BE IT AGREED THAT the Town is authorized to lease the Park to FOPIP for a rolling period 10 years for one dollar per year.
BE IT FURTHER AGREED THAT the Town's lease of the Park be reauthorized by the DPW on an annual basis to ensure that FOPIP is fulfilling its responsibilities as steward of the Park.
Requested by Citizens Petition, Russell Ellis, et.al.
