

**PROCEEDINGS**

**SEMI-ANNUAL TOWN MEETING  
OCTOBER 15, 2001**

The Moderator opened the Warrant for the Semi-Annual Town Meeting on October 15, 2001 at 7:15PM with 86 RTM members present. (The Special Town Meeting was temporarily adjourned in order to open the Semi-Annual Town Meeting)

The Moderator, Michael Duggan, read the Warrant for the Semi-Annual Town Meeting.

**NORTH ATTLEBOROUGH  
WARRANT  
FOR THE REPRESENTATIVE  
SEMI-ANNUAL TOWN MEETING  
MONDAY, OCTOBER 15, 2001  
AT 7:15 P.M.  
THE COMMONWEALTH OF MASSACHUSETTS**

Bristol, ss.

To either of the Constables of the Town of North Attleborough:

**GREETINGS:**

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn the legal voters of the Town of North Attleborough to meet at the North Attleborough Middle School Cafetorium, 564 Landry Avenue, in said North Attleborough on

**MONDAY, THE FIFTEENTH OF OCTOBER, 2001 A.D.**

At 7:15 p.m., then and there to act upon the following articles to wit:

And you are hereby directed to serve this warrant by posting up attested copies thereof in at least seventeen public places in said Town and also in one place in each of the voting precincts within the Town at least twenty-one days before the time of said meeting. Hereof, fail not, and make due return of this warrant with your doings thereon to the Town Clerk at or before the time of said meeting.

Given our hands and seal of the Town of North Attleborough on this August 27, 2001.

**Marjorie A. Kraskousksas, Chairman  
Mark C. Fisher, Vice-Chairman  
Bradley A. Plante  
John C. Rhyno  
James C. Wood**

BRISTOL, ss.

Pursuant to this within warrant, I have notified the inhabitants of the Town of North Attleborough within described, to meet at the time and place for the purpose within mentioned by posting the attested copies of this warrant in seventeen (17) places in said town twenty-one (21) days before the time of said meeting:

\_\_\_\_\_  
Chief Michael P. Gould, Sr.  
Constable  
Town of North Attleborough

1. Central Fire Station
2. Richards Memorial Library

3. **Town Offices**
4. **Cushman Union Church**
5. **Oldtown Church**
6. **Chamber of Commerce**
7. **Falls Post Office**
8. **RoJacks Fruitland**
9. **Registry of Motor Vehicles**
10. **Housing for the Elderly (Circle Court)**
11. **Attleboro Toyota**
12. **Housing for the Elderly (Center)**
13. **Housing for the Elderly (Elm Terrace)**
14. **Fleet Bank (Center)**
15. **Fireside Motors**
16. **Department of Public Works (Smith Street)**

John Donahue (P7) moved to recess the Semi-Annual Town Meeting until the Special Town Meeting is recessed or dissolved.

Motion seconded.

Motion carried.

The Moderator continued with the Special Town Meeting. (See proceedings for the Special Town Meeting.)

The adjourned session of the Semi-Annual Town Meeting resumed at 9:15 P.M. on Wednesday, October 17, 2001, after the conclusion of the Special Town Meeting

Bart Steele (P7) and Co-Chair of the RTM Co-Ordinating Committee, moved “that we recess this Semi-Annual Town Meeting until Monday, December 3, 2001 at 7:00PM. Our Town By-Laws state that even if we vote on non-money Articles, they shall not be operative until after the Town Meeting is completely dissolved. Based on that and the fact that we do not have final monies from the State, I make that motion.”

Motion seconded.

**After some discussion, with 70 members voting; 31-Yes & 39-No, the motion to adjourn until December 3, 2001 was rejected by the RTM members.**

Point of Order, John Donahue (P7): “I don’t believe we have a quorum.”

Robert Norton (P3) moved to adjourn and resume the Semi-Annual Town Meeting, Monday October 22, 2001 at 7:00PM.

Motion seconded.

**With 67 members voting, 38-Yes & 29-No, the motion to adjourn to October 22, 2001 passes.**

This session of the Semi-Annual Town Meeting adjourned at 9:30PM.

**Adjourned session-October 22, 2001/Semi Annual Town Meeting**

Town Clerk, William A. Moffitt, announced at 7:07PM with 69 members present, we have a quorum.

Ken McCarthy (P3) made a motion to adopt the Bourne Amendment: *Any RTM member wishing to increase money in any article that has been recommended by the Finance Committee, must specify where the additional monies will come from.*

Motion seconded.

Motion carried.



That the Town vote to change under the Personnel By-Laws, Schedule A, the attached range changes for the "ATP" bans. Effective as of 7/1/01.

Motion seconded.

**The RTM members approved the Affirmative Action as presented.**

**ARTICLE 3 ATP ADJUSTMENTS**

**PERSONNEL BOARD**

To see if the Town will vote to appropriate a sum of money for salary adjustments for "ATP" employees, related to the Wage & Salary Classification plan conducted by the MMA Consulting Group, Inc. and to determine how said appropriation shall be raised, whether by taxation, appropriation or otherwise.

Or to do or act in any manner relative thereto.

Personnel Board

**PURPOSE AND JUSTIFICATION**

**This request represents Phase II of a salary adjustment process for ATP employees that will involve placement of current ATP employees within the ATP salary ranges, as approved in October, 2000.**

**FINANCE COMMITTEE VOTE: 6-0**

**MAJORITY VOTE**

**FINANCE COMMITTEE RECOMMENDATION:** That consideration of this article be indefinitely postponed.

**FINANCE COMMITTEE REASON:** This Article has a budgetary impact and should more properly be considered in the Annual Town Meeting.

Bart Steele (P7) made a motion "to table Article 3 to the end of the warrant."

Motion seconded.

**The RTM members approved the motion to table. 2/3's vote obvious to the Moderator.**

**ARTICLE 4 CHARTER SCHOOLS**

**SELECTMEN**

To see if the Town will vote to appropriate the sum of \$100,000 or any other sum to increase Article 5 Line Item 43d, Charter School Tuition Fiscal Year 2002 Annual Town Meeting and, if required, to increase said appropriation via taxation, transfer of a sum of money from available funds.

Or to do or act in any manner relative thereto.

Board of Selectmen

**PURPOSE AND JUSTIFICATION**

**The costs for the town's fiscal year 2002 obligations for charter schools has not yet been definitively determined. Funds were appropriated at the FY2002 Annual Town Meeting.**

**FINANCE COMMITTEE VOTE: 6-0**

**MAJORITY VOTE**

**FINANCE COMMITTEE RECOMMENDATION:** That consideration of this article be indefinitely postponed.

**FINANCE COMMITTEE REASON:** This Article was indefinitely postponed at the request of the petitioner and is contained in the Special Town Meeting Warrant.

**The RTM members approved the Finance Committee's recommendation as read.**

**ARTICLE 5 BRISTOL/NORFOLK COUNTY ASSESSMENTS**

**SELECTMEN**

To see if the Town will vote to amend the Bristol/Norfolk County High School budget, Article 5 Line Item 43c, Bristol/Norfolk County Assessment, Fiscal Year 2002 Annual Town Meeting by some sum, by either reducing, or if required, to increase via taxation or transfer from available funds.

Or to do or act in any manner relative thereto.

Board of Selectmen

**PURPOSE AND JUSTIFICATION**

**To amend the budget for this assessment, if appropriate.**

**FINANCE COMMITTEE VOTE: 6-0**

**MAJORITY VOTE**

**FINANCE COMMITTEE RECOMMENDATION:** That consideration of this article be indefinitely postponed.

**FINANCE COMMITTEE REASON:** This Article was indefinitely postponed at the request of the petitioner and is contained in the Special Town Meeting Warrant.

**The RTM members approved the Finance Committee's recommendation as read.**

**ARTICLE 6 HEALTH INSURANCE BUDGET SUPPLEMENTAL  
APPROPRIATION**

**SELECTMEN**

To see if the Town will vote to amend Article 5 of the FY02 Annual Town Meeting by appropriating the sum of \$300,000 or some other sum, to supplement Line Item 68 - Health Insurance, and to determine whether said sum shall be raised by taxation, transfer from available funds, borrowing or otherwise.

Or to do or act in any manner relative thereto.

Board of Selectmen

**PURPOSE AND JUSTIFICATION**

**To ensure sufficient funds for FY02 municipal obligations relating to employee health insurance.**

**FINANCE COMMITTEE VOTE: 6-0**

**MAJORITY VOTE**

**FINANCE COMMITTEE RECOMMENDATION:** That consideration of this article be indefinitely postponed.

**FINANCE COMMITTEE REASON:** This Article was indefinitely postponed at the request of the petitioner and is contained in the Special Town Meeting Warrant.

John Donahue (P7) made a motion "to table Article 6 to the end of the warrant."

Motion seconded.

**The RTM members approved the motion to table. 2/3's vote obvious to the Moderator.**

**ARTICLE 7 MEDICARE TAX – SUPPLEMENTAL APPROPRIATION**

**SELECTMEN**

To see if the Town will vote to amend Article 5 of the FY02 Annual Town Meeting by appropriating the sum of \$100,000 or some other sum to supplement Line Item 10c - Medicare Tax, and to determine whether said sum shall be raised by taxation, transfer from available funds, borrowing or otherwise.

Or to do or act in any manner relative thereto.

Board of Selectmen

**PURPOSE AND JUSTIFICATION**

**To ensure sufficient funds for FY02 municipal obligations.**

**FINANCE COMMITTEE VOTE: 6-0**

**MAJORITY VOTE**

**FINANCE COMMITTEE RECOMMENDATION:** That consideration of this article be indefinitely postponed.

**FINANCE COMMITTEE REASON:** This Article was indefinitely postponed at the request of the petitioner.

**The RTM members approved the Finance Committee's recommendation as read.**

**ARTICLE 8 LESTAGE LAND – PLAINVILLE**

**SELECTMEN**

To see if the Town will vote to authorize the Board of Selectmen to accept as a gift from Suzanne G. LeStage of Hunting Street, North Attleborough, the land identified as Plainville Assessors' Map Lot 101, Sheet No. 14. Said land is located on West Bacon Street. See Assessors' Sheet No. 14 attached hereto.

Or to do or act in any manner relative thereto.

Board of Selectmen

SEE ATTACHED

Copy of map on file with Town Clerk

**PURPOSE AND JUSTIFICATION**

**To accept a gift of land adjacent to the LeStage Property that is located in Plainville.**

**FINANCE COMMITTEE VOTE: 6-0**

**2/3 VOTE**

**FINANCE COMMITTEE RECOMMENDATION:** That the Town will vote to authorize the Board of Selectmen to accept as a gift from Suzanne G. LeStage of Hunting Street, North Attleborough, the land indentified as Plainville Assessors' Map Lot 101, Sheet No. 14 Said land in located on West Bacon Street.

**FINANCE COMMITTEE REASON:** This will allow the Town to accept a gift of land and will provide additional access to the LeStage property.

**The RTM members approved the Finance Committee's recommendation as read. 2/3's vote obvious to the Moderator.**

**ARTICLE 9 LESTAGE FACILITY – APPROVE LEASING – BOS**

**SELECTMEN**

To see if the Town will vote to authorize the Board of Selectmen to lease for residential use the house and attached two-car garage at 217 High Street, identified further as a portion of Lot 29 on Assessors' Plat No. 19. The lease shall be for a term not to exceed three years.

Or to do or act in any manner relative thereto.

Board of Selectmen

**FINANCE COMMITTEE VOTE: 6-0**

**MAJORITY VOTE**

**FINANCE COMMITTEE RECOMMENDATION:** That consideration of this article be indefinitely postponed.

**FINANCE COMMITTEE REASON:** This Article was indefinitely postponed at the request of the petitioner and is contained in the Special Town Meeting Warrant.

**The RTM members approved the Finance Committee's recommendation as read.**

**ARTICLE 10 LESTAGE PROPERTY – MAINTENANCE APPROPRIATION**

**SELECTMEN**

To see if the Town will vote to appropriate the amount of \$12,000, or some other sum, for the general maintenance of the LeStage property and facilities thereon, commonly known as 217 High Street and 123 Broadway consisting of three parcels (Lot 29 on Assessors' Plat 19 and Lots 1 and 6 on Plat 20). Said funds to be administered and under the direction of the Board of Selectmen, and to determine how said appropriation shall be raised, whether by taxation, appropriation or otherwise.

Or to do or act in any manner relative thereto.

Board of Selectmen

**PURPOSE AND JUSTIFICATION**

**The funds are requested in order to maintain the purchased property and facilities.**

**FINANCE COMMITTEE VOTE: 6-0**

**MAJORITY VOTE**

**FINANCE COMMITTEE RECOMMENDATION:** That consideration of this article be indefinitely postponed.

**FINANCE COMMITTEE REASON:** This Article was indefinitely postponed at the request of the petitioner and is contained in the Special Town Meeting Warrant.

**The RTM members approved the Finance Committee's recommendation as read.**

**ARTICLE 11 APPROPRIATE \$8,000 TO INCREASE FY02  
MECHANICAL INSPECTORS' SALARIES**

**BUILDING INSPECTOR**

To see if the Town will vote to appropriate the sum of \$8,000 or any other sum for the purpose of increasing Article 5 Line Item #38 Mechanical Inspectors Salaries of the FY 2002 Annual Town Meeting. Said sum to be raised by taxation, transfer of available funds, available free cash or otherwise.

Or to do or act in any manner relative thereto.

Building Inspector

**PURPOSE AND JUSTIFICATION**

**Mechanical Fee was raised on May 3, 2001. Mechanical Inspectors receive 65% of the permit cost when an inspection is completed. The Building Department has more than doubled its mechanical inspections.**

**FINANCE COMMITTEE VOTE: 5-1**

**MAJORITY VOTE**

**FINANCE COMMITTEE RECOMMENDATION:** That the Town will vote to appropriate the sum of \$4,000 for the purpose of increasing Article 5 line Item #38 Mechanical Inspectors Salaries of the FY 2002 Annual Town Meeting. Said sum to be raised by taxation.

**FINANCE COMMITTEE REASON:** This article will provide additional funds for the Mechanical Inspector. Monies paid to the inspector are based solely on inspections performed. Fees are charged for the inspections.

**The RTM members approved the Finance Committee's recommendation as read.**

**ARTICLE 12 \$6,915.56 – TELECOMMUNICATION RELATED  
SUPPLIES, EQUIPMENT AND SERVICES**

**SCHOOL COMMITTEE**

To see if the Town will vote to appropriate the sum of \$6,915.56, or any other sum, for the purpose of providing technology and/or telecommunication related supplies, equipment or services to the North Attleborough Public Schools. Said sum to be transferred from the E-Rate reimbursement Reserved for Expenditures Fund.

Or to do or act in any manner relative thereto.

School Committee

**PURPOSE AND JUSTIFICATION**

**The School Department has applied for and received federal e-rate funds. These funds are designated to help schools improve or expand telecommunications and technology, including training for staff and students.**

**The Town receives the funds from various vendors and Town Meeting must then vote to allocate the funds to an article under the jurisdiction of the School Committee.**

**FINANCE COMMITTEE VOTE: 6-0**

**MAJORITY VOTE**

**FINANCE COMMITTEE RECOMMENDATION:** That consideration of this article be indefinitely postponed.

**FINANCE COMMITTEE REASON:** This Article was indefinitely postponed at the request of the petitioner and is contained in the Special Town Meeting Warrant.

**The RTM members approved the Finance Committee's recommendation as read.**

**ARTICLE 13 FY01 UNPAID TRANSPORTATION BILLS – 12,305.40**

**SCHOOL COMMITTEE**

To see if the Town will vote to appropriate the sum of \$12,305.40, or any other sum, under the provisions of Chapter 44, Section 64 of the Massachusetts General Laws for unpaid transportation bills incurred prior to June 30, 2001 and to determine how said appropriation shall be raised, whether by taxation, transfer of available funds, or otherwise.

Or to do or act in any manner relative thereto.

School Committee

**PURPOSE AND JUSTIFICATION**

**The bills in question would have exceeded the Transportation Appropriation for FY2001. The transportation services were provided and the School Department has determined that the bills in question do represent legitimate municipal obligations.**

**FINANCE COMMITTEE VOTE: 6-0**

**MAJORITY VOTE**

**FINANCE COMMITTEE RECOMMENDATION:** That consideration of this article be indefinitely postponed.

**FINANCE COMMITTEE REASON:** This Article was indefinitely postponed at the request of the petitioner and is contained in the Special Town Meeting Warrant.

**The RTM members approved the Finance Committee's recommendation as read.**

**ARTICLE 14 FY01- UNPAID SPED TUITON BILLS**

**SCHOOL COMMITTEE**

To see if the Town will vote to appropriate the sum of \$43,617.12, or any other sum, to be expended under the provisions of Chapter 44, Section 64 of the Massachusetts General Laws for unpaid Special Education tuition bills incurred prior to June 30, 2001 and to determine how said appropriation shall be raised whether by taxation, transfer of available funds or otherwise.

Or to do or act in any manner relative thereto.

School Committee

**PURPOSE AND JUSTIFICATION**

The bills in question from FY2000 and FY2001 represent tuition reimbursement to parents who enrolled their child in an out-of-district placement. The liability for the Town of North Attleborough to pay for this placement was contested at the time since the child was not placed by the School Department. At the advice of legal counsel, the case was settled out of court in favor of the parents. Final documentation was received from the parents in June 2001. The School Department has determined that the bills in question do represent legitimate municipal obligations.

**FINANCE COMMITTEE VOTE: 6-0**

**MAJORITY VOTE**

**FINANCE COMMITTEE RECOMMENDATION:** That consideration of this article be indefinitely postponed.

**FINANCE COMMITTEE REASON:** This Article was indefinitely postponed at the request of the petitioner and is contained to the Special Town Meeting Warrant.

**The RTM members approved the Finance Committee's recommendation as read.**

**ARTICLE 15 TRANSFER FROM SALARY & WAGES TO  
GENERAL EXPENSES - \$9,400**

**PARK AND RECREATION**

To see if the Town will vote to amend Article 5 of the FY2002 Annual Town Meeting by transferring the sum of \$9,400.00 or any other sum from Line 61a salary & wage to Line 62b general expense.

Or to do or act in any manner relative thereto.

Park Commissioners

**PURPOSE AND JUSTIFICATION**

This past summer lifeguards at our public beaches were provided by the Hockomock YMCA. This contracted service cannot be paid out of salary and wage, therefore the monies need to be transferred to general expense.

**FINANCE COMMITTEE VOTE: 5-0**

**MAJORITY VOTE**

**FINANCE COMMITTEE RECOMMENDATION:** That the Town will vote to amend Article 5 of the FY2002 Annual Town Meeting by transferring the sum of \$9,400 from Line 61a salary & wage to Line 61b general expense.

**FINANCE COMMITTEE REASON:** This is a transfer of funds from salary to general expenses permitting the payment to the YMCA for lifeguards supplied to the Town. Since the lifeguards were not Town employees funding must come from the general expenses portion of the budget rather than from the salary portion of the budget.

Tom Simms (P7) and member of the Park Commission made a motion to amend Article 15 from \$9,400.00 to \$8,910.00

Motion seconded.

Motion carried.



but not limited to constructing, reconstructing, adding to, equipping and furnishing public buildings, and other public facilities, purchasing equipment, constructing, reconstructing roads and other public ways, constructing improvements to the Town's water and sewerage systems, purchasing equipment and undertaking other capital projects, including costs incidental and related to such projects, or to take any other action relative to the foregoing matters.

PART 1: That the sum of \$20,265,236, or any other sum, hereby is appropriated for various capital projects, special projects and equipment as shown below, and expended under the direction of the Town Board/Official indicated, or the municipal Building Committee, if applicable. Said sum to be raised by General Tax, by transfer from available funds, by borrowing, or otherwise and provided further that any funds appropriated hereunder shall remain within the capital budget under the jurisdiction of the Town Board/Official indicated, or municipal Building Committee, if applicable, until expended or released unless transferred by Town Meeting.

<b>ITEM</b>	<b>AMOUNT</b>	<b>DESCRIPTION</b>	<b>REQUESTOR</b>
1.	\$15,200	Phosphorus Study	Board of Public Works - WWTF
2.	\$15,000	Protective Clothing	Board of Fire Commissioners
3.	\$12,000	Breathing Apparatus	Board of Fire Commissioners
4.	\$13,000	Voting Machine	Board of Election Commissioners
5.	\$20,000	Computer Replacement	Management Information Services (MIS)
6.	\$60,000	NAHS Telephone/ Telecommunication Systems Replacement	School Committee
7.	\$6,000	Sander Replacement	Board of Park Commissioners
8.	\$26,000	Revaluation	Board of Assessors
9.	\$100,000	Road and Sidewalks	Board of Public Works Highway
10.	\$10,000	Playground Equipment	Board of Park Commissioners
11.	\$50,000	Vehicle Truck	Board of Public Works - Highway
12.	\$140,000	Telephone/ Telecommunications (Falls, Roosevelt, Allen Ave., Amvet)	School Committee
13.	\$60,000	SPED Bus	School Committee
14.	\$800,000	Municipal Fiber Net	North Attleborough Board of Electric Commissioners
15.	\$6,000,000	Police Facility	Police Department
16.	\$3,622,000	Americans with Disabilities Improvements Phase I	Board of Selectmen

17.	\$650,000	Aerial Ladder Truck	Board of Fire Commissioners
18.	\$40,000	Vehicle - Truck	Board of Park Commissioners
19.	\$500,000	Ball Fields - Columbia Field & Town Forest	Board of Park Commissioners
20.	\$100,000	Hazardous Materials Removal (District)	School Committee
21.	\$1,400,000	Lake Como Sewer Project	Board of Public Works - Sewer
22.	\$1,700,000	BPW - Administration Building	Board of Public Works - Administration
23.	\$540,000	Falls Pumping Station Rehabilitation	Board of Public Works - Sewer
24.	\$2,943,034	Conversion Project Community School	School Committee
25.	\$190,002	Conversion Project Woodcock Administration Building	School Committee
26.	\$390,000	St. Mark's Pond Dam Rehabilitation	Conservation Commission
27.	\$300,000	GIS - Phase III	Management Information Systems (MIS)
28.	\$426,000	Rehabilitation of Whittings & Falls Dams	Conservation Commission
29.	\$137,000	NAHS - Chiller Repair/ Replacement	School Committee

And that the Treasurer with the approval of the Board of Selectmen is hereby authorized to borrow such sum as may be appropriated under and pursuant to the statutes cited and any other enabling authority and issue bonds or notes of the town therefore and that a sum be expended by the Town Board/Official listed or the municipal Building Committee, and further, that a sum be expended under the direction of the Town Treasurer for issuance costs and that betterment assessments therefor shall be levied under the provisions of the Town Bylaws where applicable.

PART 2. To authorize any of the above named boards or departments of the municipal Building Committee to apply for, accept, and expend any state or federal grants that are or may become available for these purposes.

Or to do or act in any manner relative thereto.  
Board of Selectmen

**FINANCE COMMITTEE VOTE: 6-0** **MAJORITY VOTE**  
**FINANCE COMMITTEE RECOMMENDATION:** That consideration of the article be indefinitely postponed.  
**FINANCE COMMITTEE REASON:** As the State budget has not yet been passed by the Legislature and the Town has not received final figures from the State, the Finance Committee is unable to recommend passage of this Article at this time.

Bart Steele (P7) made a motion to table Article 18 to the end of the warrant.

Motion seconded.

After much discussion, William Redding (P1), made a motion to move the question.

Motion seconded.

Motion carried.

**The RTM members approved the motion to table. 2/3's vote obvious to the Moderator.**

**ARTICLE 19 DPW ADMINISTRATION BUILDING - \$1,650,000**

**BPW**

To see if the Town will vote to raise and appropriate the sum of \$1,650,000.00, plus issuance costs, or any other sum to be expended by and under the jurisdiction of the Board of Public Works for the purpose of constructing an addition and/or remodeling, reconstructing or making extraordinary repairs including furnishings, equipment and related items to the DPW Administration Building located at 240 Smith Street and to determine how said appropriation shall be raised, by taxation, by transfer of available funds or by borrowing under the Mass. General Laws, Chapter 44 as amended or revised. And to authorize the Board of Public Works to apply for, accept, and expend any State or Federal Grants available, or that may become available for these purposes; and that the sum of \$1,650,000.00 or any other sum be expended under the direction of the Board of Public Works, and that in addition the sum of \$49,500.00 shall also be borrowed to be expended by the Town Treasurer for issuance cost.

Or to do or act in any manner relative thereto.

Board of Public Works

**PURPOSE AND JUSTIFICATION**

**The Board of Public Works conducted a "Space Needs Analysis" and "Air Quality Study" in 1998/99 for its facility at 240 Smith Street. The results of the two studies concluded that: approximately two and one half times more work space was needed for DPW operations; the current building has several code violations, and that there was dangerously high levels of carbon monoxide in the building as a result of non-existent/poor HVAC systems. Annual Town Meeting of 1999 approved \$95,000 to design the renovations/expansion work, which is now complete. Approval of this article will allow construction of the renovations to begin, which will take 8 months to finish.**

**In March of 1999, staff and visitors to the Administration/Highway building began experiencing severe health symptoms during times when a strong odor of gasoline/diesel and other fumes became noticeable within the building. There had been sporadic complaints by staff at 240 Smith Street in the past about this problem, however; during that period the presence of fumes had become more intense.**

**As a result of these complaints, the Board of Public Works initiated an independent study of the air quality at the DPW building. OccuHealth, Inc. of Mansfield, MA conducted a Level I Indoor Air Quality Survey. The study indicated that there is migration of gas/diesel and other fumes into the DPW admin/Highway building. Along with this problem, there have been dangerously high levels of carbon monoxide detected.**

**Due to the possible detrimental health effects on DPW employees and visitors, the building was abandoned and DPW staff was relocated to a leased temporary trailer located at the site. Obviously this is not a long-term solution for housing one of the three main Town Departments. Plus, construction costs and leasing expenses continue to increase making the project more costly the longer it is delayed.**

**FINANCE COMMITTEE VOTE: 6-0**

**MAJORITY VOTE**

**FINANCE COMMITTEE RECOMMENDATION:** That consideration of this article be indefinitely postponed.

**FINANCE COMMITTEE REASON:** As the State budget has not yet been passed by the Legislature and the Town has not received final figures from the State, the Finance Committee is unable to recommend passage of this Article at this time.

**The RTM members approved the Finance Committee's recommendation as read.**

**ARTICLE 20 LAKE COMO AREA SEWER CONSTRUCTION \$1,358,000**

**BPW**

To see if the Town will vote to raise and appropriate the sum of \$1,358,000.00 plus issuance costs, or any other sum for the construction of sewer mains in a portion of May Street, Lewis Road, Remington Drive, Como Drive, Heather Street, Sylvan Road, Alicia Street, Bernice Street, England Road, Loomis Street, and Campus Road - a distance of approximately 8,050 linear feet. Said appropriation to be raised by taxation, by transfer of available funds, or by borrowing under Chapter 44, as amended of the General Laws. And to authorize the Board of Public Works to apply for, accept, and expend any State or Federal grants available, or that may become available for these purposes. The sum of \$1,358,000.00 to be expended under the direction of the Board of Public Works and the sum of \$42,000.00 to be expended by the Town Treasurer for issuance costs; and to assess 100% betterments under provisions of Article XVII of the Town by-laws.

Or to do or act in any manner relative thereto.

Board of Public Works

**PURPOSE AND JUSTIFICATION**

**This project will provide for the construction of sanitary sewer services to residents in the Lake Como area. The Town's Comprehensive Wastewater Management Plan (CWMP) divided the unsewered areas of Town into 20 Sub-Areas to determine priority needs. The CWMP identified this area as one of its top priorities for installation of new sewer mains. Town Meeting has already approved design funds for this project, and the design is now complete. Additionally, the Town has filed an application for a low interest State Revolving Fund (SRF) loan for this project and will be advised of its status during mid-November.**

**FINANCE COMMITTEE VOTE: 6-0**

**MARJORITY VOTE**

**FINANCE COMMITTEE RECOMMENDATION:** That consideration of this article be indefinitely postponed.

**FINANCE COMMITTEE REASON:** As the State budget has not yet been passed by the Legislature and the Town has not received final figures from the State, the Finance Committee is unable to recommend passage of this Article at this time.

James Magnan (P7) made a motion to table this article to the end of the warrant.

Motion seconded.

Motion carried.

**The RTM members approved the motion to table. 2/3's vote obvious to the Moderator.**

**ARTICLE 21 TONER BLVD LAND TAKING**

**BPW**

To see if the Town will vote to authorize the Board of Selectmen to acquire on behalf of the Town for municipal highway purposes by purchase, by gift or by taking by eminent domain under chapter 79 of the General Laws the right, title and interest in the following parcels of land all being designated on a plan entitled; The Commonwealth of Massachusetts Plan of Land of the Town of North Attleborough Bristol County Taken for Highway Purposes By the Town of North Attleborough. Dated April 10, 2001. Said plans are Scale 1:250. Owner, Address, Plat, Lot, Taking Area and Parcel Number - please see attached list. Said area to be under the control and custody of the Department of Public Works, and to raise and appropriate a sum of \$108,000 or any other sum for the foregoing purposes, by transfer of available funds or otherwise and to utilize the transfer of \$108,000 from the Public Works Economic Development Grant.

Said plans are on file with the Town Clerk's Office.

Or to do or act in any manner relative thereto.

Board of Public Works

SEE ATTACHED

**PURPOSE AND JUSTIFICATION**

**These land takings will provide for sufficient street layout to reconstruct Toner Blvd.**

**FINANCE COMMITTEE VOTE: 6-0**

**MAJORITY VOTE**

**FINANCE COMMITTEE RECOMMENDATION:** That consideration of this article be indefinitely postponed.

**FINANCE COMMITTEE REASON:** At the time of voting, the Finance Committee had not received documentation regarding agreement of the abutters to this article.

The Moderator wanted to entertain a motion at this point because he is the owner of the land discussed in this article.

Ken McCarthy (P3) made a motion to elect William Moffitt, Town Clerk, *Moderator pro tempore, for Article 21.*

Motion seconded.

Motion carried.

**The RTM members approved the Finance Committee's recommendation as read.**

**ARTICLE 22 COMMONWEALTH AVENUE SEWER DESIGN \$13,000**

**BPW**

To see if the Town will vote to authorize the engineering, design and bidding services for approximately 470 feet of a low pressure sewer system and appurtenances in Commonwealth Avenue and Maple Street, and to raise and appropriate the sum of \$13,000, or any other amount by taxation, by transfer of available funds, or by borrowing under Chapter 44, as amended by the General Laws, and to authorize the Board of Public Works to apply for, accept, and expend any State or Federal grants that are or may become available for these purposes. The sum of \$13,000.00 to be expended under the direction of the Board of Public Works.

Or to do or act in any manner relative thereto.

Board of Public Works

**PURPOSE AND JUSTIFICATION**

**This article will allow for the design of the sanitary sewer infrastructure for the portion of Commonwealth Avenue, which is to be reconstructed as part of the Public Works Economic Development (PWED) grant that was received for the Commonwealth Ave./Toner Blvd road improvement project. It is important to finish this utility work prior to the completion of the Toner Blvd project so that the new road surface will not have to be disturbed.**

**FINANCE COMMITTEE VOTE: 6-0**

**MAJORITY VOTE**

**FINANCE COMMITTEE RECOMMENDATION:** That consideration of this article be indefinitely postponed.

**FINANCE COMMITTEE REASON:** As the State budget has not yet been passed by the Legislature and the Town has not received final figures from the State, the Finance Committee is unable to recommend passage of this Article at this time.

Ray Stack (P6) made a motion to table Article 22 until the end of the Town Meeting.

Motion seconded.

**The RTM members approved the motion to table. 2/3's vote obvious to the Moderator.**

**ARTICLE 23 \$4,400,000 RENOVATION OF COMMUNITY SCHOOL**

**SCHOOL COMMITTEE**

To see if the Town will vote to appropriate the sum of \$4,400,000, or any other sum, to be expended under the jurisdiction of the School Committee for the completion of renovation of the Community Elementary School. Said sum to be raised by taxation, transfer of available funds, bonding or otherwise.

Or to do or act in any manner relative thereto.

School Committee

**PURPOSE AND JUSTIFICATION**



**This study will provide the town with specific information with regard to program and engineering designs as well as budget estimates in order to prepare for language building and space needs as identified in recommendations made by the School Space Needs Committee.**

**FINANCE COMMITTEE VOTE: 6-0**

**MAJORITY VOTE**

**FINANCE COMMITTEE RECOMMENDATION:** That consideration of this article be indefinitely postponed.

**FINANCE COMMITTEE REASON:** As the State budget has not yet been passed by the Legislature and the Town has not received final figures from the State, the Finance Committee is unable to recommend passage of this Article at this time.

Catherine Shuman (P2) made a motion to table Article 24 until the end of Town Meeting.

Motion seconded.

**The RTM members approved the motion to table. 2/3's vote obvious to the Moderator.**

**ARTICLE 25 10 YEAR AGREEMENT FOR LEASE/PURCHASE  
MODULAR ADDITION TO HIGH SCHOOL**

**SCHOOL COMMITTEE**

To see if the Town will vote to authorize the School Committee to enter into a ten-year agreement with a vendor, to be determined, for the lease/purchase of a modular addition to North Attleborough High School.

Or to do or act in any manner relative thereto.

School Committee

**PURPOSE AND JUSTIFICATION**

**The modular addition will help address the overcrowding that exists at the High School. Funds to support this project will be procured through increased rental fees assessed to the Bi-County Collaborative for their use of North Attleborough School Department space. The School Committee requires Town approval to enter into a contract that exceeds three years in length.**

**FINANCE COMMITTEE VOTE: 6-0**

**MAJORITY VOTE**

**FINANCE COMMITTEE RECOMMENDATION:** That consideration of this article be indefinitely postponed.

**FINANCE COMMITTEE REASON:** This Article was indefinitely postponed at the request of the petitioner and is contained in the Special Town Meeting Warrant.

**The RTM members approved the Finance Committee's recommendation as read.**

**ARTICLE 26 PHASE II WALLS/DIKES AT WHITINGS POND  
AND FALLS POND \$171,000**

**CONSERVATION COMMISSION**

To see if the Town will vote to authorize the Phase II engineering, design, and construction or reconstruction of walls and/or dikes at Whiting's Pond and Falls Pond and for cost incidental and related thereto. To raise and appropriate the sum of \$171,000.00 and additional issuance costs and or any other sum, by taxation, or by transfer of available funds, or by borrowing under Chapter 44, as amended, of the General Laws. The sum of \$171,000.00 to be expended under the direction of the Conservation Commission and the sum of \$\_\_\_\_\_ to be expended by the Town Treasurer for issuance costs.

Or to do or act in any manner relative thereto.

Conservation Commission

**PURPOSE AND JUSTIFICATION**

**This is the second phase of rehabilitation of Whittings Pond and Falls Pond Dams. Both dams are classified as high hazard dams due to the potential for damage from failure. Phase I repairs were performed on both dams; Phase II completes the required repairs as well as preparation of a state mandated Emergency Action Plan and Operation and Maintenance Manual. A state grant has been applied for and received to cover a portion of expenses for the dams in the amount of \$250,000.00. Total project costs are projected as**

**\$420,473.75. This appropriation will be expended to pay for the remaining design and engineering requirements as well as construction costs.**

**FINANCE COMMITTEE VOTE: 6-0**

**MAJORITY VOTE**

**FINANCE COMMITTEE RECOMMENDATION:** That consideration of this article be indefinitely postponed.

**FINANCE COMMITTEE REASON:** As the State budget has not yet been passed by the Legislature and the Town has not received final figures from the State, the Finance Committee is unable to recommend passage of this Article at this time.

**The RTM members approved the Finance Committee's recommendation as read.**

**ARTICLE 27 \$20,000,000 COMMUNITY CABLE SYSTEM**

**NAED**

To see if the Town will vote to appropriate the sum of \$20,000,000.00 plus issuance costs or any other sum through the issuance of bonds, outside the limit of indebtedness prescribed in Massachusetts General Laws Chapter 44, Section 10, for the purpose of establishing a community cable television system including capital improvements, equipment outlays, and other costs related thereto to be operated by the North Attleborough Electric Department, pursuant to Massachusetts General Laws Chapter 164, within the limits of the Town of North Attleborough pursuant to Massachusetts General Law Chapter 44, Section 8 (8).

Or to do or act in any manner relative thereto.

Electric Commissioners

**PURPOSE AND JUSTIFICATION**

**The North Attleborough Electric Department desires to provide Cable Television Services to the residents and businesses in North Attleborough. Approval of this Article will allow NAED to borrow the funds necessary to build the Community Cable Television System infrastructure and pay other costs associated with providing services.**

**FINANCE COMMITTEE VOTE: 6-0**

**MAJORITY VOTE**

**FINANCE COMMITTEE RECOMMENDATION:** That consideration of this article be indefinitely postponed.

**FINANCE COMMITTEE REASON:** Insufficient information about the project including the financial impact on the rate-payers, whether this type of project was successful in other towns, and the feasibility of the undertaking was available in order for the Finance Committee to recommend approval at this time.

Dick Shaw, Board of Electric Commissioners, gave a brief presentation on this article to the body.

After much discussion, Diane Brady Szpila (P2) made a motion to move the question.

Motion seconded.

Motion carried.

**The RTM members approved the Finance Committee's recommendation as read.**

**ARTICLE 28 DISBURSEMENT OF LOWE'S MITIGATION FUNDS**

**PLANNING BOARD**

To see if the Town will vote to create a nine member committee to submit a report with recommendations as to what action(s) to be taken by the Town relative to the disbursement of \$136,596.00 received pursuant to an agreement with Carpiionato Properties as mitigation for rezoning property that allowed for construction of the Lowe's Home Improvement Center. Said committee shall consist of the following:

- ◆ A representative of the Board of Selectmen
- ◆ One member of the Board of Public Works
- ◆ One member of the Conservation Commission
- ◆ One member of the Planning Board
- ◆ One member of the Historical Commission

- ◆ Four members appointed by the Town Moderator as follows:
  - Two members from Precinct Three (as said precinct now exists)
  - Two members from Precinct Four (as said precinct now exists)

A report of the committee shall be completed and submitted, after a public hearing, to the Planning Board before July 1, 2002. An article based on the report with recommendations shall be submitted by the Planning Board for the October, 2002 Semi-Annual Town Meeting. All disbursements from these funds shall be approved by Town Meeting.

And to appropriate the sum of \$2,000.00 to be expended by the committee for expenses incurred, and to determine how said appropriation shall be raised whether by taxation, by transfer of available funds, by borrowing, or otherwise.

Or to do or act in any manner relative thereto.

Planning Board  
SEE ATTACHED

**PURPOSE AND JUSTIFICATION**

**To provide a fair and equitable means to disburse the mitigation funds that the Town has received from Lowe's Home Improvement Center as part of an agreement made at the time of rezoning the property in October 1993, in keeping with the original intent of the mitigation. After several public meetings held by the Planning Board, it was a consensus that these funds should be spent in the vicinity of this property (for example, Old Post Road, Allen Avenue, Cumberland Avenue, Draper Avenue).**

**FINANCE COMMITTEE VOTE: 6-0**

**MAJORITY VOTE**

**FINANCE COMMITTEE RECOMMENDATION:** That the Town will vote to create a nine member committee to submit a report with recommendations as to what action(s) to be taken by the Town relative to the disbursement of \$136,596.00 received pursuant to an agreement with Carpionato Properties as mitigation for rezoning property that allowed for construction of the Lowe's Home Improvement Center. Said committee shall consist of the following:

- ◆ A representative of the Board of Selectmen
- ◆ One member of the Board of Public Works
- ◆ One member of the Conservation Commission
- ◆ One member of the Planning Board
- ◆ One member of the Historical Commission
- ◆ Four members appointed by the Town Moderator as follows:
  - Two members from Precinct Three (as said precinct now exists)
  - Two members from Precinct Four (as said precinct now exists)

A report of the committee shall be completed and submitted, after a public hearing, to the Planning Board before July 1, 2002. An article based on the report with recommendations shall be submitted by the Planning Board for the October, 2002 Semi-Annual Town Meeting. All disbursements from these funds shall be approved by Town Meeting.

**FINANCE COMMITTEE REASON:** This will allow a committee to be formed to determine disbursement of the Lowe's mitigation monies.

**The RTM members approved the Finance Committee's recommendation as read.**

**ARTICLE 29 COMMUNITY PRESERVATION ACT**

**SELECTMEN**

To see if the Town will vote to accept Sections 3 to 7, inclusive, of Chapter 44B of the General Laws, otherwise known as the Massachusetts Community Preservation Act, by approving a surcharge on real property for the purposes permitted by said Act, including the acquisition, creation and preservation of open space, the acquisition and preservation of historic resources, the acquisition, creation and preservation of land for recreational use, the creation, preservation and support of community housing, and the rehabilitation and restoration of such open space, historic resources, land for recreational use and community housing that is acquired or created as provided under

said Act to determine the amount of such surcharge on real property as a percentage of the annual real estate tax levy against real property; to determine whether the Town will accept any of the exemptions from such surcharge permitted under Section 3 (e) of said Act;

Or to do or act in any manner relative thereto.

Board of Selectmen  
SEE ATTACHED

**PURPOSE AND JUSTIFICATION**

**Town Meeting approval of this article is required prior to the question of acceptance of this act being presented to the voters at the April, 2002 town election.**

**FINANCE COMMITTEE VOTE: 6-0**

**MAJORITY VOTE**

**FINANCE COMMITTEE RECOMMENDATION:** That consideration of this article be indefinitely postponed.

**FINANCE COMMITTEE REASON:** This Article was indefinitely postponed at the request of the petitioner and is contained in the Special Town Meeting Warrant.

**The RTM members approved the Finance Committee's recommendation as read.**

**ARTICLE 30 AMEND ARTICLE XVIII – TOWN BY-LAWS**

**TAX COLLECTOR**

To see if the Town will vote to amend Article XVIII of the Town By-laws by deleting Section 1. (a.), (b.), (c.), and (d.) and replacing with the following:

"(a.) The tax collector or other municipal official responsible for records of all municipal taxes, assessments, betterments and other municipal charges, hereinafter referred to as the tax collector, shall annually furnish to each department, board, commission or division.

Or to do or act in any manner relative thereto.

Tax Collector  
SEE ATTACHED

**PURPOSE AND JUSTIFICATION**

**This amendment would accept all of the provisions of M.G.L. Chapter 40, Section 57 and give the Town a more effective tool in collecting delinquent taxes. Our current by-law is ineffective against developers that have other parties apply for permits that benefit their projects.**

**FINANCE COMMITTEE VOTE: 6-0**

**MAJORITY VOTE**

**FINANCE COMMITTEE RECOMMENDATION:** That the Town will vote to amend Article XVIII of the Town By-laws by deleting Section 1. (a.), (b.), (c.), and (d.) and replacing with the following:

(a.) The tax collector or other municipal official responsible for records of all municipal taxes, assessments, betterments and other municipal charges, hereinafter referred to as the tax collector, shall annually furnish to each department, board, commission or division hereinafter referred to as the licensing authority, that issues licenses or permits including renewals and transfers, a list of any person, corporation, or business enterprise, hereinafter referred to as the party, that has neglected or refused to pay any local taxes, fees, assessments, betterments or other municipal charges for not less than a twelve month period, and that such party has not filed in good faith a pending application for an abatement of such tax or a pending petition before the appellate tax board.

(b.) The licensing authority may deny, revoke or suspend any license or permit, including renewals and transfers of any party whose name appears on said list furnished to the licensing authority from the tax collector or with respect to any activity, event or other matter which is the subject of such license or permit and which activity, event or matter is carried out or exercised or is to be carried out or exercised on or about real estate owned by any party whose name appears on said list furnished to the licensing authority from the tax collector, provided, however, that written notice is given to the party and the tax collector, as required by applicable provisions of law, and the party is given a hearing, to be held not earlier than fourteen days after said notice. Said list shall be prima facie evidence for denial, revocation or suspension of said license or permit to any party. The tax collector shall have the right to intervene in any hearing conducted with respect to such license denial,





**FINANCE COMMITTEE VOTE: 6-0**

**2/3 VOTE**

**FINANCE COMMITTEE RECOMMENDATION:** That the Town vote to amend the Zoning By-Laws, Section VI - SUPPLEMENTARY REGULATIONS, H. Site Plan Approval, by removing the first paragraph in said Section VI.H. and inserting in its place the following paragraph:

Any request for a building permit for new construction of a non-residential use or for construction or reconstruction of an existing non-residential use that constitutes a change in such use as listed in Schedule B of this by-law, or for a residential use exceeding two dwelling units, with the exception of residential dwellings on lots within an approved subdivision plan, shall not be granted until a site plan for such use has been submitted to and approved by the Planning Board.

**FINANCE COMMITTEE REASON:** This is an amendment to the Zoning by-laws, which will bring changes in lot uses that affect site plans to the attention of the Planning Board.

Town Planner Don Johnson gave a brief explanation as to the necessity of this article.

Brian Geoghegan (P7) raised the question of a quorum being present. "We shouldn't be voting on a Zoning By-Law change with an insufficient amount of members being present."

After a count, it was determined that only 63 members were present, one less than the 64 needed.

The Moderator called for a motion to adjourn.

Bart Steele (P7) made a privileged motion to adjourn to a fixed time/place as follows:

"I make a motion to recess this Semi-Annual Town Meeting to Monday December 3<sup>rd</sup> at 7:00pm".

Motion seconded.

Motion carried.

This session of the Semi-Annual Town Meeting adjourned at 10:25pm on Monday, October 22, 2001.

**Adjourned session-December 3, 2001/Semi Annual Town Meeting**

William A. Moffitt, Town Clerk announced at 7:02pm, with 15 RTM members present-there is no quorum.

**(Note: Members were previously told not to attend this session due to State Budget problems)**

Joyce Gormley (P2) moved that we adjourn until Monday, January 7, 2002 at 7:00PM, North Attleborough Middle Cafetorium.

So moved and seconded.

Motion carried

The meeting adjourned at 7:05pm.

**Adjourned session of October 2001 Semi-Annual Town Meeting**

Town Clerk, William A. Moffitt, opened the adjourned session of the October 15, 2001 Semi-Annual Town Meeting at 7:00PM on January 7, 2002 with 79 members present. We have a quorum.

Pledge of Allegiance to the Flag.

The Moderator informed the Body that they are now considering Article 33 which was opened October 15, 2001, adjourned December 3, 2001 and further adjourned to January 7, 2002 at 7:00PM.

**ARTICLE 33 AMEND ZONING BY-LAWS, SECTION VI,**

**PLANNING BOARD**

**SITE PLAN APPROVAL**

To see if the Town will vote to amend the Zoning By-Laws, Section VI - SUPPLEMENTARY REGULATIONS, H. Site Plan Approval, by removing the first paragraph in said Section VI.H. and inserting in its place the following paragraph:

Any request for a building permit for new construction of a non-residential use or for construction or reconstruction of an existing non-residential use that constitutes a change in such use as listed in Schedule B of this by-law, or for a residential use exceeding two dwelling units, with the exception of residential dwellings on lots within an approved subdivision plan, shall not be granted until a site plan for such use has been submitted to and approved by the Planning Board.

Or to do or act in any manner relative thereto.

Planning Board  
SEE ATTACHED

**PURPOSE AND JUSTIFICATION**

**This amendment to the Zoning By-Laws would bring changes in lot uses within existing buildings that affect site plan requirements to the attention of the Planning Board.**

**FINANCE COMMITTEE VOTE: 6-0**

**2/3 VOTE**

**FINANCE COMMITTEE RECOMMENDATION:** That the Town vote to amend the Zoning By-Laws, Section VI - SUPPLEMENTARY REGULATIONS, H. Site Plan Approval, by removing the first paragraph in said Section VI.H. and inserting in its place the following paragraph:

Any request for a building permit for new construction of a non-residential use or for construction or reconstruction of an existing non-residential use that constitutes a change in such use as listed in Schedule B of this by-law, or for a residential use exceeding two dwelling units, with the exception of residential dwellings on lots within an approved subdivision plan, shall not be granted until a site plan for such use has been submitted to and approved by the Planning Board.

**FINANCE COMMITTEE REASON:** This is an amendment to the Zoning by-laws, which will bring changes in lot uses that affect site plans to the attention of the Planning Board.

**The RTM members approved the Finance Committee’s recommendation. 2/3’s vote obvious to the Moderator.**

**ARTICLE 34 SCENIC ROADS – CERTAIN PUBLIC WAYS**

**PLANNING BOARD**

To see if the Town will vote to designate certain public ways of the Town as scenic roads in accordance with Massachusetts General Laws, Chapter 40, Section 15C. Mount Hope Street from Elmwood Street to Old Post Road; Fales Road from the Plainville town line to Route 120; Paine Road from the Cumberland town line to Allen Avenue; Holmes Road from Route 120 to Sheldonville Road; Millard Road from Holmes Road to Paine Road; and Sheldonville Road from Holmes Road to Paine Road.

Or to do or act in any manner relative thereto.

Planning Board  
SEE ATTACHED

**PURPOSE AND JUSTIFICATION**

**To preserve the historical landscape of these roads.**

**FINANCE COMMITTEE VOTE: 6 – 0**

**MAJORITY VOTE**

**FINANCE COMMITTEE RECOMMENDATION:** That The Town will vote to designate certain public ways of the Town as scenic roads in accordance with Massachusetts General Laws, Chapter 40, Section 15C. Mount Hope Street from Elmwood Street to Old Post Road; Fales Road from the Plainville town line to Route 120; Paine Road from the Cumberland town line to Allen Avenue; Holmes Road from Route 120 to Sheldonville Road; Millard Road from Holmes Road to Paine Road; and Sheldonville Road from Holmes Road to Paine Road.

**FINANCE COMMITTEE REASON:** This will permit the designation of certain roads as scenic roads pursuant to state statute thus ensuring that they will maintain their historical landscape.

After much discussion, Christine Schromm (P1) made a motion to move the question.  
Motion seconded.  
Motion carried.

**The RTM members approved the Finance Committee's recommendation as read.**

The Moderator recognized Tony Calcia, who will be leaving his position, for over 20 years of service to the Town.

The Semi-Annual meeting was adjourned at 7:33PM so that we could open the Special Town Meeting of December 19, 2001.

Moderator, Mike Duggan, read the Warrant.

John Burke (P3) made a motion to adjourn the Special Town Meeting until after the Semi-Annual Town Meeting is Sine Die.

Motion seconded.  
Motion carried.

We then returned to the Semi-Annual Town Meeting with Jay Moynihan, Town Administrator, explaining the Town's finance's and the effects the State Budget had on the Town's finances. While State Aid for Education remained the same, there was a loss of \$280,000 in overall State Aid.

**ARTICLE 35 STABILIZATION FUND**

**SELECTMEN**

To see if the Town will vote to transfer a sum of money from taxation or available funds to the Municipal Stabilization Fund.

Or to do or act in any manner relative thereto.  
Board of Selectmen

**PURPOSE AND JUSTIFICATION**

**To supplement the current Stabilization Fund balance.**

**FINANCE COMMITTEE VOTE: 6 – 0**

**MAJORITY VOTE**

**FINANCE COMMITTEE RECOMMENDATION:** That consideration of this article be indefinitely postponed.  
**FINANCE COMMITTEE REASON:** As the State budget has not yet been passed by the Legislature and the Town has not received final figures from the State, the Finance Committee is unable to recommend passage of this article at this time.

**The RTM members approved the Finance Committee's recommendation as read.**

**ARTICLE 1 CLERICAL CONTRACT 7/01**

**SELECTMEN**

To see if the Town will vote to appropriate a sum of money to supplement the budgets of various departments, who employ personnel under the AFSCME, Local 1702, to fund all contracts as a result of collective bargaining and to finance any changes in the Personnel By-Laws, as a result of collective bargaining and to determine how said appropriation shall be raised, whether by taxation, appropriation or otherwise.

Or to do or act in any manner relative thereto.  
Board of Selectmen

**PURPOSE AND JUSTIFICATION**

**To fund collective bargaining contract, effective 7/01.**

**FINANCE COMMITTEE VOTE: 6-0**

**MAJORITY VOTE**

**FINANCE COMMITTEE RECOMMENDATION:** That consideration of this article be indefinitely postponed.

**FINANCE COMMITTEE REASON:** Contractual negotiation had not been completed at the time of voting.

Tom Simms(P7) asked the body to overturn the Finance Committee's recommendation so that he could present an Affirmative Action.

**With no further discussion, the RTM members defeated the Finance Committee's recommendation.**

Tom Simms (P7) then made a motion to present the following Affirmative Action:

*That the Town vote to appropriate the sum of \$46,900 to supplement the budgets of various departments who employ personnel under the AFSCME, Local 1702 to fund all contracts as a result of collective bargaining and to finance any changes in the Personnel By-Laws as a result of collective bargaining. To fund said appropriation, the sum of \$42,581 shall be transferred from available free cash, the sum of \$3,167 shall be transferred from the FY02 Annual Town Meeting Line 71a-Water Enterprise Salaries and Wages, and the sum of \$1,152 shall be transferred from the FY2002 Annual Town Meeting Line 72a-Landfill Enterprise Salaries and Wages.*

Motion seconded.

Motion carried.

**The RTM members approved the Affirmative Action as presented.**

**ARTICLE 3 ATP ADJUSTMENTS**

**PERSONNEL BOARD**

To see if the Town will vote to appropriate a sum of money for salary adjustments for "ATP" employees, related to the Wage & Salary Classification plan conducted by the MMA Consulting Group, Inc. and to determine how said appropriation shall be raised, whether by taxation, appropriation or otherwise.

Or to do or act in any manner relative thereto.

Personnel Board

**PURPOSE AND JUSTIFICATION**

**This request represents Phase II of a salary adjustment process for ATP employees that will involve placement of current ATP employees within the ATP salary ranges, as approved in October, 2000.**

**FINANCE COMMITTEE VOTE: 6-0**

**MAJORITY VOTE**

**FINANCE COMMITTEE RECOMMENDATION:** That consideration of this article be indefinitely postponed.

**FINANCE COMMITTEE REASON:** This Article has a budgetary impact and should more properly be considered at the Annual Town Meeting.

**The RTM members approved the Finance Committee's recommendation as read.**

**ARTICLE 6 HEALTH INSURANCE BUDGET SUPPLEMENTAL APPROPRIATION**

**SELECTMEN**

To see if the Town will vote to amend Article 5 of the FY02 Annual Town Meeting by appropriating the sum of \$300,000 or some other sum, to supplement Line Item 68 - Health Insurance, and to determine whether said sum shall be raised by taxation, transfer from available funds, borrowing or otherwise.

Or to do or act in any manner relative thereto.

Board of Selectmen

**PURPOSE AND JUSTIFICATION**

**To ensure sufficient funds for FY02 municipal obligations relating to employee health insurance.**

**FINANCE COMMITTEE VOTE: 6-0**

**MAJORITY VOTE**

**FINANCE COMMITTEE RECOMMENDATION:** That consideration of this article be indefinitely postponed.

**FINANCE COMMITTEE REASON:** This Article was indefinitely postponed at the request of the petitioner and is contained in the Special Town Meeting Warrant.

**The RTM members approved the Finance Committee’s recommendation as read.**

**ARTICLE 18 CIP**

**SELECTMEN**

To see if the Town will vote to appropriate a sum of money to be raised by taxation, by transfer from available funds, enterprise funds, by borrowing or otherwise, for various capital and special projects of the Town, including but not limited to constructing, reconstructing, adding to, equipping and furnishing public buildings, and other public facilities, purchasing equipment, constructing, reconstructing roads and other public ways, constructing improvements to the Town's water and sewerage systems, purchasing equipment and undertaking other capital projects, including costs incidental and related to such projects, or to take any other action relative to the foregoing matters.

PART 1: That the sum of \$20,265,236, or any other sum, hereby is appropriated for various capital projects, special projects and equipment as shown below, and expended under the direction of the Town Board/Official indicated, or the municipal Building Committee, if applicable. Said sum to be raised by General Tax, by transfer from available funds, by borrowing, or otherwise and provided further that any funds appropriated hereunder shall remain within the capital budget under the jurisdiction of the Town Board/Official indicated, or municipal Building Committee, if applicable, until expended or released unless transferred by Town Meeting.

<b>ITEM</b>	<b>AMOUNT</b>	<b>DESCRIPTION</b>	<b>REQUESTOR</b>
1.	\$15,200	Phosphorus Study	Board of Public Works - WWTF
2.	\$15,000	Protective Clothing	Board of Fire Commissioners
3.	\$12,000	Breathing Apparatus	Board of Fire Commissioners
4.	\$13,000	Voting Machine	Board of Election Commissioners
5.	\$20,000	Computer Replacement	Management Information Services
6.	\$60,000	NAHS Telephone/ Telecommunication Systems Replacement	School Committee
7.	\$6,000	Sander Replacement	Board of Park Commissioners
8.	\$26,000	Revaluation	Board of Assessors
9.	\$100,000	Road and Sidewalks	Board of Public Works Highway
10.	\$10,000	Playground Equipment	Board of Park Commissioners
11.	\$50,000	Vehicle Truck	Board of Public Works - Highway
12.	\$140,000	Telephone/ Telecommunications (Falls, Roosevelt, Allen Ave., Amvet)	School Committee
13.	\$60,000	SPED Bus	School Committee
14.	\$800,000	Municipal Fiber Net	North Attleborough Board of Electric Commissioners

15.	\$6,000,000	Police Facility	Police Department
16.	\$3,622,000	Americans with Disabilities Improvements Phase I	Board of Selectmen
17.	\$650,000	Aerial Ladder Truck	Board of Fire Commissioners
18.	\$40,000	Vehicle - Truck	Board of Park Commissioners
19.	\$500,000	Ball Fields - Columbia Field & Town Forest	Board of Park Commissioners
20.	\$100,000	Hazardous Materials Removal (District)	School Committee
21.	\$1,400,000	Lake Como Sewer Project	Board of Public Works - Sewer
22.	\$1,700,000	BPW - Administration Building	Board of Public Works - Administration
23.	\$540,000	Falls Pumping Station Rehabilitation	Board of Public Works - Sewer
24.	\$2,943,034	Conversion Project Community School	School Committee
25.	\$190,002	Conversion Project Woodcock Administration Building	School Committee
26.	\$390,000	St. Mark's Pond Dam Rehabilitation	Conservation Commission
27.	\$300,000	GIS - Phase III	Management Information Systems (MIS)
28.	\$426,000	Rehabilitation of Whittings & Falls Dams	Conservation Commission
29.	\$137,000	NAHS - Chiller Repair/ Replacement	School Committee

And that the Treasurer with the approval of the Board of Selectmen is hereby authorized to borrow such sum as may be appropriated under and pursuant to the statutes cited and any other enabling authority and issue bonds or notes of the town therefore and that a sum be expended by the Town Board/Official listed or the municipal Building Committee, and further, that a sum be expended under the direction of the Town Treasurer for issuance costs and that betterment assessments therefor shall be levied under the provisions of the Town Bylaws where applicable.

PART 2. To authorize any of the above named boards or departments of the municipal Building Committee to apply for, accept, and expend any state or federal grants that are or may become available for these purposes.

Or to do or act in any manner relative thereto.

Board of Selectmen

**FINANCE COMMITTEE VOTE: 6-0**

**MAJORITY VOTE**

**FINANCE COMMITTEE RECOMMENDATION:** That consideration of the article be indefinitely postponed.

**FINANCE COMMITTEE REASON:** As the State budget has not yet been passed by the Legislature and the Town has not received final figures from the State, the Finance Committee is unable to recommend passage of this Article at this time.

Tom Simms(P7) asked the body to overturn the Finance Committee’s recommendation so that he could present an Affirmative Action.

**After some discussion, the RTM members defeated the Finance Committee’s recommendation.**

Tom Simms (P7) made a motion to present the following Affirmative Action:

*That the Town vote to appropriate the sum of \$40,000 to be raised by taxation and transferred from available funds for various capital and special projects of the Town, including but not limited to constructing, reconstructing, adding to, equipping and furnishing public buildings and other public facilities, purchasing equipment, constructing, reconstructing roads and other public ways, constructing improvements to the Town’s water and sewerage systems, purchasing equipment and undertaking other capital projects, including costs incidental and related to such projects, or to take any other action relative to the foregoing matters.*

**Part 1.** *That the sum of \$40,000 hereby is appropriated for various capital projects, special projects and equipment as shown below and expended under the direction of the Town Board/Official indicated, or the municipal Building Committee if applicable. Of said sum, the sum of \$26,700 shall be raised by taxation and the sum of \$13,300 shall be transferred from available free cash and provided further that any funds appropriated hereunder shall remain within the capital budget under the jurisdiction of the Town Board/Official indicated or municipal Building Committee if applicable until expended or released unless transferred by Town Meeting.*

	<u>ITEM</u>	<u>AMOUNT</u>	<u>DESCRIPTION</u>	<u>REQUESTOR</u>
2.	\$15,000	Protective Clothing	Board of Fire Commissioners	
3.	\$12,000	Breathing Apparatus	Board of Fire Commissioners	
4.	\$13,000	Voting Machine	Board of Election Commissioners	

**Part 2.** *To authorize any of the above named boards or departments or the municipal Building Committee to apply for, accept and expend any state or federal grants that are or may become available for these purposes.*

Motion seconded.  
Motion carried.

Tom Simms(P7) then made a motion to amend Article 18, Part 1 by adding item #7, sander replacement in the amount of \$6,000 to come from free cash, and change amount from \$40,000 to \$46,000.

Motion seconded.  
Motion carried.

The Amended Affirmative Action would read as follows:

That the Town vote to appropriate the sum of \$46,000 to be raised by taxation and transferred from available funds for various capital and special projects of the Town, including but not limited to constructing, reconstructing, adding to, equipping and furnishing public buildings and other public facilities, purchasing equipment, constructing, reconstructing roads and other public ways, constructing improvements to the Town's water and sewerage systems, purchasing equipment and undertaking other capital projects, including costs incidental and related to such projects, or to take any other action relative to the foregoing matters.

**Part 1.** That the sum of \$46,000 hereby is appropriated for various capital projects, special projects and equipment as shown below and expended under the direction of the Town Board/Official indicated, or the municipal Building Committee if applicable. Of said sum, the sum of \$26,700 shall be raised by taxation and the sum of \$19,300 shall be transferred from available free cash and provided further that any funds appropriated hereunder shall remain within the capital budget under the jurisdiction of the Town Board/Official indicated or municipal Building Committee if applicable until expended or released unless transferred by Town Meeting.

	<u>ITEM</u>	<u>AMOUNT</u>	<u>DESCRIPTION</u>	<u>REQUESTOR</u>
2.	\$15,000	Protective Clothing	Board of Fire Commissioners	
3.	\$12,000	Breathing Apparatus	Board of Fire Commissioners	
4.	\$13,000	Voting Machine	Board of Election Commissioners	
7.	\$ 6,000	Sander	Board of Park Commissioners	

**Part 2.** To authorize any of the above named boards or departments or the municipal Building Committee to apply for, accept and expend any state or federal grants that are or may become available for these purposes.

**The RTM members approved the Amended Affirmative Action as presented.**

**ARTICLE 20 LAKE COMO AREA SEWER CONSTRUCTION \$1,358,000 BPW**

To see if the Town will vote to raise and appropriate the sum of \$1,358,000.00 plus issuance costs, or any other sum for the construction of sewer mains in a portion of May Street, Lewis Road, Remington Drive, Como Drive, Heather Street, Sylvan Road, Alicia Street, Bernice Street, England Road, Loomis Street, and Campus Road - a distance of approximately 8,050 linear feet. Said appropriation to be raised by taxation, by transfer of available funds, or by borrowing under Chapter 44, as amended of the General Laws. And to authorize the Board of Public Works to apply for, accept, and expend any State or Federal grants available, or that may become available for these purposes. The sum of \$1,358,000.00 to be expended under the direction of the Board of Public Works and the sum of \$42,000.00 to be expended by the Town Treasurer for issuance costs; and to assess 100% betterments under provisions of Article XVII of the Town by-laws.

Or to do or act in any manner relative thereto.

Board of Public Works

**PURPOSE AND JUSTIFICATION**

**This project will provide for the construction of sanitary sewer services to residents in the Lake Como area. The Town's Comprehensive Wastewater Management Plan (CWMP) divided the unsewered areas of Town into 20 Sub-Areas to determine priority needs. The CWMP identified this area as one of its top priorities for installation of new sewer mains. Town Meeting has already approved design funds for this project, and the design is now complete. Additionally, the Town has filed an application for a low interest State Revolving Fund (SRF) loan for this project and will be advised of its status during mid-November.**

**FINANCE COMMITTEE VOTE: 6-0**

**MAJORITY VOTE**

**FINANCE COMMITTEE RECOMMENDATION:** That consideration of this article be indefinitely postponed.

**FINANCE COMMITTEE REASON:** As the State budget has not yet been passed by the Legislature and the Town has not received final figures from the State, the Finance Committee is unable to recommend passage of this Article at this time.

Robert Norton (P3) and member of the Board of Public Works asked the body to overturn the Finance Committee's recommendation so that he could present an Affirmative Action. He gave a presentation on this Article and discussion continued.

After much discussion Barbara Fuller (P5) moved the question.  
Motion seconded.  
Motion carried.

**The RTM members defeated the Finance Committee's recommendation as read.**

Robert Norton (P3) and member of the Board of Public Works presented an Affirmative Action to read as follows:

*Move that the Town vote to: Appropriate the sum of \$1,147,420.00 for the construction of sewer mains in a portion of May Street, Como Drive, Heather Street, Sylvan Road, Alicia Street, Bernice Street, England Road, Loomis Street, and Campus Drive-a distance of approximately 6,850 linear feet, and for costs incidental and related thereto; said appropriation to be raised by borrowing under Chapter 44, as amended of the General Laws or any other enabling authority. And to authorize the Board of Public Works to apply for, accept, and expend any State or Federal grants available, or that may become available for these purposes. The sum of \$1,114,000.00 to be expended under the direction of the Board of Public Works and the sum of \$33,420.00 to be expended by the Town Treasurer for issuance costs; and that one hundred percent (100%) of the costs of said improvements shall be assessed as betterments against the owners of parcels receiving the benefit of such improvements, in accordance with the provisions of Article XVII of the Town By-Laws.*

Motion seconded.  
Motion carried.

After some further discussion RTM members went right to a vote.

**With a 2/3's Roll Call required and 86 members having voted, 82-yes & 4-no (58 votes needed), the RTM members approved the Affirmative Action as presented.**

**ARTICLE 22 COMMONWEALTH AVENUE SEWER DESIGN \$13, 000**

**BPW**

To see if the Town will vote to authorize the engineering, design and bidding services for approximately 470 feet of a low pressure sewer system and appurtenances in Commonwealth Avenue and Maple Street, and to raise and appropriate the sum of \$13,000, or any other amount by taxation, by transfer of available funds, or by borrowing under Chapter 44, as amended by the General Laws, and to authorize the Board of Public Works to apply for, accept, and expend any State or Federal grants that are or may become available for these purposes. The sum of \$13,000.00 to be expended under the direction of the Board of Public Works.

Or to do or act in any manner relative thereto.

Board of Public Works

**PURPOSE AND JUSTIFICATION**

**This article will allow for the design of the sanitary sewer infrastructure for the portion of Commonwealth Avenue, which is to be reconstructed as part of the Public Works Economic Development (PWED) grant that was received for the Commonwealth Ave./Toner Blvd road improvement project. It is important to finish this utility work prior to the completion of the Toner Blvd project so that the new road surface will not have to be disturbed.**

**FINANCE COMMITTEE VOTE: 6-0**

**MAJORITY VOTE**

**FINANCE COMMITTEE RECOMMENDATION:** That consideration of this article be indefinitely postponed.

**FINANCE COMMITTEE REASON:** As the State budget has not yet been passed by the Legislature and the Town has not received final figures from the State, the Finance Committee is unable to recommend passage of this Article at this time.

Raymond Stack (P6) asked the body to overturn the Finance Committee's recommendation so that he could present an Affirmative Action.

**The RTM members defeated the Finance Committee's recommendation as read.**

Raymond Stack(P6) and member of the Board of Public Works, made a motion to present the following Affirmative Action:

*Move that the Town vote to: authorize the engineering, design and bidding services for approximately 970 feet of a low pressure sewer system and appurtenances in Commonwealth Avenue and Maple Street, and to raise and appropriate the sum of \$13,000.00 from available free cash; and to authorize the Board of Public Works to apply for, accept and expend any State or Federal grants that are or may become available for these purposes. The sum of \$13,000.00 to be expended under the direction of the Board of Public Works.*

Motion seconded.

Motion carried.

**The RTM members approved the Affirmative Action as presented.**

**ARTICLE 23    \$4,400,000 RENOVATION OF COMMUNITY SCHOOL                      SCHOOL  
COMMITTEE**

To see if the Town will vote to appropriate the sum of \$4,400,000, or any other sum, to be expended under the jurisdiction of the School Committee for the completion of renovation of the Community Elementary School. Said sum to be raised by taxation, transfer of available funds, bonding or otherwise.

Or to do or act in any manner relative thereto.

School Committee

**PURPOSE AND JUSTIFICATION**

**At the April 1999 RTM, \$341,000 was appropriated to conduct an engineering and design study for the purpose of upgrading the facilities and providing necessary plans and modifications to complete the renovations at the Community School. The plans were completed in the spring of 2001.**

**The above request of \$4,400,000 would allow the district to complete the renovation project that was initially completed in the summer of 1998 (Phase I) at a cost of \$613,700.**

**FINANCE COMMITTEE VOTE: 6-0**

**MAJORITY VOTE**

**FINANCE COMMITTEE RECOMMENDATION:** That consideration of this article be indefinitely postponed.

**FINANCE COMMITTEE REASON:** As the State budget has not yet been passed by the Legislature and the Town has not received final figures from the State, the Finance Committee is unable to recommend passage of this Article at this time.

**After some discussion, the RTM members approved the Finance Committee's recommendation as read.**

**ARTICLE 24    \$100,000 DESIGNS/ESTIMATES FOR RENOVATIONS                      SCHOOL COM.  
TO HIGH SCHOOL, AMVET BLVD, ALLEN AVE,  
COMMUNITY SCHHOL CONVERSION, CONSTRUCTION  
OF SCHOOL DEPT. SUPPORT FACILITY**

To see if the Town will vote to appropriate the sum of \$100,000, or any other sum, to be expended under the jurisdiction of the School Committee for the preparation of program and engineering designs and budget estimates for the following projects; construction of an addition and renovations to North Attleborough High School, and/or renovations to Amvet Boulevard School, and/or renovations to the Allen Avenue School, and/or conversion of

Community School to an intermediate school, and/or construction of a School Department Support Facility. Said sum shall be raised by taxation, transfer of available funds, or otherwise.

Or to do or act in any manner relative thereto.

School Committee

**PURPOSE AND JUSTIFICATION**

**This study will provide the town with specific information with regard to program and engineering designs as well as budget estimates in order to prepare for language building and space needs as identified in recommendations made by the School Space Needs Committee.**

**FINANCE COMMITTEE VOTE: 6-0**

**MAJORITY VOTE**

**FINANCE COMMITTEE RECOMMENDATION:** That consideration of this article be indefinitely postponed.

**FINANCE COMMITTEE REASON:** As the State budget has not yet been passed by the Legislature and the Town has not received final figures from the State, the Finance Committee is unable to recommend passage of this Article at this time.

**The RTM members approved the Finance Committee’s recommendation as read.**

**ARTICLE 32 RENAME SECTION OF HOLMES ROAD**

**PETITION**

To see if the Town will vote to determine whereas Holmes Road has two separate Holmes Roads exiting Route 120 going west, and whereas the first road exits at mile 1.6 miles to the left, and whereas the second road exits at 2.0 miles to the right from Route 120 and both roads are named Holmes Road, we ask to avoid the confusion of not finding the proper Holmes Road by delivery services like United Parcel, Federal Express, etc., but foremost by emergency services i.e. 911 calls and ambulances; this has happened on one occasion.

Or to do or act in any manner relative thereto.

Petition

SEE ATTACHED

**PURPOSE AND JUSTIFICATION**

**To avoid confusion, we believe it is justified to rename and specify the above mentioned Holmes Roads. At present both Holmes Roads are identified identically.**

**FINANCE COMMITTEE VOTE: 6-0**

**MAJORITY VOTE**

**FINANCE COMMITTEE RECOMMENDATION:** That the Town vote to determine whereas Holmes Road has two separate Holmes Roads exiting Route 120 going west, and whereas the first road exits at 1.6 miles to the left, and whereas the second road exits at 2.0 miles to the right from Route 120 and both roads are named Holmes Road to avoid the confusion of not finding the proper Holmes Road.

**FINANCE COMMITTEE REASON:** This will allow the renaming of a section of Holmes Road.

Discussion began with Richard Thimot(P4)asking the body to overturn the Finance Committee’s recommendation so that he could present the following Affirmative Action:

*That the Town vote to re-name that section of Holmes Road that exits at approximately 2.0 miles to the right from Route 120 heading west from Route 1, to Joseph H. LeBlanc Drive.*

**After much discussion, the RTM members defeated the Finance Committee’s recommendation as read.**

Moderator: “Now we have an Affirmative Action motion. Is there a second on the Affirmative Action motion?”  
Motion seconded.

He then reread the Affirmative Action motion for the Body.

**With no further discussion, the RTM members defeated the Affirmative Action motion as presented.**

At this time the Chair would like to entertain a motion to adjourn the Semi-Annual Town Meeting.

Motion seconded.

Motion carried.

It is 9:50PM, the Semi-Annual Town meeting is adjourned.

Sine Die.