

**Warrant, Summary, and Votes**

# **TOWN OF GROTON**



## **SPECIAL TOWN MEETING JANUARY 26, 2013**

**Groton-Dunstable Middle School Auditorium  
344 Main Street, Groton, Massachusetts 01450**

**Beginning Saturday, January 26, 2013 @ 9:00 AM**

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Attention – Voters and Taxpayers

**Please bring this Report to Town Meeting**

**SPECIAL TOWN MEETING  
January 26, 2013**

**Town Moderator:**  
Jason Kauppi

**Town Clerk:**  
Michael F. Bouchard

**Board of Selectmen:**  
Stuart M. Shulman, Chairman  
Peter S. Cunningham., Vice-Chairman  
Jack G. Petropoulos, Clerk  
Joshua A. Degen, Member  
Anna Eliot, Member

**Finance Committee:**  
Jay M. Prager, Chairman  
Joseph Crowley  
Gary Green  
Peter J. DiFranco  
Michael F. Flynn  
Steven Webber, Vice Chairman  
Robert Hargraves

**Town Manager:**  
Mark W. Haddad  
Patrice Garvin, Executive Assistant

**Proceedings:**

**The meeting was called to order at 9:15 AM on January 26, 2013. Moderator Jason Kauppi presided.**

**This being a Special Town Meeting, a quorum of 155 registered voters was needed. At 9:15 AM, 281 registered voters were in attendance. . (Ed. Note: At 10:00 am, 398 voters were in attendance.)**

**Mr. Peter D. Braudis led the Pledge of Allegiance.**

**It was proclaimed that January 26, 2013 would be Tessa David Recycling Day in honor of a recent Mass Recycler of the Year Award. Congratulations!**

**It was determined that the warrant was duly posted. The reading of the warrant was waived by unanimous vote.**

Middlesex, ss.  
Commonwealth of Massachusetts  
To any Constable in the Town of Groton

Greetings:

In the name of the Commonwealth of Massachusetts, you are hereby required to notify and warn said inhabitants of the Town of Groton qualified to vote on Town affairs to assemble in the Groton-Dunstable Middle School Auditorium in said Town on Saturday, the twenty-sixth day of January, 2013 at Nine O'Clock in the morning, to consider the following:

**ARTICLE 1:                   HERBICIDE TREATMENT FOR LOST LAKE/KNOPS POND**

To see if the Town will vote to raise and appropriate, transfer from available funds and/or borrow a sum or sums of money, to be expended by the Town Manager, for the herbicide treatment of weeds at Lost Lake/Knops Pond, and all costs associated and related thereto, or to take any other action relative thereto.

### **BOARD OF SELECTMEN**

**Board of Selectmen: *Recommended Unanimously***  
**Finance Committee: *Recommended Unanimously***

**Summary:** *Over the last eight years, Lost Lake/Knops Pond has become choked with non-native invasive weeds. Mechanical harvesting was allowed, but this form of control only exacerbated the spread of the invasive weeds because the fragments that it creates root themselves. In 2011, it was determined that about 64% of the surface area of Lost Lake/Knops Pond was covered by these invasives. In 2012, with no winter kill by ice, the coverage rose dramatically and now almost 100% of the shoreline is filled with invasive weeds making it virtually impossible as well as very dangerous to engage in recreational use of the Lake. After about twenty five years of trying alternative solutions to eradicate the invasive weeds, it was determined that the only effective treatment for this massive infestation is with the herbicide Sonar, used successfully in a primary water resource such as Spectacle Pond in Littleton, and the Neponset Reservoir in Foxborough, with no detectable herbicide found in any of the wells tested. Sonar has been approved by the EPA and the Commonwealth of Massachusetts since 1986 for use in potable water sources. The herbicidal treatment together with a resource management plan and a program to control re-infestation at the public boat launch will help restore the lake to a safe and usable state. The purpose of this article is to appropriate the necessary funding for this treatment, which based on bid results is \$95,000.*

**Mover: Joshua Degen**

**MOTION:** I move that the Town vote to transfer the sum of \$95,000 from the Excess and Deficiency Fund (Free Cash), to be expended by the Town Manager, for the herbicide treatment of weeds at Lost Lake/Knops Pond, and all costs associated and related thereto.

**Moved and Seconded**

**Quantum of Town Meeting Vote: Majority**

Summary of Discussion Points:

- Board of Selectmen, Finance Committee, Board of Health, Planning Board, Groton Lakes Association, Great Ponds Advisory Committee, and Conservation Commission support this article.
- Mr. Degen: The RFP was for a treatment called Sonar. Sonar does not kill fish or non-invasives. It is important to treat the lake early in the season. The treatment schedule includes a "full" treatment this year, and spot treatments as needed based upon monitoring.
- Mr. Danos (Groton resident, General Manager Littleton Light and Water): Sonar treatment has been successfully used in Littleton for 12 years. Included in the treatment sites is Spectacle Pond which is a 1 million gallon per day public water supply. Sampling has not detected samples of Sonar in the water supply or in private wells.
- Mr. Auman, Conservation Commission: has approved the plan and issued an order of conditions.

- Mr. Hoglund, Groton Water Commission: The Water Commission has withheld support unanimously due to concern of the use of herbicides in the area of aquifers. The long term effects of Sonar treatments are not known. Some weeds are beneficial as they prevent algae which can cause additional water quality issues. The Water Commission will provide baseline monitoring at the Whitney Well. Each body of water is different. Lost Lake / Knops Pond have not been as studied as Spectacle Pond. The Water Commission is charged with protecting the water supply.
- Mr. Degen: The ponds are a net importer of weeds via contaminated boats launched into the ponds. We have not had an enforcement mechanism to require boat washing. A new town bylaw, based upon state law, will be forthcoming at a future town meeting to address enforcement.
- Town Meeting Attendee: Request to clarify what is being voted upon.
  - The Town Meeting vote is to award the contract and commit the money.

**Motion to Move the Question (Main Motion under Article 1):**

**Moved and Seconded**

**Quantum: 2/3rds Majority**

**Vote on the Motion to Move the Question (Main Motion under Article 1):**

**Chair declared passed by 2/3rds Majority. 7 voters did not contest.**

**VOTE on the Main Motion under Article 1: Passed by Majority Vote**

**ARTICLE 2: FUNDING FOR DEMOLITION AND/OR REPLACEMENT OF FITCH'S BRIDGE**

To see if the Town will vote to raise and appropriate, transfer from available funds, and/or borrow a sum or sums of money, to be expended by the Town Manager, for the demolition of Fitch's Bridge and/or the construction of a new pedestrian, equestrian and bicycle (non-vehicular) bridge over the Nashua River at the location of the current Fitch's Bridge that will connect Fitch's Bridge Road and Pepperell Road, and all costs associated and related thereto, or to take any other action relative thereto.

**BOARD OF SELECTMEN**

**Board of Selectmen: *Unanimous in support of reconstruction***

**Finance Committee: *Unanimous in support of demolition;***

***Majority opposed to reconstruction***

**Summary:** *This article has two purposes that will be presented for Town Meeting consideration; each can be separate and distinct, or combined depending on the results of a competitive bid and analysis by the Board of Selectmen, Town Manager and Greenway Committee. The first purpose would be to provide funding to remove the existing bridge, which is becoming an increasing safety hazard, and stabilize the existing stone abutments. In addition, this article also proposes construction funding to provide a new pedestrian/ bicycling/ equestrian crossing in the location of the current Fitch's Bridge. Should the Town Meeting support this construction funding, the bridge approaches and abutments will be improved as part of the project. This is the final step to providing restored access between Fitch's Bridge*

*Road in Groton and Pepperell Road in West Groton. It will also be the only river crossing between Groton and West Groton built for pedestrians, bicyclists, and equestrians.*

**Mover: Stuart Schulman**

**MOTION:** I move that the Town vote, pursuant to Massachusetts General Laws, Chapter 44B, Section 5, to appropriate the sum of \$193,782 from the Community Preservation Fund Unallocated Reserve and the sum of \$31,627 from the Community Preservation Fund Historic Resource Reserve, and to appropriate the sum of \$160,000 from the Stabilization Fund for a total of \$385,409, all to be expended by the Town Manager, for the demolition of Fitch's Bridge and the construction of a new pedestrian, equestrian and bicycle (non-vehicular) bridge over the Nashua River, at the location of the current Fitch's Bridge, that will connect Fitch's Bridge Road and Pepperell Road, and all costs associated and related thereto.

**Moved and Seconded**

**Quantum of Town Meeting Vote: 2/3's Majority**

Summary of Discussion Points:

- David Manugian presented a summary of research, recommendations and costs associated with the demolition and replacement of Fitch's Bridge. A replacement bridge would be a non-vehicular bridge connecting approximately 100 miles of trails on both sides of the Nashua River.
- Mr. DeGroot, Community Preservation Committee: The Community Preservation Committee unanimously recommended to accept the out of sequence application and recommend CPC funds for the replacement of the bridge. The application was accepted to unique timing requirements (e.g. river height). The money would be available upon this Town Meeting's vote, and allocated from the FY 2013 CPC budget.
- Mr. Auman, Conservation Commission: The Conservation Commission supports the replacement of Fitch's Bridge by unanimous vote. An order of conditions was issued on January 8<sup>th</sup>.
- Mr. Stathis, Trails Committee: The Trails Committee voted unanimous support for the replacement of the bridge.
- Finance Committee: A majority of the Finance Committee voted to Indefinitely Postpone this article to the Spring Annual Town Meeting. A unanimous vote was in support of the demolition of the bridge. A majority opposed the replacement of the bridge being voted at this Special Town Meeting. This project is more appropriate to be addressed during the regular CPC process. It is a discretionary expense that should be considered in the context of the town budget at the Annual Town Meeting.

**MOTION to Indefinitely Postpone Article 2 (Mover: Jay Prager)**

**Purpose:** Postpone action on the Article until the Spring Town Meeting

**Moved and Seconded**

**Quantum: Majority**

- Mr. Cunningham: Opposes motion to Indefinitely Postpone
- Mr. Haddad: The Fitch's Bridge project is being presented at this Special Town Meeting after a competitive bid process. The Town has 30 days to award the contract which would expire before the Spring Town Meeting. The

vender could agree to hold the bid for a longer period, but if not the project would need to be rebid. With favorable bids, the CPC was asked to consider the out of sequence application for funding to eliminate bonding costs.

- Town Meeting Attendee: Will this bridge be safe? Will this eliminate recreational jumping off the bridge?
  - Response: The bridge will be built to safety standards. It may not be possible to eliminate recreational jumping.

**MOTION to Move the Question (Indefinitely Postpone)**

**Moved and Seconded**

**Quantum: 2/3rds Majority**

**Vote on Motion to Move the Question: Passed by 2/3rds Majority**

**VOTE on Motion to Indefinitely Postpone Article 2: Defeated**

- Ms. Stoddart: A new bridge will capitalize on years of river improvement work by allowing more people to enjoy the Nashua River.
- Park Commission: Unanimous support. Use of the bridge will allow bikers to use the trails and avoid major car routes.

**MOTION to Move the Question (Main Motion Article 2)**

**Moved and Seconded**

**Quantum: 2/3rds Majority**

**Vote on Motion to Move the Question (Main Motion Article 2):  
Carried by 2/3rds Majority**

**VOTE on the Main Motion under Article 2:**

**Quantum: 2/3rds Majority**

**Chair declared 2/3rds Majority. 7 Voters did not contest.**

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**ARTICLE 3: CONSTRUCTION FUNDING FOR NEW CENTER FIRE STATION**

To see if the Town will vote to raise and appropriate, transfer from available funds, and/or borrow a sum or sums of money, to be expended by the Town Manager, for the purpose of constructing, equipping and furnishing a new Center Fire Station and all other costs associated and related thereto, including construction administration, on land on Farmers Row, shown as Lot 4 on a plan entitled, "Approval Not Required Plan, Lawrence Homestead Trust, Farmers Row, Groton, MA", prepared by Gale Associates and Romanelli Associates, Inc., dated April 24, 2012, recorded as Plan 296 of 2012 at the Middlesex South Registry of Deeds, and also shown on Assessors' Map 108 as Parcel 1-4; and to authorize the Town Manager to contract for and in the name of the Town for such purpose and to do all things necessary for the accomplishment of the foregoing purpose, including the expenditure of all appropriated funds and any funds received from the Commonwealth of Massachusetts or other sources for such construction, or to take any other action relative thereto.

**BOARD OF SELECTMEN**

**Board of Selectmen: Recommended Unanimously**

**Finance Committee: Recommended By Majority Vote (4 In Favor, 1 Against, 1 Deferred)**

**Summary:** *At the 2012 Spring Town Meeting, the Town voted to purchase a 2.79 acre parcel on Farmers Row to construct a new Center Fire Station. In addition, the Town appropriated \$800,000 to design and permit the new station, as well as put the construction out to bid. The project is fully permitted and on December 21, 2012, the Town received the bids for the Station. Please see the updated project budget included in this Warrant as Appendix A. The Board of Selectmen, Town Manager and Building Committee will be presenting the bid results to the Town Meeting for the appropriation of the necessary funds to award a construction contract. Should the Special Town Meeting approve this article, it is anticipated that construction on the new Center Fire Station will commence by March 1, 2013 with an anticipated completion date of April 1, 2014.*

**Mover: Peter Cunningham**

**MOTION:** I move that the Town vote to appropriate the sum of \$7,084,589, to be expended by the Town Manager, for the purpose of constructing, equipping and furnishing a new Center Fire Station, and all other costs associated and related thereto, including construction administration, on land on Farmers Row, shown as Lot 4 on a plan entitled, "Approval Not Required Plan, Lawrence Homestead Trust, Farmers Row, Groton, MA", prepared by Gale Associates and Romanelli Associates, Inc., dated April 24, 2012, recorded as Plan 296 of 2012 at the Middlesex South Registry of Deeds, also being shown on Assessors' Map 108 as Parcel 1-4; that to meet this appropriation, the Treasurer, with the approval of the Selectmen, is authorized to borrow the sum of \$6,934,589 under and pursuant to Chapter 44, Section 7(3) of the General Laws, or pursuant to any other enabling authority, and to issue bonds or notes of the Town therefor, and that the additional sum of \$150,000 be transferred from the Stabilization Fund, and that the Town Manager be authorized to contract for the accomplishment of the foregoing purpose, including the expenditure of all appropriated funds and any funds received from the Commonwealth of Massachusetts or other sources for such project.

**Moved and Seconded**

**Quantum of Town Meeting Vote: 2/3's Majority**

Summary of Discussion Points:

- Mr. Haddad: Offered a presentation explaining the proposed financing of the fire station. The fire station bond can be paid within the tax levy limit of the town. Bond payments are estimated to be approximately \$500,000 per year for 22 years.
- Fire Chief Bosselait: The current fire station is inadequate for modern fire equipment. The housing of the fire department in two locations impacts response time. The proposed fire station has been approved by all the relevant committees and boards. It can be funded within the tax levy.
- Mr. Januskiewicz, Fire Station Building Committee: Voted in favor of the article. The fire station will be an improvement in fire fighter working conditions. The Building Committee has done diligent work in reviewing designs and plans. All committees responsible for aspects of the building have approved the plans.
- Mr. Loving, Proponent to fund the fire station via a town-wide ballot vote (i.e. a Proposition 2 ½ Debt Exclusion): Remarks were stated to be not about the merits of the fire station, but about the funding mechanism. His concern is the long term impact of the bond payments on the town budget to the town's ability to fund other capital and extraordinary expenses. A project of this size should go to a town ballot.

**MOTION to Amend the Main Motion under Article 3 (offered by Rule Loving):**

**I move to amend the Main Motion ...by adding the following language to the end of the Article (offered by Rule Loving):**

“, provided that the portion of this appropriation to be borrowed shall be contingent upon the vote of the Town at an election to exempt from the provisions of Proposition 2 ½ , so-called, the amount required to pay the cost of the bonds or notes issued by the Town, including principal and interest.”

**Moved and Seconded**  
**Quantum: Majority**

- Mr. Haddad: The funds for the fire station debt payments are included in the FY 2014 proposed town budget. It will not impact services. Excluding the debt does reduce expenses under the levy, but does not reduce the tax levy itself. There is levy capacity that could be voted by a town meeting, and it's possible the town, in combination with the excluded debt, exceed what would have been the levy imposed limit.

Bids were received December 21, 2012. The town has 30 business days to respond. This is the reason why this special town meeting was planned. If the authorization went to a ballot, it would be a minimum of an additional 35 days, and could result in a requirement to rebid the project, unless the vendors agreed to hold pricing. If a new bid was necessary, its likely prices would be higher as contractors generally have their work schedule set early in the year.

- Mr. Cunningham: Extended complements to Mr. Loving for his proposal, but speaks against the amendment. With the acceptance of the town charter, we have a fundamentally different form of government with a town manager and a finance team. He and they are responsible to manage the budget.
- Mr. Degen: It's always been the intention of the Selectmen to fund the fire station within the levy limit.
- Mr. Hargraves, Finance Committee: Mr. Loving's amendment is about the funding and approval at a town ballot, not about the project. He supports the ballot approach.
- Mr. Roy, Attendee: Is debt exclusion a proposition 2 ½ override?
  - Response: Yes, but only for the term of the bond. There is no other provision under the law to have a binding vote to disperse these monies.
- Mr. Manugian, Attendee: Is Other Post Employment Benefits funded? A debt exclusion could give the town more leeway to fund OPEB and other unexpected expenses.
  - Response - Mr. Haddad: The town pays OPEB as we go. The town is now funding set-asides.
- Attendee: The town funded non-recurring items in FY 2013 using the amount of money targeted for the fire station. Why do we believe there won't be similar significant non-recurring expenses in the future?
  - Response – Mr. Haddad: The capital stabilization fund is replenished annually. That fund would be used.
- Ms. Manugian, Attendee: the financial projections show a decreasing surplus over the next 5 years. What is the trend after 5 years?
  - Response-Mr. Haddad: These projections are based upon conservative assumptions. If necessary, the fire station remaining bond could be “debt excluded” at a future date.



- Mr. Lyman, Attendee: Likes to see constraints on the budget. The costs will be the same using either mechanism. Does not like the excess spending capacity available using the debt exclusion mechanism. Likes the option of a future debt exclusion, should it be necessary. Not in support of the amendment.
- Mr. Harker, Attendee: This is a test of town meeting and confidence in the town manager form of government and the budget process. Believes it is working.

**MOTION to move the question (Amendment offered by Rule Loving)**

**Moved and Seconded**

**Quantum: 2/3rds Majority**

**Vote to Move the Question: Passed by 2/3rds Majority**

**VOTE on Amendment to Article 3 offered by Rule Loving:**

**Quantum: Majority**

**92 votes in support of the amendment**

**200 votes against the amendment**

**Amendment is defeated**

**MOTION to Move the Question (Main Motion under article 3)**

**Moved and Seconded**

**Quantum: 2/3rds Majority**

**Vote on Motion to Move the Question (Main Motion under article 3):**

**Motion passed by 2/3rds Majority**

**VOTE on the Main Motion under article 3:**

**Quantum: 2/3rds Majority**

**227 in favor of the Main Motion**

**58 Opposed**

**Main Motion is passed by 2/3rds Majority**

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**ARTICLE 4: CITIZENS' PETITION – CREATION OF LOST LAKE SEWER DISTRICT**

To see if the Town will vote, pursuant to the provisions of Chapter 83 of the Massachusetts General Laws, to establish a sewer system in the Town of Groton to be known as the "Lost Lake Sewer System," to serve the Lost Lake area of the Town, and to adopt the following bylaw, as Chapter 191 of the Code of the Town of Groton, for said purpose, including provisions for the expansion of said Sewer System by a Town Meeting Vote:

**Lost Lake Sewer System**

**§191-1 Establishment**

There is hereby established a Sewer System within the Town entitled "Lost Lake Sewer System" comprised of land situated in a geographical area bounded and described on a plan of land entitled "Lost Lake Sewer District" drawn by Woodard and Curran and dated September, 2012, on file with the Office of the Town Clerk. The inhabitants of said geographical area shall be served by a system of sewerage to be provided by the Town within the territorial limits and capacity of said system.

§191-2 Extension and expansion

The system may be extended and expanded to serve an increased land area if there remains sufficient capacity by a majority vote of an Annual Town Meeting or a Special Town Meeting.

§191-3 Assessment for general and special benefit facilities

Pursuant to MGL c. 83, §15, in the assessment of betterments for the Lost Lake Sewer System and any extension thereof, the costs of general benefit facilities including, but not limited to, pumping stations, trunk and force mains, shall be separated from the costs of special benefit facilities including, but not limited to, the sewer mains serving adjacent properties.

or to take any other action relative thereto.

***CITIZENS' PETITION***

<u>Name</u>	<u>Address</u>	<u>Name</u>	<u>Address</u>
Jack Petropoulos	18 Kemp Street	Russell Burke	324 Old Ayer Road
Scott Harker	341 Martins Pond Road	Margaret Roberts	158 Hemlock Park Drive
Arthur Blackman	179 Indian Hill Road	Barbara Spiegelman	94 Raddin Road
Camilla Blackman	179 Indian Hill Road	David Spiegelman	94 Raddin Road
Robert Pine	100 Hollis Street	Edward O'Rourke	43 Main Street
Richard Meibers	37 Nod Road	Sally Smith	13 Common Street
Bradbury Smith	13 Common Street	Jane Allen	34 Shattuck Street
Marion Stoddart	59 Long Hill Road	Carl Canner	35 Cannery Row
Alfred Irelan	136 Hollis Street	Michael Noble	44 Kemp Street
Janet Dillon	92 Kemp Street	Kerry Flanagan	93 Kemp Street
Jeffrey Box	409 Pepperell Road	Olga Box	409 Pepperell Road
David Pitkin	517 Pepperell Road	Kristin Barr	517 Pepperell Road
Paul Funch	92 Reedy Meadow Road	Carol Coutrier	498 Boston Road
David Manugian	7 Shepley Street	Marcia Birmingham	3 Westbrook Lane
Peter S. Cunningham	44 Smith Street	Patrick Murphy	39 Britt Lane
Susan Lotz	163 Indian Hill Road	Frank Vangeli	12 Hemlock Park Drive
Margaret Vangeli	12 Hemlock Park Drive	June Johnson	8 Elm Street
Scott Johnson	8 Elm Street	Michael Metzger	20 Broadmeadow Road
George Gogas	130 Gratuity Road	Virginia Gogas	130 Gratuity Road
Richard Lodge	156 Pepperell Road	Frederick Wilson	227 Forge Village Road
Scott Arrighi	7 Wood Lane	Michael Weiser	516 Martins Pond Road
Karen Johnson	43 Champney Street	John Tabaczynski	45 Fletcher Hill Lane
Kristen O'Reilly	9 Old Homestead Road	Guilford Dube	124 Raddin Road
Thomas A. Boggiano	21 Whistle Post Lane	John Harrington	310 Chicopee Row
Jeffrey Baker	16 Bryanwood Lane	Thomas Crow	25 Indian Hill Road
Joseph Yarmus	341 Pepperell Road	Terase Weisinger	341 Pepperell Road
Daniel Murdock	234 Hoyts Wharf Road	Alan Parker	225 Whiley Road
Susan Parker	225 Whiley Road	Christopher Ormsby	43 Forge Village Road
Jon Sjoberg	51 Chicopee Row	Eric Bach	36 Floyd Hill Road
Damien Madden	455 Longley Road	Jeffrey Thompson	35B Old Lantern Lane
Andy Fullimann	35 Wintergreen Lane	Victor Forand	239 Hoyts Wharf Road
Dennis Morin	51 Allens Trail	Loretto Aiken	408 Chicopee Row
John Aiken	408 Chicopee Row	James Alnwick	309 Old Dunstable Rd

Michael Walker	148 Lost Lake Drive	Stephen Callahan	478 Nashua Road
Randy Pfenninger	21 High Oaks Path	Joan Wheeler	81A Kemp Street
Gregory Reiff	30 Wallace Road	Scott Borowick	242 Lost Lake Drive
James Emslie	20 Fairview Avenue	Mark Maguire	400 Chicopee Row
Michael Bouchard	69 Hill Road	Jessica O'Toole	321 Riverbend Drive
Rebecca Babcock	41 West Main Street	Francis Stanley	19 Court Street
Thomas Orcutt	12 Canterbury Lane	Paul Palmer	27 Chicopee Row
Suzanne Loverin	135 Raddin Road	Jeffrey Gordon	161 Main Street
Chris Christie	308 Townsend Road	Janet Shea	13 Pepperell Road
Brooks Lyman	328 Townsend Road	James Hallet	114 Townsend Road
Thomas Sartini	38 Mill Street	Constance Sartini	38 Mill Street
Barbara Badstubner	54 Kemp Street	Stuart Schulman	79 Martins Pond Lane
Michael Jacobs	123 Lost Lake Drive	Earl Carter	8 Lone Lane
Bonnie Carter	8 Lone Lane	Lynn Spadone	18 Kemp Street
Susan Daly	23 West Main Street	Halsey Platt	2 Old Ayer Road
Donald Black	8 Long Cope Lane	Jeremy Januskiewicz	129 Longley Road
Anna Eliot	129 Longley Road	Jay Prager	28 Star House Lane

**Board of Selectmen: *Recommended by Majority Vote (4 In Favor, 1 Against)***  
**Finance Committee: *No Position***

**Summary:** *The creation of a Lost Lake sewer system will formally establish the geographical area of the Town that is the subject of the Lost Lake Sewer initiative. At this point, the Lost Lake Sewer initiative is in an evaluation phase. During the evaluation phase, the creation of such a district is required in order to apply for certain grants that the Town would not otherwise be qualified to pursue. In particular, if the Town determines to move to the design phase, the district could be eligible for a grant from the USDA for up to \$1,000,000 in assistance in covering design costs. In order to qualify for application for USDA grants, Groton would need to show substantial progress in the creation of the Lost Lake sewer district by March 31, 2013.*

*The creation of a Lost Lake sewer district carries only the cost of modest legal fees. It does not oblige the Town to any further action. It can be modified in the future should we determine that certain properties should be included or excluded from the district for justifiable reasons. Should Town Meeting approve the creation of a Lost Lake sewer system at this Special Town Meeting, a future article would be required to ratify the District prior to a commitment to move forward with the construction of a sewer system. The purpose of bringing this issue to this Special Town Meeting is solely to meet the March 31<sup>st</sup> deadline for eligibility for USDA funding that could reduce the overall cost of the Lost Lake Sewer project if the Town determines to move forward with the project at a later date. It is not intended to advance the project in any other way.*

*There will be two information sessions held to review the proposal and its implications prior to Town Meeting. These sessions will be held at the Lost Lake Fire Station on Saturday January 19 at 9:00 A.M. and Tuesday January 22 at 7:00 P.M.*

**Mover: John Petropoulos**

**MOTION:** I move that the Town vote, pursuant to the provisions of Chapter 83 of the Massachusetts General Laws, to establish a sewer system in the Town of Groton to be known as the "Lost Lake Sewer System," to serve the Lost Lake area of the Town, and to adopt the "Lost Lake Sewer System Bylaw, as set forth in the Warrant and as on file in the Office of the

Town Clerk, as Chapter 191 of the Code of the Town of Groton, for said purpose, including provisions for the expansion of said Sewer System by a Town Meeting Vote.

**Moved and Seconded**  
**Quantum of Town Meeting Vote: Majority**

**MOTION to Indefinitely Postpone the Main Motion under article 4 (offered by Jack Petropoulos)**

**Moved and Seconded**  
**Quantum: Majority**

**MOTION to Move the Question to Indefinitely Postpone the Main Motion under Article 4**

**Moved and Seconded**  
**Quantum: 2/3rds Majority**  
**Vote on the Motion to Move the Question to Indefinitely Postpone:**  
**Passed by 2/3rds Majority**

**Vote on Motion to Indefinitely Postpone the Main Motion under Article 4:**  
**Passed by Majority Vote**

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**MOTION to DISSOLVE the Special Town Meeting**

**Moved and Seconded**  
**Quantum: Majority**  
**Vote to Dissolve: Passed by Majority Vote**

**The Special Town Meeting was dissolved at 12:55 PM on January 26, 2013.**

Hereof fail not and make return of your doings to the Town Clerk on or before time of said meeting.

Given under our hands this 7<sup>th</sup> Day of January in the year of our Lord Two Thousand Thirteen.

*Stuart M. Schulman*  
Stuart M. Schulman, Chairman

*Peter S. Cunningham*  
Peter S. Cunningham, Vice Chairman

*John G. Petropoulos*  
John G. Petropoulos, Clerk

Joshua A. Degen  
Joshua A. Degen, Member

Anna Eliot  
Anna Eliot, Member

OFFICERS RETURN  
Groton, Middlesex

Pursuant to the within Warrant, I have this day notified the Inhabitants to assemble at the time, place, and for the purpose mentioned as within directed. Personally posted by Constable.

\_\_\_\_\_  
Constable

\_\_\_\_\_  
Date Duly Posted

		APPENDIX A		
<b>GROTON CENTER FIRE STATION</b>				
<b>PROJECT BUDGET</b>				
<b>BASED ON BID RESULTS ON DECEMBER 21, 2012</b>				
<b>CATEGORY</b>		<b>TOTAL COST</b>	<b>SPENT TO DATE</b>	<b>BALANCE TO COMPLETION</b>
<b>CONSTRUCTION</b>				
SITE AND BUILDING CONSTRUCTION (Actual Bids Received on 12-21-2012)		\$ 6,059,000	\$ -	\$ 6,059,000
CONSTRUCTION CONTINGENCY 5% of Construction Cost		\$ 302,950	\$ -	\$ 302,950
<b>TOTAL CONSTRUCTION COST</b>		<b>\$ 6,361,950</b>	<b>\$ -</b>	<b>\$ 6,361,950</b>
<b>SOFT COSTS (Non Construction)</b>				
<b>BASIC SERVICES</b>				
ARCHITECT Structural MEP		\$ 690,343	\$ 500,499	\$ 189,844
ADDITIONAL SERVICES Technology Communications Civil Landscape Cost Estimating		\$ 118,796	\$ 61,637	\$ 57,159
OTHER PROFESSIONAL SERVICES Permitting Site Survey Geotechnical		\$ 47,500	\$ 44,720	\$ 2,780
<b>OWNER'S DIRECT COSTS</b>				
Project Manager		\$ 150,000	\$ 35,000	\$ 115,000
Clerk of the Works		\$ 150,000	\$ -	\$ 150,000
Bid Document Printing		\$ 30,000	\$ 13,900	\$ 16,100
Bond Costs		\$ 66,000	\$ -	\$ 66,000
Commissioning		\$ 20,000	\$ -	\$ 20,000
Construction Testing		\$ 20,000	\$ -	\$ 20,000
Furnishing and Equipment		\$ 200,000	\$ -	\$ 200,000
Miscellaneous Expenses		\$ 30,000	\$ 14,553	\$ 15,447
Land Acquisition		\$ 350,000	\$ -	\$ 350,000
<b>TOTAL SOFT COSTS</b>		<b>\$ 1,872,639</b>	<b>\$ 670,309</b>	<b>\$ 1,202,330</b>
<b>TOTAL PROJECT COSTS</b>		<b>\$ 8,234,589</b>		
<b>FUNDING SOURCES</b>				
EMS FUND (Land Acquisition appropriated at 2012 Spring Town Meeting)		\$ 200,000		
TAX LEVY (Land Acquisition appropriated at 2012 Spring Town Meeting)		\$ 150,000		
STABILIZATION FUND (Clerk of Works to be Requested at 1-26-2013 STM)		\$ 150,000		
BOND AUTHORIZATION (Design and Bid appropriated at 2012 Spring Town Meeting)		\$ 800,000		
<b>BOND AUTHORIZATION NEEDED TO COMPLETE THE PROJECT</b>		<b>\$ 6,934,589</b>		
<i>Article 1 will ask for additional Borrowing Authorization of \$6,934,589 for a total Bond Authorization of \$7,734,589. Town Meeting will also be asked to appropriate \$150,000 from the Stabilization Fund to pay for the Clerk of the Works. This amount was transferred into the Stabilization for this purpose at the 2012 Fall Town Meeting.</i>				