

**SPECIAL TOWN MEETING
APRIL 9, 2007**

The Special Town Meeting scheduled to be held on April 9, 2007, at 7:00 p.m., was called to order by the Moderator, Frances E. Botelho-Hoeg, at 8:01 p.m. at the Kingston Intermediate School, 65 Second Brook Street, Kingston, Massachusetts.

The Moderator stated that it was obvious that proper notice had been given and the reading of the warrant was waived.

The vote checkers were: Christine M. Chipman, Hannah M. Creed, Nancy B. Delaney, Lynn M. Flood, Mary M. Leone, Maureen C. Mauriello, Diane T. Scully and Maureen E. Twohig. The doorkeepers Mary E. Boutin, Priscilla W. Brackett, Maureen L. Buitenhuis and Harry E. Monks, Jr.

Due to the large turnout, the school cafeteria was set up and utilized to accommodate additional voters. The Moderator appointed and swore in John P. Creed as Assistant Moderator to oversee the proceedings in that room.

The sworn tellers in the auditorium were Paul L. Armstrong, Paul F. Basler, George A. Cappola, George D. Cravenho and Ronald A. Gleason. The sworn tellers in the cafeteria were Donald O. Ducharme, John V. Lehmann and Eugene A. Santoro.

On the motion of Joseph D. Kelleher, VOTED that the following non-residents and non-registered residents be allowed to enter and address the Town Meeting:

Mark R. Reich, Town Counsel
Kevin R. Donovan, Town Administrator
Joan Paquette, Town Accountant
Thomas Bott, Town Planner
Lusia Stewart, Library Director
Jennifer Scavone, Secretary to Wage & Personnel Board
Stan Elkerton, SEA Consultants
Marie Harris, SEA Consultants

ARTICLE 1. On the motion of Joseph D. Kelleher, VOTED that the Town appropriate the sum of \$100,000.00 to supplement the appropriations to the FY 07 Operating Budgets to the following accounts, and to meet this appropriation the sum of \$57,003.84 be transferred from the unexpended appropriations in the Municipal Building Insurance Trust; and \$42,996.16 be transferred from the unexpended appropriations authorized by the vote from Account 01350 57700 Vocational Education; and to authorize the Town Accountant to allocate such sums to the appropriate operating budgets:

Fire Department Overtime	\$ 45,000.00
Police Department Overtime	40,000.00
Street, Trees & Parks	
Expenses - Storm Water Discharge	7,500.00
Conservation Commission	
Expenses - Dam Inspection	<u>7,500.00</u>
	\$100,000.00

FINANCE COMMITTEE RECOMMENDED FAVORABLE ACTION.

ARTICLE 2. On the motion of Jean M. Landis-Naumann, VOTED that the Town appropriate the sum of \$371,155.00 to be expended in anticipation of reimbursement authorized for the State's share of the cost of work to be done under Chapter 90 of the General Laws.

FINANCE COMMITTEE RECOMMENDED FAVORABLE ACTION.

ARTICLE 3. On the motion of Ralph T. Calderaro, VOTED that the Town appropriate from the Undesignated Fund Balance of the Community Preservation Fund the sum of \$10,000 to meet the administrative expenses of the Community Preservation Committee for Fiscal Year 2007 as follows:

Personnel Services	\$ 1,500
Expenses	<u>8,500</u>
	\$ 10,000

FINANCE COMMITTEE RECOMMENDED FAVORABLE ACTION.

ARTICLE 4. On the motion of Robert R. Kostka, VOTED UNANIMOUSLY that the Town appropriate \$350,000 for continued repair and replacement of water mains throughout the distribution system; and to meet this appropriation the Treasurer, with the approval of the Board of Selectmen, be authorized to borrow \$350,000 under the provisions of Massachusetts General Laws Chapter 44, Section 8, or other enabling authority; and that the Board of Water Commissioners be authorized to take any action necessary to carry out this project.

FINANCE COMMITTEE RECOMMENDED FAVORABLE ACTION.

ARTICLE 5. On the motion of Sandra D. MacFarlane, VOTED that the Town authorize the Board of Selectmen to acquire by eminent domain and to accept the deed to the Town for road construction purposes of an easement interest in all or a portion of the parcels of land described in the Warrant, upon such terms and conditions as the Board of Selectmen shall determine to be appropriate. Said easement parcels being shown on a plan entitled "Easement Plan, Pembroke Street (Route 27), Kingston, Massachusetts" prepared for the Town of Kingston, dated December 26, 2006, and prepared by A-Plus Construction Services Corporation, 17 Accord Park Drive, Norwell, Massachusetts; and further, to authorize the Board of Selectmen to enter into all agreements and take all related actions necessary or appropriate to carry out these acquisitions.

Said parcels of land are described as follows:

1. A portion of land located at across from 303 Pembroke Street in the Town of Kingston shown as Lot 4 on Assessors Map 1 being the same property described in the deed recorded with the Plymouth County Registry of Deeds in Book 9410, Page 272 containing 3,511 square feet, more or less.
2. A portion of land located at across from 301 Pembroke Street in the Town of Kingston shown as Lot 4 on Assessors Map 1 being the same property described in the deed recorded with the Plymouth County Registry of Deeds in Book 9410, Page 272 containing 1,287 square feet, more or less.
3. A portion of land located at 298 Pembroke Street in the Town of Kingston shown as Lot 5 on Assessors Map 1 being the same property described in the deed recorded with the Plymouth

County Registry of Deeds in Book 23,071, Page 322 containing 4,047 square feet, more or less.

4. A portion of land located at 292 Pembroke Street in the Town of Kingston shown as Lot 1 on Assessors Map 8 being the same property described in the deed recorded with the Plymouth County Registry of Deeds in Book 29,766, Page 159 containing 600 square feet, more or less.

5. A portion of land located across from 197 Pembroke Street in the Town of Kingston shown as Lot 40 on Assessors Map 9 being the same property described in the deed recorded with the Plymouth County Registry of Deeds in Book 5055, Page 451 containing 746 square feet, more or less.

6. A portion of land located at 5 Reed Street in the Town of Kingston shown as Lot 5 on Assessors Map 16 being the same property described in the deed recorded with the Plymouth County Registry of Deeds in Land Court Certificate 84067 containing 160 square feet, more or less.

7. A portion of land located at 43 Reed Street in the Town of Kingston shown as Lot 12 on Assessors Map 17 being the same property described in the deed recorded with the Plymouth County Registry of Deeds in Book 16,431, Page 232 containing 168 square feet, more or less.

8. A portion of land located at 156 Pembroke Street in the Town of Kingston shown as Lot 20 on Assessors Map 24 being the same property described in the deed recorded with the Plymouth County Registry of Deeds in Book 10,398, Page 148 containing 1,381 square feet, more or less.

9. A portion of land located at 72 Pembroke Street in the Town of Kingston shown as Lot 15 on Assessors Map 34 being the same property described in the deed recorded with the Plymouth County Registry of Deeds in Book 27,545, Page 217 containing 811 square feet, more or less.

10. A portion of land located at 18 Pembroke Street in the Town of Kingston shown as Lot 57 on Assessors Map 35 being the same property described in the deed recorded with the Plymouth County Registry of Deeds in Book 30,962, Page 54 containing 892 square feet, more or less.

11. A portion of land located at 6 Pembroke Street in the Town of Kingston shown as Lot 9 on Assessors Map 45 being the same property described in the deed recorded with the Plymouth County Registry of Deeds in Book 28,976, Page 15 containing 617 square feet, more or less.

12. A portion of land located on Pembroke Street at the Pembroke/Kingston Town Line in the Town of Kingston shown as Lot 15 on Assessors Map 1 being the same property described in the deed recorded with the Plymouth County Registry of Deeds in Book 12,726, Page 337 containing 457 square feet, more or less.

13. A portion of land located at 287 Pembroke Street in the Town of Kingston shown as Lot 66 on Assessors Map 2 being the same property described in the deed recorded with the Plymouth County Registry of Deeds in Book 22,290, Page 77 containing 795 square feet, more or less.

14. A portion of land located at 2 School Street in the Town of Kingston shown as Lot 15 on Assessors Map 9 being the same

property described in the deed recorded with the Plymouth County Registry of Deeds in Book 30,888, Page 69 containing 2,386 square feet, more or less.

15. A portion of land located across from 202 Pembroke Street in the Town of Kingston shown as Lot 45 on Assessors Map 9 being the same property described in the deed recorded with the Plymouth County Registry of Deeds in Book 32,561, Page 186 containing 1,443 square feet, more or less.

16. A portion of land located at 71 Pembroke Street in the Town of Kingston shown as Lot 35 on Assessors Map 34 being the same property described in the deed recorded with the Plymouth County Registry of Deeds in Book 27,247, Page 182 containing 457 square feet, more or less.

17. A portion of land located at 15 Pembroke Street in the Town of Kingston shown as Lot 39 on Assessors Map 35 being the same property described in the deed recorded with the Plymouth County Registry of Deeds in Book 33,448, Page 196 containing 745 square feet, more or less.

18. A portion of land located at 9 Pembroke Street in the Town of Kingston shown as Lot 12 on Assessors Map 45 being the same property described in the deed recorded with the Plymouth County Registry of Deeds in Book 29,077, Page 124 containing 357 square feet, more or less.

ARTICLE 6. To see if the Town will vote to appropriate a sum of money and authorize the Board of Selectmen to acquire by purchase, gift, or eminent domain, for general municipal purposes including Senior Citizens Center use, a parcel of land identified as appearing on Assessors' Map 35, Lot 28 and containing 4.5 square acres more or less and described in a deed recorded with the Plymouth County Registry of Deeds in Book 3587, Page 721, under such terms and conditions as the Board of Selectmen deems in the best interest of the Town, and to appropriate a sum of money from a grant received by the Commonwealth of Massachusetts pursuant to St. 2006, Chapter 122 line item 7004-0097, and/or other funds in the treasury for the purposes of acquiring additional land for access to and parking for a Senior Citizens Center; and to authorize the Board of Selectmen to take all necessary and appropriate action and enter into such agreements for this purpose, or take any other action relative thereto.

THERE WAS NO MOTION MADE UNDER THIS ARTICLE.

On the motion of Edmund J. King, Jr., VOTED to adjourn without day.

There were 284 voters from Precinct 1, 404 voters from Precinct 2, 247 voters from Precinct 3, and 192 voters from Precinct 4, for a total of 1,127 voters.

Adjournment was at 8:20 p.m.

Respectfully submitted,

Mary Lou Murzyn, MMC/CMMC
Town Clerk

SUMMARY OF SPECIAL TOWN MEETING:

Article Number	Summary	Vote
1	Transfer - Supplement FY07 Operating Budgets	\$100,000.00
2	Chapter 90	371,155.00
3	Community Preservation Fund - Expenses	10,000.00
4	Borrow - Water Mains	350,000.00
5	Easements - Route 27 Road Construction	VOTED
6	Senior Citizen - Acquisition of Land	NO MOTION