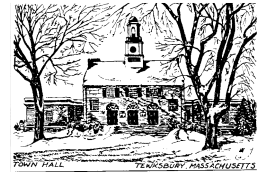




# Town of Tewksbury

TOWN HALL  
1009 MAIN ST  
TEWKSBURY, MASSACHUSETTS 01876



## OFFICE OF TOWN CLERK

DENISE GRAFFEO, CMC/CMMC  
TOWN CLERK

Phone: 978-640-4355  
Fax: 978-851-8610  
[dgraffeo@tewbury-ma.gov](mailto:dgraffeo@tewbury-ma.gov)

Tewksbury Memorial High School  
320 Pleasant Street  
Special Town Meeting  
May 5, 2021

Due to Moderator Todd Johnson's election to the Board of Selectmen, the Moderator position became vacant. The first order of business was the election of a Temporary Moderator. On Monday, May 3, 2021, Todd Johnson, member of the Board of Selectmen, nominated Scott Wilson as Temporary Moderator for the May 3, 2021 Annual Town Meeting and the May 5, 2021 Special Town Meeting. This nomination was seconded by Board of Selectmen Vice Chair Jayne Wellman and confirmed by a vote of the Assembly. Scott Wilson was sworn in as Temporary Moderator by Town Clerk, Denise Graffeo.

On Wednesday, May 5, 2021, there were 116 voters and 10 visitors in attendance.

Moderator Wilson made the following introductory comments:

*The hour of 7:00PM having arrived, and a quorum of voters being present, it is my distinct pleasure to call to order the 2021 Town of Tewksbury Special Town Meeting. My name is Scott Wilson and I am honored to serve in the role of moderator for tonight's town meeting.*

*These are still unusual times due to the pandemic, but we will do our best to make this Town Meeting a familiar experience.*

- *Wear your mask/facial covering*
- *Follow entry and exit signs*
- *Please Social distance*

*Take note of the exits at the front and the back of the gym. Restrooms are located in the rear.*

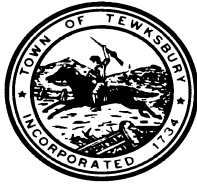
*Let the record show that a properly served and returned warrant is in possession.*

Moderator Wilson led the Assembly in the Pledge of Allegiance and made the following introductory comments:

*As we begin our meeting, I hope that we are able to conduct the meeting professionally as it was on Monday night. Speakers may disagree with any official, with any other voter, volunteer, or any board. As long as we treat each other respectfully this meeting should go smoothly. Residents refusing to conduct themselves in a manner befitting this body will be asked to cede the floor, and potentially be escorted from the meeting in egregious cases. Let's work together to address the issues before this body fairly and efficiently.*

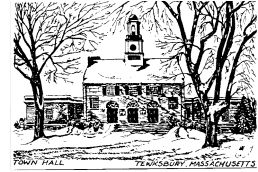
*This meeting is being recorded.*

*As we move through the articles, presenters on the articles will be allowed to speak first on the article before I open the floor to debate. A voter desiring to speak should approach the microphone before me, await recognition by me, and identify oneself by name and street address for the record. I ask members of all boards to do the same. Each speaker is allowed up to five minutes to speak on an article. Please speak clearly into the microphone so the body can hear you. I will let you know when you have 30 seconds left on your time by tapping the podium. When you hear tapping, it is your signal to wrap up your remarks.*



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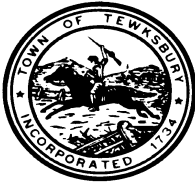
*Please be sure your voter ribbon is showing so that counters can see it when we take standing counts.*

The Moderator introduced the Chairman of the Finance Committee, Rob Kocsmiersky. Mr. Kocsmiersky will make the first motion on every Article unless the Finance Committee is deferring to another board. Mr. Kocsmiersky motioned to Waive the Reading of the Warrant Articles and this motion was Adopted 7:04 PM 5/5/21

Mr. Kocsmiersky motioned to admit non-resident appointed members of any town or regional committee or task force, non-voting employees of the Town of Tewksbury including Assistant Town Manager Steve Sadwick, Fire Chief Joe Kearns, Superintendent of Schools Chris Malone, School Business Manager David Libby, DPW Superintendent Brian Gilbert, Town Engineer Kevin Hardiman, Town Counsel Kevin Feeley, and others, some of whom may be asked to answer resident questions and this motion was Adopted. 7:05 PM 5/5/21

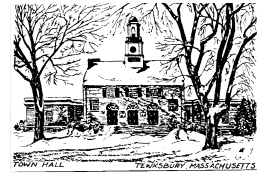
Finance Committee Chairman, Rob Kocsmiersky, motioned to Adjourn the May 5, 2021 Special Town Meeting Sine Die, and this motion was Adopted. 7:14 PM 5/5/21

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### APPROPRIATION CERTIFICATE - SPECIAL TOWN MEETING – MAY 5, 2021

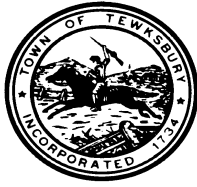
Chief Assessor, Finance Director, Treasurer, Collector, Town Manager, Board of Selectmen, and Finance Committee: Pursuant to Section 15A, Chapter 41, Massachusetts General Laws, I hereby certify to the funds appropriated at the Special Town Meeting, convened by proper Warrant, on May 5, 2021.

ARTICLE		FREE CASH	TRANSFER FROM OTHER AVAILABLE FUNDS	MEMO
1	FY21 BUDGET TRANSFERS		530,830.00	
2	DPW SNOW AND ICE OPERATIONS	479,674.00		
3	TOWN ONE TIME ITEMS	120,326.00		
4	OUTSTANDING BILLS		4,824.78	Library Salaries
	TOTAL	600,000.00	535,654.78	

<b>Free Cash</b>	<b>\$600,000.00</b>	
<b>Transfers</b>		<b>\$535,654.78</b>

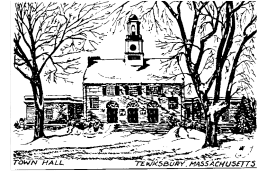
ATTEST:

DENISE GRAFFEO



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### ARTICLE 1

To see if the Town will vote to transfer funds into the Following FY2021 Departmental Budgets; or take any action related thereto:

DEPT	ACCOUNT		BUDGET
	ORG	OBJECT	SHORTFALL
Town Manager Regular Salaries	1011231	5111	5,182
Accounting Regular Salaries	1011351	5120	10,179
Town Hall Energy Utilities	1011922	5210	20,000
Police Salaries Overtime	1042101	5130	85,000
Fire Salaries Overtime	1042201	5160	95,000
Fire Operating-Repairs and Maintenance	1042202	5240	25,000
Streetlights Bond Anticipation Pay Down	1064242	5927	208,517
Solid Waste - Solid Waste Collection	1074252	5291	15,000
Solid Waste -Solid Waste Disposal	1074252	5292	40,000
Essex North Shore Agricultural and Tech. School District	10858402	5652	6,952
Medicare Tax	1109152	5740	20,000
<b>TOTAL SHORTFALL</b>			<b>530,830</b>

Said sum to be transferred from the following available funds:

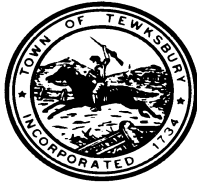
DEPT	ACCOUNT		BUDGET
	ORG	OBJECT	SURPLUS
School Group Insurance	1053002	5711	100,000
Town Group Insurance	1109142	5711	100,000
Library Salaries	1096101	5111	54,313
COA Salaries	1085411	5111	43,000
Fleet Salaries	10640061	5111	25,000
Streetlight Operating	1064242	5210	208,517
<b>TOTAL SURPLUS</b>			<b>530,830</b>

Town Manager

Motion: The Finance Committee motioned to Adopt Article 1

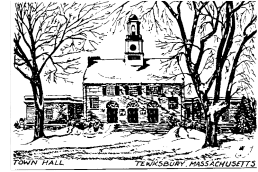
Vote: Article 1 was Adopted Unanimously 7:06 PM 5/5/21

**Executive Summary:** This article transfers funds from accounts with a projected surplus to accounts with a projected deficit or to accounts to allow for the purchase of needed items or services.



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### ARTICLE 2

To see if the Town will vote to transfer \$479,674 into the FY2021 DPW Snow & Ice Budget as follows; or take any action relative thereto.

Department	Account	Amount
DPW Snow & Ice-Salaries	1064231-5130	103,923
DPW Snow & Ice-Operating	Various Accounts	375,751
DPW Snow & Ice-Capital Outlay	1064233-5890	-
<b>Total Transfers In</b>		<b>479,674</b>

Said sum to be transferred from the following available funds:

Department	Account	Amount
July 1, 2020 Certified Free Cash (Surplus Revenue)	1-3590	\$479,674
<b>Total Transfers Out</b>		<b>\$479,674</b>

Town Manager

Motion: The Finance Committee motioned to Adopt Article 2

Vote: Article 2 was Adopted Unanimously 7:07 PM 5/5/21

**Executive Summary:** This article utilizes Free Cash certified as of July 1, 2020 to fund Department of Public Works - Snow and Ice due to the amount of snow and ice events during the winter which exceeded the amount budgeted.

### ARTICLE 3

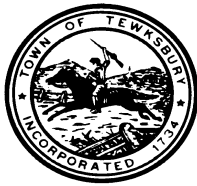
To see if the Town will vote to transfer \$120,326 from Free Cash to fund the following items; or take any action relative thereto.

Middlesex Retirement Assessment	32,000
Mollie Drive Contamination Cleanup	40,000
Livingston Recreation Building Upgrades	19,000
Streetlights Bond Anticipation Note Interest	10,326
Streetlights Bond Anticipation Note Interest	19,000
<b>Total</b>	<b>120,326</b>

Town Manager

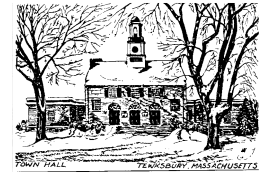
Motion: Town Manager, Richard Montuori presented an Amendment to Article 3  
The Finance Committee motioned to Adopt Article 3 as Amended

Vote: The Amendment was Adopted 7:08 PM 5/5/21  
Article 3 was Adopted as Amended 7:10 PM 5/5/21



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**AMENDMENT:** Delete the word "Interest" in the 5<sup>th</sup> row changing the text to Streetlights Bond Anticipation Note.

Middlesex Retirement Assessment	32,000
Mollie Drive Contamination Cleanup	40,000
Livingston Recreation Building Upgrades	19,000
Streetlights Bond Anticipation Note Interest	10,326
Streetlights Bond Anticipation Note <del>Interest</del>	<u>19,000</u>
<b>Total</b>	<b>120,326</b>

**ARTICLE 3 AS AMENDED:** To see if the Town will vote to transfer \$120,326 from Free Cash to fund the following items; or take any action relative thereto.

Middlesex Retirement Assessment	32,000
Mollie Drive Contamination Cleanup	40,000
Livingston Recreation Building Upgrades	19,000
Streetlights Bond Anticipation Note Interest	10,326
Streetlights Bond Anticipation Note	<u>19,000</u>
<b>Total</b>	<b>120,326</b>

**Executive Summary:** This article utilizes Free Cash certified as of July 1, 2020 to fund various Town expenditures.

### ARTICLE 4

To see if the Town will vote to transfer from the sum of \$4,824.78 from Library Salaries to pay for the following outstanding bill from the previous year; or take any action relative thereto.

Evoqua Water Technologies	4,318.28
City Hall Systems	<u>506.50</u>
<b>Total</b>	<b>4,824.78</b>

Town Manager

Motion: The Finance Committee motioned to Adopt Article 4  
Vote: Article 4 was Adopted Unanimously (9/10 required) 7:13 PM 5/5/21

**Executive Summary:** According to Massachusetts General Laws Chapter 44 § 64, bills that are late must be approved by Town Meeting before payment. This article authorizes the charges to be paid.

Finance Committee Chairman, Rob Kocsmiersky motioned to Adjourn the May 5, 2021 Special Town Meeting Sine Die, and this motion was Adopted. 7:14 PM 5/5/21

RESPECTFULLY SUBMITTED:  
DENISE GRAFFEO, TOWN CLERK