

**TOWN OF SHREWSBURY  
ANNUAL TOWN MEETING  
May 22, 2021**

The meeting was called to order at 8:35 A.M. at the Field House at Shrewsbury High School meeting the State Guidelines for a safe Town Meeting due to Covid-19. The quorum for this particular meeting has been reduced to 100 Town Meeting Members in accordance with Section Chapter 92 of the Acts of 2020.

The moderator led the assembly in the pledge of allegiance to the flag. The assembly remained standing for a moment of silence to remember Brenda Ljunggren who represented Precinct Four from 1988 to her passing on February 13, 2021. Brenda served as an election worker from 1972 to 1999 and on the Board of Registrars from 2000 to her passing.

Moderator James F. Kane announced a quorum of town meeting members in attendance. The official checklist showed 172 town meeting members present, including the moderator and Chair of the Board of Selectmen. As the first order of business the moderator examined the warrant and the constable's return and asked for and received unanimous consent to waive the reading of the warrant. The moderator asked for and received unanimous consent to appoint Robert Ryan as deputy moderator in an adjacent room for people not wearing masks.

The moderator introduced individuals seated on the stage of the auditorium beginning with the Town Manager, the Board of Selectmen, Town Clerk, Town Counsel, Assistant Town Manager, and the Finance Committee.

The moderator explained the procedural rules of town meeting.

A procedural motion presented by the moderator was moved and seconded and it was

**VOTED UNANIMOUSLY** The Town Moderator is authorized, in accordance with Article 2, Section 6 of the General Bylaws, to take the 42 Articles on the printed Warrant for this Meeting out of order, and furthermore, that the Town Moderator may propose that a number of Articles be combined into groups for consideration for a single motion for approval by Town Meeting for each such group; provided, however, that any Article relating to the Zoning Bylaw for which a 2/3 vote is required to adopt a motion thereunder shall not be included in any such grouping, and provided further that if any Town Meeting Member objects to an individual Article being considered within a proposed group of Articles, the Town Meeting Member shall raise his or her hand and say the word "HOLD", in which event such Article shall not be included in the group as proposed and shall instead be considered and acted upon individually by Town Meeting.

An asterisk (\*) indicates articles recommended by the Finance Committee:

**\*Article 1: Report of Town Committee**

**VOTED UNANIMOUSLY** a motion to receive the report of the Beal Early Childhood Center Building Committee.

Good morning Mr. Moderator, Town Meeting Members, and residents of Shrewsbury,

My name is John Lebeaux, and as chair, I am pleased today to offer a report on behalf of the Beal Early Childhood Center Building Committee. As you may recall the building committee was formed by Special Town Meeting on April 13, 2016.

With Building Committee Chair, Selectman Jim Kane's announcement that due to his intention to leave the board in May and to ensure a smooth transition, he would resign at the conclusion of the February 23<sup>rd</sup> Building Committee meeting, the Board voted me February 16<sup>th</sup> as the Selectman to succeed him. The committee voted me as chair February 23<sup>rd</sup>, and I chaired my first monthly committee meeting March 23<sup>rd</sup>.

I would like to thank Town Manager Mizikar and former Committee Chair Kane for all their assistance getting me up to speed.

The committee is comprised of Sandra Fryc, Vice-Chair, Erin McNamara Boucher, Patrick C. Collins, Keith Baldinger, Robert Cox, Christian Girardi, Kevin Mizikar, Joseph Sawyer, and me. As the very proud son of a Major Beal grad, class of 1942, it's a privilege to serve on this committee.

Working with the project team of our contractor, Fontaine Brothers, our architect, Lamoreaux Pagano Associates, and our Owner's Project Representative, PMA Consulting group, the committee has regularly convened in its planning and oversight role on the school project since its inception. I am pleased to report that the building is now approximately 90% complete and many of the final touches are underway including interior finishes, landscaping features and playground equipment.

Given this excellent progress the project remains on schedule and the building will be turned over to the Town this summer. Over the next several weeks, Town staff will be provided over 350 hours of training on how to properly operate and maintain all features of this 142,000 square foot building.

At project inception, the project construction cost estimate was \$74,111,830. After a competitive bidding process the GMP contract was set for \$72,640,604. To date the Building Committee has approved \$278,308 in change orders. That is remarkably low for a project of this size and complexity, just 0.38% of the original contract value. To date, the Town has received \$22,407,940 in reimbursement from the Massachusetts School Building Authority. Simply put the project remains will under budget.

We also remind you that the committee meets regularly on the 4th Tuesday of each month at 6pm. As soon as conditions allow, we hope to offer a tour of the project site to interested residents.

We look forward to inviting Town Meeting Members and the entire community for a ribbon cutting ceremony that is anticipated to be held during the first few weeks of the new school year. Town Meeting Members and the voters of this Town have played critical roles in funding this project. The Building Committee and the entire project team are to be commended for the excellent management of this project to keep it on schedule and under budget despite many challenges including the coronavirus pandemic.

It's most appropriate I acknowledge Mr. Kane's tireless efforts and steadfast leadership of this project. He has fulfilled the high expectations set for building committees in this Town.

In closing, thank you again to town meeting and the residents of Shrewsbury for their support of this important project and I thank you for your kind attention. Thank you Mr. Moderator!

**\*Article 2: Fiscal Year 2021 Budget**

**VOTED** a motion to transfer funds within the Fiscal Year 2021 operating budget as follows:

- 1. \$4,332.12 from Stormwater - Other Charges and Expenditures <4, 5, 6> to Stormwater - Personnel <1, 2, 3>.**

**\*Article 3: Establish Override Stabilization Fund**

**VOTED BY 2/3rds MAJORITY** a motion to establish a Special Purpose Override Stabilization Fund in accordance M.G.L. Chapter 40, Section 5B for the benefit of the General Fund Operating Budget; such fund to be used for the future payment of any expenses of the General Fund.

**\*Article 4: Fund the Override Stabilization Fund**

VOTED UNANIMOUSLY a motion to raise and appropriate the sum of \$3,132,074 to the Override Stabilization Account.

**\*Article 5 Fiscal Year 2022 Operating Budget**

VOTED UNANIMOUSLY a motion to raise the sum of \$137,881,286 in the following manner:

Taxation:	\$133,331,357
Transfer from Free Cash:	\$ 380,250
Transfer from Solid Waste Enterprise	\$ 64,714
Transfer from Sewer Surplus:	\$ 740,454
Transfer from Water Enterprise:	\$ 1,541,321
Transfer from Stormwater Enterprise:	\$ 246,774
Transfer from Title V Loan Repayment Account:	\$ 34,980
Accept from SELCO:	\$ 1,541,436

and appropriate the same to the various departments and purposes as specifically set forth in detail in the report of the Finance Committee as amended except that line items 1, Salaries – Professional, Executive, Administrative, 2, Salaries – Secretarial and Clerical, and 3, Salaries – All Other, be combined under Salaries Grand Total 1-2-3 and considered as one appropriation for all budgets and that line items 4, Contractual Services, 5, Supplies and Materials, and 6, Other Expenses, be combined under Expenses Grand Total 4-5-6, and considered as one appropriation for all budgets and further appropriate all receipts and other sums of money in accordance with and as recommended in said report as amended, and do further move that, in accordance with Chapter 41, Section 108 of the General Laws, the salaries of all elected town officers be fixed at the amounts and rates set forth in the Finance Committee’s report, as amended, effective from July 1, 2021, and all salaries and wages are hereby made effective from July 1, 2021 said wages and salaries to be at the rates set within the Classification and Compensation Plan and in accordance with the Consolidated Personnel Bylaw in effect July 1, 2021 that said report, as amended, be received and placed on file at the office of the Town Clerk.

**\*Article 6 Accept Sum of Money from CATV**

VOTED UNANIMOUSLY a motion to accept a sum of \$800,000 from the Municipal Light Department CATV division in lieu of taxes, and appropriate said sum to the use of the Board of Assessors in fixing the tax rate for Fiscal Year 2022.

**\*Article 7: Accept Sum of Money from Municipal Light Department**

VOTED UNANIMOUSLY a motion to accept a sum of \$237,569 from the Municipal Light Department in lieu of taxes, and appropriate said sum to the use of the Board of Assessors in fixing the tax rate for Fiscal Year 2022.

**\*Article 8: Transfer Funds to Board of Assessors**

VOTED UNANIMOUSLY a motion to transfer the sum of \$500,000 from Free Cash and appropriate said sum to the use of the Board of Assessors in fixing the tax rate for Fiscal Year 2022.

**\*Article 9: Medical Expenses for Retired Disabled Police Officers and Firefighters**

VOTED UNANIMOUSLY a motion to raise and appropriate the sum of \$6,921 to pay the medical expenses of retired disabled police officers and firefighters.

**\*Article 10 Municipal and Residential Solid Waste Collection, Processing and Disposal Services Enterprise**

**VOTED UNANIMOUSLY** a motion to appropriate the sum of \$2,405,995 as follows:

raise from Departmental Receipts (Solid Waste):	\$1,180,144
transfer from Retained Earnings (Solid Waste):	\$ 20,000
raise from Tax Levy:	<u>\$1,205,851</u>
	\$2,405,995

appropriate the same as follows:

<b>OPERATIONS</b>	
Salaries 1	0
Salaries 2	\$0
Salaries 3	\$0
<i>Sub-Total 1-2-3</i>	<i>\$0</i>

Contractual Serv 4	\$2,199,620
Supplies & Materials 5	\$190,875
Other Expenses 6	15,500
<i>Sub-Total 4-5-6</i>	<i>\$2,405,995</i>
<i>Separately Ident Appr 9</i>	<i>\$0</i>
<i>TOTAL 1-9</i>	<i>\$2,405,995</i>

to operate the Municipal and Residential Solid Waste Collection, Processing and Disposal Services Enterprise.

**\*Article 11: Sewer Surplus Account**

**VOTED UNANIMOUSLY** a motion to transfer the sum of \$6,697,947 from the Sewer Surplus Account as follows:

<b>OPERATIONS</b>	
Salaries 1	\$54,126
Salaries 2	\$0
Salaries 3	\$383,356
<i>Sub-Total 1-2-3</i>	<i>\$437,482</i>
Contractual Serv 4	\$585,000
Supplies & Materials 5	\$114,750
Other Expenses 6	\$40,000
<i>Sub-Total 4-5-6</i>	<i>\$739,750</i>
<i>Separately Ident Appr 9</i>	<i>\$5,520,715</i>
<i>TOTAL 1-9</i>	<i>\$6,697,947</i>

To operate the Sewer system.

**\*Article 12 Sewer Capital Budget**

**VOTED UNANIMOUSLY** a motion to transfer the sum of \$2,017,500 from the Sewer Surplus Account and \$70,000 from the Inflow & Infiltration Fund to fund all the purposes listed in the printed Article and the following capital projects/items:

Rolfe & Maple Pump Stations	\$640,000
Inflow & Infiltration Work	\$650,000
Sewer Pump Station Evaluations/Improv	\$105,000
Radio Telemetry Upgrade/SCADA	\$250,000
Private Inflow & Infiltration Investigations	\$25,000
Replace Tk #60 - 2013 Chevy 1500 (50% of cost)	\$17,500
Replace Tk #61 2012 Chevy 2500	\$60,000
Replace Tk #72 2013 Chevy 2500	\$60,000
Jordan Pond Underground Storage Tank Release	\$30,000
Capital Improvement Reserve	\$250,000
<b><i>TOTAL CAPITAL INVESTMENTS</i></b>	<b><i>\$2,087,500</i></b>

**\*Article 13 Water Operating Budget**

**VOTED UNANIMOUSLY** a motion to raise the sum of \$2,828,303 from Departmental Receipts (Water Services) and appropriate the same as follows:

<b>OPERATIONS</b>		
	Salaries 1	\$54,126
	Salaries 2	\$0
	Salaries 3	\$629,094
	<i>Sub-Total 1-2-3</i>	<i>\$683,220</i>
	Contractual Serv 4	\$667,000
	Supplies & Materials 5	\$309,500
	Other Expenses 6	\$37,000
	<i>Sub-Total 4-5-6</i>	<i>\$1,013,500</i>
	<i>Separately Ident Appr 9</i>	<i>\$1,131,583</i>
	<b><i>TOTAL 1-9</i></b>	<b><i>\$2,828,303</i></b>

**\*Article 14 Water Capital Budget**

**VOTED UNANIMOUSLY** a motion to appropriate of \$1,901,745 as follows:  
**raise from Departmental Receipts (Water Rates):** **\$1,530,376**  
**transfer from Water System Improvement Account:** **\$ 331,779**  
**transfer from Water Conservation Funds:** **\$ 39,590**  
**\$1,901,745**

to fund all the purposes listed in the printed Article and the following capital projects/items:

Water Main Replacement	\$900,000
Oak Street Tank Cleaning/Painting	\$886,245
Replace Tk #60 - 2013 Chevy pickup	\$17,500
Replace Heavy Duty Trailer	\$35,000
Purchase Water Line Locating Equipment	\$10,000
Purchase Hydraulic Hammer	\$18,000
Purchase Storage Structure	\$35,000

**TOTAL** **CAPITAL** **INVESTMENTS**  
**\$1,901,745**

**\*Article 15 Stormwater Operating Budget**

**VOTED UNANIMOUSLY** a motion to raise the sum of \$1,357,205 from Departmental Receipts(Stormwater Services) and appropriate the same as follows:

OPERATIONS		
Salaries 1		\$0
Salaries 2		\$0
Salaries 3		\$224,705
<i>Sub-Total 1-2-3</i>		\$224,705
Contractual Serv 4		\$830,000
Supplies & Materials 5		\$2,500
Other Expenses 6		\$300,000
<i>Sub-Total 4-5-6</i>		\$1,132,500
<i>Separately Ident Appr 9</i>		\$0
<i>TOTAL 1-9</i>		\$1,357,205

to operate the Stormwater Services Enterprise.

**\*Article 16 Stormwater Capital Budget**

**VOTED UNANIMOUSLY** a motion to raise and appropriate of \$346,021 from Stormwater departmental receipts and transfer \$153,979 from retained earnings (Stormwater) to fund all the purposes listed in the printed Article and the following capital projects/items:

Drainage Projects	\$275,000
Replace Truck 34, 2009 Street Sweeper	\$225,000

*TOTAL CAPITAL INVESTMENTS* *\$500,000*

**\*Article 17 Capital Budget**

**VOTED UNANIMOUSLY** a motion to appropriate the sum of \$1,941,360 to fund the costs associated with the adoption of an Omnibus Capital Budget for the fiscal period beginning July 1, 2021 as follows:

<b>Department</b>	<b>Project</b>	<b>Amount</b>
Senior Center	Senior Center Security System	\$24,000
Engineering	Sidewalk Improvements	\$150,000
Fire	Ford Escape Replacement	\$65,000
	Brivio Install at Stations 2 and 3	\$31,000
Highway	Replace Truck 1 2015 Chevy pickup	\$50,000
	Replace Truck 16 1997 Cat loader	\$239,000
	Installation of Vehicle Lifts	\$125,000
Library	Computer Hardware Refresh	\$45,572
Parks and Recreation	Truck replacement	\$57,000
	Dean Park Playground	\$200,000
	Maple Ave Roof	\$20,000
Police	Cruiser Replacements	\$237,188
Public Buildings	Replace 1999 pickup truck 105	\$35,000
	Replace 2001 Van (former Library)	\$40,000
	Remodel A/V Collaborative-SHS	\$100,000
	High School Brick Repair	\$100,000
	Town Hall Roof Repair	\$230,650
	Floral HVAC repairs	\$100,000
	Town Hall Old Selectmen Room Renovation	\$10,200

Aerohive Wireless Network	\$39,600.00
IT HW, SW and Peripherals	\$2,500.00
Server Related Equipment	\$20,000.00
Tapitnova Call Accounting	\$4,000.00
Network Upgrades	\$14,000.00
Fortimail Security Appliance	\$1,650.00
<b>TOTAL CAPITAL IMPROVEMENT PLAN</b>	<b>\$1,941,360</b>

**\*Article 18 General Stabilization Fund**

VOTED UNANIMOUSLY a motion to transfer \$750,000 from Free Cash to the General Stabilization Account.

**\*Article 19 Revolving Accounts**

VOTED UNANIMOUSLY a motion to set the Fiscal Year 2022 spending limits for the following revolving accounts established in Article 22 of the General Bylaws:

**Council on Aging Transportation Fund - \$75,000**

**Donahue Rowing Center - \$400,000**

**\*Article 20 CATV PEG Access Operating Budget**

VOTED UNANIMOUSLY a motion to raise the sum of \$403,186 from Departmental Receipts (Cable Television Public, Educational and Governmental Access) and appropriate the same as follows:

<b>OPERATIONS</b>	
<b>Salaries 1</b>	<b>\$0</b>
<b>Salaries 2</b>	<b>\$0</b>
<b>Salaries 3</b>	<b>\$0</b>
<i>Sub-Total 1-2-3</i>	<i>\$0</i>
<b>Contractual Serv 4</b>	<b>\$0</b>
<b>Supplies &amp; Materials 5</b>	<b>\$0</b>
<b>Other Expenses 6</b>	<b>\$0</b>
<i>Sub-Total 4-5-6</i>	<i>\$0</i>
<i>Separately Ident Appr 9</i>	<i>\$403,186</i>
<b>TOTAL 1-9</b>	<b>\$403,186</b>

**\*Article 21 Chapter 90 Local Transportation Aid**

VOTED UNANIMOUSLY a motion to accept a sum of money from the Commonwealth of Massachusetts in accordance with the provisions of Chapter 90 of the General Laws concerning the local transportation aid funding program and transfer said funds to the Highway Department for the purposes of maintaining, repairing, improving and constructing town ways, sidewalks and drains and related eligible expenses.

**\*Article 22 Sale of Cemetery Lots**

VOTED UNANIMOUSLY a motion to transfer the sum of \$18,000 from the Sale of Cemetery Lots account to the Cemetery Department for the care, improvement and embellishment or enlargement of the cemetery.

**Article 23 Prior Fiscal Year Bills**

**DEFEATED** a motion to transfer the sum of \$0 from Free Cash to pay departmental bills contracted in a prior year.

**\*Article 24 Rescind Borrowing Authorization – Library**

**VOTED UNANIMOUSLY** a motion to rescind the excess amount of \$2,958,000 authorized but unissued borrowing from Article 18 of the October 21, 2013 Special Town Meeting for the purpose of renovating and expanding the Shrewsbury Public Library.

**\*Article 25 Rescind Borrowing Authorization – Water Treatment Plant**

**VOTED UNANIMOUSLY** a motion to rescind the excess amount of \$1,910,969 authorized but unissued borrowing from Article 18 of the September 26, 2016 Special Town Meeting for the purpose of planning and construction of a new water treatment plant.

**\*Article 26 Accept Massachusetts General Law Chapter 59, Section 5, Clause 37A**

**VOTED UNANIMOUSLY** a motion to accept the provisions of Massachusetts General Law Chapter 59, Section 5, Clause 37A, tax exemption for the blind.

**\*Article 27 Amend Personnel Bylaw**

A motion made to amend the motion under the printed Article 27.  
Finance Committee recommends amended motion.

**VOTED** an amended motion to amend the Personnel Bylaw in Section 1, Definitions, Section 12, New Personnel, Section 18 Holidays and Section 19 Miscellaneous Leave, by striking all text with a ~~Strikethrough~~ and adding all text shown in ALL CAPITALS and/or Underlined, as follows:

**Section 1. Definitions**

“Introductory Period”, a six month period of time established by the Town after the hire, transfer, or promotion of an employee during which the Town and the employee evaluate whether a successful employment relationship can be sustained.

**Section 12. New Personnel**

b) For new personnel, lateral transfers, and promoted employees, the first six months of full time or part time employment shall be an Introductory Period. During this period the Town determines whether the employee has the knowledge, skills and other qualifications needed to succeed. The employee uses the period to evaluate whether they are a good match for the position and the Town. The period may be extended at the sole discretion of the Town Manager. The successful completion of the Introductory Period does not constitute an employment agreement with the Town or alter the employee’s at will employment status going forward.

**Section 18. Holidays**

a) The following days shall be recognized as legal holidays within the meaning of this Bylaw:

New Year's Day, Martin Luther King's Birthday, Washington's Birthday, Patriots Day, Memorial Day, JUNETEENTH, Independence Day, Labor Day, INDIGENOUS PEOPLE’S DAY / Columbus Day, Veterans' Day, Thanksgiving Day, Christmas Day

**Section 19. Miscellaneous Leave**

a) Bereavement Leave - Employees are entitled up to five (5) business days of bereavement leave, per occurrence, for the death of an immediate family member. Immediate family as used herein shall consist of the employee's spouse, child, mother, father, sister, brother, grandparent, grandchild, mother-in-law, father-in-law, ~~or~~ legal guardian, AND INCLUSIVE OF STEP FAMILY MEMBERS.

b) Employees are entitled up to three (3) business days of bereavement leave, per occurrence, when there is a death in the employee's family other than those listed in the above section. Examples include; brother-in-law, sister-in-law, aunt, uncle, niece or nephew.

Bereavement leave for non-immediate family members may be granted at the recommendation of the department head along with the approval of the town manager.

The Appointive Authority shall have sole jurisdiction over the determination of time off on the part of employees to attend funeral or memorial services for deceased employees or retired employees. THE APPOINTING AUTHORITY HAS THE RIGHT TO REQUIRE ANY DOCUMENTATION THEY DEEM NECESSARY TO DETERMINE RELATIONSHIPS FOR WHICH BEREAVEMENT LEAVE IS BEING REQUESTED.

~~b~~C) Court Leave - A regular employee called for jury duty shall be paid an amount sufficient to bring his salary up to his usual rate of pay. Notice of service shall be filed with the Department Head upon receipt of the summons.

If an employee is required to appear in court as a defendant or litigant in an action arising out of performance of his official duties, they shall be construed to be on duty for the town if such time as they are officially required to be in court falls within the regularly scheduled working hours.

~~e~~D) The Appointive Authority shall have sole jurisdiction over the determination of time off on the part of employees to attend funeral or memorial services for deceased employees or retired employees.

~~e~~E) Personnel in continuous full-time or part-time employment occupying permanent positions subject to this bylaw are entitled to receive personal leave with pay not to exceed two days in any fiscal year to conduct personal business of a compelling nature. Personal leave is not accumulative.

~~e~~F) All absences which do not otherwise carry compensation as set forth in this by-law shall be without pay, except in the case of Department Heads who may be granted additional leave at discretion of the Appointing Authority for cause.

## **\*Article 28 Amend General Bylaws Article 2**

VOTED UNANIMOUSLY a motion to amend the General Bylaws in Article 2, Town Meetings and the Procedure Thereat, Sections 1, 2, 3 and 6 by striking all text shown with a ~~Strikethrough~~ and adding all text shown in ALL CAPITALS and Underlined, as follows:

SECTION 1. The annual meeting of the registered voters of the several precincts for the election of town officers and for voting upon any questions to be submitted to all the registered voters of the town shall be held on the first Tuesday of May in each year at such time and place or places as the Selectmen shall direct in the warrant for such meetings. All other articles in the warrant for the annual meeting shall be acted upon and determined exclusively by town meeting

members at a meeting to be held ~~on the third Monday of May~~ AFTER THE ANNUAL MEETING OF THE REGISTERED VOTERS OF THE SEVERAL PRECINCTS FOR THE ELECTION OF TOWN OFFICERS AND FOR VOTING UPON ANY QUESTIONS BUT BEFORE THE END OF MAY ANNUALLY. THE SELECTMEN SHALL ~~at such~~ SET THE time and place as ~~the Selectmen may determine~~ NO LATER THAN 45 DAYS PRIOR TO THE MEETING, but not earlier than 7:00 o'clock P.M. The terms of office of all elected incumbents which are to expire at the Annual Town Election in 1974 shall continue until the election and qualification of their successors at the May, 1974, town election in accordance with section 107 of Chapter 41, of the General Laws. {KM}

SECTION 2. Notice of every town meeting shall be given by posting an attested copy of the warrant at the Municipal Office Building in Shrewsbury and ~~at the Post Office located at 180 Boston Turnpike (Route 9)~~ UPON THE OFFICIAL WEBSITE OF THE TOWN OF SHREWSBURY within the time prescribed in Chapter 39 of the General Laws. If by reason of fire or otherwise it shall be impossible or impracticable to post such copies, then the same shall be posted at the site of the Municipal Office Building ~~or at the Post Office in Shrewsbury Center.~~ Notices shall be sent by the Town Clerk to town meeting members of the time and place at which the representative town meetings are to be held, such notices to be sent by mail at least seven days before the meeting.

SECTION 3. ~~Special~~ Town Meetings shall be called on any day not earlier than 7:00 o'clock P.M., except that on Saturday they may be called not earlier than ~~two o'clock P.M.~~ EIGHT O'CLOCK A.M.

SECTION 6. ARTICLES FOR THE WARRANT SHALL BE ACTED UPON IN THE ORDER IN WHICH THEY APPEAR ON THE WARRANT. HOWEVER, THE MODERATOR MAY INVOKE THE USE OF A CONSENT AGENDA FOR ARTICLES THAT CAN PROPERLY BE VOTED WITHOUT DEBATE. FURTHER, THE MODERATOR MAY BUNDLE THE VOTES OF ARTICLES OF COMMON SUBJECT. THE MODERATOR SHALL ESTABLISH CLEAR RULES IN ADVANCE OF ANY TOWN MEETING WHERE THEY INTEND TO UTILIZE A CONSENT AGENDA OR BUNDLE ARTICLES WHICH SHALL WITHOUT EXCEPTION INCLUDE HOW A TOWN MEETING MEMBER CAN REMOVE AN ARTICLE FROM A CONSENT AGENDA OR BUNDLE. ~~Articles for the warrant shall be acted upon in the order in which they appear on the warrant.~~ An article may be acted upon before or after its regular order by vote of a majority of the town meeting members present and voting thereon. No article in the warrant shall at any representative town meeting finally be disposed of by a vote to lay upon the table, indefinitely to postpone, or to take no action thereunder. The Moderator may, however, upon the advice of the Town Counsel, declare any article to be illegal and decline to put it to the meeting for action.

**\*Article 29 Establish General Bylaw Community Preservation Committee**

A motion made for a substitute motion for Article 29.

Finance Committee recommends 5-4

**DEFEATED BY STANDING VOTE: YES 60, NO 101**

**VOTED** a motion to amend the General By-Laws of the Town of Shrewsbury, by inserting a new section entitled "Community Preservation Committee", and to read as follows:

## Section 1: Establishment

There is hereby established a Community Preservation Committee, consisting of nine (9) voting members pursuant to MGL Chapter 44B (the "Act"). The composition of the committee, the appointment authority and the term of office for the committee members shall be as follows:

One member of the Shrewsbury Conservation Commission as designated by that Commission.

One member of the Shrewsbury Historical Commission as designated by that Commission.

One member of the Shrewsbury Planning Board as designated by that Board.

One member of the Shrewsbury Parks and Cemetery Commission as designated by that Commission.

One member of the Shrewsbury Housing Authority as designated by the Authority.

Four (4) members to be appointed at large by the Shrewsbury Board of Selectmen. At large members must be residents of Shrewsbury.

The members appointed by the Conservation Commission, the Historical Commission, the Planning Board, the Parks Recreation and Cemetery Commission, and the Housing Authority shall be appointed annually for a term of one year. The four (4) at large members appointed by the Board of Selectmen are appointed as follows: The at large members shall first be appointed in staggered terms (two (2) appointees for 3 year terms; One (1) appointee for a 2 year term; One (1) appointee for a 1 year term) and subsequently be appointed for a term of three years. After the initial appointment of the members of the Committee, any vacancy occurring in the Committee from any cause may be filled for the remainder of the unexpired term by the Commission, Board or Authority, as the case may be, which made the initial appointment, for the remainder of the unexpired term. Such appointment shall be made not less than seven days following notice of intent to fill such vacancy.

Should any of the Commissions, Boards, Councils, or Committees who have appointment authority under this Chapter be no longer in existence for whatever reason, the appointment authority for that Commission, Board, Council, or Committee shall become the responsibility of the Board of Selectmen.

The Committee shall elect a Chairman and Vice Chairman from among its members and shall elect a Secretary who need not be a member of the Committee. After having a public hearing and requesting recommendations from Town boards and committees, the Committee shall adopt policies, rules and regulations for conducting its affairs and for carrying out its responsibilities. Any member of the Committee may, after a public hearing before the Commission, Board or Authority which appointed the said member, be removed for cause by majority vote of such Commission, Board or Authority.

## Section 2: Duties

(1). The Community Preservation Committee shall study the needs, possibilities, and resources of the Town regarding community preservation. The Committee shall consult with existing municipal boards, including the Conservation Commission, the Historical Commission, the Planning Board, the Board of Selectmen, the Parks and Cemetery Commission and the Housing Authority, or persons acting in those capacities or performing like duties, in conducting such studies. As part of its study, the Committee shall hold one or more public informational hearings on the needs, possibilities and resources of

the Town regarding community preservation possibilities and resources, notice of which shall be posted publicly and published for each of two weeks preceding a hearing in a newspaper of general circulation in the Town.

(2). The Community Preservation Committee, upon completion of a public hearing on each project, shall make recommendations to the Town Meeting for the acquisition, creation and preservation of open space; for the acquisition, preservation, rehabilitation and restoration of historic resources; for the acquisition, creation and preservation of land for recreational use; for the creation, preservation and support of community housing; and for the rehabilitation or restoration of open space, land for recreational use and community housing that is acquired or created as provided in this section. With respect to community housing, the Community Preservation Committee shall recommend, wherever possible, the reuse of existing buildings or construction of new buildings on previously developed sites.

(3). The Community Preservation Committee may include, in its recommendation to the Town Meeting, a recommendation to set aside for later spending funds for specific purposes that are consistent with community preservation but for which sufficient revenues are not then available in the Community Preservation Fund to accomplish that specific purpose or to set aside for later spending for general purposes that are consistent with community preservation. The Community Preservation Committee may recommend the issuance of general obligation bonds or notes in anticipation of revenues to be raised pursuant to section 3 of the Act.

In every fiscal year, the Community Preservation Committee shall recommend either that the legislative body spend, or set aside for later spending, not less than 10% of the annual revenues in the Community Preservation Fund in each of the following areas for (a) open space (not including land for recreational use), (b) historic resources; and (c) community housing.

As provided in the Massachusetts Community Preservation Act, no expenditures shall be made from the Community Preservation Fund without the approval of Town Meeting.

(4). The Community Preservation Committee shall present their recommended articles for inclusion on the Annual Town Meeting warrant and any Special Town Meeting warrant within the timeframe established by the Board of Selectmen for the warrant process.

### Section 3: Requirement for a quorum and cost estimates

The Community Preservation Committee shall comply with the provisions of the Open Meeting Law, G.L. c.39, 23B. The Community Preservation Committee shall not meet or conduct business without the presence of a quorum. A majority of the members of the Community Preservation Committee shall constitute a quorum. The Community Preservation Committee shall approve its actions by majority vote. Recommendations to the Town Meeting shall include the Community Preservation Committee's anticipated costs.

### Section 4: Amendments

This Chapter may be amended from time to time by a majority vote of the Town Meeting, provided that the amendments would not cause a conflict to occur with MGL, Chapter 44B.

### Section 5: Severability

In case any section, paragraph or part of this chapter be for any reason declared invalid or unconstitutional by any court of last resort, every other section, paragraph or part shall continue in full force and effect.

## Section 6: Effective Date

This bylaw shall take effect after all requirements of MGL Chapter 40, Section 32 have been met, including approval by the Attorney General of the Commonwealth, and the Town has accepted Chapter 44B, Section 3-7 inclusive. Each appointing authority shall have 30 days after approval by the Attorney General to make its initial appointments.

## **\*Article 30 Establish a General Bylaw Affordable Housing Trust**

**VOTED UNANIMOUSLY** a motion to amend the General By-Laws of the Town of Shrewsbury by inserting a new section entitled “Affordable Housing Trust”, and to read as follows:

There shall be the Town of Shrewsbury Affordable Housing Trust, the purpose of which shall be to provide for the preservation and creation of affordable housing in the Town of Shrewsbury for the benefit of low and moderate income households. The Trust shall be governed by a Board of Trustees in accordance with Massachusetts General Laws Chapter 44, Section 55C and the authority granted by this Bylaw.

### Section 1: Name of the Trust

The trust shall be called the “Town of Shrewsbury Affordable Housing Trust” (hereinafter referred to as the “Trust”).

### Section 2: Purpose

The purpose of the Trust shall be to provide for the creation and preservation of affordable housing in the Town of Shrewsbury for the benefit of low and moderate income households and for the funding of community housing, as defined in and in accordance with the provisions of Chapter 44B of the General Laws.

### Section 3: Board of Trustees

There shall be a Board of Trustees (the “Board”) of the Shrewsbury Affordable Housing Trust which shall consist of five (5) Trustees as follows: one (1) member of the Board of Selectmen, the Town Manager or Assistant Town Manager, with the three (3) remaining of the Trustees to be appointed by the Board of Selectmen. Trustees shall serve for a term of two years, except that two of the initial trustee appointments shall be for a term of one year, and may be re-appointed at the discretion of the Board of Selectmen.

Excluding the Town Manager and Assistant Town Manager, only persons who are residents of the Town of Shrewsbury shall be eligible to hold the office of Trustee. Any Trustee who ceases to be a resident of the Town of Shrewsbury shall cease to be a Trustee hereunder and shall promptly provide a written notification of the change in residence to the Board and to the Town Clerk.

Any Trustee may resign by written instrument, signed and acknowledged by such Trustee and duly filed with the Town Clerk. If a Trustee shall die, resign, or for any other reason cease to be a Trustee hereunder before his/her term of office expires, a successor shall be appointed by the Board of Selectmen to fill such vacancy provided that in each case the said appointment and acceptance in writing by the Trustee so appointed is filed with the Town Clerk. Trustees may be removed at any time for cause by a majority vote of the Board of Selectmen following a properly noticed public hearing. Cause shall include, but not be limited to, violation of any local, state, or federal law; inactivity in business of the Board; incapacity to perform the duties of a Trustee; acts of the Trustee, that in the opinion of the Board of Selectmen, are negligent or detrimental to the Town of Shrewsbury or the Trust.

### Section 4: Meetings of the Trust

The Board shall meet no less four (4) times per year at such time and at such place as the Board shall determine. Notice of all meetings of the Board shall be given in accordance with the provisions of the Open Meeting Law, M.G.L. c.30A, §§18-25. A quorum at any meeting shall be a majority of the Board.

#### Section 5: Powers of Trustees

The Powers of the Trustees shall be the following, except that (a) any purchase, sale, lease, exchange, transfer or conveyance of any interest in real property must be approved by two-thirds vote of the Trustees; (b) the Board may incur debt, borrow money, grant mortgages and pledge Trust assets only in an amount not to exceed 80% of the Trust's total assets; (c) any debt incurred by the Board shall not constitute a pledge of the full faith and credit of the Town of Shrewsbury and all documents related to any debt shall contain a statement that the holder of any such debt shall have no recourse against the Town of Shrewsbury with an acknowledgement of said statement by the holder; and (d) any expenditure by the Trust to any one party in a cumulative amount exceeding \$200,000.00 or donations to any charitable organization by the Trust shall also be approved by a majority vote of the Board of Selectmen prior to finalizing the transaction.:

(1) to execute a Declaration of Trust and Certificate of Trust for the Shrewsbury Affordable Housing Trust to be recorded with Registry of Deeds and filed with the Land Court.

(2) to accept and receive real property, personal property or money, by gift, grant, contribution, devise or transfer from any person, firm, corporation or other public or private entity, including but not limited to money, grants of funds or other property tendered to the trust in connection with any ordinance or by-law or any general or special law or any other source, including money from chapter 44B; provided, however, that any such money received from chapter 44B shall be used exclusively for community housing and shall remain subject to all the rules, regulations and limitations of that chapter when expended by the Trust, and such funds shall be accounted for separately by the Trust; and provided further, that at the end of each fiscal year, the Trust shall ensure that all expenditures of funds received from said chapter 44B are reported to the community preservation committee of the city or town for inclusion in the community preservation initiatives report, form CP-3, to the department of revenue;

(3) to purchase and retain real or personal property, including without restriction investments that yield a high rate of income or no income;

(4) to sell, lease, exchange, transfer or convey any personal, mixed, or real property at public auction or by private contract for such consideration and on such terms as to creditor otherwise, and to make such contracts and enter into such undertaking relative to Trust property as the Board deems advisable notwithstanding the length of any such lease or contract;

(5) to execute, acknowledge and deliver deeds, assignments, transfers, pledges, leases, covenants, contracts, promissory notes, releases, grant agreements and other instruments sealed or unsealed, necessary, proper or incident to any transaction in which the Board engages for the accomplishment of the purposes of the Trust;

(6) subject to the approval of the Town Manager, in his/her sole and absolute discretion, to employ advisors and agents, such as accountants, appraisers and lawyers as the Board deems necessary;

(7) subject to the approval of the Town Manager, in his/her sole and absolute discretion, to pay reasonable compensation and expenses to all advisors and agents and to apportion such compensation between income and principal as the Board deems advisable;

(8) with advice from the Town Treasurer, to apportion receipts and charges between incomes and principal as the Board deems advisable, to amortize premiums and establish sinking funds for such purpose, and to create reserves for depreciation depletion or otherwise;

(9) to carry property for accounting purposes other than acquisition date values;

(10) subject to the approval of the Board of Selectmen, with advice from the Town Treasurer, to borrow money on such terms and conditions and from such sources as the Board deems advisable, to mortgage and pledge Trust assets as collateral;

(11) to make distributions or divisions of principal in kind;

(12) subject to the approval of the Board of Selectmen, with advice from Town Counsel, to comprise, attribute, defend, enforce, release, settle or otherwise adjust claims in favor or against the Trust, including claims for taxes, and to accept any property, either in total or partial satisfaction of any indebtedness or other obligation, and subject to the provisions of this act, to continue to hold the same for such period of time as the Board may deem appropriate;

(13) to manage or improve real property; and, subject to the approval by the Board of Selectmen, to abandon any property which the Board determined not to be worth retaining;

(14) to hold all or part of the Trust property uninvested for such purposes and for such time as the Board may deem appropriate;

(15) to extend the time for payment of any obligation to the Trust; and

(16) to adopt rules and regulations governing the conduct of the Board, consistent with M.G.L. c. 44 s. 55c.

#### Section 6: Funds Paid to the Trust

Notwithstanding any general or special law to the contrary, all moneys paid to the Trust in accordance with any zoning by-law, exaction fee, or private contribution shall be paid directly into the Trust and need not be appropriated or accepted and approved into the Trust. General revenues appropriated into the Trust become Trust property and these funds need not be further appropriated to be expended. All moneys remaining in the Trust at the end of any fiscal year, whether or not expended by the Board within one year of the date they were appropriated into the Trust, remain Trust property.

#### Section 7: Acts of Trustees

Unless otherwise provided hereunder, a majority of Trustees may exercise any or all of the powers of the Trustees hereunder and may execute on behalf of the Trustees any and all instruments with the same effect as though executed by all the Trustees. No Trustee shall be required to give bond. No license of court shall be required to confirm the validity of any transaction entered into by the Trustees with respect to the Trust Estate.

#### Section 8: Liability

Neither the Trustees nor any agent or officer of the Trust shall have the authority to bind the Town, except in the manner specifically authorized herein. The Trust is public employer and the Trustees are public employees for the purposes of M.G.L. c. 258. The Trust shall be deemed a municipal agency and the Trustees special municipal employees for the purposes of M.G.L. c. 268A.

Section 9: Custodian of Funds

The Town Treasurer shall be the custodian of the funds of the Trust. The books and records of the Trust shall be audited annually by an independent auditor in accordance with accepted accounting practices for municipalities. Costs associated with the independent audit shall be borne by the Trust.

Section 10: Board of the Town

The Trust is a board of the Town for purposes of General Laws Chapter 30B and Section 15A of Massachusetts General Laws Chapter 40; but agreements and conveyances between the Trust and agencies, boards, commissions, authorities, departments and public instrumentalities of the Town shall be exempt from said Chapter 30B.

Section 11: Duration of the Trust

This Trust shall be of indefinite duration, until terminated by a 2/3 vote of the Shrewsbury Town Meeting. Upon termination of the Trust, subject to the payment of or making provisions for the payment of all obligations and liabilities of the Trust and the Trustees, the net assets of the Trust shall be transferred to the Town and held by the Board of Selectmen for affordable housing purposes. In making any such distribution, the Trustees may, subject to the approval of the Board of Selectmen, sell all or any portion of the Trust property and distribute the net proceeds thereof or they may distribute any of the assets in kind. The powers of the Trustees shall continue until the affairs of the Trust are concluded.

Section 12: Compensation of Trustees.

Trustees shall not receive a salary, stipend, bonus or other means of compensation for their service as a Trustee, nor shall they be eligible for any benefits from the Town of Shrewsbury. Trustees may be compensated for reasonable out-of-pocket expenses for travel and other Trust-related expenses. All such out-of-pocket expenses shall be fully documented with receipts for expenses prior to payment by the Trust.

Section 13: Annual Report

The Board shall prepare an annual report describing the yearly activities of the Trust and shall be submitted to the Board of Selectmen and included in the Shrewsbury Annual Town Report. The report shall include an annual audit of the books and records of the Trust and shall be performed by an independent auditor in accordance with accepted accounting practices. The details of the report shall contain, at minimum, a list all financial transactions conducted by the Trust including all revenues and costs, provide a balance sheet of liabilities and assets of the Trust, list an inventory of all affordable housing units created, sold, and/or managed by the Trust, and any other pertinent information related to the business of the Trust.

**\*Article 31 Amend Zoning Bylaw**  
**Section IV Statutory Protections Single & Two Family Homes**

**VOTED UNANIMOUSLY** a motion to amend the Zoning By-Law of the Town of Shrewsbury, Section IV – Continuance of Existing Uses, as follows:

1) *Insert the following **underlined** and ***bolded*** language in Section IV.B.1*

In Rural, Residential and Apartment Districts the extent of the non-conforming use of a structure, **other than a single or two-family home,** shall not be increased more than fifty (50) percent of the gross floor area, nor shall the non-conforming use of land be increased more than fifty (50) percent of the area in use at the time of passage of this Bylaw. In the event the use involves both structure and land, each may be increased no greater than fifty (50) percent. All increases must be confined to the lot as it existed on the date of the adoption of this Bylaw, and shall be subject to all other provisions of the applicable district.

**\*Article 32 Amend Zoning Bylaw**  
**Section VII.C – Accessory Uses**

**VOTED UNANIMOUSLY** a motion to amend the Zoning By-Law of the Town of Shrewsbury, Section VII.C – Accessory Uses, as follows:

*(1) Delete the following in its entirety:*

**C. Accessory Uses:**

Detached accessory buildings such as garages, storage sheds, carports and children's playhouses may be erected in the rear or side yard at least ten (10) feet from the principal building and in conformance with the side yard, rear yard and other requirements of the applicable district.

Detached accessory buildings or structures such as fireplaces, cabanas, electronic antennae, etc., may be erected in the side or rear yard not less than ten (10) feet from the principal building, in conformance with the side yard and front yard requirements of the applicable district and not less than twenty (20) feet from the rear lot line.

Above ground swimming pools greater than 200 square feet but less than 500 square feet in surface area may be erected in the side or rear yard at a distance not less than 10 feet from the lot lines. In ground swimming pools and above ground pools exceeding 500 square feet in surface area may be erected in the side or rear yard in conformance with the side and front yard requirements of the applicable district and not less than twenty (20) feet from the rear lot line. Any deck or platform attached to an above ground pool or any projection therefrom shall be considered an integral part thereof and the entire structure shall be located in conformance with the dimensions noted above.

In ground and above ground swimming pools erected upon corner lots may be installed in the front yard adjacent to the side of a dwelling not less than twenty (20) feet from the street lot line and not less than fifty (50) feet from the point of intersection of the two streets upon which the lot fronts.

An accessory building attached to its principal building shall be considered an integral part thereof, and shall be subject to the front, side and rear yard requirements of the applicable district.

Flagpoles may be erected in any yard ten (10) feet from property lines in conformance with the height requirements of the applicable district.

Fences will not be subject to the front, side and rear yard requirements of the applicable district.

Detached buildings not exceeding 200 square feet in area such as storage sheds and poolhouses may be erected in any yard, except the front, ten (10) feet from property lines.

(2) Insert in place thereof the following language under Section VII.C – Accessory Uses, as follows:

**C. Accessory Uses:**

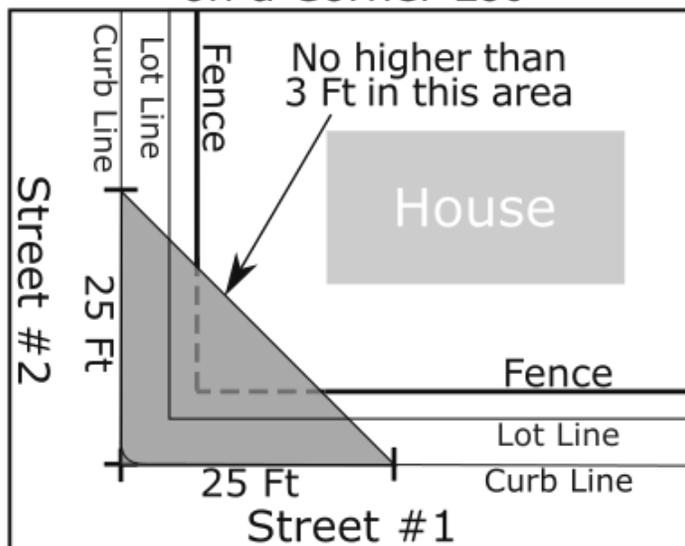
**1. Buildings and Structures**

**TABLE III- Buildings and Structures**

<b>DIMENSIONAL REQUIREMENTS</b>	<b>Distance from Principal Building [Minimum]</b>	<b>Location on Property</b>	<b>Setback Requirements</b>
200 Sq. Ft. or Less Accessory Buildings such as garages, storage sheds, carports, pool houses, outdoor shelters	10	Rear Yard Side Yard Not Front Yard	Not less than ten feet (10') from property lines
Exceeds 200 Sq. Ft. Accessory Buildings such as garages, storage sheds, carports, pool houses, outdoor shelters	10	Rear Yard Side Yard Not Front Yard	Must be in conformance with required setbacks in applicable zoning district
Accessory Structures such as fireplaces, electronic antennae, etc.	10	Rear Yard Side Yard Not Front Yard	Must be in conformance with required side yard setback in applicable zoning district <b>AND</b> Not less than twenty feet (20') from the rear lot line
Flagpoles	10	Any yard	Not less than ten feet (10') from property lines

			<b>AND</b> Must be in conformance with height requirements of the applicable zoning district
Fences	0	Any yard	Not subject to any setback requirements of the applicable zoning district
Fences erected on a corner lot	0	Any yard	Not more than three feet (3') above the established street grade, if constructed less than twenty five feet (25') from the point of intersection of the two streets (see <i>Diagram 1</i> )

### Fences Erected on a Corner Lot

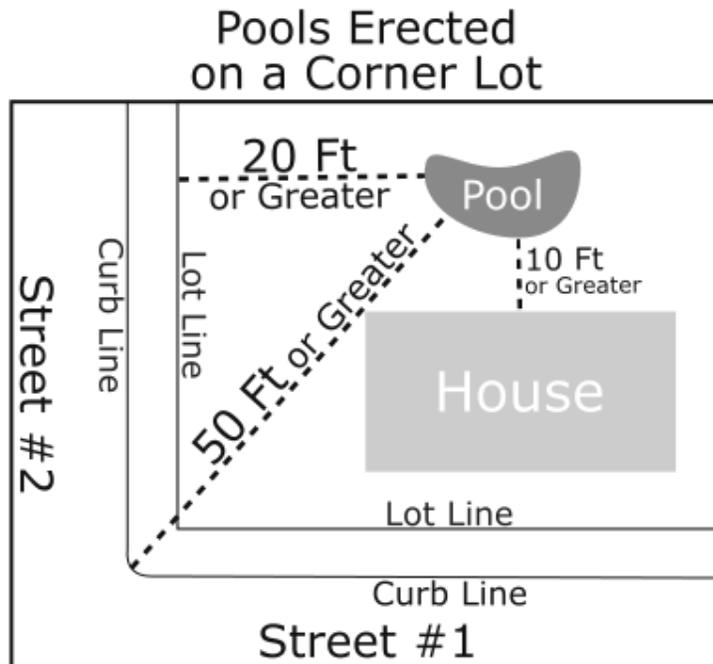


**Diagram 1: Fences Erected on a Corner Lot**

## 2. Swimming Pools

### 3. TABLE IV- Swimming Pools

DIMENSIONAL REQUIREMENTS	Distance from Principal Building [Minimum]	Location on Property	Setback Requirements
Above ground swimming pools that exceed 200 Sq. Ft. but are 500 Sq. Ft. or less	10	Rear Yard Side Yard Not Front Yard	Not less than ten feet (10') from the lot lines
Above ground swimming pools that exceed 500 Sq. Ft. <b>AND</b> All in-ground swimming pools	10	Rear Yard Side Yard Not Front Yard	Must be in conformance with required side yard setback in applicable zoning district <b>AND</b> Not less than twenty feet (20') from the rear lot line
All in-ground and above ground swimming pools erected on a corner lot	10	Side Yard Front Yard	Not less than twenty feet (20') from the front yard lot line <b>AND</b> Not less than fifty feet (50') from the point of intersection of two streets (see <i>Diagram 2</i> ) <b>AND</b> Must be in conformance with required side yard setbacks of the applicable zoning district
Decks or platforms attached to above ground pools	10	Rear Yard Side Yard Not Front Yard	Considered part of pool structure <b>AND</b> Must be in conformance with required setbacks of swimming pool in applicable zoning district



**Diagram 2: Pools Erected  
on a Corner Lot**

**\*Article 33 Amend Zoning Bylaw  
Zoning Designation to Residence B-2**

**VOTED UNANIMOUSLY** a motion to amend the Zoning Map of the Town of Shrewsbury as follows:

Amend the zoning designation of the following parcels, which are currently partially within the Limited Business District, to be entirely within the Residence B-2 zoning district: A portion of Taft Road, Wesleyan Terrace, and Hascall Street, Assessors Tax Plate 21 Plot Number 178000, Assessors Tax Plate 21 Plot Number 179000, Assessors Tax Plate 22 Plot Number 452000, Assessors Tax Plate 22 Plot Number 145000, Assessors Tax Plate 22 Plot Number 451000, Assessors Tax Plate 22 Plot Number 148000, Assessors Tax Plate 22 Plot Number 154000, Assessors Tax Plate 22 Plot Number 175000, Assessors Tax Plate 22 Plot Number 176000, Assessors Tax Plate 22 Plot Number 177000, Assessors Tax Plate 22 Plot Number 178000; and to amend the zoning designation of the following parcels, which are currently partially within the Residence B-2 zoning district, to be entirely within the Residence B-1 zoning district: A portion of Job Cushing Road and Gates Road, Assessors Tax Plate 22 Plot Number 033000, Assessors Tax Plate 22 Plot Number 055000, or to take any action in relation thereto.

**\*Article 34 (By Petition) Climate**

**VOTED** a motion recognizes that we are in a Climate and Ecological Emergency. This emergency is driven by human activities including fossil fuel combustion and land misuse practices, resulting in global heating. The health, safety, and economic security of the residents of this community are already at risk from rising seas, deadly storms, dangerous heat waves, acidifying oceans, melting ice sheets, and major disruptions to the ecosystems on which our species depend on. Unmitigated greenhouse gas emissions risk food insecurity, future pandemics, and the failure of the electric grid.

Therefore, be it resolved that the Shrewsbury Representative Town Meeting goes on record as declaring that there is a Climate and Ecological Emergency in the town of Shrewsbury. The Town Clerk will send notice of this resolution to the State of Massachusetts Governor's office.

**Article 35 (By Petition) Term Limits for Board of Selectmen and School Committee**

**DEFEATED** a motion to amend the Town Manager Act, Appendix B, Chapter 559 to prohibit any individual from serving more than twelve (12) consecutive years as a member of the Board of Selectmen or School Committee.

**Article 36 (By Petition) Fluoride**

**DEFEATED** a motion to approve a resolution opposing the addition of fluoride to the Town of Shrewsbury's drinking water supply as follows:

**WHEREAS**, the Centers for Disease Control (CDC) has admitted the following during the Food & Water Watch, Inc. et al v. Environmental Protection Agency et al, Case No. 3:17-cv-02162-EMC federal trial:

- The CDC has not found evidence that shows benefit to the child if community water fluoridation or some other form of fluoride is ingested by the mother during pregnancy;
- The CDC is not aware of any evidence demonstrating benefits from consumption of fluoridated drinking water during the first six months of life;
- The CDC does not have any safety data on the tolerable upper fluoride intake for neurotoxic effects on children;

**WHEREAS**, the Environmental Protection Agency (EPA) has admitted the following during the Food & Water Watch, Inc. et al v. Environmental Protection Agency et al, Case No. 3:17-cv-02162-EMC federal trial:

- The EPA admitted fluoride passes through the placenta and gets into the fetal brain
- The EPA acknowledged that the new studies (Bashash, Green, and Till) arising out of the MIREC/ELEMENT birth cohorts which showed an association between fluoride exposure and risk of neurodevelopmental harm (ie. lower IQ & increased ADHD) are the highest quality, most reliable studies to date on the subject;
- The EPA stated that these new MIREC/ELEMENT birth cohort studies are a reason to do an update to the fluoride safety assessment so that people are not overexposed;

**THEREFORE, BE IT RESOLVED**, Shrewsbury Town Meeting goes on record as opposing the addition of fluoride to the Town of Shrewsbury's drinking water supply in order to stop exposing vulnerable subpopulations such as pregnant women to fluoridated water due to the unreasonable risk it poses to their child's brain without any benefit to their child's teeth.

**\*Article 37 Home Rule Amendment  
Mobile Homes Affordable Units**

**VOTED** a motion to amend Article 37, Section 1. (a) by striking out ~~shall~~ and replace with may.

Finance Committee does not recommend the amended motion

**DEFEATED** an amended motion

**VOTED** a motion to end debate and vote the printed motion under Article 37.

**VOTED** a motion to authorize the Board of Selectmen to file a petition with the General Court pursuant to Article 89, Section 8 of the Amendments to the Constitution (Home Rule Amendment), to enact legislation as follows, and provided that the General Court may reasonably vary the form and substance of the requested legislation within the scope of the general public objectives of the petition:

**An Act Relative to Affordable Housing in the Town of Shrewsbury**

**SECTION 1. (a) Notwithstanding section 20 through 23, inclusive, of Chapter 40B of the General Laws and any regulations promulgated thereunder, any manufactured home as defined in section 32Q of chapter 140 of the General Laws, or any other dwelling unit built on a chassis and containing complete electrical, plumbing and sanitary facilities, and designed to be installed on a temporary or permanent foundation for permanent living quarters, having been situated continuously on the same parcel in the Town of Shrewsbury for twenty years or more as of January 1, 2019, and having been assessed as a mobile or manufactured home by the Shrewsbury Board of Assessors, shall be considered "low or moderate income housing," as defined in section 20 of chapter 40B of the General Laws.**

**SECTION 2. This act shall take effect upon its passage.**

**\*Article 38 Land Gift to SELCO  
93 Centech Blvd.**

**VOTED UNANIMOUSLY** a motion to authorize the Shrewsbury Electric and Cable Operations Commission to receive by gift a parcel of land located at and known as 93 Centech Boulevard, Assessors Mblu: 55/007000, said parcel to be acquired for municipal light plant purposes.

**\*Article 39 Improvements to Hartford Turnpike (Route 20)**

**VOTED UNANIMOUSLY** a motion to:

- 1. authorize the Board of Selectmen to acquire by gift, purchase, or taking by eminent domain the fee interest, permanent easements, temporary easements, or any other interests in land as may be deemed necessary to complete the improvements to Hartford Turnpike (Route 20), as shown on a plan entitled “Hartford Turnpike (Route 20) In the Town of Shrewsbury - PS&E Design Plans - Sheets 1 Thru 60 - Dated March 3, 2021”, prepared by the Massachusetts Department of Transportation;**
- 2. to transfer \$50,000 from Free Cash for such acquisitions in real estate;**
- 3. ratify the Town’s acceptance of prior conveyances to the Town for such purposes; and**
- 4. further authorize the Board of Selectmen to convey any of such interests in real estate, once acquired, to the Massachusetts Department of Transportation or its designee for the purpose of completing the roadway improvements.**

**\*Article 40 Shrewsbury Youth and Family Services**

**VOTED UNANIMOUSLY** a motion to transfer \$150,000 from Free Cash for counseling and education services to families.

**\*Article 41 Funding for Management of Lake Quinsigamond Commission**

**VOTED UNANIMOUSLY** a motion to transfer \$25,000 from Free Cash to be paid to the Lake Quinsigamond Commission to fund the expenses associated with the management of Lake Quinsigamond.

**\*Article 42 Wright and Harlow Charitable Trust**

**VOTED UNANIMOUSLY** a motion that the following individuals be named trustees of the Wright and Harlow Charitable Trust Fund:

**Gail E. Clafin  
William A. Davis  
Dawn M. Shannon  
Robert H. Clafin, Jr.  
Stanley R. Holden**

**Closing statement by the Moderator:**

Three quick notes before moving forward:

First, I’d like to thank Kevin Byrne and Chris Mehne for their guidance and assistance in preparing for this meeting.

Second, I plan to offer to Town Meeting a proposal and process to adopt Town Meeting Times and free ourselves from Cushing’s Rules. I think it is time to make the change but want to hear from you.

Third and on the matter of Petition Articles, I have an opinion that matters brought to this town meeting, should have a direct relationship to the statutory and historic role and responsibilities of our Town Meeting.

Therefore, I simply advise you that petition articles will have to be more directly connected to the activities of Town Meeting and its role in order forward to move to this body during the balance of my term.

Again, thank you and do we have a motion to adjourn?

**VOTED** a motion to adjourn at 12:36 P.M.