

TOWN MEETING WARRANT  
and  
REPORT of the FINANCE COMMITTEE  
of the  
TOWN OF FAIRHAVEN  
MASSACHUSETTS

FOR THE  
REMOTE ANNUAL  
TOWN MEETING  
TO BE VOTED UPON  
Tuesday October 20, 2020  
AT 7:00 P.M.



**TUESDAY, OCTOBER 20, 2020**

**THIS MEETING WILL BE CONDUCTED REMOTELY  
VIA ZOOM WEBINAR**

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## Town of Fairhaven Massachusetts

40 Center Street  
Fairhaven, MA 02719

Mark D. Sylvia  
TOWN MODERATOR

Dear Town Meeting Member

The Town Meeting Preview has been scheduled for Thursday, October 15, 2020 from 6pm to 8pm via Zoom webinar. The Town Meeting Preview will be a chance to practice using Zoom Webinar, which will be the platform used for the Tuesday, October 20, 2020 remote Special Town Meeting. In addition, we will run through each of the articles that appear on the Special Town Meeting Warrant and answer any questions you may have.

To participate in the remote Special Town Meeting, you will need to provide contact information (email and telephone number). Once you have provided your contact information, you will receive an email to register for the Town Meeting Preview. If you have not provided contact information to date and would like to participate you can enter your information at this link:

<https://docs.google.com/forms/d/e/1FAIpQLSdsYhT2FfRO58ci1PKgSVV06xyfXR1UwZKb5ccVpv5p-AVVAw/viewform>

There will be instructions to follow in the registration email. Once you have registered you will receive a link that will admit you to the Town Meeting Preview via Zoom Webinar, which will begin at 6pm. This will be the same process followed to participate in the October, 20, 2020 Remote Special Town Meeting.

It is also important to note that Town Meeting Members must be able to access Zoom Video Conferencing. (i.e. Zoom must be downloaded or have an existing account) in order to participate in the Preview or the Special Town Meeting.

If you have any technical questions please contact the Technology Department at [techsupport@fairhavenps.net](mailto:techsupport@fairhavenps.net). or call (774) 473-8136. If you have any accessibility needs/concerns related to a disability, you can contact the Town ADA Coordinator, Town Administrator Mark Rees at [mrees@fairhaven-ma.gov](mailto:mrees@fairhaven-ma.gov) or call (508) 979-4023 x2 by Friday, October 16, 2020.

We strongly suggest anyone who does not already have a Zoom account or is not familiar with Zoom to contact the Technology Department or refer to the training material on the Special Town Meeting webpage at: <https://www.fairhaven-ma.gov/special-town-meeting>

As always, if you have any general remote Special Town meeting questions you can reach me via email at: [msylvia11@comcast.net](mailto:msylvia11@comcast.net) or by calling me at (508) 858-7123.

Sincerely,

TOWN MODERATOR



*Town of Fairhaven  
Massachusetts  
Finance Committee*

October 4, 2020

To Fairhaven Town Meeting Members

At the July Town Meeting, with uncertainty in 2021 revenues, we approved a 1/3 budget minus the 1/12<sup>th</sup> the BOS approved for the month of July. This approved budget provided the town with spending resources thru October.

In September, the Finance Committee began reviewing the balance of the budget with a clearer picture of expected 2021 revenues. The Town Administrator assembled a budget with a shortfall of \$877,572 vs the original 2021 estimate. The shortfall has been covered thru cuts in the General fund operating budgets of \$387,399 and taking \$490,173 from free cash. The cuts in operating expenses includes a number of unplanned activities due to the Pandemic such as cancelled seminars, conferences, and training, and postponement in such things as office furniture, uniforms, and office supplies. Most of the departments have to do some belt tightening, but there are no layoffs in this budget and includes COLAs in the salary and wages line items.

The Capital Budget has been reduced by \$395,300 with postponement of the storage garage at the Hastings Middle School, upgrades to the town phone system, and the bike path overlay. The most controversial item the committee addressed was funding of a new athletic field at the High School. This is a \$1,400,000 purchase covered through a loan and trust fund money. The Finance Committee is recommending proceeding with this project, because the Town continues to be in a strong financial position, the benefit to the students of Fairhaven and a philosophy to increase borrowing to fund large projects down the road. As this project was only approved by a 6-4 vote, a member of the Finance Committee will be issuing a minority report expressing concern with this project in light of cuts in the General Fund Budget and uncertainty with the impact of Covid 19 going forward.

At our last meeting before publication, the Finance Committee was presented with the articles and was only able to recommend a portion of them. The committee expects to have recommendations for the remaining articles at Town Meeting.

While there continues to be financial uncertainty going forward, the Town of Fairhaven continues to be strong financially. The actions taken for the 2021 budget leaves departments whole with minimal use free cash.

Respectfully submitted,  
The Fairhaven Finance Committee

**MINORITY REPORT  
OF  
FINANCE COMMITTEE MEMBERS**

**Article 9: Capital Projects: FHS Athletic Field**

We the undersigned Finance Committee members are filing this report to recommend Town Meeting members vote Indefinite Postponement on the above article.

This recommendation is to postpone this article until our annual Town Meeting scheduled for May 2021.

Our rationale is as follows:

Although we all agree that the rehabilitation of the athletic field certainly has merit and should be addressed, it is a need that is not “critical” at this time. The Town’s future fiscal situation, while not dire, is uncertain due to the current reduction in state aid and loss of local tax revenues as a result of Covid-19, with no firm idea when the fiscal situation will improve. With this in mind department operating budgets have already been pared back.

There will be no immediate harm done if we delay this article until the annual Town meeting in six months. At that time we should have a clearer picture of the Town’s finances.

Although our debt service is positive, it does not seem fiscally wise to borrow 1.2 million dollars for something that is not critical to the current functioning of town services. This is not the time to incur additional debt for something not immediately “essential” for which taxpayers will have to pay.

In May 2021, we should have a much clearer picture of our revenue situation and be in a better position to make an informed decision about when to address the athletic field situation.

We strongly recommend Indefinite Postponement until our regular annual Town Meeting.

Respectfully submitted,

Lisa Plante, Vice Chair  
Bernard F Roderick

Kathi Carter  
Carolyn Roberts

## FINANCE COMMITTEE MEMBERS

The Member at-large is appointed by the Moderator, the Chairman of the of Selectmen and the Chairman of the Finance Committee in joint session.

MEMBER		TERM EXPIRES
	<b>PRECINCT 1</b>	
Padraic Elliot - Chairman	39 Union Street	2021
Jennifer Dupras	14 Harborview Avenue	2020
	<b>PRECINCT 2</b>	
Carolyn Roberts	42 Hedge Street	2021
Kevin Gallagher	16 Manuel Street	2020
	<b>PRECINCT 3</b>	
Jessica Dwelly	8 Hawthorne Street	2021
	<b>PRECINCT 4</b>	
Kathleen Carter	38 Hacker Street	2020
Chris Fidalgo	85 Spring Street	2021
	<b>PRECINCT 5</b>	
Lisa Plante - Vice Chairwoman	5 Harvard Street	2021
	<b>PRECINCT 6</b>	
Tracy A. Diggins	14 Eddy Street	2021
Bernard Roderick	10 Mill Road	2022

## **Town Meeting Member Guide**

CONTACT WITH QUESTIONS | [TechSupport@FairhavenPS.net](mailto:TechSupport@FairhavenPS.net)

**For issues on the day of and/or during the meeting, please call: 774-473-8136 or 774-226-9051**

### ***Introduction***

Welcome! This is the Town Meeting Member Guide to the 2020 Fairhaven Remote Special Town Meeting, scheduled for 7pm on Tuesday, October 20, 2020. This training material was designed specifically for Town of Fairhaven Town Meeting Members (TMM).

Due to the COVID-19 Pandemic and current restrictions in place, Annual Town Meeting will be hosted remotely via an online video application, Zoom. TMM will have access to audio, video, article language, presentations, question and answers, and voting capabilities during the meeting.

The Town Moderator, Chairman of the Board of Selectmen, Chairman of the Finance Committee, Town Clerk, Town Administrator, Town Counsel and representatives from the Technology Department and Cable Access will be managing the live meeting in the Walter Silveira Auditorium at Elizabeth I. Hastings Middle School. All TMM's and other participants will be participating remotely. All TMM need their own individual device to participate in the Remote Town Meeting.

Each Town Meeting article will be displayed on the Zoom screen along with the applicable motion. The Town Moderator will read each article and will recognize the Chair of the Board of Selectmen to make the applicable motion (in most cases), which will be seconded before proceeding to presentations (where applicable) and then proceed to debate and voting. TMMs will participate remotely in debate/discussion and voting through Zoom.

Prior to the remote Annual Town Meeting, TMMs will receive an email to register for the meeting. Upon registering, the TMM will receive a link that they will use to join the meeting. It is a unique link - please do not share this information with anyone else so as to avoid unauthorized access to the meeting.

As in an in-person meeting, we recommend that Town Meeting Members join the Zoom webinar before the proceedings are scheduled to begin. It is a good idea to plan to connect to these systems in the half-hour before Town Meeting is called to order and not later than 15-minutes before the official start of the proceedings.

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### ***Update Contact Information + Resources***

Please use the [Town Meeting Member Contact Update Form](#) to update your most recent contact information for our records. You can also email or call the Town Clerk to update it, [clerk@fairhaven-ma.gov](mailto:clerk@fairhaven-ma.gov) or 508-979-4023 ext. 3.

### ***Downloading Zoom + Webinar Link for Remote Town Meeting***

In order to participate in the Town Meeting, TMM's will need to download Zoom to their device.

#### **Download Zoom Via Computer/Laptop**

1. The zoom client can be downloaded from <https://zoom.us/download>
2. Save the package and run it on your machine.
3. When the installation is done the program will launch automatically.

#### **Download Zoom Via Smartphone/Tablet**

1. Open your devices application store
2. Download the Zoom app (add photo of what it looks like)

It's important to test Zoom on your device prior to the Town Meeting.

- You will receive an email prior to Town Meeting with a link to register for the Remote Town Meeting.
- Once you fill this information out, you will be registered and can expect an email the week of Remote Town Meeting with the link and credentials to access Remote Town Meeting on October 20, 2020.
- Be sure you allow your computer permission to use audio and video for the Remote Town Meeting.
- On the evening of Town Meeting, please be prepared to sign-in a few minutes early.

*Landline - for Audio Purposes ONLY*

You can choose to dial in on a phone instead of using your computer audio. You may not participate solely in the meeting on a landline phone. Voting is only allowed on a device.

- To access the meeting audio via phone, dial one of the numbers provided in the email with the Remote Town Meeting link.
- For higher quality, dial a number based on your location.
- Once you've dialed the phone number, you'll be asked to input the webinar ID, which is also located at the bottom of the email with the Remote Town Meeting link.

*If your host has not joined the meeting, you will be asked to wait until they arrive.*

**How Remote Town Meeting Will Run**

*Like the usual Town Meeting, The Town Moderator will be in charge of running the Remote Town Meeting, with duties including but not limited to:*

- *Presenting the Articles, Motions and Voting*
- *Calling on Town Meeting Members with questions and allowing them to speak*
- *Directing the TMM questions to appropriate Department Heads to speak*
- *Acknowledging holds*

*To begin the meeting, the Town Clerk will remotely swear in the newly elected Town Meeting Members by having each of them recite the oath.*

*Once the new Town Meeting Members have been sworn in, the Town Moderator will, pursuant to Chapter 92 of the Acts of 2020, Section 8(f), call for a vote on whether or not to commence business at the town meeting remotely by means of the chosen video or telephone conferencing platform.*

*Similar to traditional in-person Town Meetings, the Town Moderator will then proceed to having Town Meeting adopt specific procedures/rules. Given the circumstances of a remote meeting, the Town Moderator will handle this part of Town Meeting via unanimous consent.*

*Once Town Meeting procedures/rules have been adopted by unanimous consent, the Town Moderator will begin with Article 1 of the Town Meeting Warrant.*

*Once the Remote Town Meeting officially begins:*

1. *The Town Moderator will present the Article number and title*
2. *The Chair of the Board of Selectmen will make the motion for the article (in most cases), the Finance Committee Chair will second the motion (in most cases)*
  - a. *Any necessary presentations will be shared at this time*



3. *The Town Moderator will open up debate on the article.*
  - a. *The article/motion will be open for discussion/debate during this time and questions will be taken*
  - b. *Any necessary amendments will be made to the article*
4. *Town Meeting Members will vote on the article via the polling feature in Zoom Webinar OR by "Raising Hand"*
  - c. **Voting by Polls:** *The Moderator will indicate when it is time to vote by position (yes, no, abstain) and will state the results of each vote. The results function in the polling feature will be enabled so the total count in numbers and as a percentage will be displayed for all Town Meeting Members.*
  - d. **Voting by "Raise Hand"** *The third-party polling feature being utilized for voting only allots for 25 polls. Therefore, after the 25<sup>th</sup> poll, we will move to voting by "Raising Hand." The "raise hand" feature is available via Zoom by hovering over your screen and selecting the hand icon. To vote, the moderator will call for "yes" votes first. If you choose to vote yes, select "raise hand" to record a Yes vote. Once the yes votes have been tallied, all hands will be lowered and the Moderator will call for a "no" vote. At this time, if you choose to vote "no," select "raise hand." Votes will be counted and results will be shared.*

### **How to Ask Questions + Hold**

#### *How to Ask a Question*

The "Raise Hand" feature in the Zoom Webinar is how you seek recognition from the Town Moderator during the Remote Town Meeting when an article is open for discussion/debate or to make a point of order.

To "Raise Hand" during the meeting:

1. Hover or click on the Zoom Meeting screen and select the icon that looks like a hand.
2. Once selected, the hand will turn blue. This indicates that you've "Raised Your Hand"
3. Once selected, the Town Moderator will prompt your to unmute your microphone on your screen, and you'll be able to speak
4. If you don't wish to have your hand raised anymore, you can lower it by selecting "lower hand"

#### *How to Hold*

During any articles, if you wish to hold an item, please indicate so by using the "Raise Hand" feature. The Town Moderator will recognize you to confirm you wish to hold the article and then allow you to ask questions. Unlike in the traditional in-person Town Meeting, holds will be addressed immediately and not at the end.

#### *Tech Issues*

Please email the tech team [TechSupport@FairhavenPS.net](mailto:TechSupport@FairhavenPS.net) with issues leading up to the meeting.

**For issues on the day of and/or during the meeting, please call: 774-473-8136 or 774-226-9051**

### **How to Vote**

Each member must be logged into the meeting with their own device in order to record a unique vote. For the first 25 polls, the Meeting host will display each poll upon the Moderator's word. This will prompt a popup on your Meeting screen. For the remaining polls, the "Raise Hand" feature will be utilized to tally votes.

*Town Meeting Members will vote on the article via the polling feature in Zoom Webinar OR by "Raising Hand"*

**Voting by Polls:** *The Moderator will indicate when it is time to vote by position (yes, no, abstain) and will state the results of each vote. The results function in the polling feature will be enabled so the total count in numbers and as a percentage will be displayed for all Town Meeting Members.*

**Voting by “Raise Hand”** The third-party polling feature being utilized for voting only allots for 25 polls. Therefore, after the 25<sup>th</sup> poll, we will move to voting by “Raising Hand.” The “raise hand” feature is available via Zoom by hovering over your screen and selecting the hand icon. Once selected, the icon will light up and indicate that your hand is raised. To vote, the moderator will call for “yes” votes first. If you choose to vote yes, select “raise hand” to record a Yes vote. Once the yes votes have been tallied, all hands will be lowered and the Moderator will call for a “no” vote. At this time, if you choose to vote “no,” select “raise hand.” Votes will be counted and results will be shared.

Once TMM casts their vote, and the Town Moderator indicates voting has ended, the tally will be calculated and the result will be presented by the Town Moderator.

**Tech Support + Connectivity Requirements**

If you have any technical questions please contact the Technology Department at [techsupport@fairhavenps.net](mailto:techsupport@fairhavenps.net). or call **774-473-8136** or **774-226-9051**. If you have any accessibility needs/concerns related to a disability, you can contact the Town ADA Coordinator, Town Administrator Mark Rees at [mrees@fairhaven-ma.gov](mailto:mrees@fairhaven-ma.gov) or call (508) 979-4023 x2.

**Access to Device**

\*Each TMM must have their own device if they’re planning to vote

**Public Comment**

Please be sure your microphone is muted at all times during the meeting. If you’d like to speak, please use the “Raise Hand” feature (icon) and wait to be called on by the moderator. The same Public Comment rules apply to the remote meeting, whereas the Moderator controls commentary.

**Connectivity**

Below are requirements for connectivity/internet in order to run the Zoom application.

**System Requirements**

Internet connection - broadband wired or wireless (3G or 4G/LTE)  
Speaker and microphone - built-in, USB or wireless Bluetooth  
(Optional) Webcam or HD webcam - built-in or USB

**Operating Systems**

MacOS X with macOS 10.7 or later  
Windows 10, 8.1, 8, 7  
Red Hat Enterprise Linux 6.4 or higher  
iOS 7.0 or later  
iPadOS 13 or later  
Android 4.0x or later

**Browsers**

Windows: Edge 12+, IE 11+, Firefox 27+, Chrome 30+  
Mac: Safari 7+, Firefox 27+, Chrome 30+

Linux: Firefox 27+, Chrome 30+

**RAM Requirements**

Processor: Dual Core 2Ghz or higher (i3/i5/i7 or AMD equivalent)  
RAM: 4GB

**Mobile Equipment Requirements**

An Internet connection – WiFi (a/g/n/ac) or wireless (3G or 4G/LTE)  
(Optional) Bluetooth wireless speakers and microphone  
Note: See the list of supported devices.

**Supported mobile operating systems**

iOS 8.0 or later:  
Send and receive video using front or rear camera  
iPhone 4 or later, iPad Pro, iPad Mini, iPad 2 or later, iPod touch 4th Generation, iPhone 3GS (no front facing camera)  
iPadOS 13 or later  
Android 5.0x or later

**Supported browsers for web start**

iOS/iPadOS: Safari5+, Chrome  
Android: Webkit (default), Chrome

**Mobile Processor requirement**

Any 1 Ghz single core processor or better (non-Intel)

**Bandwidth recommendations**

The bandwidth used by Zoom will be optimized for the best experience based on the participants’ network. It will automatically adjust for 3G or WiFi

**WARRANT**  
**FOR THE SPECIAL TOWN MEETING**  
**TUESDAY, OCTOBER 20, 2020 AT 7:00 PM**

COMMONWEALTH OF MASSACHUSETTS  
BRISTOL, s.s

To the Constable of the Town of Fairhaven in said county:

**GREETINGS:**

In the name of the Commonwealth of Massachusetts you are hereby directed to notify and warn the inhabitants of the Town of Fairhaven qualified to vote on town affairs to meet as follows:

On Tuesday, the twentieth day of October 2020 at 7:00 p.m. in the Walter Silveira Auditorium at the Elizabeth I. Hastings Middle School, then and there, to act upon the following articles:

**ARTICLE 1: SEWER CAPITAL FEE**

To see if the Town will vote to transfer from the Sewer Retained Earnings of June 30, 2019 Sewer Capital Fee a sum of money to the Sewer Capital Improvements Stabilization Fund or to take any other action relative thereto.

*Petitioned by:* Board of Public Works

Proposed Motion: To be made at Town Meeting

Selectmen Recommendation: To be made at Town Meeting

Finance Committee Recommendation: To be made at Town Meeting

**ARTICLE 2: BILLS OF PRIOR YEAR – Paid from FY21 funds**

<u>Vendor</u>	<u>Amount</u>	<u>Petitioner</u>
Fairhaven Neighborhood News	\$270.00	Planning Department
Fairhaven Neighborhood News	\$238.00	Board of Health
Ready Refresh	\$5.39	Planning Department
ABC Disposal Services	\$290.00	Sanitation Department/Board of Health
and others that may be brought forward.		

*Petitioned by:* Town Administrator

Proposed Motion: Move to approve as printed in the warrant with the addition of Jerry's Flag Company in the amount of \$599.40, petitioner Fairhaven Historical Commission.

Selectmen Recommendation: Adoption

Finance Committee Recommendation: Adoption

**ARTICLE 3: SETTING SALARIES OF TOWN OFFICERS-FY21**

To see if the Town will vote to fix the compensation of the Town’s Elected Officers and that said compensation be effective July 1, 2020.

- A. Board of Selectmen (3 members)
- B. Town Clerk
- C. Moderator
- D. Tree Warden
- E. Board of Health

Or take any other action relative thereto.

*Petitioned by:* Board of Selectmen

Proposed Motion: To be made at Town Meeting

Selectmen Recommendation: To be made at Town Meeting

Finance Committee Recommendation: To be made at Town Meeting

**ARTICLE 4: GENERAL FUND OPERATING BUDGET – FY21**

To see if the Town will vote to raise and appropriate, borrow or transfer from available funds a sum of money to fund the balance of the FY21 General Fund Operating Budget or take any other action relative thereto

*Petitioned by:* Board of Selectmen

Proposed Motion: See Page 28

Selectmen Recommendation: Adoption

Finance Committee Recommendation: Adoption

**ARTICLE 5: WATER ENTERPRISE FUND OPERATING BUDGET – FY21**

To see if the Town will vote to raise and appropriate, borrow or transfer from available funds a sum of money to fund the balance of the FY21 Water Enterprise Fund Operating Budget or take any other action relative thereto

*Petitioned by:* Board of Public Works

Proposed Motion: See Page 32

Selectmen Recommendation: Adoption

Finance Committee Recommendation: Adoption

**ARTICLE 6: SEWER ENTERPRISE FUND OPERATING BUDGET – FY21**

To see if the Town will vote to raise and appropriate, borrow or transfer from available funds a sum of money to fund the balance of the FY21 Sewer Enterprise Fund Operating Budget or take any other action relative thereto

*Petitioned by:* Board of Public Works

Proposed Motion: See Page 33

Selectmen Recommendation: Adoption

Finance Committee Recommendation: Adoption

**ARTICLE 7: TOWN OF FAIRHAVEN CABLE TELEVISION ENTERPRISE FUND BUDGET – FY 21**

To see if the Town will vote to raise and appropriate, borrow or transfer from available funds a sum of money to fund the balance of the FY21 Town of Fairhaven Cable Television Enterprise Fund Budget or take any other action relative thereto

*Petitioned by:* Board of Selectmen

Proposed Motion: See Page 34

Selectmen Recommendation: Adoption

Finance Committee Recommendation: Adoption

**ARTICLE 8: FAIRHAVEN PUBLIC SCHOOLS CABLE TELEVISION ENTERPRISE FUND BUDGET – FY 21**

To see if the Town will vote to raise and appropriate, borrow or transfer from available funds a sum of money to fund the balance of the FY21 Fairhaven Public Schools Cable Television Enterprise Fund Budget or take any other action relative thereto

*Petitioned by:* Board of Selectmen

Proposed Motion: See Page 35

Selectmen Recommendation: Adoption

Finance Committee Recommendation: Adoption

**ARTICLE 9: GENERAL FUND CAPITAL PLAN FY21**

To see if the Town will vote to raise and appropriate, borrow or transfer from available funds a sum of money to fund, in aggregate without regards to individual line items, Capital Equipment/ Projects in the General Fund or take any other action relative thereto:



**ARTICLE 11: PURCHASE OF PROPERTY ON UNION WHARF and DISPOSAL OF PROPERTY ON UNION WHARF**

To see if the Town will

- A. authorize the Selectmen to purchase a 30 feet by 30 feet parcel located on Union Wharf, and any related waterway rights, from Union Wharf Realty LLC, or its successor or assignee, and further described as
- 1) The land and buildings located at 2 Union Wharf, Fairhaven, Massachusetts 02719, as referenced in a deed dated June 1, 2009 and recorded with the Bristol County (SD) Registry of Deeds in Book 9391, Page 30, together with
  - 2) a pole and timber wharf and all rights, including but not limited to the right to build, rebuild or maintain the same, or to use the waters or land thereunder, and any and all licenses and permits related thereto;

and for that purpose to raise and appropriate, borrow, or transfer from available funds a sum of money, and

- B. authorize the Selectmen to convey a portion of the lot shown as Fairhaven Assessors' Map 7, Lot 9, with an area of 2,565 square feet, more or less, and abutting Map 7, Lot 1 on the north boundary; Map 7, Lot 8 on the east boundary, and the northern line of Union Street on the south boundary, forming a rectangle measuring 92.56 feet, more or less on its eastern and western boundaries, by 27.71 feet, more or less on its northern and southern boundaries (hereinafter, the "Premises"), or any lesser part of that portion as so described.

or to take any other action thereon.

*Petitioned by:* Board of Selectmen

Proposed Motion: To be made at Town Meeting

Selectmen Recommendation: \_\_\_\_\_ To be made at Town Meeting \_\_\_\_\_

Finance Committee Recommendation: To be made at Town Meeting

**ARTICLE 12: LAND ACQUISITION AND ENGINEERING DESIGN SERVICES FOR PUBLIC SAFETY FACILITY and DISPOSAL OF BRIDGE STREET PIER**

To see if the Town will

- A. transfer from the Capital Stabilization Fund a sum of money to
  - 1) purchase or acquire by eminent domain all or part of the property located at 172 Bridge Street and shown on assessors' map 26 / lot 1, and
  - 2) engage an architect/engineer to design a public safety facility at that location, and

- B. authorize the Selectmen to convey the pier, formerly a public landing, at the west end of Bridge Street in Fairhaven, Massachusetts, along with the boat ramp located on the north side of that pier, together containing about 49 square rods, as shown more fully on Sheet 1A of a plan by F. M. Metcalf, dated July 16. 1914, and recorded at Book 13, Page 6, in the Bristol (South) Registry of Deeds,

or take any other action relative thereto.

*Petitioned by:* Board of Selectmen

Proposed Motion: To be made at Town Meeting

Selectmen Recommendation: To be made at Town Meeting

Finance Committee Recommendation: To be made at Town Meeting

### **ARTICLE 13: ROADWORK – FY21**

To see if the Town will vote to raise and appropriate, borrow or transfer from available funds a sum of money not to cumulatively exceed \$375,000 in the aggregate without regards to individual line items to do roadwork, in the order of priority as determined by the Board of Public Works or take any other action relative thereto:

- A. **Robert Street** – Reconstruct and hard surface on Robert Street from Castle Avenue to bottom of Robert Street, approximately 144 feet

*Petitioned by:* Board of Public Works and Christine Gelinias

- B. **Cove Street** – Reconstruct and hard surface on Cove Street from Hathaway Street to Beachwood Street, approximately 1500 feet.

*Petitioned by:* Board of Public Works and David Rebello

- C. **Bonney Street** – Reconstruct and hard surface on Bonney Street from 45 Bonney Street to the end, approximately 200 feet

*Petitioned by:* Board of Public Works and Beverly D. Giacobbi

- D. **Chase Road** – Reconstruct and hard surface on Chase Road from Gilbert Street to Raymond Street, approximately 210 feet.

*Petitioned by:* Board of Public Works and John Moniz

Proposed Motion: Moved that the following roads be reconstructed and hard surfaced:

Chase Road (Gilbert Street to Raymond Street)  
Bellevue Street (Adams Street to Francis Street)  
Fisherman Road (Balsam Street to Fir Street)  
Massasoit Avenue (Adams Street to Francis Street)

And that the sum of \$375,000 be appropriated from surplus revenue (Free Cash) and that the



Board of Public Works is authorized to expend these funds in the aggregate without regards to individual line items so long as the expenditures do not exceed the amount so appropriated.

Selectmen Recommendation: Adoption

Finance Committee Recommendation: To be made at Town Meeting

**ARTICLE 14: FUNDING CAPITAL STABILIZATION FUND – FY21**

To see if the Town will vote to raise and appropriate, borrow or transfer from available funds, including surplus revenue (Free Cash) to be deposited in the Capital Stabilization Fund as authorized by Chapter 40, Section 5B of the General Laws, or take any other action relative thereto

*Petitioned by:* Town Administrator

Proposed Motion: Pass Over

Selectmen Recommendation: Pass Over

Finance Committee Recommendation: To be made at Town Meeting

**ARTICLE 15: AMBULANCE STABILIZATION – FY21**

To see if the Town will vote to raise and appropriate, borrow or transfer from available funds a sum of money not to cumulatively exceed \$65,000 to be deposited in an Ambulance Stabilization Fund as authorized by Chapter 40 Section 5B of the General Laws, or take any other action relative thereto.

*Petitioned by:* Fire Chief

Proposed Motion: Move that the Town transfer from Ambulance Receipts Reserve for Appropriations \$65,000 to the Ambulance Stabilization Fund as authorized by Chapter 40, Section 5B of the General Laws,

Selectmen Recommendation: Adoption

Finance Committee Recommendation: Adoption

**ARTICLE 16: WATER ENTERPRISE CAPITAL PLAN – FY21**

To see if the Town will vote to raise and appropriate, borrow or transfer from available funds a sum of money in aggregate without regards to individual line items from the Water Enterprise account to fund Capital Equipment/Projects or take any other action relative thereto:

*Petitioned by:* Board of Public Works

Proposed Motion: Move that the Town appropriate \$1,745,000 to pay for the costs of the following Capital Equipment/Projects in the Water Enterprise Fund including the payment of all costs incidental related there to:

- A. Well Capacity Evaluation: \$125,000 (Retained Earnings)
- B. Van: \$30,000 (Retained Earnings)
- C. Farmfield/Harborfield Water Main \$90,000 (Retained Earnings)
- D. Water Meter Reading System: \$1,500,000 (Borrowing)

And to meet is appropriation \$245,000 be transferred from Water Enterprise Fund Retained Earnings and the Treasurer, with the approval of the Selectmen, is authorized to borrow \$1,500,000 for the purchasing and installing of Water Meter Reading System under and pursuant to M.G.L. c. 44 Section 8 (7A) or pursuant to any other enabling authority, and to issue bonds or notes of the Town therefor. Any premium received upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of the costs approved by this vote in accordance with M.G.L. c 44,

Section 20 thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

- Selectmen Recommendation: Adoption
- Finance Committee Recommendation: Adoption

**ARTICLE 17: SEWER ENTERPRISE CAPITAL PLAN – FY21**

To see if the Town will vote to raise and appropriate, borrow or transfer from available funds a sum of money in aggregate without regards to individual line items from the Sewer Enterprise account to fund Capital Equipment/Projects or take any other action relative thereto:

*Petitioned by:* Board of Public Works

Proposed Motion: Move that the Town appropriate \$982,179 to pay for the costs of the following Capital Equipment/Projects in the Sewer Enterprise Fund including the payment of all costs incidental related there to:

- A. Inflow and Infiltration Study \$250,000 (Retained Earnings)
- B. Muffin Monster for Tabor Street Pumping Station: \$75,000 (Retained Earnings)
- C. West Island Treatment Plant Capital Improvements: \$657,179 (Borrowing)

And to meet this appropriation \$325,000 be transferred from Sewer Enterprise Fund Retained Earnings and the Treasurer, with the approval of the Selectmen, is authorized to borrow \$657,179 for making capital improvements to the West Island Treatment Plant under and pursuant to M.G.L c. 44 Section 7(1) or pursuant to any other enabling authority, and to issue bonds or notes of the Town therefor. Any premium received upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of the costs approved by this vote in accordance with M.G.L. c 44, Section 20 thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

- Selectmen Recommendation: Adoption
- Finance Committee Recommendation: Adoption

**ARTICLE 18: COMMUNITY PRESERVATION PROGRAM APPROPRIATIONS –FY21**

To see if the Town will vote to appropriate or to reserve for later appropriation, and to authorize the Community Preservation Committee to expend or reserve, from the Community Preservation Fund available funds and FY21 Estimated Receipts as set forth herein, the following amounts for community preservation purposes, with such expenditures to be subject to conditions to be specified in applications and award letters from the Community Preservation Committee, with each item considered a separate appropriation:

PROPOSED FISCAL YEAR 2021 COMMUNITY PRESERVATION BUDGET	
APPROPRIATIONS	
Purpose	Recommended Amounts
Reserve for Future Appropriation	
A. Acquisition, creation, and preservation of Open Space, and its rehabilitation and restoration.	\$60,000
B. Acquisition, creation, and preservation of Historic Resources	\$60,000
C. Acquisition, creation, and preservation of Community Housing	\$60,000
Spending Appropriations	
B. Fairhaven Housing Authority – Green Meadows Door Replacement	\$ 75,000
C. Buzzards Bay Coalition, Boys Creek Marsh Conservation Project	\$15,000
Administrative Spending Appropriation	
F. To fund the Community Preservation Committee’s annual expenses for: Personal Service; Purchase of Services; Supplies; Other charges/expenditures.	\$ 12,600
Total Recommended Appropriations	\$282,600

And, whereas Massachusetts General Law, Chapter 44B requires that the Town appropriate for spending, or set-aside for future spending, from the fund balance at least 10% for open space, 10% for historic preservation, and 10% for community housing.

And, whereas the existing reserves and recommended appropriations for open space, historic preservation, and community housing each exceed 10% of the Community Preservation Fund Estimated Receipts.

And, whereas Town Meeting may vote to delete any of the recommended amounts.

Therefore, in the event that recommended amounts are deleted, vote to appropriate as a reserve for future spending from the FY 2021 Community Preservation Fund Estimated Receipts the minimum necessary amounts to allocate not less than 10% (\$60,000) for open space, not less than 10% (\$60,000) for historic preservation, and not less than 10% (\$60,000) for community housing.

, or take any other action relative thereto.

*Petitioned by:* Community Preservation Committee

Proposed Motion: Move to adopt as written in the Warrant,

Selectmen Recommendation: Adoption

Finance Committee Recommendation: To be made at Town Meeting

**ARTICLE 19: NEW REVOLVING FUND- MOORING FEES**

To see if the Town will authorize a “Mooring Fee Revolving Account” under the provisions of Massachusetts General Law Chapter 44 Section 53E1/2, by adding the following paragraph to §2–6 of the Town bylaws:

“G. Mooring Fee Revolving Fund.

- (1) Mooring Fee Revolving Fund. There shall be a separate fund called the “Mooring Fee Revolving Fund” authorized for use by the Harbor Master and the Town Administrator.
- (2) Revenues. The Town Accountant shall establish the Mooring Fee Revolving Fund as a separate account and credit to the fund all of the mooring fees charged and received by the Harbor Master.
- (3) Purposes and expenditures. During each fiscal year, the Harbor Master and/or the Town Administrator may incur liabilities against and spend monies from the Mooring Fee Revolving Fund to fund the promotion of small boat use and access to the coastal waterways of the Town.
- (4) Fiscal years. The Mooring Fee Revolving Fund shall operate for fiscal years that begin on or after July 1, 2020.”

and to see if the Town will vote to authorize a total amount that may be expended from the Mooring Fee Revolving Fund for Fiscal Year 2021.

or take any other action relative thereto.

*Petitioned by:* Harbormaster

Proposed Motion: Move to Pass Over

Selectmen Recommendation: Pass Over

Finance Committee Recommendation: To be made at Town Meeting

**ARTICLE 20: PROPAGATION OF SHELLFISH-FY21**

To see if the Town will vote to raise and appropriate, borrow or transfer from available funds a sum of money for the propagation of shellfish, or take any other action relative thereto.

*Petitioned by:* Harbormaster

Proposed Motion: Move that \$15,000 be raised and appropriated for the propagation of shellfish.

Selectmen Recommendation: Adoption

Finance Committee Recommendation: Adoption

**ARTICLE 21: TRANSFER FROM SURPLUS REVENUE-FY21**

To see is the Town will vote to transfer a sum of money from Surplus Revenue for the reduction of the tax levy, or take any other action relative thereto.

*Petitioned by:* Board of Selectmen

Proposed Motion: To be made at Town Meeting

Selectmen Recommendation: To be made at Town Meeting

Finance Committee Recommendation: To be made at Town Meeting

**ARTICLE 22: ADOPTION OF WATER WAYS REGULATION BYLAW**

To see if the Town will vote to authorize the Board of Selectmen to enact comprehensive regulations regarding the waterways of the Town of Fairhaven, by

A.) Deleting Chapter145 of the Town code and inserting in its place the following:

“Chapter 145 Waterways

§145 – 1 Regulatory Authority

The Board of Selectmen shall have the authority to adopt, and from time- to-time to amend, such comprehensive regulations for the use of the waterways of the Town of Fairhaven as may be recommended to them by the Harbormaster.

§145 – 2 Penalties for Violation

Except as otherwise provided by law, the penalty for a violation of the waterways regulations enacted hereunder, shall be \$ 300.00. Each day that such violation continues shall be deemed a separate violation. The monetary penalty set forth herein shall be in addition to any applicable regulatory penalty, including but not limited to, the suspension or revocation of any license or permit, or the disqualification of the violator from obtaining any license or permit.

§145 – 3 Non-criminal Disposition

Fines assessed hereunder may be recovered by indictment, or on complaint to the District Court, or by non-criminal disposition in accordance with §21D of Ch. 40 of the General Laws.”

and

B.) Amending §1 – 6,D. (2) by deleting the phrase:

“shellfish department regulations, mooring and anchorage regulations, boat ramp parking regulations”, and inserting in its place

“waterways regulations of the Board of Selectmen”

and by deleting §§ 1-6D, (10) and (11);

and

C.) Deleting Chapter. 177 Union Wharf Fees

or to take any other action thereon

*Petitioned by:* Harbormaster

Proposed Motion: Move to Pass Over

Selectmen Recommendation: Pass Over

Finance Committee Recommendation: To be made at Town Meeting

**ARTICLE 23: BY-LAW: THIN FILM PLASTIC BAG BAN**

To see if the town will vote to adopt the following by- law on thin film plastic bag ban

Definitions. Each of the following terms as used in this proposal are defined as follows. Any terms that have not been defined specifically herein shall have their normal English meanings, unless the context indicates otherwise.

**BULK ITEMS** Any Merchandise, including, without limitation, fruits, vegetables, nuts, grains, candy and hardware, that is not pre packaged and for which the determination of how many units are to be packaged and sold together is left to the customer.

**Merchandise**

shall mean any goods, articles, products and food, including prepared food, which are sold directly to customers.

**MERCHANT** shall mean any person, corporate entity, partnership or other public or private legal entity that sells merchandise directly to customers. All Merchant Locations that operate under the same corporate brand, and regardless of whether they are franchised or otherwise separately owned, operated or managed, shall be considered the same Merchant.

## MERCHANT LOCATION

shall mean any retail, wholesale or restaurant location at which Merchandise is sold directly to customers.

THIN-FILM PLASTIC BAG shall mean plastic bags that have a thickness of less than 1.0 mils.

Applicability. The proposed by-law shall apply to any Merchant that operates a Merchant Location within the Town within a building that has a gross floor area, exclusive of any outdoor retail and dining space, of at least 5,000 square feet.

Prohibited activities. The use, distribution and sale of Thin-Film Plastic Bags by Merchants for the following purposes is prohibited: A. For the bagging of purchased Merchandise at the point of sale or checkout, and regardless of whether the Thin Film Plastic Bags were provided to the customer at a different location within the Merchant Location; B. For the delivery of purchased Merchandise to customers off site from the Merchant Location.

Exemptions. The following uses of Thin-Film Plastic Bags by Merchants are specifically not prohibited:

A. The stocking and offering for sale of Merchandise that is pre-packaged in Thin-Film Plastic Bags by the manufacturer or wholesale distributor from which the Merchant obtained said goods; and

B. The packaging or wrapping of any of the following Merchandise in Thin-Film Plastic Bags, prior to the point of sale or checkout, by either the customer or the Merchant: (1) Bulk items; (2) Meat and seafood; (3) Bakery products; (4) Flowers and potted plants; and (5) Newspapers, magazines and other periodicals that are not pre-wrapped by the publisher.

Effective date. The proposed by-laws shall enter into effect, and be enforceable against Merchants, one year from the date on which it is approved by the Attorney General.

### Enforcement.

A. Enforcing agents. Each violation of this proposed by-law shall be enforced by the Board of Health or the Board of Selectmen and any other person so designated by the Board of Health or the Board of Selectmen.

B. Penalties. A fine of \$200 shall be imposed for each violation of the provisions of this proposed by-law, which fine shall be enforced through the noncriminal method of disposition as provided by Massachusetts General Laws, Chapter 40, Section 21D. Each day of a continuing violation shall be considered a separate violation.

C. Responsible parties. When the offending Merchant is not a person, this proposed by-law shall be enforceable against any and all individual owners, partners, operators and managers of the Merchant Location at which the violation occurred.

*Petitioned by:* Frederick L. Jones, et. al.

Selectmen Recommendation:

Yield to Petitioner

Finance Committee Recommendation: Yield to Petitioner

**ARTICLE 24: BOARD OF HEALTH STANDARDS**

I wish to present an Article to Town Meeting that would require the Board of Health to be held to the standards set forth in the Selectmen’s Boards and Committees Handbook, which can be found at <https://www.fairhaven-ma.gov/board-selectmen/pages/boards-and-committees-handbook> as well as the Personnel Bylaws and Collective Bargaining Agreement. I understand the Board of Health should remain autonomous in matters concerning public health, however, I am referring to matters of the Board of Health’s personal conduct and establishing a standard they should be held to, as all other Boards and Committees in Fairhaven are required. I acknowledge as an elected Board, this matter would need to be voted on at Town Meeting in order for a change to be made. In addition, I wish to request the Board of Selectmen amend the Boards and Committees Handbook to include the Wellness Committee as well

*Petitioned by:* Mary Freire-Kellogg, et.al.

Selectmen Recommendation: Yield to Petitioner

Finance Committee Recommendation: Yield to Petitioner

**ARTICLE 25: BY-LAW: GOLD STAR PARENTS TAX ABATEMENT**

To see if the Town will vote to accept the provisions of MGL Chapter 59, Section 5, **Twenty-second H.** Providing for an abatement of Real estate to the full amount of the taxable valuation of real property of the surviving parents or guardians of soldiers and sailors, members of the National Guard and veterans who: (i) during active duty service, suffered an injury or illness documented by the United States Department of Veterans Affairs or a branch of the armed forces that was a proximate cause of their death; or (ii) are missing in action with a presumptive finding of death as a result of active duty service as members of the armed forces of the United States; provided, however, that the real estate shall be occupied by the surviving parents or guardians as the surviving parents’ or guardians’ domicile; and provided further, that the surviving parents or guardians shall have been domiciled in the commonwealth for the 5 consecutive years immediately before the date of filing for an exemption pursuant to this clause or the soldier or sailor, member of the National Guard or veteran was domiciled in the commonwealth for not less than 6 months before entering service.

*Petitioned by:* Veterans Service Agent

**Proposed Motion:** Move to adopt as written in the Warrant,

Selectmen Recommendation: Adoption

Finance Committee Recommendation: To be made at Town Meeting

**ARTICLE 26: STREET LIGHT REQUESTS**

To see if the Town will vote to raise and appropriate, borrow or transfer from available funds a sum of money for the installation and maintenance of the following street light or take any other action relative thereto:



A. One light pole at **Emerson Ave**, pole # 15/3A

*Petitioned by:* Richard A. Manzone and others

B. One light pole at **4 Saltmarsh Road**, pole # 179/12

*Petitioned by:* Robert Hobson and others

C. One light pole at **Reservation Road**, pole # 216/3

*Petitioned by:* Jeffrey Adesso and others

D. One light pole at **90-92 Long Road**, pole # 153/16

*Petitioned by:* Rene Rivard and others

Proposed Motions:

Moved that a street light be placed at Emerson Ave, pole # 15/3A and that \$800 be raised and appropriated to pay for the installation.

Moved that a street light be placed at 4 Saltmarsh Road, pole # 179/12 and that \$800 be raised and appropriated to pay for the installation.

Moved that a street light be placed at Reservation Road, pole # 216/3 and that \$800 be raised and appropriated to pay for the installation.

Moved that a street light be placed at 90-92 Long Road, pole # 153/16 and that \$800 be raised and appropriated to pay for the installation.

Selectmen Recommendation: To be made at Town Meeting

Finance Committee Recommendation: To be made at Town Meeting

**ARTICLE 27: PETITION THE GENERAL COURT: FIRE LIEUTENANT EXAMINATION**

To see if the town will petition the General Court to enact a Special Act that would provide for the following:

Not with standing Chapter 31 of the General Laws or any other general law or special law, charter, by-law, rule or regulation to the contrary, in order to be eligible for a civil service promotion to the rank of Fire Lieutenant within the Fire Department in the Town of Fairhaven an applicant must have at least 3 years of service in the rank of fire fighter or higher within a civil service fire department. A person who does not meet this requirement shall not be eligible to take a promotional examination for the position of Fire Lieutenant in the Fairhaven Fire Department. Except as otherwise provided herein, applicants for promotional appointments shall be subject to all applicable provisions of said Chapter 31. This act shall take effect upon its passage.

*Petitioned by:* Fire Chief

Proposed Motion: Move to adopt as written in the Warrant,

Selectmen Recommendation: Adoption

Finance Committee Recommendation: Yield to Petitioner

## **ARTICLE 28: MATCHING FUNDS FOR ELECTRIC VEHICLE GRANT**

To see if the Town will vote to transfer from Surplus Revenue (Free Cash), \$16,400 for required matching funds associated with grants from MassDEP/Eversource for the acquisition of two electric vehicles and charging stations, or take any other action relative thereto;

*Petitioned by:* Sustainability Committee

Proposed Motion: Move to adopt as written in the Warrant,

Selectmen Recommendation: Adoption

Finance Committee Recommendation: To be made at Town Meeting

## **ARTICLE 29: MATCHING FUNDS FOR SEAPORT ECONOMIC DEVELOPMENT GRANT**

To see if the Town will vote to transfer from Waterway Way User Fees, \$10,000 for required matching funds associated with a grant from the Seaport Economic Development Council for an economic feasibility study of Union Wharf, or take any other action relative thereto;

*Petitioned by:* Planning and Economic Development Director

Proposed Motion: Move to adopt as written in the Warrant,

Selectmen Recommendation: Adoption

Finance Committee Recommendation: To be made at Town Meeting

## **ARTICLE 30: TRANSFER OF FUNDS TO UNION WHARF - PHASE IV PROJECT**

To see if the town will approve a transfer of \$89,500.00 from the May 4, 2019 Town Meeting article 17C account # 001-298-24- 5870-20-1438 to account# 001-298-23-5870-20-1437 Union Wharf Phase IV repairs from the May 4, 2019 Town Meeting article 17A, , or take any other action relative thereto.

*Petitioned by:* Harbormaster

Proposed Motion: Move to adopt as written in the Warrant,

Selectmen Recommendation: Adoption

Finance Committee Recommendation: To be made at Town Meeting

**ARTICLE 31: AGREEMENT PAYMENT IN LIEU OF TAXES FOR SOLAR ARRAY PROJECT AT 46 CHARITY STEVENS LANE**

To see if the Town will approve the following agreement pursuant to M.G.L Chapter 59, Section 38h(b) which provides that certain power generating companies may, in order to comply with its property tax obligations, execute an agreement for the payment in lieu of taxes with the municipality in which such generation facility is sited, and said company shall be exempt from property taxes, in whole or in part, as provided in any such agreement during the terms thereof. Any such agreement shall be the result of good faith discussions and shall be the equivalent of the property tax obligation based on full and fair cash value.

Name of Contracting Party: Fairhaven MA 4, LLC

Location: 46 Charity Stevens Lane

Term of Agreement: 20 Years

Tax Obligation through term of Agreement: \$ (to be determined)

Amount of Annual Payment: \$ (to be determined)

Or take any other action relative thereto.

*Petitioned by:* Con Edison Clean Energy Business

Proposed Motion: To be made at Town Meeting

Selectmen Recommendation: To be made at Town Meeting

Finance Committee Recommendation: To be made at Town Meeting

**ARTICLE 32: PETITION THE GENERAL COURT: RESTAURANT/ALL ALCOHOL LICENSE FOR JEMJ CORP, D/B/A TRAVELER’S ALEHOUSE, 111 HUTTLESTON AVE.**

To see if Town Meeting will vote to authorize the Board of Selectmen to petition the General Court for the passage of legislation authorizing the issuance of a Restaurant /All Alcohol License to JEMJ Corp. d/b/a Traveler’s Alehouse, at 111 Huttleston Avenue, in the Town of Fairhaven, notwithstanding any limitations on the number of licenses issued under the provisions of Chapter 138 of the Massachusetts General Laws, as amended. This license is non-transferable to another location but the licensing authority may grant the license to a new applicant at the same location, or take any other action relative thereto.

*Petitioned by:* JEMJ Corp. d/b/a Traveler’s Ale House

Selectmen Recommendation: Yield to Petitioner

Finance Committee Recommendation: Yield to Petitioner

**ARTICLE 33: GRANTING EASEMENT: SEWER CONNECTION TO ARSENE STREET**

To see if Town Meeting will authorize the Board of Selectmen to grant a perpetual easement to the owners of 245 Huttleston Street in Fairhaven, to connect their property to the town sewer line on Arsene Street, by a connecting line to be installed along the northerly line of the Public Works property (Map 30A/Parcel 45), or take any other action relative thereto.

*Petitioned by:* Daniel and Cherie Nault

Selectmen Recommendation: Yield to Petitioner

Finance Committee Recommendation: Yield to Petitioner

**ARTICLE 34: REZONE ASSESSOR’S MAP 31B LOTS 301A AND 302C FROM APARTMENT/MULTIFAMILY DISTRICT- RC TO BUSINESS DISTRICT-B**

To see if Town Meeting will vote to authorize to rezone Assessor’s Map 31B, Lots 302, 302A and 302C, being land west of Weeden Road, north of the bike path, and south of Huttleston Avenue, from Apartment/Multifamily District – RC to Business District – B or take any other action relative thereto.

*Petitioned by:* G. Bourne Knowles et al.

Selectmen Recommendation: Yield to Petitioner

Finance Committee Recommendation: Yield to Petitioner

**ARTICLE 35: OTHER BUSINESS**

To act upon any other business which may legally come before this meeting.

And you are hereby directed to serve this warrant by posting an attested copy thereof on or near the front or main entrance of the polling place in Precinct 1, Town Hall; and on or near the entrance of the polling place in Precinct 2 and 3, Elizabeth I. Hastings Middle School, School Street; and on or near the entrance of the polling place in Precinct 4, Fire Station meeting room, 146 Washington Street; and on or near the front or main entrance of the polling place in Precinct 5 and 6, Recreation Center, 227 Huttleston Ave; seven days at least prior to the date of the meeting.

**Board of Selectmen/Finance Committee**  
**FY21 General Fund Operating Budget**  
**Article 4**

Operating Expenses and Transfers	FY21 Town Administrator Recommended	Adjustment Amount	New FY21 Town Administrator/BOS Recommended	LESS 1/12 of FY20 Budget DOR approved	LESS difference 1/3 Budget vs 1/12 Budget-ATM 7/25/20 approved	Amount to be voted STM 10/20/20
<b>GENERAL GOVERNMENT</b>						
<b>MODERATOR</b>						
Salaries & Wages	\$ 800		\$ 800	\$ 67	\$ 200	\$ 533
<b>SELECTMEN/TOWN ADMINISTRATOR</b>						
Salaries & Wages	\$ 298,340	\$ 41,245	\$ 339,585	\$ 25,620	\$ 76,479	\$ 237,486
Operating Expenses	\$ 42,473	\$ 30,000	\$ 72,473	\$ 3,539	\$ 10,619	\$ 58,315
S/T	\$ 340,813		\$ 412,058	\$ 29,159	\$ 87,098	\$ 295,801
<b>HUMAN RESOURCES</b>						
Salary & Wages	\$ 121,188	\$ 1,641	\$ 122,829	\$ 10,220	\$ 30,438	\$ 82,171
Operating Expenses	\$ 25,545	\$ (2,000)	\$ 23,545	\$ 2,333	\$ 7,000	\$ 14,212
S/T	\$ 146,733		\$ 146,374	\$ 12,553	\$ 37,439	\$ 96,382
<b>ACCOUNTING</b>						
Salary & Wages	\$ 138,240	\$ 2,640	\$ 140,880	\$ 12,817	\$ 35,281	\$ 92,782
Operating Expenses	\$ 50,376	\$ (438)	\$ 49,938	\$ 3,893	\$ 11,679	\$ 34,366
S/T	\$ 188,616		\$ 190,818	\$ 16,710	\$ 46,960	\$ 127,148
<b>FINANCE DIRECTOR (TREASURER/COLLECTOR)</b>						
Salaries & Wages	\$ 373,950	\$ 11,975	\$ 385,925	\$ 33,415	\$ 103,275	\$ 249,235
Operating Expenses	\$ 141,310	\$ (7,070)	\$ 134,240	\$ 11,776	\$ 35,327	\$ 87,137
S/T	\$ 515,260		\$ 520,165	\$ 45,191	\$ 138,602	\$ 336,372
<b>TOWN CLERK/ELECTIONS</b>						
Salaries & Wages	\$ 153,323	\$ 6	\$ 153,329	\$ 12,928	\$ 35,710	\$ 104,691
Operating Expenses	\$ 43,150	\$ (3,117)	\$ 40,033	\$ 2,916	\$ 8,749	\$ 28,368
S/T	\$ 196,473		\$ 193,362	\$ 15,844	\$ 44,459	\$ 133,059
<b>ASSESSORS</b>						
Salaries & Wages	\$ 183,703	\$ 1,640	\$ 185,343	\$ 15,615	\$ 46,530	\$ 123,198
Operating Expenses	\$ 30,248	\$ (4,999)	\$ 25,249	\$ 2,759	\$ 8,279	\$ 14,211
S/T	\$ 213,951		\$ 210,592	\$ 18,374	\$ 54,809	\$ 137,409
<b>TOWN HALL</b>						
Salaries & Wages	\$ 49,212	\$ 902	\$ 50,114	\$ 4,035	\$ 12,019	\$ 34,060
Operating Expenses	\$ 60,440		\$ 60,440	\$ 9,218	\$ 17,754	\$ 33,468
S/T	\$ 109,652		\$ 110,554	\$ 13,253	\$ 29,773	\$ 67,528
<b>TOWN MEETING/FINANCE COMMITTEE</b>						
Salaries & Wages	\$ 1,088		\$ 1,088	\$ 91	\$ 272	\$ 725
Operating Expenses	\$ 7,745		\$ 7,745	\$ 643	\$ 1,929	\$ 5,173
S/T	\$ 8,833		\$ 8,833	\$ 734	\$ 2,200	\$ 5,899
<b>PLANNING BOARD</b>						
Salaries & Wages	\$ 3,143	\$ 63	\$ 3,206	\$ 274	\$ 814	\$ 2,118
Operating Expenses	\$ 3,990		\$ 3,990	\$ 333	\$ 997	\$ 2,660
S/T	\$ 7,133		\$ 7,196	\$ 607	\$ 1,811	\$ 4,778
<b>PLANNING AND ECONOMIC DEVELOPMENT</b>						
Salaries & Wages	\$ 115,832	\$ 2,296	\$ 118,128	\$ 9,734	\$ 29,036	\$ 79,358
Operating Expenses	\$ 16,675	\$ (1,075)	\$ 15,600	\$ 1,400	\$ 4,200	\$ 10,000
S/T	\$ 132,507		\$ 133,728	\$ 11,134	\$ 33,235	\$ 89,359
<b>ECONOMIC DEVELOPMENT COMMITTEE</b>						
	\$ 8,000		\$ 8,000	\$ 667	\$ 2,000	\$ 5,333
<b>BOARD OF APPEALS</b>						
Salaries & Wages	\$ 1,291	\$ 4,000	\$ 5,291	\$ 212	\$ 635	\$ 4,444
Operating Expenses	\$ 3,900		\$ 3,900	\$ 342	\$ 1,025	\$ 2,533
S/T	\$ 5,191		\$ 9,191	\$ 554	\$ 1,659	\$ 6,978
<b>LEGAL EXPENSE</b>						
	\$ 170,000		\$ 170,000	\$ 14,167	\$ 42,500	\$ 113,333
<b>CONSERVATION COMM/SUSTAINABILITY</b>						

**Board of Selectmen/Finance Committee**  
**FY21 General Fund Operating Budget**  
**Article 4**

Operating Expenses and Transfers	FY21 Town Administrator Recommended	Adjustment Amount	New FY21 Town Administrator/BOS Recommended	LESS 1/12 of FY20 Budget DOR approved	LESS difference 1/3 Budget vs 1/12 Budget-ATM 7/25/20 approved	Amount to be voted STM 10/20/20
Salaries & Wages	\$ 74,288	\$ 4,878	\$ 79,166	\$ 6,547	\$ 19,523	\$ 53,096
Operating Expenses	\$ 12,064	\$ (1,199)	\$ 10,865	\$ 791	\$ 2,374	\$ 7,700
S/T	\$ 86,352		\$ 90,031	\$ 7,338	\$ 21,897	\$ 60,796
BUZZARD'S BAY ACTION COMM.	\$ 1,520		\$ 1,520	\$ 127	\$ 380	\$ 1,013
<b>TOTAL GENERAL GOVERNMENT</b>	<b>\$ 2,131,834</b>	<b>\$ 81,388</b>	<b>\$ 2,213,222</b>	<b>\$ 186,479</b>	<b>\$ 545,021</b>	<b>\$ 1,481,720</b>
<b>PUBLIC SAFETY</b>						
<b>POLICE DEPARTMENT/ANIMAL CONTROL</b>						
Salaries & Wages	\$ 3,747,320	\$ 1,997	\$ 3,749,317	\$ 315,560	\$ 941,035	\$ 2,492,722
Operating Expenses	\$ 404,919	\$ (23,320)	\$ 381,599	\$ 83,969	\$ 94,406	\$ 203,224
S/T	\$ 4,152,239		\$ 4,130,916	\$ 399,529	\$ 1,035,441	\$ 2,695,946
<b>FIRE DEPARTMENT/EMERGENCY MANAGEMENT</b>						
Salaries & Wages	\$ 2,677,944	\$ 16,796	\$ 2,694,740	\$ 221,588	\$ 669,260	\$ 1,803,892
Operating Expenses	\$ 322,245	\$ (20,932)	\$ 301,313	\$ 69,543	\$ 78,731	\$ 153,039
S/T	\$ 3,000,189		\$ 2,996,053	\$ 291,131	\$ 747,991	\$ 1,956,931
<b>BUILDING DEPARTMENT</b>						
Salaries & Wages	\$ 179,041	\$ 2,733	\$ 181,774	\$ 15,054	\$ 44,863	\$ 121,857
Operating Expenses	\$ 10,200	\$ (2,100)	\$ 8,100	\$ 858	\$ 2,575	\$ 4,667
S/T	\$ 189,241		\$ 189,874	\$ 15,912	\$ 47,439	\$ 126,523
<b>MARINE RESOURCES</b>						
Salaries & Wages	\$ 159,778	\$ 3,541	\$ 163,319	\$ 13,769	\$ 41,046	\$ 108,504
Operating Expenses	\$ 36,040	\$ (3,600)	\$ 32,440	\$ 4,133	\$ 12,397	\$ 15,910
S/T	\$ 195,818		\$ 195,759	\$ 17,902	\$ 53,443	\$ 124,414
<b>WEIGHTS AND MEASURES</b>						
Salaries & Wages	\$ 7,140		\$ 7,140	\$ 595	\$ 1,785	\$ 4,760
Operating Expenses	\$ 1,498		\$ 1,498	\$ 125	\$ 374	\$ 999
S/T	\$ 8,638		\$ 8,638	\$ 720	\$ 2,159	\$ 5,759
STREET LIGHTING	\$ 40,000		\$ 40,000	\$ 4,250	\$ 12,750	\$ 23,000
<b>TOTAL PUBLIC SAFETY</b>	<b>\$ 7,586,125</b>	<b>\$ (24,885)</b>	<b>\$ 7,561,240</b>	<b>\$ 729,444</b>	<b>\$ 1,899,223</b>	<b>\$ 4,932,573</b>
						\$ -
<b>EDUCATION</b>						\$ -
FAIRHAVEN PUBLIC SCHOOLS	\$ 21,746,426	\$ (200,000)	\$ 21,546,426	\$ 1,775,210	\$ 5,325,629	\$ 14,445,587
GNBRVT HIGH SCHOOL	\$ 1,969,375		\$ 1,969,375	\$ 844,808	\$ 336,821	\$ 787,746
BRISTOL COUNTY AGGIE HS	\$ 45,000	\$ 8,174	\$ 53,174	\$ 3,500	\$ 10,500	\$ 39,174
<b>TOTAL EDUCATION</b>	<b>\$ 23,760,801</b>	<b>\$ (191,826)</b>	<b>\$ 23,568,975</b>	<b>\$ 2,623,518</b>	<b>\$ 5,672,950</b>	<b>\$ 15,272,507</b>
<b>PUBLIC WORKS</b>						
<b>ADMINISTRATION</b>						
Salaries & Wages	\$ 195,404	\$ 3,808	\$ 199,212	\$ 16,658	\$ 49,705	\$ 132,849
Operating Expenses	\$ 6,275	\$ (700)	\$ 5,575	\$ 521	\$ 1,562	\$ 3,492
S/T	\$ 201,679		\$ 204,787	\$ 17,179	\$ 51,267	\$ 136,341
<b>HIGHWAY DIVISION</b>						
Salaries & Wages	\$ 1,160,832	\$ 8,297	\$ 1,169,129	\$ 96,355	\$ 286,979	\$ 785,795
Operating Expenses	\$ 663,017	\$ (17,200)	\$ 645,817	\$ 53,897	\$ 152,692	\$ 439,228
Snow and Ice Removal	\$ 60,000		\$ 60,000	\$ 5,000	\$ 15,000	\$ 40,000
S/T	\$ 1,883,849		\$ 1,874,946	\$ 155,252	\$ 454,671	\$ 1,265,023
<b>TREE DEPARTMENT</b>						
Salaries & Wages	\$ 41,340	\$ 683	\$ 42,023	\$ 3,356	\$ 10,056	\$ 28,611
Operating Expenses	\$ 18,410	\$ (1,841)	\$ 16,569	\$ 1,559	\$ 4,676	\$ 10,334
S/T	\$ 59,750		\$ 58,592	\$ 4,915	\$ 14,732	\$ 38,945

**Board of Selectmen/Finance Committee**  
**FY21 General Fund Operating Budget**  
**Article 4**

Operating Expenses and Transfers	FY21 Town Administrator Recommended	Adjustment Amount	New FY21 Town Administrator/BOS Recommended	LESS 1/12 of FY20 Budget DOR approved	LESS difference 1/3 Budget vs 1/12 Budget-ATM 7/25/20 approved	Amount to be voted STM 10/20/20
<b>SANITATION (Recycling &amp; Waste Disposal)</b>						
Operating Expenses	\$ 1,450,860	\$ 5,000	\$ 1,455,860	\$ 115,543	\$ 346,630	\$ 993,687
S/T	\$ 1,450,860		\$ 1,455,860	\$ 115,543	\$ 346,630	\$ 993,687
<b>TOTAL PUBLIC WORKS</b>	<b>\$ 3,596,138</b>	<b>\$ (1,953)</b>	<b>\$ 3,594,185</b>	<b>\$ 292,889</b>	<b>\$ 867,300</b>	<b>\$ 2,433,996</b>
<b><u>HEALTH AND HUMAN SERVICES</u></b>						
<b>BOARD OF HEALTH</b>						
Salaries & Wages	\$ 158,418	\$ 2,793	\$ 161,211	\$ 13,153	\$ 39,151	\$ 108,907
Operating Expenses	\$ 35,055	\$ (4,800)	\$ 30,255	\$ 2,820	\$ 8,460	\$ 18,975
S/T	\$ 193,473		\$ 191,466	\$ 15,973	\$ 47,611	\$ 127,882
<b>COUNCIL ON AGING</b>						
Salaries & Wages	\$ 163,924	\$ 2,420	\$ 166,344	\$ 14,491	\$ 43,133	\$ 108,720
Operating Expenses	\$ 33,947	\$ (2,760)	\$ 31,187	\$ 2,940	\$ 8,819	\$ 19,428
S/T	\$ 197,871		\$ 197,531	\$ 17,431	\$ 51,952	\$ 128,148
<b>VETERANS SERVICES</b>						
Salaries & Wages	\$ 81,026	\$ 1,600	\$ 82,626	\$ 6,878	\$ 20,502	\$ 55,246
Operating Expenses	\$ 696,800	\$ (50,000)	\$ 646,800	\$ 61,867	\$ 185,600	\$ 399,333
S/T	\$ 777,826		\$ 729,426	\$ 68,745	\$ 206,101	\$ 454,580
<b>COMMISSION ON DISABILITY</b>	\$ 1,300		\$ 1,300	\$ 108	\$ 325	\$ 867
<b>RAPE CRISIS PROJECT</b>	\$ 2,000		\$ 2,000	\$ 167	\$ 500	\$ 1,333
<b>TOTAL HEALTH &amp; HUMAN SERVICES</b>	<b>\$ 1,172,470</b>	<b>\$ (50,747)</b>	<b>\$ 1,121,723</b>	<b>\$ 102,424</b>	<b>\$ 306,490</b>	<b>\$ 712,811</b>
<b><u>CULTURE AND RECREATION</u></b>						
<b>MILLCENT LIBRARY</b>	\$ 718,696		\$ 718,696	\$ 77,000	\$ 151,012	\$ 490,684
<b>RECREATION</b>						
Salaries & Wages	\$ 187,855	\$ 3,729	\$ 191,584	\$ 16,332	\$ 48,623	\$ 126,629
Operating Expenses	\$ 162,230	\$ (55,000)	\$ 107,230	\$ 14,648	\$ 43,944	\$ 48,638
S/T	\$ 350,085		\$ 298,814	\$ 30,980	\$ 92,566	\$ 175,268
<b>PARK DIVISION</b>						
Salaries & Wages	\$ 117,059	\$ 1,542	\$ 118,601	\$ 10,507	\$ 28,526	\$ 79,568
Operating Expenses	\$ 47,129		\$ 47,129	\$ 3,212	\$ 9,635	\$ 34,282
S/T	\$ 164,188		\$ 165,730	\$ 13,719	\$ 38,161	\$ 113,850
<b>TOURISM</b>						
Salaries & Wages	\$ 70,867	\$ 1,353	\$ 72,220	\$ 5,876	\$ 17,574	\$ 48,770
Operating Expenses	\$ 26,525	\$ (2,600)	\$ 23,925	\$ 2,013	\$ 6,039	\$ 15,873
S/T	\$ 97,392		\$ 96,145	\$ 7,889	\$ 23,613	\$ 64,643
<b>FINE ARTS</b>	\$ 1,200		\$ 1,200	\$ 100	\$ 300	\$ 800
<b>HISTORICAL COMMISSION</b>	\$ 16,750		\$ 16,750	\$ 1,396	\$ 4,187	\$ 11,167
<b>MEMORIAL DAY</b>	\$ 2,500		\$ 2,500	\$ 208	\$ 625	\$ 1,667
<b>CULTURAL COUNCIL</b>	\$ 2,750		\$ 2,750	\$ 229	\$ 688	\$ 1,833
<b>TOTAL CULTURE AND RECREATION</b>	<b>\$ 1,353,561</b>	<b>\$ (50,976)</b>	<b>\$ 1,302,585</b>	<b>\$ 131,521</b>	<b>\$ 311,153</b>	<b>\$ 859,913</b>
<b>CONSOLIDATED INFORMATION TECHNOLOGY</b>	\$ 511,934	\$ (10,600)	\$ 501,334	\$ 85,037	\$ 120,110	\$ 296,187
<b><u>NON-DEPARTMENTAL</u></b>						
CONTRIBUTORY RETIREMENT	\$ 3,388,344		\$ 3,388,344	\$ 3,227,999	\$ -	\$ 160,345
GROUP INSURANCE	\$ 4,442,000	\$ (100,000)	\$ 4,342,000	\$ 358,015	\$ 1,074,046	\$ 2,909,939
MA EMPLOYMENT SECURITY	\$ 75,000	\$ 150,000	\$ 225,000	\$ 9,583	\$ 105,417	\$ 110,000
TOWN INSURANCE	\$ 917,000	\$ (17,000)	\$ 900,000	\$ 830,000	\$ 98,583	\$ (28,583)

**Board of Selectmen/Finance Committee**  
**FY21 General Fund Operating Budget**  
**Article 4**

Operating Expenses and Transfers	FY21 Town Administrator Recommended	Adjustment Amount	New FY21 Town Administrator/BOS Recommended	LESS 1/12 of FY20 Budget DOR approved	LESS difference 1/3 Budget vs 1/12 Budget-ATM 7/25/20 approved	Amount to be voted STM 10/20/20
<b>MEDICARE ASSESSMENT (EMPLOYER SHARE)</b>	\$ 420,000		\$ 420,000	\$ 34,833	\$ 104,500	\$ 280,667
<b>WINDTURBINE ELECTRIC EXPENSE</b>	\$ 700,000	\$ 75,000	\$ 775,000	\$ 62,500	\$ 187,500	\$ 525,000
<b>TOTAL NON-DEPARTMENTAL</b>	<b>\$ 9,942,344</b>	<b>\$ 108,000</b>	<b>\$ 10,050,344</b>	<b>\$ 4,522,930</b>	<b>\$ 1,570,046</b>	<b>\$ 3,957,368</b>
<b>DEBT SERVICE</b>						
Principal	\$ 798,848		\$ 798,848	\$ 66,976	\$ 200,928	\$ 530,944
Interest	\$ 273,757		\$ 273,757	\$ 39,176	\$ 73,654	\$ 160,927
Principal Authorized but not issued	\$ 127,600	\$ (127,600)	\$ -	\$ 10,633	\$ 31,900	\$ (42,533)
Interest Authorized but not issued	\$ 31,900	\$ (21,900)	\$ 10,000	\$ 2,658	\$ 7,975	\$ (633)
Interest on Temp Loans	\$ -		\$ -	\$ 3,708	\$ 11,125	\$ (14,833)
<b>TOTAL DEBT SERVICE</b>	<b>\$ 1,232,105</b>	<b>\$ (149,500)</b>	<b>\$ 1,082,605</b>	<b>\$ 123,151</b>	<b>\$ 325,583</b>	<b>\$ 633,873</b>
<b>ASSESSMENTS (Cherry sheet charges)</b>						
County Tax	\$ 238,936		\$ 238,936	\$ 19,426	\$ 58,277	\$ 161,233
Mosquito Control District	\$ 48,836		\$ 48,836	\$ 3,799	\$ 11,396	\$ 33,641
Air Pollution District	\$ 4,923		\$ 4,923	\$ 405	\$ 1,213	\$ 3,305
RMV Non-Renewal Surcharge	\$ 15,460		\$ 15,460	\$ 1,388	\$ 4,165	\$ 9,907
Regional Transit	\$ 36,358		\$ 36,358	\$ 2,956	\$ 8,868	\$ 24,534
Special Education Charges	\$ -		\$ -	\$ 131	\$ 393	\$ (524)
School Choice Sending Tuition	\$ 181,288		\$ 181,288	\$ 12,024	\$ 36,072	\$ 133,192
Charter School Sending Tuition	\$ 79,638		\$ 79,638	\$ 1,307	\$ 3,922	\$ 74,409
<b>TOTAL ASSESSMENTS</b>	<b>\$ 605,439</b>	<b>\$ -</b>	<b>\$ 605,439</b>	<b>\$ 41,436</b>	<b>\$ 124,305</b>	<b>\$ 439,696</b>
<b>TOTAL GENERAL FUND OPERATING BUDGET</b>	<b>\$ 51,892,751</b>	<b>\$ (291,099)</b>	<b>\$ 51,601,652</b>	<b>\$ 8,838,829</b>	<b>\$ 11,742,181</b>	<b>\$ 31,020,644</b>
<b>APPROPRIATIONS TO RESERVES</b>						
OVERLAY RESERVE (ABATEMENTS & REFUNDS)	\$ 300,000		\$ 300,000	\$ -	\$ 300,000	\$ -
RESERVE FUND	\$ 75,000		\$ 75,000	\$ -	\$ 75,000	\$ -
O(ther) P(ost) E(mployment) B(enefits) RESERVE	\$ 300,000		\$ 300,000	\$ -	\$ -	\$ 300,000
WAGE AND SALARY RESERVE (Union Employees)	\$ -		\$ -	\$ -	\$ -	\$ -
COLA FOR NON-UNION EMPLOYEES	\$ 46,000	\$ (46,000)	\$ -	\$ -	\$ -	\$ -
RESERVE FOR RECLASSIFICATIONS	\$ 11,200	\$ (11,200)	\$ -	\$ -	\$ -	\$ -
<b>TOTAL APPROPRIATIONS TO RESERVES</b>	<b>\$ 732,200</b>	<b>\$ (57,200)</b>	<b>\$ 675,000</b>	<b>\$ -</b>	<b>\$ 375,000</b>	<b>\$ 300,000</b>
<b>Total General Fund and Reserves</b>	<b>\$ 52,624,951</b>	<b>\$ (348,299)</b>	<b>\$ 52,276,652</b>	<b>\$ 8,838,829</b>	<b>\$ 12,117,181</b>	<b>\$ 31,320,644</b>
<b>FINANCIAL ARTICLES</b>	<b>\$ 66,000</b>	<b>\$ (51,000)</b>	<b>\$ 15,000</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ 15,000</b>
<b>GRAND GENERAL FUND TOTALS</b>	<b>\$ 52,690,951</b>	<b>\$ (399,299)</b>	<b>\$ 52,291,652</b>	<b>\$ 8,838,829</b>	<b>\$ 12,117,181</b>	<b>\$ 31,335,644</b>
<b>Revenue</b>	<b>\$ 52,690,591</b>		<b>\$ 51,801,479</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ 51,801,479</b>
<b>Surplus Revenue/Free Cash</b>			<b>\$ 490,173</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ 490,173</b>
<b>SURPLUS (DEFICIT)</b>	<b>\$ -</b>		<b>\$0</b>	<b>(\$8,838,829)</b>	<b>(\$12,117,181)</b>	<b>\$20,956,008</b>



WATER ENTERPRISE  
FY21 RECOMMENDED OPERATING BUDGET  
ARTICLE 5

	FY 20 Budget	New FY21 Town Administrator Recommended	1/12 of FY20 Budget DOR approved	difference 1/3 Budget vs 1/12 Budget-ATM 7/25/20 approved	Amount to be voted STM 10/20/20
<b>Revenues</b>					
User Charges	\$2,610,800	\$2,885,310	\$225,421	\$613,590	\$2,046,299
Connection Fees	\$60,000	\$60,000	\$0	\$0	\$60,000
Other Department Revenue	\$200,000	\$200,000	\$0	\$0	\$200,000
Investment Income					
<b>TOTAL OPERATING REVENUE</b>	<b>\$2,870,800</b>	<b>\$3,145,310</b>	<b>\$225,421</b>	<b>\$613,590</b>	<b>\$2,306,299</b>
Retained Earnings Appropriated	\$0	\$66,492	0	0	\$66,492
<b>TOTAL REVENUE</b>	<b>\$2,870,800</b>	<b>\$3,211,802</b>	<b>\$225,421</b>	<b>\$613,590</b>	<b>\$2,362,791</b>
<b>FY 21 Water Enterprise Fund Operating Budget</b>					
Salaries and Wages	\$595,645	\$624,193	\$61,517	\$155,867	\$406,809
Expenses	\$425,500	\$600,125	\$46,514	\$106,375	\$447,236
Purchase of Services	\$301,200	\$354,825	\$36,155	\$75,300	\$243,370
Utilities	\$49,700	\$49,700	\$4,142	\$12,425	\$33,133
Supplies	\$37,100	\$37,100	\$3,092	\$9,275	\$24,733
Gasoline	\$15,000	\$15,500	\$1,250	\$3,750	\$10,500
Other Charges and Expenses	\$2,500	\$3,000	\$208	\$625	\$2,167
Minor Equipment	\$20,000	\$30,000	\$1,667	\$5,000	\$23,333
Raw Water Cost	\$0	\$110,000	\$0	\$0	\$110,000
Water District	\$1,277,368	\$1,386,650	\$106,447	\$319,342	\$960,861
S/T	\$2,298,513	\$2,610,968	\$214,478	\$581,585	\$1,814,905
Indirect Costs from General Fund	\$460,931	\$488,924	\$0	\$0	\$488,924
Reserve Fund Water	\$50,000	\$50,000	\$0	\$16,667	\$33,333
Debt	\$47,582	\$48,289	\$3,965	\$11,896	\$32,428
Interest on Debt	\$13,774	\$13,622	\$6,978	\$3,443	\$3,201
Authorized and Unissued Debt	\$0	\$0	\$0	\$0	\$0
S/T	\$61,356	\$61,911	\$10,943	\$15,339	\$35,629
<b>Total Water Enterprise Fund Operating Budget</b>	<b>\$2,870,800</b>	<b>\$3,211,802</b>	<b>\$225,421</b>	<b>\$613,590</b>	<b>\$2,362,791</b>

SEWER ENTERPRISE FUND  
FY21 RECOMMENDED OPERATING BUDGET  
ARTICLE 6

	FY 20 Budget	New FY21 Town Administrator Recommended	1/12 of FY20 Budget DOR approved	difference 1/3 Budget vs 1/12 Budget-ATM 7/25/20 approved	Amount to be voted STM 10/20/20
<b>Revenues</b>					
User Charges	\$3,294,066	\$3,412,710	\$388,936	\$748,831	\$2,274,943
Connection Fees	\$40,000	\$40,000	\$0	\$0	\$40,000
Other Department Revenue	\$340,000	\$350,000	\$0	\$0	\$350,000
Investment Income					
<b>TOTAL OPERATING REVENUE</b>	<b>\$3,674,066</b>	<b>\$3,802,710</b>	<b>\$388,936</b>	<b>\$748,831</b>	<b>\$2,664,943</b>
Retained Earnings Appropriated	\$55,330	\$0	\$0	\$0	\$0
Sewer Betterment Stabilization Funds	\$32,232	\$51,407	\$0	\$0	\$51,407
<b>TOTAL REVENUE</b>	<b>\$3,761,628</b>	<b>\$3,854,117</b>	<b>\$388,936</b>	<b>\$748,831</b>	<b>\$2,716,350</b>
<b>FY 21 Sewer Enterprise Fund Operating Budget</b>					
Salaries and Wages	\$1,103,598	\$1,166,461	\$115,606	\$283,807	\$767,048
Expenses	\$1,167,325	\$1,163,325	\$102,222	\$291,832	\$769,271
Purchase of Services	\$240,400	\$252,000	\$24,979	\$60,100	\$166,921
Utilities	\$388,000	\$388,000	\$32,333	\$97,000	\$258,667
Supplies	\$144,425	\$146,325	\$12,035	\$36,107	\$98,183
Gasoline	\$15,000	\$15,000	\$1,250	\$3,750	\$10,000
Minor Equipment	\$54,500	\$37,000	\$4,542	\$13,625	\$18,833
Sludge Disposal	\$325,000	\$325,000	\$27,083	\$81,250	\$216,667
S/T	\$2,270,923	\$2,329,786	\$217,828	\$575,639	\$1,536,319
Indirect Costs from General Fund	\$631,725	\$673,370	\$0	\$0	\$673,370
Reserve Fund Sewer	\$50,000	\$50,000	\$0	\$16,667	\$33,333
Debt	\$506,099	\$507,497	\$42,175	\$126,525	\$338,797
Interest on Debt	\$302,881	\$286,464	\$128,933	\$0	\$157,531
Authorized but unissued Debt	\$0	\$7,000	\$0	\$30,000	-\$23,000
S/T	\$808,980	\$800,961	\$171,108	\$156,525	\$473,328
<b>Total Sewer Enterprise Fund Operating Budget</b>	<b>\$3,761,628</b>	<b>\$3,854,117</b>	<b>\$388,936</b>	<b>\$748,831</b>	<b>\$2,716,350</b>
<b>And further to transfer to the Sewer Enterprise Fund</b>					
Sewer Betterment West Island	\$18,035	\$30,487	\$0	\$0	\$30,487
Sewer Betterment Boulder Park	\$204	\$0	\$0	\$0	\$0
Sewer Betterment Nancy St	\$1,441	\$0	\$0	\$0	\$0
Sewer Betterment SN Rd	\$12,553	\$20,920	\$0	\$0	\$20,920

**CABLE-Town ENTERPRISE FUND**  
**FY21 RECOMMENDED OPERATING BUDGET**  
**ARTICLE 7**

	New FY21 Town Administrator Recommended	1/12 of FY20 Budget DOR approved	difference 1/3 Budget vs 1/12 Budget-ATM 7/25/20 approved	Amount to be voted STM 10/20/20
<b>Revenues</b>				
Comcast Estimated Revenue	\$203,280	\$17,175	\$51,265	\$134,840
Retained Earnings	\$27,272			\$27,272
<b>Total Revenue</b>	<b>\$230,552</b>	<b>\$17,175</b>	<b>\$51,265</b>	<b>\$162,112</b>
<b>FY 21 Cable-Town Enterprise Fund Operating Budget</b>				
Salaries and Wages	\$152,768	\$12,636	\$37,642	\$102,490
Benefits (transferred to the GF)	\$17,194	\$0	0	\$17,194
Expenses	\$60,590	\$4,539	\$13,623	\$42,428
<u>Purchase of Services</u>				
Repairs & Maint-equipment	\$1,000			\$1,000
Communication	\$8,500			\$8,500
Postage	\$100			\$100
Advertising	\$1,000			\$1,000
Professional Salary (transfer to GF)	\$24,990	\$4,539	\$13,623	\$6,828
Contracted Services	\$10,000			\$10,000
<u>Supplies</u>				
Office Supplies	\$1,000			\$1,000
Other Supplies	\$500			\$500
<u>Other Charges</u>				
Mileage/Car allowance	\$500			\$500
Seminars/Professional gatherings	\$1,500			\$1,500
Dues	\$500			\$500
Public Relations	\$1,000			\$1,000
<u>Minor Equipment</u>	\$10,000			\$10,000
S/T	\$230,552	\$17,175	\$51,265	\$162,112
Indirect Costs from General Fund	\$0	\$0	\$0	\$0
S/T	\$230,552	\$17,175	\$51,265	\$162,112
<b>Total Town Cable Enterprise Fund Operating Budget</b>	<b>\$230,552</b>	<b>\$17,175</b>	<b>\$51,265</b>	<b>\$162,112</b>

CABLE-School ENTERPRISE FUND  
FY21 RECOMMENDED OPERATING BUDGET  
ARTICLE 8

	New FY21 Town Administrator Recommended	1/12 of FY20 Budget DOR approved	difference 1/3 Budget vs 1/12 Budget-ATM 7/25/20 approved	Amount to be voted STM 10/20/20
<b>Revenues</b>				
Comcast Estimated Revenue	\$157,520	\$13,334	\$39,999	\$104,187
Retained Earnings	\$34,069			\$34,069
<b>Total Revenue</b>	<b>\$191,589</b>	<b>\$13,334</b>	<b>\$39,999</b>	<b>\$138,256</b>
<b>FY 21 Cable Enterprise Fund Operating Budget</b>				
Salaries and Wages	\$107,049	\$10,042	\$30,125	\$66,882
Benefits (transferred to the GF)	\$18,066	\$0	\$0	\$18,066
Expenses	\$66,474	\$3,292	\$9,874	\$53,308
<u>Purchase of Services</u>				
Repairs & Maint-equipment	\$0			\$0
Communication	\$15,000	\$3,292	\$9,874	\$1,834
Postage	\$0			\$0
Advertising	\$0			\$0
Professional Salary (transfer to GF)	\$24,990			\$24,990
Contracted Services	\$0			\$0
<u>Supplies</u>				
Office Supplies	\$0			\$0
Other Supplies	\$0			\$0
<u>Other Charges</u>				
Mileage/Car allowance	\$350			\$350
Seminars/Professional gatherings	\$0			\$0
Dues	\$0			\$0
Public Relations	\$0			\$0
<u>Minor Equipment</u>	\$26,134			\$26,134
S/T	\$191,589	\$13,334	\$39,999	\$138,256
Indirect Costs from General Fund	\$0	\$0	\$0	\$0
S/T	\$191,589	\$13,334	\$39,999	\$138,256
<b>Total School Cable Enterprise Fund Operating Budget</b>	<b>\$191,589</b>	<b>\$13,334</b>	<b>\$39,999</b>	<b>\$138,256</b>

**APPENDIX A**  
**FY21 GENERAL FUND PROJECTED REVENUE**

REVENUES & Other Financing Sources	FY19 Actual	FY20 Budgeted	FY21 Available for Appropriation	Adjustment Factor	FY21 Revised Projections	Difference
<b>PROPERTY TAXES</b>						
Prior Year Levy	\$26,676,342	\$27,566,372	\$28,484,856		\$28,484,856	\$0
Add 2 1/2%	\$666,909	\$689,159	\$712,121		\$712,121	\$0
Add New Growth	\$223,121	\$175,000	\$175,000	71.4%	\$300,000	\$125,000
TOTAL LEVY (not including Debt Excl Levy)	\$27,566,372	\$28,430,531	\$29,371,977		\$29,496,977	\$125,000
Prop. 2 1/2 Debt Exclusion	\$1,138,502	\$968,988	\$946,163		\$946,163	\$0
TOTAL LEVY	\$28,704,874	\$29,399,519	\$30,318,140		\$30,443,140	\$125,000
<b>STATE AID</b>						
Chapter 70 & Charter Tuition Reimbursement	\$7,798,074	\$8,164,642	\$8,302,176	-0.1%	\$8,294,230	(\$7,946)
General Government Aid	\$2,331,555	\$2,394,507	\$2,461,553	-2.7%	\$2,394,527	(\$67,026)
Veterans Benefits	\$483,237	\$521,846	\$491,133		\$491,133	\$0
Exemptions, VBS and Elderly	\$98,943	\$96,784	\$96,320		\$96,320	\$0
State Owned Land	\$154,041	\$166,179	\$165,297		\$165,297	\$0
TOTAL STATE AID (not including SBA)	\$10,865,850	\$11,343,958	\$11,516,479		\$11,441,507	(\$74,972)
<b>LOCAL RECEIPTS</b>						
Motor Vehicle Excise	\$1,982,959	\$2,000,000	\$2,000,000	-10.0%	\$1,800,000	(\$200,000)
Other Excise	\$624,138	\$600,000	\$640,000	-40.0%	\$384,000	(\$256,000)
Penalties and Interest on Taxes	\$421,326	\$350,000	\$400,000	-5.0%	\$380,000	(\$20,000)
Payments in Lieu of Taxes	\$167,772	\$170,000	\$80,000		\$80,000	\$0
Charges for Services-Solid Waste Fees	\$107,646	\$80,000	\$100,000		\$100,000	\$0
Other Charges for Services	\$69,373	\$50,000	\$75,000	-20.0%	\$60,000	(\$15,000)
Fees	\$235,380	\$220,000	\$240,000	-5.0%	\$228,000	(\$12,000)
Medical Marijuana Host Fees	\$96,465	\$100,000	\$104,000	34.6%	\$140,000	\$36,000
Rentals	\$50,421	\$50,000	\$50,000	-40.0%	\$30,000	(\$20,000)
Dept Revenue-Schools	\$2,674,347	\$2,700,000	\$2,700,000		\$2,700,000	\$0
Dept Revenue-Recreation	\$238,534	\$250,000	\$250,000	-80.0%	\$50,000	(\$200,000)
Other Dept. Revenue	\$1,046,244	\$850,000	\$1,000,000	-10.0%	\$900,000	(\$100,000)
Licenses and Permits	\$405,084	\$540,000	\$460,000	-15.0%	\$391,000	(\$69,000)
Fines and Forfeits	\$7,760	\$5,000	\$5,000		\$5,000	\$0
Investment Income	\$327,755	\$80,000	\$250,000	-68.0%	\$80,000	(\$170,000)
Medicaid Reimbursement	\$126,505	\$90,000	\$90,000		\$90,000	\$0
Misc. Recurring	\$21,415	\$0	\$0		\$0	\$0
Misc. Non-Recurring	\$51,457	\$0	\$0		\$0	\$0
TOTAL LOCAL RECEIPTS	\$8,654,581	\$8,135,000	\$8,444,000		\$7,418,000	(\$1,026,000)
<b>REVENUE APPROPRIATED FOR SPECIFIC PURPOSES</b>						
Waterway Funds	\$89,500	\$64,500	\$79,500	-37.1%	\$50,000	(\$29,500)
Ambulance Funds	\$1,100,000	\$1,000,000	\$1,050,000	9.5%	\$1,200,000	\$100,000
Title 5 Receipts	\$20,000	\$20,000	\$20,000	-80.0%	\$4,000	(\$16,000)
Wetland Protection Fund	\$4,000	\$4,000	\$6,000		\$6,000	\$0
Council on Aging-Social Day Program	\$36,000	\$36,000	\$36,000	-50.0%	\$18,000	(\$18,000)
Animal Control Gift Account	\$6,000	\$6,000	\$6,000		\$6,000	\$0
Storm Water Subdivision Fees	\$10,000	\$10,000	\$10,000		\$10,000	\$0
TOTAL REVENUE APPROPRIATED FOR SPECIFIC PUR	\$1,265,500	\$1,140,500	\$1,207,500		\$1,294,000	\$36,500
<b>ENTERPRISE FUND INDIRECT COSTS CHARGES</b>						
Water Enterprise Fund	\$442,211	\$460,931	\$474,759	\$14,164	\$488,923	\$14,164
Sewer Enterprise Fund	\$580,590	\$631,725	\$650,677	\$22,693	\$673,370	\$22,693
School Cable TV Enterprise Fund	\$0	\$29,100	\$29,973	\$12,803	\$42,776	\$12,803
Town Cable TV Enterprise Fund	\$0	\$29,100	\$29,973	\$12,240	\$42,213	\$12,240
TOTAL ENTERPRISE FUND INDIRECT COSTS CHARGE	\$1,022,801	\$1,150,856	\$1,185,382		\$1,185,382	\$61,900
Overlay Surplus	\$84,000	\$149,000	\$0		\$0	\$0
Surplus Revenue (Free Cash)	\$0.00	\$91,000	\$19,450		\$19,450	\$0
TOTAL OPERATING REVENUES	\$50,597,606	\$51,409,833	\$52,690,951	\$61,897	\$51,801,479	(\$877,572)

% of Budget                      -1.7%

June 30, 2020

TOWN OF FAIRHAVEN  
STATEMENT OF INDEBTEDNESS

DESCRIPTION OF BOND ISSUE	INTEREST RATE	ORIGINAL BOND AMOUNT	DATE BOND ISSUED	DATE OF BOND MATURITY	AMOUNT OUTSTANDING 6/30/2020	2021	2022	2023	2024	2025 To Maturity
INSIDE DEBT LIMIT										
Sewer - Scorticut Neck 6/8/02	2.0-5.0%	6,200,000	12/15/2004	12/15/2024	496,000	117,000	112,000	98,000	90,000	79,000
Sewer - Disinfection Facility 6/7/03	2.0-5.0%	1,560,000	12/15/2004	12/15/2024	347,000	71,000	71,000	70,000	69,000	66,000
E. Fairhaven School Design 6/8/02	2.0-5.0%	1,000,000	12/15/2004	12/15/2024	232,000	47,000	47,000	47,000	46,000	45,000
E. Fairhaven School Const. 6/8/02	2.0-3.0%	4,000,000	3/15/2007	3/15/2027	1,320,000	200,000	195,000	190,000	190,000	545,000
WPAT Project - Sewer Digester	2.00%	716,000	5/22/2013	1/15/2033	499,551	33,667	34,399	35,147	35,910	360,428
TOTAL INSIDE DEBT					2,894,551	468,667	459,399	440,147	430,910	1,095,428
OUTSIDE DEBT LIMIT										
Sewer W.I. Phase III	4.50%	362,500	5/14/2007	2/2/2025	86,053	15,830	16,542	17,287	18,065	18,331
Title V Septic Betterment II	5.0-5.25%	120,901	7/24/2003	2/1/2021	6,848	6,848	0	0	0	0
Water Tank	2.5-4.0%	136,000	11/1/2013	11/1/2022	45,000	15,000	15,000	15,000	0	0
WPAT Project-Boston Hill Water Tank	2.5-4.0%	884,553	1/7/2015	1/15/2035	582,943	33,289	34,012	34,751	35,507	445,384
Woods School Project	2.5-4.0%	9,064,000	11/1/2013	11/1/2033	6,330,000	455,000	455,000	455,000	455,000	4,510,000
Ladder Truck	3.0-5.0%	885,000	7/25/2018	6/30/2029	795,000	90,000	90,000	90,000	90,000	435,000
Sewer Rehab	3.0-5.0%	7,405,000	7/25/2018	6/30/2039	7,145,000	270,000	280,000	290,000	300,000	6,005,000
TOTAL OUTSIDE DEBT					14,990,844	885,967	890,554	902,038	898,572	11,413,715
TOTAL DEBT					\$17,885,395	\$1,354,634	\$1,349,953	\$1,342,185	\$1,329,482	12,509,143

## GENERAL FUND RESERVES

<b>Certified Free Cash 7/1/19</b>	4,393,392
Less: STM 11-12-19 Transfer to FY20 Operating Bdgt	(282,307)
Less: TM 7-25-20, Art 5, Bill of Prior Year	(1,937)
Less: TM 10-20-20, Art 2, Bills of Prior Year	(1,403)
Less: TM 10-20-20 Art 4, FY21 Operating Bdgt	(490,173)
Less: TM 10-20-20 Art 9, FY21 G/F CIP	(743,900)
Less: TM 10-20-20 Art 13, FY21 Roadwork	(375,000)
Less: TM 10-20-20 Art 28, FY21 Match funds Electric Vehicle Grt	(16,400)
<b>Balance</b>	<b>2,482,272</b>

<b>GF Stabilization Fund as of 6-30-20</b>	<b>3,093,824</b>
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<b>GF Capital Stabilization Fund as of 6-30-20</b>	<b>5,659,457</b>
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<b>Total GF Reserves</b>	<b>11,235,553</b>
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## HEALTH INSURANCE TRUST FUND

	<u>Balance</u>	<u>Recommended</u>	\$ +/-	% +/-
	<u>6-30-20</u>	<u>Level (note 1)</u>		
Trust Fund	1,725,538	1,678,401	47,137	3%

Note 1: The recommended minimum balance to be the greater of \$1,600,000 or three months of average monthly claims which is calculated to be \$1,678,401 as of 6-30-20.

September 2, 2020

Board of Selectmen  
Town of Fairhaven  
40 Center Street  
Fairhaven, MA 02719

Dear Chairman Freitas, Selectman Espindola and Selectman Silvia:

Due to Governor Baker's state of emergency regarding the COVID-19 pandemic, in consultation with the Town Administrator, Town Meeting Precinct Chairs and other town and local officials and pursuant to, sections 7 and 8 of Chapter 92 of the Acts of 2020 (the Act) I have determined that it is not possible to safely assemble the town meeting members and interested members of the public in a common location while complying with any applicable state or local orders, directives or guidance concerning public assemblies.

I hereby request that the Board of Selectmen call for the Town of Fairhaven's October 20, 2020 Special Representative Town Meeting to be held through remote participation, via web-based video and audio conferencing, specifically the Zoom platform.

I have consulted with the Town of Fairhaven's Disability Coordinator, Town Administrator Mark Rees and can confirm that the Zoom platform complies with the Americans with Disabilities Act.

I certify that I have tested the video conferencing platform, Zoom Webinar on multiple occasions with the assistance of the Town's Technology Department and local Cable Access and we successfully conducted the July 25, 2020 Annual Town Meeting using that platform. Therefore, I have determined that the platform satisfactorily enables the town meeting to be conducted in substantially the same manner as if the meeting occurred in person at a physical location and in accordance with the operational and functional requirements set forth in section 8 of the Act.

In preparation, as was done for the July 25, 2020 Remote Annual Town Meeting, I will work with all six Town Meeting Precinct Chairs, the Town Clerk, Town Administrator, Town Counsel, the Superintendent of Schools, Technology Department, local Cable Access and other local officials to ensure the remote October 20, 2020 Special Town Meeting is implemented properly. I appreciate all of their guidance and efforts to date. We will also notify Town Meeting Members via the established town meeting email group of the intention to conduct a virtual town meeting and will do outreach to all Town Meeting members via direct mail notifying them of the remote meeting and how to participate. As with the July 25, 2020 Remote Annual Town Meeting, we will be asking for contact information and providing the necessary accessibility support and training/instruction materials.

In addition, due to the governor's state of emergency and pursuant to section 7 of the Act, I request that the Board of Selectmen, in consultation with me and with my approval, as required under the Act, prescribe the number of voters necessary to constitute a quorum for the remote October 20, 2020 Special Town Meeting, provided that the number of voters necessary to constitute a quorum shall not be less than ten(10) per cent of the number that would otherwise be required. Our existing quorum is set at 100 by town bylaw. Although the Act would allow that number to be reduced to as low as ten, I would recommend and approve a reduction to forty. Out of an overabundance of caution, and to ensure that town meeting is able to act on those articles deemed time sensitive/critical, having this reduced quorum will ensure such action will be taken. Every effort will be taken to encourage



maximum participation. Our previous efforts in that regard were successful - more than 140 members participated in the July 25, 2020 annual town meeting.

These are indeed challenging times. Ensuring the continuation of governmental services and protecting the health and safety of our citizens are both critically important and are not mutually exclusive of each other. While a traditional in person town meeting following existing rules and procedures would enable us to conduct our legislative responsibilities, such an in person meeting cannot currently be done in a safe and healthy way that ensures proper social distancing, appropriate hygiene practices and that protects town meeting members, town officials and the members of the public that may attend. A remote meeting is our only option.

Thank you for your time and consideration. Please do not hesitate to contact me with any questions.

Sincerely,

A handwritten signature in black ink, appearing to read 'Mark D. Sylvia', with a stylized flourish at the end.

Mark D. Sylvia  
TOWN MODERATOR

Cc: Precinct Chairs  
Town Clerk  
Finance Committee Chair  
Town Administrator  
Health Agent  
Town Counsel