

PROCEEDINGS
Semi-Annual Town Meeting October 16, 2000

The Semi-Annual Town Meeting, October 16, 2000 was called to order at 7:25pm with 95 RTM members present.

Pledge of Allegiance.

The moderator opened the Warrant.

The moderator, Michael Duggan addressed the body.

J. Moynihan, Town Administrator addresses the body with updated financial information on the FY 2001.

Finance Committee Chairperson, Deb Kohl addressed the body with an overview of the financial issues.

H. England(P3) posed a question through the moderator to J. Moynihan on further clarification on the FY 2001 Budget.

After J. Moynihan's response, T. Simms(P7) made the following motion:

Make a motion to take Article 1 out of order and place before Article 53.

The motion was 2nd and carried with an obvious to the Chair 2/3's vote.

J. Dromsky(P3) through the moderator asks for clarification on the update of FY2001 Budget.

After P. Veilleux, Town Accountant's response, T. Simms(P7) made the following motion:

Make a motion to take Article 2 out of order and place before Article 53.

The motion was 2nd and carried with an obvious to the Chair 2/3's vote.

B. Steele(P7) made the following motion:

Move to operate under the "Bourne Amendment". Motion 2nd and carried by a count of 76 yes/11 no.

T. Simms(P7) made the following motion:

Make a motion to take Article 3 out of order and place before Article 53.

The motion was 2nd and carried with an obvious to the Chair 2/3's vote.

T. Simms(P7) made the following motion:

Make a motion to take Article 4 out of order and place before Article 53.

The motion was 2nd and carried with an obvious to the Chair 2/3's vote.

NORTH ATTLEBOROUGH
WARRANT
FOR THE REPRESENTATIVE
SEMI-ANNUAL TOWN MEETING
MONDAY, OCTOBER 16, 2000
AT 7:00 P.M.

THE COMMONWEALTH OF MASSACHUSETTS

Bristol, ss.

To either of the Constables 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, Landry Avenue in said North Attleborough on

MONDAY, THE SIXTEENTH OF OCTOBER, 2000 A.D.

At 7:00 P.M., then and there to act upon the following articles to wit:

Articles 1, 2, 3 and 4 are before Article 53 as voted by the RTM members on Monday, October 16, 2000.

ARTICLE 5 UNPAID INSURANCE BILL

SELECTMEN

To see if the Town will vote to appropriate the sum of \$5,183 or any other sum under the provisions of Chapter 44, Section 64 of the Massachusetts General Laws for an unpaid insurance bill incurred prior to June 30, 2000 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 thereto.

Board of Selectmen

See Attached

PURPOSE AND JUSTIFICATION:

The bills in question, from FY98 and FY99 were not presented in a timely manner to the town, however, the town has determined that the bills in question do represent legitimate municipal obligations.

FINANCE COMMITTEE VOTE: 6-0

9/10 VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to appropriate the sum of \$5,183.00 under the provisions of Chapter 44, Section 64 of the Massachusetts General Laws for an unpaid insurance bill incurred prior to June 30, 2000. Said appropriation shall be raised by taxation.

FINANCE COMMITTEE REASON: This article reflects an outstanding automobile insurance premium which was not processed with the remaining vehicles at the time of billing by the insurer.

ARTICLE 6 BRISTOL / NORFOLK COUNTY
HIGH SCHOOL BUDGET

SELECTMEN

To see if the Town will vote to amend the budget of the Bristol/Norfolk County High School Budget by either reducing, or increasing via taxation, a transfer of a sum of money, or available funds, by the amount of \$_____.

Or to do or act in any manner 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 the Town vote to amend the budget of the Bristol/Norfolk County High School Budget by increasing said appropriation via taxation, by the amount of \$1,530.00. To supplement Article 5 Line 42C of the April 2000 Annual Town Meeting for Fiscal Year 2001.

FINANCE COMMITTEE REASON: This article provides for payment of an additional assessment from the Bristol/Norfolk County High School.

RTM members approved the recommendation.

Proceedings from the adjourned session, Oct. 30, 2000.

T. Simms(P7) makes a motion and 2nd to reconsider Article 6 Bristol/Norfolk County Budget as follows:

That the Town vote to amend the budget of the Bristol/Norfolk County High School Budget by increasing via taxation by the amount of \$2,993.00. To supplement Article 5 Line 42C of the April 2000 Annual Town meeting for Fiscal Year 2001.

After a brief discussion, the RTM members voted to reconsider Article 6, with an obvious to the Chair 2/3's vote.

After the motion was read again and 2nd, the RTM members approved the following motion:

That the Town vote to amend the budget of the Bristol/Norfolk County High School Budget by increasing via taxation by the amount of \$2,993.00. To supplement Article 5 Line 42C of the April 2000 Annual Town meeting for Fiscal Year 2001.

ARTICLE 7 TRICOUNTY ASSESSMENT

SELECTMEN

To see if the Town will vote to amend the budget of Tri-County assessment by either reducing, or increasing via taxation or a transfer of a sum of money or available funds, by the amount of \$_____.

Or to do or act in any manner 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 the Town vote to amend the budget of Tri-County assessment by reducing the sum of money by the amount of \$17,678.00 to reduce Article 5 Line 43 of the April 2000 Annual Town Meeting for Fiscal year 2001.

FINANCE COMMITTEE REASON: This article provides for a decrease in the assessment from TriCounty Regional High School.

RTM members approved the recommendation.

ARTICLE 8 CHARTER SCHOOLS

SELECTMEN

To see if the Town will vote to amend the Charter School Tuition Budget by \$65,000 or any other sum, and to increase said appropriation via a transfer of a sum of money from available funds.

Or to do or act in any manner thereto.

Board of Selectmen

PURPOSE AND JUSTIFICATION:

The costs for the town's fiscal year 2001 obligations for Charter School Tuition has been determined to be in excess of the amount appropriated at the FY 2001 Annual Town Meeting.

FINANCE COMMITTEE VOTE: 5-1

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to amend the Charter School Tuition Budget by increasing said appropriation via taxation by the amount of \$64,826.00 to supplement Article 5 line 42D of the April 2000 Annual Town Meeting for Fiscal Year 2001.

FINANCE COMMITTEE REASON: This article provides for the payment of an additional assessment for Charter Schools.

RTM members approved the recommendation.

ARTICLE 9 TOWN VEHICLES

SELECTMEN

To see if the Town will vote to appropriate the sum of \$2,800 to supplement Article 5, Line 28 Town Vehicles of the April 24, 2000 Annual Town Meeting for Fiscal Year 2001 and to determine whether said appropriation shall be raised by taxation, transfer of available funds or otherwise.

Or to do or act in any manner thereto.

Board of Selectmen

PURPOSE AND JUSTIFICATION:

The administration has been notified that the trade-in value of a police vehicle that is being replaced has increased from the amount estimated during the budget process. This will allow the Town to utilize a police vehicle for the Conservation Commission Agent.

FINANCE COMMITTEE VOTE: 5-0-1

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to appropriate the sum of \$2,800 to supplement Article 5, Line 28 Town Vehicles of the April 24, 2000 Annual Town Meeting for Fiscal Year 2001. Said appropriation shall be raised by taxation.

FINANCE COMMITTEE REASON: This will permit the Town to provide a Town vehicle for the Conservation Agent.

RTM members approved the recommendation.

ARTICLE 10 INCREASE AMBULANCE EXPENSE

FIRE DEPARTMENT

To see if the Town will vote to appropriate the sum of \$6,500 or any other sum to increase Article 5, Line 31B of the Ambulance Expense of FY 2001 Annual Town Meeting. Said appropriation to be raised by transfer from the Ambulance Revolving Fund or any other available funds.

Or to do or act in any manner thereto.

Fire Commissioners

PURPOSE AND JUSTIFICATION:

Provide tuition for Paramedic School in order to increase Paramedic Certification for existing Firefighter position.

FINANCE COMMITTEE VOTE: 5-0-1

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to appropriate the sum of \$6,500 to increase Article 5, Line 31B of the Ambulance Expense of FY 2001 Annual Town Meeting. Said appropriation to be transferred from the Ambulance Reserve for Appropriation Fund.

FINANCE COMMITTEE REASON: This article will permit the expenditure of additional funds from the Ambulance Reserve for Appropriation Fund for tuition for an additional firefighter to obtain Paramedic status.

RTM members approved the recommendation.

**ARTICLE 11 INCREASE FIRE DEPARTMENT
GENERAL EXPENSES**

FIRE DEPARTMENT

To see if the Town will vote to amend Article 5 of the FY 2001 Annual Town Meeting by appropriating the sum of \$2,500,00 or any other sum to supplement Line 30B Fire Department General Expenses and to determine whether said sum shall be raised by taxation, transfer of available funds, Free Cash, by borrowing or otherwise.

Or to do or act in any manner thereto.

Fire Commissioners

PURPOSE AND JUSTIFICATION:

Expenses related to control gasoline spill of tanker truck and firefighting foam used. Reimbursement, if any, from the Insurance Company will go directly to the General Fund.

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to amend Article 5 of the FY 2001 Annual Town Meeting by appropriating the sum of \$2,500,00 to supplement Line 30B Fire Department General Expenses. Said sum shall be raised by taxation.

FINANCE COMMITTEE REASON: Due to the gasoline spill involving a tanker truck, substantial amounts of chemical were used by the Fire Department. This article will permit the purchase of replacement chemicals for future use.

A scrivener's error within the warrant and recommendation was pointed out to the body as follows: The amount should read \$2,500.00 not \$2,500,00.

RTM members approved the recommendation.

ARTICLE 12 INCREASE FIRE SALARY AND WAGES-OVERTIME

FIRE DEPT.

To see if the Town will vote to amend Article 5 of the Fiscal Year 2001 Annual Town Meeting by appropriating the sum of \$16,605.00 or any other sum to supplement Line 30A Fire Department Salary and Wages and to determine whether said sum shall be raised by taxation, Free Cash, transfer of available funds, by borrowing or otherwise.

Or to do or act in any manner thereto.

Fire Commissioners

See Attached

PURPOSE AND JUSTIFICATION:

- 1. The horrific fatal accident and fire on Route 95 and Kelley Boulevard required extraordinary resources including manpower for a continuous 22 hours - \$13,365.00**
- 2. Gasoline Tanker Truck incident of 7/29/00 required a General Alarm status Callback of personnel for an 8 hour period - \$3,240.00**
- 3. Existing two Firefighter vacancies - due to long term injuries - continue to drain the account.**

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to amend Article 5 of the Fiscal Year 2001 Annual Town Meeting by appropriating the sum of \$16,605.00 to supplement Line 30A Fire Department Salary and Wages. Said sum shall be raised by taxation.

FINANCE COMMITTEE REASON: The recent fatal accident on Route 95 and the tanker spill impacted substantially on the Fire Department's overtime budget. This article will return the overtime budget to its previous level of funding.

RTM members approved the recommendation.

ARTICLE 13 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 **\$12,223,541.00**, 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. 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 until expended or released unless transferred by Town Meeting.

(The Board of Selectmen recommends Items 1-20)

ITEM	AMOUNT	DESCRIPTION	REQUESTOR
1.	\$18,000	Revaluation Contract	Board of Assessors
2.	\$11,500	Breathing Apparatus	Board of Fire Commissioners
3.	\$11,500	Protective Clothing	Board of Fire Commissioners
4.	\$32,000	Vehicle	Board of Fire Commissioners
5.	\$20,000	PC Upgrade	Management Information Services
6.	\$12,000	Network Printers	Management Information Services
7.	\$25,000	System-Software Master Plan - Work Flow Analysis	Management Information Services
8.	\$20,000	Copiers	Board of Selectmen
9.	\$10,000	Playground Equipment Ruth Rhind Field and Mason Field	Park Commissioners
10.	\$35,000	Renovations of Hess House	Park Commissioners
11.	\$23,000	Fencing & Security -	Park Commissioners

WW I Park

12.	\$122,000	Engineering - Specifications School Building - Roofs (NAHS, Roosevelt, Amvet, Allen Avenue and Falls)	School Committee
13.	\$240,000	High School - ADA Renovations	School Committee
14.	\$72,000	Early Learning Center Renovations	School Committee
15.	\$25,000	Computer Wiring - Addition or upgrade of electrical and network for classroom computers	School Committee
16.	\$40,000	Handicapped Bathrooms Amvet School	School Committee
17.	\$160,000	Sidewalk Repairs	Board of Public Works Administration
18.	\$28,500	Vehicle	Board of Public Works - WWTF
19.	\$20,000	Fuel System Study	Board of Public Works - Administration
20.	\$20,000	Town Hall Elevator	Board of Selectmen
21.	\$20,000	Council on Aging LAN	Management Information Systems
22.	\$15,000	Software	Park Commissioners
23.	\$22,500	Paving Work @Allen Avenue, Falls and Roosevelt	School Committee
24.	\$12,000	Lighting Improvements	Board of Public Works - Motor Maintenance
25.	\$28,500	Superintendent's Vehicle	Board of Public Works - Water Department
26.	\$6,000,000	Police Facility	Police Facility Building Committee
27.	\$850,000	NAHS - Roof Replacement	School Committee
28.	\$40,000	Vehicle - Bus	Park Commissioners

29.	\$1,400,000	Lake Como Sewer Project	Board of Public Works - Sewer
30.	\$1,550,000	BPW - Administration Bldg	Board of Public Works - Administration
31.	\$540,000	Falls Pump Station Rehabilitation	Board of Public Works - Sewer
32.	\$593,130	Conversion Project - Community School	School Committee
33.	\$206,911	Conversion Project - Woodcock Adm. Building	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 and that a sum be expended under the direction of the Town Treasurer for issuance costs and that betterment assessments therefore shall be levied under the provisions of the Town Bylaws where applicable.

PART 2: To authorize any of the above named boards or departments 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 thereto.

Board of Selectmen

PURPOSE AND JUSTIFICATION:

This article presents the Board of Selectmen/Town Administrator recommended CIP projects for the calendar year 2000 Semi-Annual Town Meeting.

FINANCE COMMITTEE VOTE: 5-0

MAJORITY ROLL CALL VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town will vote to appropriate \$874,000.00 to be raised by taxation, 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.

Part 1: That the sum of \$874,000.00, 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. Said sum to be raised by taxation, and provided further that any funds appropriated hereunder shall remain within the capital budget under the jurisdiction of the Town Board/Official indicated until expended or released unless transferred by Town Meeting.

APPROVE ITEMS 1-20 EXCLUDING ITEMS 5 AND 10 AND REDUCING ITEM 11 TO \$6,500.00.

ITEM	AMOUNT	DESCRIPTION	REQUESTOR
1.	\$18,000	Revaluation Contract	Board of Assessors
2.	\$11,500	Breathing Apparatus	Board of Fire Commissioners
3.	\$11,500	Protective Clothing	Board of Fire Commissioners
4.	\$32,000	Vehicle	Board of Fire Commissioners

6.	\$12,000	Network Printers	Management Information Services
7.	\$25,000	System-Software Master Plan - Work Flow Analysis	Management Information Services
8.	\$20,000	Copiers	Board of Selectmen
9.	\$10,000	Playground Equipment Ruth Rhind Field and Mason Field	Park Commissioners
11.	\$6,500	Fencing & Security - WW I Park	Park Commissioners
12.	\$122,000	Engineering - Specifications School Building - Roofs (NAHS, Roosevelt, Amvet, Allen Avenue and Falls)	School Committee
13.	\$240,000	High School - ADA Renovations	School Committee
14.	\$72,000	Early Learning Center Renovations	School Committee
15.	\$25,000	Computer Wiring - Addition or upgrade of electrical and network for classroom computers	School Committee
16.	\$40,000	Handicapped Bathrooms Amvet School	School Committee
17.	\$160,000	Sidewalk Repairs	Board of Public Works Administration
18.	\$28,500	Vehicle	Board of Public Works - WWTF
19.	\$20,000	Fuel System	Board of Public Works - Administration
20.	\$20,000	Town Hall Elevator	Board of Selectmen

FINANCE COMMITTEE REASON: These items are needed by the Town and have been considered through the CIP process. The Finance Committee does not believe that future computer purchases should occur without a full analysis of the costs and benefits associated with leasing versus purchasing.

T. Simms(P7) Moved to amend Part 1 of Article 13 was seconded and reads as follows:

That the Town vote to appropriate the sum of \$945,500 to be raised by taxation and by transfer from available funds for various capital and special projects of the Town.....

Part1: That the sum of \$945,500 hereby appropriated for various capital projects and equipment as shown below, and expended under the direction of the Town Board/Official indicated. Of said sum, the amount of 940,500 to be raised by taxation, the amount of \$3,000 to be transferred from JF Mason Trust Fund and the amount of \$2,000 to be transferred from the EL Mason Trust Fund.

Add:

Item	Amount	Description	Requestor
5.	\$20,000	PC Upgrade	Management Information Services
10.	\$35,000	Renovation of Hess House	Park Commissioners

Amend amount in:

Item	Amount	Description	Requestor
11.	\$23,000	Fencing & Security WWI Park	Park Commissioners

Shortly after discussion began on this article, the moderator called for a 5-minute break..

Discussion resumed with T. Calcia (P7 – Park & Rec) and the body waived the 10-minute rule.

After further discussion, the motion to amend was approved by the RTM members

Following some discussion the RTM members approved the amendments to Part 1 of Article 13 with a Roll Call vote of 91 yes/3 no as follows:

Part1: That the sum of ~~\$874,000.00~~ **\$945,500** hereby appropriated for various capital projects and equipment as shown below, and expended under the direction of the Town Board/Official indicated. Of said sum, the amount of 940,500 to be raised by taxation, the amount of \$3,000 to be transferred from JF Mason Trust Fund and the amount of \$2,000 to be transferred from the EL Mason Trust Fund.

APPROVE ITEMS 1-20 EXCLUDING ITEMS 5 AND 10 AND REDUCING ITEM 11 TO \$6,500.00.

ITEM	AMOUNT	DESCRIPTION	REQUESTOR
1.	\$18,000	Revaluation Contract	Board of Assessors
2.	\$11,500	Breathing Apparatus	Board of Fire Commissioners
3.	\$11,500	Protective Clothing	Board of Fire Commissioners
4.	\$32,000	Vehicle	Board of Fire Commissioners
5.	\$20,000	PC Upgrade	Management Information Services
6.	\$12,000	Network Printers	Management Information

			Services
7.	\$25,000	System-Software Master Plan - Work Flow Analysis	Management Information Services
8.	\$20,000	Copiers	Board of Selectmen
9.	\$10,000	Playground Equipment Ruth Rhind Field and Mason Field	Park Commissioners
10.	\$35,000	Renovation of Hess House	Park Commissioners
11.	\$6,500	Fencing & Security - WW I Park	Park Commissioners
	\$23,000		
12.	\$122,000	Engineering - Specifications School Building - Roofs (NAHS, Roosevelt, Amvet, Allen Avenue and Falls)	School Committee
13.	\$240,000	High School - ADA Renovations	School Committee
14.	\$72,000	Early Learning Center Renovations	School Committee
15.	\$25,000	Computer Wiring - Addition or upgrade of electrical and network for classroom computers	School Committee
16.	\$40,000	Handicapped Bathrooms Amvet School	School Committee
17.	\$160,000	Sidewalk Repairs	Board of Public Works Administration
18.	\$28,500	Vehicle	Board of Public Works - WWTF
19.	\$20,000	Fuel System	Board of Public Works - Administration
20.	\$20,000	Town Hall Elevator	Board of Selectmen

FINANCE COMMITTEE VOTE: 5-0

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION PART 2: That the Town vote to authorize any of the above named boards or departments to apply for, accept, and expend any state or federal grants that are or may become available for these purposes.

FINANCE COMMITTEE REASON: This is a standard article.

RTM members approved the recommendation.

ARTICLE 14 MMA CLASSIFICATION STUDY
RECOMMENDATIONS

HUMAN RESOURCE

To see if the Town will vote to CHANGE Schedule A of the Personnel By-Laws, as referenced in Section 5 (Compensation Plan) to include the recommendations of the MMA Consulting Group based on their independent study of the existing Compensation Plan and to appropriate the sum of \$65,000 or any other sum through taxation or any available funding source to implement said plan. Effective 7/1/00.

Or to do or act in any manner thereto.

Human Resource Department
See Attached

PURPOSE AND JUSTIFICATION:

To make any changes in classifications and/or salaries for recommended positions.

FINANCE COMMITTEE VOTE: 5-2

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: Changes to budgets particularly involving personnel expenses should properly be added at the Annual Town Meeting during consideration of the Town's operating budget.

T. Simms(P7) asks the body to overturn the IP, so an Affirmative Action can be presented.

After some discussion, a motion to adjourn until Wednesday, October 18, 2000 at 7pm by D. Manoogian(P6) was made and seconded. Motion carried.

The Semi-Annual Town Meeting resumed on October 18, 2000 (Wednesday) at 7:10pm with 81 members present.

Pledge of Allegiance.

Moderator requests a moment of silence for the members of the USS Cole.

We will resume with the Finance Committees recommendation on Article 14. T. Simms(P7) read the Affirmative Action that will be presented if the Finance Committees recommendation is defeated as follows:

That the Town vote to Change Schedule A of the Personnel By-Laws as referenced in Section 5 (Compensation Plan) to include the recommendations of the MMA Consulting Group based on their independent study of the existing Compensation Plan and to appropriate the sum of \$65,000 from taxation to implement said plan. Effective 7/1/00.

(SEE ATTACHED)

M. Williamson, Human Resource Director, addressed the body with a presentation. Because of the length of the presentation a motion to extend the 10-minute rule was made, 2nd and carried.

After the presentation, discussion began. After some discussion, the moderator called for a break.

The meeting resumed after the break at 8:28pm, with continued discussion on Article 14.

C. Schromm(P1) motioned to move the question. Motion was seconded and carried.

RTM members defeated the Finance Committee's recommendation.

T. Simms(P7) formally presented the Affirmative Action and attachment, which was 2nd as follows:

That the Town vote to Change Schedule A of the Personnel By-Laws as referenced in Section 5 (Compensation Plan) to include the recommendations of the MMA Consulting Group based on their independent study of the existing Compensation Plan and to appropriate the sum of \$65,000 from taxation to implement said plan. Effective 7/1/00.

(SEE ATTACHED)

Town of North Attleborough
Schedule A
"ATP" Classifications

		Effective July 1, 2000		
		<u>Salary Range</u>		
ATP 1	Kennel Keeper	\$ 26,400.00	-	\$ 34,320.00
ATP 2	Animal Control Officer	\$ 28,512.00	-	\$ 37,066.00
ATP 3	Veteran's Agent Assistant Librarian Assistant Librarian Children	\$ 30,793.00	-	\$ 40,031.00
ATP 4	Office Manager-Park Office Manager-DPW Employee Relations Administrator User Support Specialist	\$ 32,948.00	-	\$ 42, 834.00
ATP 5	Assistant Building Inspector Assistant to the Town Administrator Lab Technician WWTF	\$ 35, 255.00	-	\$ 45,832.00
ATP 6	Librarian Librarian Children Conservation Administrator Water Superintendent Sewer Superintendent	\$ 37,723.00	-	\$ 49,040.00
ATP 7	Water & Sewer Superintendent (Construction Supt) Assistant Treasurer Assistant Accountant Public Health Nurse Assistant Waste Water Plant Operator Landfill Superintendent	\$ 40,363.00	-	\$ 52,473.00
ATP 8	Water Quality Supervisor Associate Library Director Pretreatment Officer	\$ 43,189.00	-	\$ 56,146.00
ATP 9	Council of Aging Director Town Planner Chief Plant Operator Administrative Assessor	\$ 46,212.00	-	\$ 60,076.00
ATP 10	Highway Superintendent Building Inspector Health Agent Park & Recreation Director	\$ 49,447.00	-	\$ 64,282.00
ATP 11	Library Director	\$ 52, 908.00	-	\$ 68,781.00

	Town Engineer Water Manager			
ATP 12	Assistant Director of Public Works MIS Director Human Resource Director Town Accountant	\$ 56,612.00	-	\$ 73,596.00
ATP 13	No Positions Assigned	\$ 60,574.00	-	\$ 78,747.00
ATP 14	DPW Director Police Chief Fire Chief	\$ 64,815.00	-	\$ 84,260.00
ATP 15	Town Administrator	\$ 69,352.00		\$ 90,158.00

After some discussion on the above Affirmative Action and Attachment, J. Dromsky made a motion and 2nd to amend the above Affirmative Action for Article 14 as follows:

Move to delete the wording "...and to appropriate the sum of \$65,000 or any other sum through taxation or any available funding source to implement said plan. Effective 7/1/00.", and to substitute the wording "..., said changes to become effective 7/1/2001."

After some discussion on the motion to amend the Affirmative Action, the RTM members defeated the motion to amend the Affirmative Action.

Discussion on the Affirmative Action for Article 14 continued. **J. Donahue(P7) made a motion and 2nd to move the question. Motion Carried**

The RTM members approved the Affirmative Action.

ARTICLE 15 MARTIN SCHOOL FLOORS - \$20,000.

SCHOOL DEPARTMENT

To see if the Town will vote to raise and appropriate the sum of \$20,000 or any other sum to increase Article 5, Line 42A - School Department expenses of the April 2000 Annual Town Meeting for the Fiscal Year 2001 to complete repairs of the floor at Martin School. Said sum to be raised by taxation, by transfer of additional Chapter 70 Funds as approved by the Massachusetts General Court, by transfer of available funds or otherwise.

Or to do or act in any manner thereto.

School Committee

PURPOSE AND JUSTIFICATION:

Funds will be used to pay for a small portion of the total costs of a settlement agreement to replace certain floor tiles at the Martin School. This action will satisfactorily resolve an ongoing problem at the Martin School.

FINANCE COMMITTEE VOTE: 5-0-1

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to raise and appropriate the sum of \$20,000 to increase Article 5, Line 42A - School Department expenses of the April 2000 Annual Town Meeting for the Fiscal Year 2001 to complete repairs of the floor at Martin School. Said sum to be raised by taxation.

FINANCE COMMITTEE REASON: This will permit repairs to the flooring at Martin School as part of an overall settlement package.

The RTM members approved the recommendation.

**ARTICLE 16 TECHNOLOGY/TELECOMMUNICATION
SUPPLIES - \$150,000.00**

SCHOOL DEPARTMENT

To see if the Town will vote to appropriate the sum of \$150,000, 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 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 the Town vote to appropriate the sum of \$149,481.97, 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.

FINANCE COMMITTEE REASON: The School Department has applied for and obtained funding for technological expenses and this money must be transferred from the E-Rate Revolving Fund in order to be expended for purchases.

The RTM members approved the recommendation.

ARTICLE 17 INCREASE GENERAL OPERATION
FOR SCHOOLS FY01 - \$438,892.00

SCHOOL DEPARTMENT

To see if the Town will vote to raise and appropriate the sum of \$438,892 or any other sum to increase Article 5, Line 42A - for the purpose of increasing School Department Expenses to be used for the general operation of the schools for FY01. Said sum to be raised by taxation, by transfer of additional Chapter 70 Funds as approved by the Massachusetts General Court, by transfer of available funds or otherwise.

Or to do or act in any manner thereto.

School Committee

PURPOSE AND JUSTIFICATION:

Funds to be added to Article 5, Line 42A for the general operation of the schools for FY01, reflecting the increase in Chapter 70 Funds allocated for the schools.

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: The increase in Chapter 70 funds has been used at the School Department's request to fund one time purchases through the CIP.

The RTM members approved the recommendation.

ARTICLE 18 LESTAGE PROPERTY

SELECTMEN

To see if the Town will vote to authorize the Board of Selectmen, pursuant to Chapter 61A of the General Laws and to the right of first refusal set forth in the attached letter dated June 30, 2000, to purchase the real estate owned by Suzanne G. LeStage and 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) containing approximately 58.33 acres, more or less, and to raise and appropriate the sum of \$2,500,000 or any other sum for the foregoing purposes by taxation, by borrowing, by transfer of available funds or otherwise.

Or to do or act in any manner thereto.

Board of Selectmen

See Attached

PURPOSE AND JUSTIFICATION:

To purchase approximately 58 acres of property for future municipal purposes.

FINANCE COMMITTEE VOTE: 4-2

2/3 ROLL CALL VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town is hereby authorized to acquire land owned by Suzanne G. LeStage and 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) containing approximately 58.33 acres, more or less; that the sum of \$2,369,000 be hereby appropriated for such acquisition, pursuant to the Town's right of first refusal to purchase such land, and for the costs incidental and related thereto; that to raise said appropriation, the Treasurer with the approval of Selectmen, is hereby authorized to borrow the sum of \$2,369,000, at one time or from time to time, under and pursuant to Chapter 44, Section 7(3), of the General Laws, as amended, or any other enabling authority, and to issue bonds or notes of the Town therefor; and that such sum \$2,300,000 shall be expended under the direction of the Board of Selectmen for project costs and \$69,000 shall be expended by the Town Treasurer for issuance costs.

FINANCE COMMITTEE REASON: This will permit the Town to purchase property made available under Chapter 61A. This land has multiple potential uses for the Town.

Proceedings from the October 18, 2000 adjourned session.

Ann Sullivan (P2) asked through the chair, if her daughter, Molly Sullivan could read her composition on the LeStage Property. Without objection she addressed the body.

After much discussion, J. Dromsky (P3) - I would like to speak on this article, but because of the hour, I will make a motion to adjourn. Motion 2nd and carried.

We will adjourn until next Monday at 7pm.

Proceedings from the October 23, 2000 adjourned session.

The October 23, 2000 adjourned session of the Semi-Annual Town Meeting resumed at 7:08pm with 69 RTM members present.

Pledge of Allegiance.

The moderator recognized J. Dromsky (P3) who made a Procedural Rule motion as follows:

“That the meeting adopt a procedural rule for the entire meeting that would allow the moderator to declare votes that are excessive two thirds when it is obvious to the Moderator. If there is any question as to the vote, the Moderator will respect the wishes of seven voters who wish to have a count.”

The procedural motion was 2nd and carried.

After further discussion, A. Woodbury (P2) made a motion to Move the Question. Motion 2nd.

Moderator called for a count 77 members voting with 63 yes and 14 no. The motion to move the question carried.

The Finance Committee's recommendation carried with a 2/3 roll call vote. A total of 82 members voting 71 yes/ 11 no – 55 votes needed.

Additional proceedings of the Semi-Annual Town Meeting, adjourned session October 30, 2000.

After Article 48, T. Simms (P7) made a motion to reconsider Article 18. Motion was seconded. It was obvious to the moderator that 2/3's having voted the motion carried.

A motion to amend Article 18 was made by T. Simms (P7) and seconded as follows:

Delete "pursuant to the Town's right of first refusal to purchase such land"

After some discussion, the RTM members approved the motion to amend.

T. Simms (P7) read the Affirmative Action as follows:

That the Town is hereby authorized to acquire land owned by Suzanne G. LeStage and 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) containing approximately 58.33 acres, more or less; that the sum of \$2,369,000 be hereby appropriated for such acquisition, ~~pursuant to the Town's right of first refusal to purchase such land~~ pursuant to Chapter 61A, and for the costs incidental and related thereto; that to raise said appropriation, the Treasurer with the approval of Selectmen, is hereby authorized to borrow the sum of \$2,369,000, at one time or from time to time, under and pursuant to Chapter 44, Section 7(3), of the General Laws, as amended, or any other enabling authority, and to issue bonds or notes of the Town therefor; and that such sum \$2,300,000 shall be expended under the direction of the Board of Selectmen for project costs and \$69,000 shall be expended by the Town Treasurer for issuance costs.

Affirmative Action was seconded.

The RTM members approved the above Affirmative Action with a 2/3 Roll Call Vote. 85 members voting 74-Yes and 11-No (57 votes needed.)

ARTICLE 19 LANDFILL REVENUE TRANSFER

SELECTMEN

To see if the Town will vote to transfer a sum of money from Landfill Retained Earnings to Landfill Reserve for Closure.

Or to do or act in any manner thereto.

Board of Selectmen

PURPOSE AND JUSTIFICATION:

This transfer will increase the town's financial resources for closure expenses.

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.

RTM members approved the recommendation.

ARTICLE 20 LANDFILL ENTERPRISE/

SELECTMEN

LANDFILL RETAINED EARNINGS

To see if the Town will vote to amend Article 5, Line 71 Landfill Enterprise of the April 24, 2000 Annual Town Meeting for Fiscal Year 2001 by deleting:

"That the sum of \$1,129,454 be appropriated from Landfill Enterprise Fund Receipts"

and replaced with:

"That the sum of \$946,954 be appropriated from Landfill Enterprise Fund Receipts"

and by deleting:

"And the sum of \$167,642 be appropriated from Landfill Retained Earnings"

and replaced with:

"And the sum of \$350,142 be appropriated from Landfill Retained Earnings".

Or to do or act in any manner thereto.

Board of Selectmen

PURPOSE AND JUSTIFICATION:

The budget presentation for the Landfill Enterprise Fund was based on a user fee rate of \$80.00. Since that time, the Board of Selectmen voted to transfer funds from Retained Earnings and reduce the user fee rate to \$55.00.

FINANCE COMMITTEE VOTE: 4-2

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to amend Article 5, Line 71 Landfill Enterprise of the April 24, 2000 Annual Town Meeting for Fiscal Year 2001 by deleting:

"That the sum of \$1,129,454 be appropriated from Landfill Enterprise Fund Receipts"

and replaced with:

"That the sum of \$946,954 be appropriated from Landfill Enterprise Fund Receipts"

and by deleting:

"And the sum of \$167,642 be appropriated from Landfill Retained Earnings"

and replaced with:

"And the sum of \$350,142 be appropriated from Landfill Retained Earnings".

FINANCE COMMITTEE REASON: Due to a decision to decrease the user fee this money is needed in order to balance the budget for the Enterprise Fund.

After some discussion, the RTM members approved the recommendation.

ARTICLE 21 (Landfill Transfer)

To see if the Town will vote to transfer the sum of \$1,000,000 from the Reserve for Closure Fund to a Reserve for Post Closure Maintenance Fund.

Or to do or act in any manner thereto.

Board of Selectmen

PURPOSE AND JUSTIFICATION:

To provide a base funding amount for the annual monitoring costs related post closure activities.

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 recommendation.

ARTICLE 22 AMEND ARTICLE 23

BOARD OF PUBLIC WORKS

WATER TREATMENT - PLAINVILLE WELLS

To see if the Town will vote to amend Article 23 Water Treatment Plainville Wells, as authorized at the June 15, 1998 Special Town Meeting and amended at the October 19, 1998 Semi-Annual Town Meeting by increasing the total project cost from \$4,108,000.00 to \$4,382,000.00, or any other sum. The Treasurer with the approval of the Board of Selectmen is hereby authorized to borrow the sum of \$4,382,000.00 under and pursuant to Chapter 44, Section 7 (22) Massachusetts General Laws, or any other enabling authority, and to issue bonds or notes of the Town, therefore, and that the Board of Public Works with the approval of the Board of Selectmen be authorized to apply for, accept, and expend any State and Federal grants that may be available for such purposes; that of such sum \$4,259,815 shall be expended under the direction of the Board of Public Works for project costs and \$122,185 shall be expended by the Town Treasurer for issuance costs.

Or to do or act in any manner thereto.

Board of Public Works

PURPOSE AND JUSTIFICATION:

Low bid received was above original approved funding. Additional funding is included in SRF loan.

FINANCE COMMITTEE VOTE: 6-0

2/3 ROLL CALL VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote that the vote taken under Article 23 of the Warrant at the Special Town Meeting held on June 15, 1998, as amended under Article 44 of the Warrant at the Semi-Annual Town Meeting held on October 19, 1998 is further amended by increasing the total amount appropriated under said Articles from \$4,108,000 to \$4,382,000 for the purpose of design and engineering services and construction of a Water Treatment Plant, Plainville Wells, and for costs incidental and related thereto; that to meet the appropriation, the Treasurer with the approval of the Selectmen is hereby authorized to borrow the sum of

\$4,382,000 at one time or from time to time, under and pursuant to Chapter 44, Section 8(4), as amended and supplemented, or any other enabling authority, and to issue bonds or notes of the Town therefor; that the Board of Public Works with the approval of the Board of Selectmen is authorized to apply for, accept and expend any State or Federal grants that may be available for such purposes; and that of such sum \$4,259,815 shall be expended under the direction of the Board of Public Works for project costs and \$122,185 shall be expended by the Town Treasurer for issuance costs.

FINANCE COMMITTEE REASON: Increases in the bidding costs coupled with new state regulations have created the need for additional funds to be borrowed under this zero interest loan program.

The Finance Committee's recommendation carried with a 2/3 roll call vote. A total of 83 members voting 83 yes/ 0 no – 55 votes needed.

ARTICLE 23 LOW PRESSURE SEWER SYSTEM

BOARD OF PUBLIC WORKS

COMMONWEALTH AVENUE/MAPLE STREET \$169,950.00

To see if the Town will vote to authorize the Engineering, design services and construction of 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 \$169,950.00, or any other amount by taxation or 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, and to assess betterments under the provisions of Article XVII, Town By-Laws. The sum of \$165,000 to be expended under the direction of the Board of Public Works and the sum of \$4,950.00 to be expended by the Town Treasurer for issuance costs.

Or to do or act in any manner thereto.

Board of Public Works
See Attached

PURPOSE AND JUSTIFICATION:

This will allow sewer to be installed in a portion of Commonwealth Ave, which is scheduled to be reconstructed as a part of the Public Works Economic Development Grant that was received for Toner Blvd. The grant has a completion date of December 2001.

FINANCE COMMITTEE VOTE: 5-1

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: This item has not been properly reviewed through the CIP process.

The RTM members approved the recommendation.

ARTICLE 24 ADDITION/REMODEL

BOARD OF PUBLIC WORKS

ADMINISTRATION BUILDING - \$1,495,000.00

To see if the Town will vote to raise and appropriate the sum of \$1,495,000.00 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 Massachusetts 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 come available for these purposes; and that the sum of \$1,495,000.00 or any other sum be expended under the direction of the Board of Public Works, and that in addition the sum of \$44,850.00 shall also be borrowed to be expended by the Town Treasurer for issuance cost.

Or to do or act in any manner 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 1999 approved \$95,000 to design the renovations/expansion work, which has been completed. Approval of this article will allow renovation/expansion work to begin.

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, recently 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 from the adjacent garages. Along with this problem, dangerously high levels of carbon monoxide have been 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 construction trailer located at the site. Obviously this is not a long term solution for housing one of the three main Town Departments.

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: This item has not been recommended through the CIP process.

The RTM members approved the recommendation.

ARTICLE 25 PERMANENT UTILITIES

BOARD OF PUBLIC WORKS

EASEMENT - \$8,240.00

To see if the Town will vote to authorize the Board of Selectmen to acquire on behalf of the Town for municipal utility purposes, by purchase, or by gift permanent utility easements for the construction, installation and maintenance of future utility services in the unaccepted roadways entitled Remington Drive, England Rd., Bernice St., Alicia St., Sylvan Rd., Heather St., Loomis St., and Campus Rd. Said easements to be under the control and custody of the Board of Public Works. And to raise and appropriate \$8,240.00 including legal fees and expenses for the above by taxation, by transfer of available funds or by borrowing under Chapter 44, as amended of the General Laws for the foregoing purposes. 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 \$8,000.00 to be expended under the direction of the Board of Public Works and the sum of \$240.00 to be expended by the Town Treasurer for issuance costs.

Copies of plans are on file with the Town Clerk.

Or to do or act in any manner thereto.

Board of Public Works

See Attached

PURPOSE AND JUSTIFICATION:

To obtain easements in the Lake Como area for future sewer expansion within the unaccepted roadways.

FINANCE COMMITTEE VOTE: 6-0

2/3 VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to authorize the Board of Selectmen to acquire on behalf of the Town for municipal utility purposes, by purchase, or by gift permanent utility easements * for the construction, installation and maintenance of future utility services in the unaccepted roadways entitled Remington Drive, England Rd., Bernice St., Alicia St., Sylvan Rd., Heather St., Loomis St., and Campus Rd. Said easements to be under the control and custody of the Board of Public Works. And to raise and appropriate \$8,000.00 including legal fees and expenses for the above by taxation. 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.

Copies of plans are on file with the Town Clerk.

*See attachment.

FINANCE COMMITTEE REASON: Easements are needed in order to proceed with the project.

With an obvious 2/3 vote, the RTM members approved the recommendation.

ARTICLE 26 SEWER/WATER EASEMENTS

BOARD OF PUBLIC WORKS

To see if the Town will vote to authorize the Board of Selectmen to acquire on behalf of the Town for municipal sewer and water purposes, by purchase or by gift, the following permanent and temporary easements, to install, maintain, repair and replace underground sewer and water pipes and related appurtenances in the following parcels of land.

Owners	Plat/Lot	Easement Type	Area
Todd A & Dawn Grosse	Plat 38 Lot 654	Permanent Easement	1,300 sq. ft.
Gerhard K & Elizabeth T. Klarwasser	Plat 38 Lot 656	Temporary Easement Permanent Easement	669 sq. ft. 1,978 sq. ft.
Town of North Attleborough	Plat 38 Lot 52	Temporary Easement Permanent Easement	2,813 sq. ft. 6,327 sq. ft.
Samuel D. & Elizabeth A. Martin	Plat 38 Lot 52-L	Permanent Easement	1,158 sq. ft.
Robert A. Hayes	Plat 38 Lot 52-M	Temporary Easement Permanent Easement	1,184 sq. ft. 1,158 sq. ft.
Charles A. & Sharon Nicholas	Plat 38 Lot 52 A-8	Temporary Easement Permanent Easement	1,300 sq. ft. 3,250 sq. ft.
Brian Z & Helen E. Zibuda	Plat 38 Lot 696-Y	Temporary Easement	1,250 sq. ft.
Town of North Attleborough	Plat 38 Lot 696-X	Permanent Easement	3,125 sq. ft.
Charles A & Susan W Speicher	Plat 38 Lot 693-R	Permanent Easement	2,749 sq. ft.
Ian P & Lillian M Gregory	Plat 38 Lot 693-S	Temporary Easement	1,361 sq. ft.

Said area to be under the control and custody of the Department of Public Works and to raise and appropriate a sum of \$3,500.00 or any other sum for the foregoing purposes by taxation, by transfer of available funds or otherwise.

Said Plans on File with Town Clerk.
Or to do or act in any manner thereto.

Board of Public Works
See Attached

PURPOSE AND JUSTIFICATION:

These easements will allow the public sewer to be expanded from Horace Darling Drive north into the Lindsey Acres area.

FINANCE COMMITTEE VOTE: 5-1

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: The easements have not as yet been granted therefore the article is premature.

R. Stack(P6) asks the body to overturn the recommendation, so he could present an Affirmative Action.

The RTM members defeated the recommendation.

R. Stack(P6) presented the Affirmation Action as follows:

That the Town vote to: authorize the board of Selectmen to acquire on behalf of the Town for municipal sewer and water purposes, by purchase or by gift, the following permanent and temporary easements, to install, maintain, repair and replace underground sewer and water pipes and related appurtenances in the following parcels of land.

<u>Owners:</u>	<u>Plat/Lot</u>	<u>Easement Type</u>	<u>Area</u>
Todd A & Dawn Grosse	Plat 38 Lot 654	Permanent Easement	1,950 sq. ft.
John DesVergnes	Plat 38 Lot 52	Temporary Easement	2,813 sq. ft.
		Permanent Easement	6,327 sq. ft.
Samuel D. & Elizabeth A Martin	Plat 38 Lot 52-L	Permanent Easement	1,158 sq. ft.
Robert A. Hayes	Plat 38 Lot 52-M	Temporary Easement	1,184 sq. ft.
		Permanent Easement	1,158 sq. ft.
Charles A. & Sharon Nicholas	Plat 38 Lot 52-A-8	Temporary Easement	1,300 sq. ft.
		Permanent Easement	3,250 sq. ft.
Brian Z & Helen E. Zibuda	Plat 38 Lot 696-Y	Temporary Easement	1,250 sq. ft.
Town of North Attleborough	Plat 38 Lot 696-X	Permanent Easement	3,125 sq. ft.
Charles A. & Susan W. Speicher	Plat 38 Lot 693-R	Permanent Easement	2,749 sq. ft.
Ian P. & Lillian M. Gregory	Plat 38 Lot 693-S	Temporary Easement	1,361 sq. ft.

Said area to be under the control and custody of the Department of Public Works and to raise and appropriate a sum of \$11,300.00 for the foregoing purposes by taxation.

Said Plans on file with the Town Clerks Office

After some discussion, a Point of Order by D. Manoogian(P7) that the Affirmative Action had not been seconded. Motion was than seconded.

After further clarification – a break was announced.

After the break, the RTM members approved the recommendation with a obvious to the chair 2/3's vote.:

ARTICLE 27 PROPOSED LAND TAKING

BOARD OF PUBLIC WORKS

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 or by gift the right, title and interest in the following parcels of land all being designated on two plans entitled "Proposed Land Taking Plan of land in North Attleborough, MA. " Prepared for N.A.D.P.W. by W.T. Whalen Engineering Co. 39 Elm Street, North Attleborough, MA. One plan dated February 28, 2000 and one plan dated April 17, 2000; Both plans are Scale 1" = 20'.

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

Owner	Address	Plat	Lot	Taking Area	Parcel Number
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Cheryl Minaker	1 North Avenue	17	87	326 sq. ft.	87-T
Paul V & Julie A Tracey	9 North Avenue	17	39	598 sq. ft.	39-T
James R & Marilyn A Stack	11 North Avenue	17	17	1,308 sq. ft.	17-T
Edward A & Debbi S Holmes	25 North Avenue	17	92	102 sq. ft.	92-T
Lester J & Mary Ellen Goodwin	27 North Avenue	17	16	144 sq. ft.	16-T
Carl J & Elizabeth G Ferrara	35 North Avenue	17	15	634 sq. ft.	15-T
Brian Mahoney & Amy Martin	45 North Avenue	17	46	166 sq. ft.	46-T

And to raise and appropriate a sum of \$2,625.00 or any other sum for said purpose by taxation, by transfer of available funds or by borrowing.

Or to do or act in any manner thereto.

Board of Public Works
See Attached

PURPOSE AND JUSTIFICATION:

These land takings will provide for sufficient street layout to install sidewalks.

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: Deeds have not as yet been signed therefore the article is premature.

After some discussion, the RTM members defeated the recommendation.

R. Norton(P3) presented the Affirmative Action as follows:

That the Town vote to: authorize the Board of Selectmen to acquire on behalf of the Town for municipal highway purposes by purchase or by gift the right, title and interest in the following parcels of land all being designated on two plans entitled "Proposed Land Taking Plan of land in North Attleborough, MA. " Prepared for N.A.D.P.W. by W.T. Whalen Engineering Co. 39 Elm Street, North Attleborough, MA. One plan dated February 28, 2000 and one plan dated April 17, 2000; Both plans are Scale 1" = 20'. Which plans are on file with the Town Clerk's Office.

Owner	Address	Plat	Lot	Taking Area	Parcel Number
Cheryl Minaker	1 North Avenue	17	87	326 sq. ft.	87-T
Paul V & Julie A Tracey	9 North Avenue	17	39	598 sq. ft.	39-T
James R & Marilyn A Stack	11 North Avenue	17	17	1,308 sq. ft.	17-T
Edward A & Debbi S					

Holmes	25 North Avenue	17	92	102 sq. ft.	92-T
Lester J & Mary Ellen Goodwin	27 North Avenue	17	16	144 sq. ft.	16-T
Carl J & Elizabeth G Ferrara	35 North Avenue	17	15	634 sq. ft.	15-T
Brian Mahoney & Amy Martin	45 North Avenue	17	46	166 sq. ft.	46-T

And to raise and appropriate a sum of \$2,625.00 for said purpose by taxation, by transfer of available funds or by borrowing.

The Affirmative Action was seconded.

P. Vellieux(TA), brought to the Moderator's attention that the words "by transfer of available funds or by borrowing" must be deleted in the last sentence of the Affirmative Action. There can only be one specific source.

R. Norton(P3) agreed to delete "by transfer of available funds or by borrowing", in the last sentence of the Affirmative Action. The amended Affirmative Action was seconded.

The RTM members approved the amended Affirmative Action, with a obvious to the Chair 2/3's vote as follows:

That the Town vote to: authorize the Board of Selectmen to acquire on behalf of the Town for municipal highway purposes by purchase or by gift the right, title and interest in the following parcels of land all being designated on **Article 27 Page 3**

two plans entitled "Proposed Land Taking Plan of land in North Attleborough, MA. " Prepared for N.A.D.P.W. by W.T. Whalen Engineering Co. 39 Elm Street, North Attleborough, MA. One plan dated February 28, 2000 and one plan dated April 17, 2000; Both plans are Scale 1" = 20'.

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

Owner	Address	Plat	Lot	Taking Area	Parcel Number
Cheryl Minaker	1 North Avenue	17	87	326 sq. ft.	87-T
Paul V & Julie A Tracey	9 North Avenue	17	39	598 sq. ft.	39-T
James R & Marilyn A Stack	11 North Avenue	17	17	1,308 sq. ft.	17-T
Edward A & Debbi S Holmes	25 North Avenue	17	92	102 sq. ft.	92-T
Lester J & Mary Ellen Goodwin	27 North Avenue	17	16	144 sq. ft.	16-T
Carl J & Elizabeth G Ferrara	35 North Avenue	17	15	634 sq. ft.	15-T
Brian Mahoney & Amy Martin	45 North Avenue	17	46	166 sq. ft.	46-T

And to raise and appropriate a sum of \$2,625.00 for said purpose by taxation, ~~by transfer of available funds or by borrowing.~~

**ARTICLE 28 GIFT-SEWER MAIN - LINDSEY/
ARMSTRONG/STONEFIELD**

BOARD OF PUBLIC WORKS

To see if the Town will vote to accept as a gift from Paulette Rioux, President, Marjo Properties, Inc. to the Town of North Attleborough an eight-inch sewer main and appurtenances constructed in accordance with the Department of Public Works Rules and Regulations. Said sewer main installed in Lindsey Street between Armstrong Drive and Stonefield Court a distance of approximately 892 feet.

A copy of said plan is on file with the Town Clerk's Office.

Or to do or act in any manner thereto.

Board of Public Works
See Attached

PURPOSE AND JUSTIFICATION:

This is an ongoing program to have all sewer mains under the ownership of the Town of North Attleborough.

FINANCE COMMITTEE VOTE: 5-1

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to accept as a gift from Paulette Rioux, President, Marjo Properties, Inc. to the Town of North Attleborough an eight-inch sewer main and appurtenances constructed in accordance with the Department of Public Works Rules and Regulations. Said sewer main installed in Lindsey Street between Armstrong Drive and Stonefield Court a distance of approximately 892 feet.

A copy of said plan is on file with the Town Clerk's Office.

FINANCE COMMITTEE REASON: This is the acceptance of a gift of a sewer main.

The RTM members approved the recommendation.

ARTICLE 29 SEWERS - LINDSEY ACRES

PETITIONER

To see if the Town will vote to raise and appropriate the sum of \$2,964,000 or any other sum for the construction of sewer mains no less than eight inches in diameter in the McKeon Drive and Cranberry Road area to include all of McKeon Drive, Hoyle Drive, Bob Circle, Jonas Circle, Jimmy Circle, Cranberry Road, Debora Road, Mary Ann Way, Laurie Lane, Lisa Drive, Jean Drive, and Lois Lane - a distance of approximately 13,800 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 \$2,877,500 to be expended under the direction of the Board of Public Works and the sum of \$86,500 to be expended by the Town Treasurer for issuance costs; and to assess betterments under the provisions of Article XVII of the Town by-laws.

Or to do or act in any manner thereto.

Petition

PURPOSE AND JUSTIFICATION:

This project will provide for the construction of sanitary sewer services to residents in the McKeon Drive area and the Lindsey Acres area. The Town's Comprehensive Wastewater Magement 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.

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: The project is a CIP priority for a future year.

Discussion began with P. Lenahan(P7) requesting that the Finance Committee's recommendation be overturned so he could present an Affirmative Action. Because P. Lenahan's(P7) presentation was going over the 10 minutes

allowed, a motion from the chair to extend the time for this presentation was 2nd and carried. P. Lenahan(P7) continued.

After much discussion, a motion to Move the Question was made by J. Donohue(P7) that was 2nd and carried with an obvious 2/3 vote by the Moderator.

The Finance Committee's recommendation was defeated.

P. Lenahan(P7) read the Affirmative Action as follows:

That the sum of \$2,964,000 be hereby appropriated for the purpose of constructing sewer mains of no less than eight inches in diameter, in the McKeon Drive and Cranberry Road area to include all of McKeon Drive, Hoyle Drive, Bob Circle, Jason Circle, Jimmy Circle, Cranberry Road, Debora Road, Mary Ann Way, Laurie Lane, Lisa Drive, Jean Drive and Lois Lane, a distance of approximately 13,800 feet, and for costs incidental and related thereto; that to meet said appropriation, the Treasurer with the approval of the Selectmen is hereby authorized to borrow the sum of \$2,964,000, at one time or from time to time, under and pursuant to Chapter 44, Section 7(1), of the General Laws, as amended and supplemented, or any other enabling authority, and to issue bonds or notes of the Town therefor; that the Board of Public Works with the approval of the Board of Selectmen is authorized to apply for, accept and expend any State or Federal Grants that may be available for such purposes; that of such sum \$2,877,500 shall be expended under the direction of the Board of Public Works for project costs and \$86,500 shall 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.

Moderator this will be a 2/3 Roll Call vote.

Point of Order: D. Manoogian(P6) I believe unanimity will dispense with a count.

Moderator deferred to Town Counsel who concurred.

Affirmative Action carried unanimously.

ARTICLE 30 ACCEPT WEONA ROAD AS A PUBLIC WAY

PETITIONER

To see if the Town will vote to accept as a public way, Weona Road from Mansfield Road to its terminus at Mansfield Road - a distance of approximately 1415 feet and to raise and appropriate the sum of \$16,000 for completion of construction of said roadway. Said appropriation to be raised by taxation, by transfer of available funds or by borrowing under Chapter 44, as amended of the General Laws, or any other enabling authority, and to issue bonds or notes Of the Town thereof.

Or to do or act in any manner thereto.

Petition

PURPOSE AND JUSTIFICATION:

This article will provide the funds to repair and prevent the rapid Deterioration of Weona Road before major re-construction is required. The project, at this time, is economically sound and will provide safety to the citizens of the area who requested the road be repaired.

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: The road has already been accepted. Based on legal opinion of Town Counsel, this article is improper as there is no statutory provision permitting the rescission of assessed betterments.

After much discussion, the RTM members approved the recommendation.

ARTICLE 31 ACCEPT RED OAK WAY AS A PUBLIC WAY

PETITIONER

To see if the Town will vote to accept Red Oak Way as a public way. Said Street having been constructed and completed as per the Department of Public Works, the Highway Department, and the Planning Board specifications.

Red Oak Way runs East off Landry Ave. for 909 feet to a Cul-de-Sac and is shown on a plan entitled "As Built Plan and Profile, Northwood Estates, N. Attleboro, MA Drawn for the RJM Group by Gallaher Engineering, Foxboro MA June 14, 1999. Scale 1" = 40'."

Or to do or act in any manner thereto.

Petition

See Attached

PURPOSE AND JUSTIFICATION:

Red Oak Way, having been built to Town requirements and specifications and available to use by all persons, should be classified as a "Public Way".

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: This road requires further work prior to meeting town standards for acceptance.

After some discussion, the RTM members approved the recommendation.

ARTICLE 32 ACCEPT WHITE OAK WAY AS A PUBLIC WAY

PETITIONER

To see if the Town will vote to accept White Oak Way as a public way. Said Street having been constructed and completed as per the Department of Public Works, the Highway Department, and the Planning Board specifications.

White Oak Way is located on the South side of Red Oak Way and runs Southerly 615 feet to the property line and is shown on a plan entitled "As Built Plan and Profile, Northwood Estates, N. Attleboro, MA Drawn for the RJM Group by Gallaher Engineering, Foxboro MA June 14, 1999. Scale 1" = 40'."

Or to do or act in any manner thereto.

Petition

See Attached

PURPOSE AND JUSTIFICATION:

White Oak Way, having been built to Town requirements and specifications and available to use by all persons, should be classified as a "Public Way".

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: This road requires further work prior to meeting town standards for acceptance.

The RTM members approved the recommendation.

ARTICLE 33 HOLMES ROAD

PETITIONER

To see if the Town will vote to take the following action with respect to a portion of Holmes Road shown on a certain plan entitled "Proposed Widening and Relocation Holmes Road in North Attleborough, Mass. From Rhode Island Line to Sta. 44+50, Southerly of Fales Road. Laid out for the Town by the Board of Selectmen, April 1962. Scale one inch = forty feet. Prepared by the W.T. Whalen Engineering Co. "To Abandon said area labeled "to be abandoned".

Or to do or act in any manner thereto.

Petition

See Attached

PURPOSE AND JUSTIFICATION:

To authorize the Board of Selectmen to convey to the abutter thereof, subject to easements for existing utilities therein, fee simple interest in the portion of Holmes Road labeled "to be abandoned". The Board of Selectmen approved said plan May 15, 1962. The Planning Board approved said plan April 26, 1962. Said plan is on record at the Bristol County Registry of Deeds Bk 84 pgs 16-19.

FINANCE COMMITTEE VOTE: 5-1

2/3 VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to take the following action with respect to a portion of Holmes Road shown on a certain plan entitled "Proposed Widening and Relocation Holmes Road in North Attleborough, Mass. From Rhode Island Line to Sta. 44+50, Southerly of Fales Road. Laid out for the Town by the Board of Selectmen, April 1962. Scale one inch = forty feet. Prepared by the W.T. Whalen Engineering Co. "To Abandon said area labeled "to be abandoned".

FINANCE COMMITTEE REASON: This will complete the intention of a prior conveyance in 1962.

The RTM members defeated the recommendation with a 2/3 vote – 76 RTM members voting 25 yes/51 no (51 votes needed).

**ARTICLE 34 REMOVE BETTERMENT LIENS AND RETURN
MONIES TO WEONA ROAD RESIDENTS**

PETITIONER

To see if the Town will vote to vacate and remove all betterments/liens associated with Article 53 of the 1997 Semi-Annual Town Meeting and order the return of monies paid for said liens and to abate, in full, all unpaid liens to the property owners of Weona Road.

Or to do or act in any manner thereto.

Petition

PURPOSE AND JUSTIFICATION:

This article will correct assessment of betterments.

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: Based on legal opinion of Town Counsel, this article is improper as there is no statutory provision permitting the rescission of assessed betterments.

After much discussion, the RTM members approved the recommendation.

**ARTICLE 35 TOWN ACCESS TO WATER TANK
ON HIGH STREET**

PETITIONER

To see if the Town will vote to accept the conveyance to the Town for no consideration of a parcel of land designated as LOT 1 on a plan entitled "QUAIL CREEK II, a Definitive Subdivision, Owner and Applicant: Shawn Jorde, 575 Old Post Road, North Attleboro, MA, Scale 1"=40', Date: Jan. 21, 1999, Rev. 6-28-00, Rev. 7-31-00.

Hutchins-Trowbridge Associates, 200 Chauncy Street, Mansfield, MA" as shown on Exhibit "A" attached hereto and made a part hereof, from the present owner, SHAWN A JORDE, which parcel of land is presently a fifty (50) foot wide easement and right of way from Highpoint Drive to property presently owned by the Town of North Attleborough upon which is located a water tower. Said land to be under the control and custody of the Department of Public Works for municipal highway purposes.

Or to do or act in any manner thereto.

Petition

See Attached

PURPOSE AND JUSTIFICATION:

The purpose for this conveyance of LOT 1 is for the extension of Highpoint Drive to the property upon which the water tower is located. The justification for the acceptance of this conveyance is that LOT I (1) is a non-conforming lot, (2) is presently used for ingress and egress by the Town to and from the water tower, (3) it will allow the Town to extend the existing Highpoint Drive, (4) it will access to Lance and Suzanne Norman, present owners of Assessor's Map 21, Lot 390, to High Street, a public way, and (5) it will be conveyed by SHAWN A. JORDE at no cost to the Town.

FINANCE COMMITTEE VOTE: 6-0

2/3 VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to authorize the Board of Selectmen to accept the conveyance to the Town for no consideration of a parcel of land designated as LOT 1 on a plan entitled "QUAIL CREEK II, a Definitive Subdivision, Owner and Applicant: Shawn Jorde, 575 Old Post Road, North Attleboro, MA, Scale 1"=40', Date: Jan. 21, 1999, Rev. 6-28-00, Rev. 7-31-00. Hutchins-Trowbridge Associates, 200 Chauncy Street, Mansfield, MA" as shown on Exhibit "A" attached hereto and made a part hereof, from the present owner, SHAWN A JORDE, which parcel of land is presently a fifty (50) foot wide easement and right of way from Highpoint Drive to property presently owned by the Town of North Attleborough upon which is located a water tower. Said land to be under the control and custody of the Department of Public Works for municipal highway purposes.

FINANCE COMMITTEE REASON: This will allow the Town access to the water tank located on High Street. All fees will be paid by the landowner.

The RTM members approved the recommendation with an obvious to the chair 2/3's vote.

ARTICLE 36 STIPEND FOR ALL RETIREMENT BOARD BOARD MEMBERS

RETIREMENT

To see if the Town will vote to accept the provisions of Massachusetts General Laws Chapter 32, Section 20(6) for the purpose of authorizing the payment of a stipend to the Retirement Board Members, (Elected, Appointed, and Ex-Officio).

Or to do or act in any manner thereto.

Retirement Board
See Attached

PURPOSE AND JUSTIFICATION:

To compensate the elected and appointed Board Members in the amount of \$3,000.00 per year per member and to compensate the Ex-Officio member not more than \$3,000.00 per year; to be paid from the Investment Income of the Retirement System; for their extensive time involved with the ongoing and new issues dealing with the many changes and growth of the Retirement System.

FINANCE COMMITTEE VOTE: 5-1

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: No other similarly situated boards are compensated at this level.

The RTM members approved the recommendation.

ARTICLE 37 PERMANENT BUILDING COMMITTEE

SELECTMEN

To see if the Town will vote to amend the Town By-Laws by adding the following Section 10 to Article VIII:

"Section 10. Municipal Building Committee:

- a. The Municipal Building Committee shall consist of seven members, one to be the Town Administrator, and six to be appointed by the Board of Selectmen to serve overlapping terms of three years, with two terms expiring June 1st of each year.
- b. The Municipal Building Committee shall be responsible for every contract for the construction, reconstruction, alteration, or remodeling, as well as the furnishings and equipment therein, for all municipal buildings involving the expenditure of more than \$75,000.00.
- c. Whenever a vacancy shall occur, for whatever reason, the vacancy shall be filled by appointment of the Selectmen for the remainder of the term.
- d. The Committee shall serve without pay.
- e. The Committee may appoint such clerks and other employees as may be required, who shall receive such compensation as determined by the Committee in accordance with the Personnel By-Laws.

- f. The Committee can request a representative of the town agency having jurisdiction over the municipal building under contract to be an ex-officio member of the Committee and be present at the Committee's meetings. The representative shall be a member of and appointed by the involved town agency.
- g. The Committee shall prepare and file quarterly reports with the Board of Selectmen and an annual report to be included in the annual town report.”

Or to do or act in any manner thereto.

Board of Selectmen

PURPOSE AND JUSTIFICATION:

To consolidate and reduce the overall cost of projects, in general.

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: By-Law Study Committee had not held public hearings at the time of voting. The initial opinion letter stated that further study was needed in order to properly evaluate this article.

T. Simms(P7) asks the body to overturn the Finance Committee’s recommendation, so that an Affirmative Action which is exactly the same as what was stated in the Warrant.

Discussion began and D. Kohl(Fin Com Chair) commented that their committee had received an opinion letter dated September 20, 2000 from the By-Law Study and Codification Committee. It stated in part “Pursuant to your request concerning our opinions on proposed Town By-Laws for the Semi-Annual Town Meeting, please be advised as to the following: Article 37 Permanent Building Committee recommendation not at this time - needs more explanation as to the make-up of the committee”. Then the letter goes on to reflect certain other of the articles that will be coming up later. It further reflects in the last paragraph “These recommendations may be changed after input from a public hearing to be held on Monday or Wednesday next week”.

After further discussion, the RTM members approved the recommendation.

ARTICLE 38 BYLAW ARTICLE V - MEETINGS

ASSESSORS

To see if the Town will vote to amend the second sentence of Section 4.e. of Article V of the Town By-Laws that permits meetings held prior to 6:00 p.m. by adding the following:

4. Board of Assessors”.

Or to do or act in any manner thereto.

Board of Assessors

See Attached

PURPOSE AND JUSTIFICATION:

The Board of Assessors periodically communicates with businesses during regular business hours. Meeting prior to 6:00 p.m. allows for those instances.

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to amend the second sentence of Section 4.e. of Article V of the Town By-Laws that permits meetings held prior to 6:00 p.m. by adding the following:

4. Board of Assessors”.

FINANCE COMMITTEE REASON: This will allow the Board of Assessors to hold meetings during business hours for businesses while still allowing homeowners to access the Board after 6:00 p.m.

RTM Members approved the recommendation.

ARTICLE 39 CIP - DATE OF PRESENTATION TO

SELECTMEN

THE FINANCE COMMITTEE

To see if the Town will vote to amend Section 2.c. of Article III of the Town By-Laws that provides in part for presentation of the Capital Improvements program to the Finance Committee by deleting therefrom -

"on or before a date agreed upon by the Finance Committee, which shall not be less than one hundred and twenty (120) days prior to the Annual Town Meeting."

And by substituting therein -

"on or before January 15th for the Annual Town Meeting".

Or to do or act in any manner thereto.

Board of Selectmen
See Attached

PURPOSE AND JUSTIFICATION:

Approval of this article will allow the Board of Selectmen - Town Administrator to present their annual recommendations for capital improvements at the same time as the annual operating budget recommendations.

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to amend Section 2.c. of Article III of the Town By-Laws that provides in part for presentation of the Capital Improvements program to the Finance Committee by deleting therefrom -

"on or before a date agreed upon by the Finance Committee, which shall not be less than one hundred and twenty (120) days prior to the Annual Town Meeting."

And by substituting therein -

"on or before January 15th for the Annual Town Meeting".

FINANCE COMMITTEE REASON: This will allow the presentation of the CIP at a later time permitting further evaluation and discussion.

RTM members approved the recommendation.

**ARTICLE 40 CONTRACTS - TOWN ADMINISTRATOR DUTIES
AND BOARD OF SELECTMEN EXCEPTION**

SELECTMEN

To see if the Town will vote to amend the duties of the Town Administrator, Section 2.B.6. of Article II of the Town By-Laws by deleting therefrom -

"Such contracts shall be subject to final approval and execution by the Board of Selectmen."

And by substituting therein -

"Such contracts shall be subject to final approval and execution by the Board of Selectmen, unless the Board votes specifically to authorize the Town Administrator to execute the contract on behalf of the Board of Selectmen.

And to amend Section 1.a. of Article IV of the Town By-Laws that provides in part for signing of contracts by deleting therefrom -

".....the same shall be in writing and signed by at least a majority of the board or Committee making such a contract....."

And by substituting therein -

"...the same shall be in writing and signed by at least a majority of the Board or Committee, except as set forth in Section 2.B.6. of Article II, making such a contract...."

Or to do or act in any manner thereto.

Board of Selectmen
See Attached

PURPOSE AND JUSTIFICATION:

Approval of this article will allow the Board of Selectmen to, through a vote of the Board of Selectmen, to authorize the Town Administrator to sign contracts on behalf of the Town.

FINANCE COMMITTEE VOTE: 4-2

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: Contracts should be entered into by the elected officials. The present system does not pose any substantial hardships on the Board of Selectmen.

T. Simms(P7) requests that the Finance Committees recommendation be overturned so that an Affirmative Action can be presented.

After some discussion, a motion to adjourn until next Wednesday evening (Oct. 25, 2000) at 7pm was seconded. RTM members approved the motion.

The adjourned session October 25, 2000 of the Semi-Annual Town Meeting resumed at 7:08pm with 68 RTM members present.

Pledge of Allegiance.

After M. Fisher(Selectmen Chair) informed the body about a new development regarding Article 29 LeStage Property, discussion on Article 40 resumed.

After further discussion, S. Rushlow made a motion to move the question, seconded and carried by an obvious 2/3 vote.

The RTM members defeated the recommendation.

T. Simms(P7) presented an Affirmative Action as follows:

That the Town vote to amend the duties of the Town Administrator, Section 2.B.6. of Article II of the Town By-Laws by deleting therefrom -

"Such proposed contracts shall be subject to final approval and execution by the Board of Selectmen."

And by substituting therein -

"Such proposed contracts shall be subject to final approval and execution by the Board of Selectmen, unless the Board votes specifically to authorize the Town Administrator to execute the contract on behalf of the Board of Selectmen.

And to amend Section 1.a. of Article IV of the Town By-Laws that provides in part for signing of contracts by deleting therefrom -

".....the same shall be in writing and signed by at least a majority of the board or Committee making such a contract....."

And by substituting therein -

"....the same shall be in writing and signed by at least a majority of the Board or Committee, except as set forth in Section 2.B.6. of Article II, making such a contract...."

The Affirmative Action was seconded and the RTM members approved the Affirmative Action as presented.

ARTICLE 41 FIRE COMMISSIONERS-OVERLAPPING TERMS

SELECTMEN

To see if the Town will vote to amend Article 5.a. of Article XII of the Town By-Laws by deleting therefrom:

"the Board of Selectmen shall annually appoint three (3) qualified persons to a Board of Fire Commissioners, who shall hold office from the first day in May in each year and until their successors are appointed and qualified"

and by substituting therein -

"the Board of Fire Commissioners shall consist of three (3) qualified members who are appointed by the Board of Selectmen to serve overlapping terms of three (3) years, with one (1) term expiring on June 1st of each year."
Or to do or act in any manner thereto.

Board of Selectmen

See Attached

PURPOSE AND JUSTIFICATION:

Approval of this article will allow overlapping 3-year terms of Fire Commissioners rather than all three commissioners being appointed for one-year terms as is done presently.

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to amend Article 5.a. of Article XII of the Town By-Laws by deleting therefrom:

"the Board of Selectmen shall annually appoint three (3) qualified persons to a Board of Fire Commissioners, who shall hold office from the first day in May in each year and until their successors are appointed and qualified"

and by substituting therein -

"the Board of Fire Commissioners shall consist of three (3) qualified members who are appointed by the Board of Selectmen to serve overlapping terms of three (3) years, with one (1) term expiring on June 1st of each year."

FINANCE COMMITTEE REASON: This will permit overlapping rather than simultaneous terms which will provide for greater continuity on the Board.

The adjourned session of the Semi-Annual Town Meeting resumed at 7:08pm with 68 RTM members present.

Pledge of Allegiance.

RTM members approved the recommendation.

ARTICLE 42 TOWN COUNSEL -

SELECTMEN

TERMS OF ANNUAL APPOINTMENT

To see if the Town will vote to amend Article VI of the Town By-Laws that provides in part for the annual appointment of Town Counsel as follows:

Section 2.a. - change "The Board of Selectmen may annually in April.... to "the Board of Selectmen may annually in May....."

Section 2.b. - change "the term of said Town Counsel shall begin on the first day of May..." to "The term of said Town Counsel shall begin on the first day of June...".

Or to do or act in any manner thereto.

Board of Selectmen
See Attached

PURPOSE AND JUSTIFICATION:

Approval of this article will permit the appointment of Town Counsel by the Board of Selectmen at the same time as most other municipal appointments.

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to amend Article VI of the Town By-Laws that provides in part for the annual appointment of Town Counsel as follows:

Section 2.a. - change "The Board of Selectmen may annually in April.... to "the Board of Selectmen may annually in May....."

Section 2.b. - change "the term of said Town Counsel shall begin on the first day of May..." to "The term of said Town Counsel shall begin on the first day of June...".

FINANCE COMMITTEE REASON: This will permit the appointment of Town Counsel at the same time as other town appointments.

RTM members approved the recommendation.

ARTICLE 43 WATERFOWL - BYLAW

CONSERVATION COMMISSION

To see if the Town will vote to amend Article XII of the Town By-Laws by adding the following new Section:

Section 7. Waterfowl

- a. No person shall feed or bait any waterfowl of the family Anatidae (including, but not restricted to ducks, geese and swans) in any area of the Town of North Attleborough. "Feeding" and "baiting" shall mean the placing, exposing, depositing, distributing or scattering of any corn, wheat or other grain, bread, salt or any other food or nutritive substance(s) in any manner or form in any area so as to constitute for such waterfowl an attraction or enticement to enter on such area.
- b. Nothing in this by-law shall be construed to limit the authority of the Director of the Division of Fisheries and Wildlife or his agent or designee, restrict the feeding of domesticated waterfowl by a farmer on his property or waterfowl by a licensed propagator within a confined area, or to prohibit the feeding by the owner or his designee of waterfowl lawfully kept as a pet.
- c. Any person who violates this by-law shall be punished by a fine of \$50.00 for each offense.

Or to do or act in any manner thereto.

To see if the Town will vote to amend Section 3, Non-Criminal Violations of Article XXI of the Town By-Laws by adding the following:

Article XII, Section 7 - Waterfowl
Penalty: \$50.00 per offense
Enforcing Officer: Conservation Agent
Health Agent

Or to do or act in any manner thereto.

Conservation Commission
See Attached

PURPOSE AND JUSTIFICATION:

The purpose is to stop the feeding of geese on private property. The problem has escalated and is imposing serious health and safety issues.

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: This article poses concerns about enforcement.

M. Clarner(P1) asks the body to overturn the Finance Committees recommendation, so an Affirmative Action can be presented.

After some discussion, J. Donohue(P7) made a motion to move the question. The motion was seconded and approved with 2/3's having voted.

RTM members defeated the Finance Committees recommendation.

Further discussion continued, M. Clarner(P1) proposed the Affirmative Action as follows:

To see if the Town will vote to amend Article XII of the Town By-Laws by adding the following new Section:

Section 7. Waterfowl

- a. No person shall feed or bait any geese in any area of the Town of North Attleborough. "Feeding" and "baiting" shall mean the placing, exposing, depositing, distributing or scattering of any corn, wheat or other grain, bread, salt or any other food or nutritive substance(s) in any manner or form in any area so as to constitute for such waterfowl an attraction or enticement to enter on such area.
- b. Nothing in this by-law shall be construed to limit the authority of the Director of the Division of Fisheries and Wildlife or his agent or designee, restrict the feeding of domesticated waterfowl by a farmer on his property or waterfowl by a licensed propagator within a confined area, or to prohibit the feeding by the owner or his designee of waterfowl lawfully kept as a pet.
- c. Any person who violates this by-law shall be punished by a fine of \$50.00 for each offense.

and

To see if the Town will vote to amend Section 3, Non-Criminal Violations of Article XXI of the Town By-Laws by adding the following:

Article XII, Section 7 - Waterfowl
Penalty: Up to \$50.00 per offence at the discretion of the enforcing officer.
Enforcing Officer: Conservation Agent

Conservation Commission
See Attached

Further discussion continued. An amendment to the above Affirmative Action was presented as follows:

To see if the Town will vote to amend Article XII of the Town By-Laws by adding the following new Section:

Section 7. Waterfowl

- a. No person shall feed or bait any geese in any area of the Town of North Attleborough. "Feeding" and "baiting" shall mean the placing, exposing, depositing, distributing or scattering of any corn, wheat or other grain, bread, salt or any other food or nutritive substance(s) in any manner or form in any area so as to constitute for such waterfowl an attraction or enticement to enter on such area.
- b. Nothing in this by-law shall be construed to limit the authority of the Director of the Division of Fisheries and Wildlife or his agent or designee, restrict the feeding of domesticated waterfowl by a farmer on his property or waterfowl by a licensed propagator within a confined area, or to prohibit the feeding by the owner or his designee of waterfowl lawfully kept as a pet.
- c. **Any person who violates this by-law shall may be punished by a fine of up to \$50.00 at the discretion of enforcing officer.**

and

To see if the Town will vote to amend Section 3, Non-Criminal Violations of Article XXI of the Town By-Laws by adding the following:

Article XII, Section 7 - Waterfowl

Penalty: Up to \$50.00 per offence at the discretion of the enforcing officer.

Enforcing Officer: Conservation Agent

Conservation Commission
Attached

Further discussion continued, D. Bates(P6) made a motion to move the question. The motion was seconded and carried by a 2/3's vote, obvious to chair.

The RTM members approved the above-amended Affirmative Action.

ARTICLE 44 AMEND ZONING BYLAWS-
MULTI FAMILY DWELLINGS

PLANNING BOARD

To see if the Town will vote to amend the Zoning By-Laws pertaining to multi-family dwellings as follows:

Or to do or act in any manner thereto.

Planning Board
See Attached

PURPOSE AND JUSTIFICATION:

To provide an opportunity for apartments and multi-family housing for North Attleborough residents and to provide the opportunity for rehabilitation of certain sites within the IC-30 districts that have become obsolete for industrial uses.

FINANCE COMMITTEE VOTE: 5-1

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: Further study is needed in terms of industrial rather than residential use of this property along with concerns about the potential impact on the community.

R. Thimot(P5) asks the body to overturn the Finance Committee's recommendation so an Affirmative Action can be presented. D. Johnson (Town Planner) began to read the Affirmative Action but a motion to dispense with the reading was made and 2nd. This motion carried.

Point of Order: R. Lagasse(P4) The motion on the floor is the Finance Committee's recommendation and that there is no benefit to reading the whole affirmative action.

After much discussion on the Finance Committee's recommendation a break was taken.

Further discussion resumed. **B. Shuman(P5) made a motion and 2nd to move the question. Motion carried with 2/3's of the body voting in the affirmative, obvious to the chair**

The RTM members approved the recommendation with a count of 83 members voting 50 yes/33 no.

ARTICLE 45 AMEND ZONING BYLAWS-
INTENSITY SCHEDULE A

PLANNING BOARD

To see if the Town will vote to amend the Zoning By-Laws, Section IV, Intensity Schedule A, R-40 Residential District, by changing lot frontage and lot width within said District from 150 feet to 200 feet with the following notation to be placed at the end of Schedule A regarding lot frontage and lot width 200 feet:

*** May be reduced to 150 ft. subject to Planning Board approval but full lot width must be attained at 60 ft. back from street line; further that this reduction shall be limited to a maximum of 3 lots fronting on a turnaround.

(see attached revision to Intensity Schedule A)

Or to do or act in any manner thereto.

Planning Board
See Attached

PURPOSE AND JUSTIFICATION:

Growth management: To reduce the number of lots fronting on streets within the R-40 district.

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 recommendation.

ARTICLE 46 PROPOSAL FOR SPECIAL ACT
(PROPOSED CHARTER)

GOVERNMENT STUDY COMM. II
REVISED CHARTER REVIEW COMM.

To see if the Town will vote to pass to State Legislature, a Proposal For Special Act, to subsequently be voted upon by the voters of the Town of North Attleborough.

See the attached (Second Submission Draft) Proposal for Special Act.
See further Addendum to Petition.

Or to do or act in any manner thereto.

Revised Charter Review Committee
See Attached

PURPOSE AND JUSTIFICATION:

This Article is submitted to replace the originally submitted Article 39 "Petition for Special Act," submitted by the GSC for decision by the Town at the June 5 and 7 Town Meeting. The charter proposed by the RCRC has been edited to answer a numbers of questions posed by members of the RTM and the voting public at the Town Meeting of June 5 and June 7, which questions prompted the creation of the RCRC. In addition to the new charter, the RCRC will provide a report, prior to the RTM vote, that will outline the anticipated financial impact of implementation of the charter. The charter proposed by the RCRC is a strong mayor/town council form of government. The Committee obtained legal counsel on the scope of its authority, prior to conducting its business. The RCRC believes it has rigorously met the spirit of the RTM mandate of June 5 and 7.

FINANCE COMMITTEE VOTE: 5-1

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: A full financial analysis has not been presented which would permit a proper determination of the impact on the Town of the proposed change in government.

After some discussion a motion and 2nd to extend the 10- minute rule for C. DiOrio, Chair of the Revised Study Committee to make his presentation. Motion carried.

After the presentation from C. DiOrio, the Chair asks the body to extend the 10-minute rule for D. Baker(P4) – so moved. Motion carried.

After the presentation from D. Baker(P4) and some discussion L. Pierce(P5) though the Chair asks to allow the Mayor of Weymouth to speak.

Point of Order by D. Manoogian(P6) that RTM members should be recognized before any guests.

The Moderator asks if there is objection to having the Mayor of Weymouth speak – there is objection.

Point of Order by R. Lagasse(P4) , because of the time, I believe you were going to entertain a motion to have the Mayor of Weymouth speak rather than having him come back to a future meeting.

The Moderator asks if there is objection to having the Mayor of Weymouth speak – there is objection.

After the Moderator addressed a point of clarification from J. Wood(P7), J. Wood(P7) made the following motion.

To allow the Mayor of Weymouth to address the members of this body.

Motion seconded and carried.

The Mayor of Weymouth addressed the body.

Discussion continued and J. Donohue(P7) made a motion to adjourn and reconvene until tomorrow(Thursday/Oct. 26) at 7pm. Motion seconded.

While waiting to hear whether the NA Middle School Cafetorium is available for tomorrow night (Thursday/Oct 26) a Point of Order by J. Magnan(P7) was made, that due to the short notice it could possible be unfair as many members may have made prior plans and historically our meetings are held on Monday's and Wednesday's until all articles have been voted.

The RTM members defeated the motion to adjourn until tomorrow night (Thursday/Oct 26) with a count - 81 RTM members voting 38 yes / 43 no.

The Moderator announced that the Semi-Annual Town Meeting will reconvene on Monday(Oct. 30) in this room.

The Semi-Annual Town Meeting adjourned session of Monday, Oct. 30, 2000 resumed at 7:05 with 68 RTM members present.

Pledge of allegiance.

After much discussion resumed on Article 46, B. Smith(P1) made a motion to move the question. Motion seconded. The motion carried with an obvious 2/3's vote by the Chair.

The RTM members approved the recommendation.

ARTICLE 47 RTM - REDUCTION OF RTM - BYLAW SELECTMEN

To see if the Town will vote to: amend Section 2 of Article I by deleting the second paragraph that states:

The membership of the Representative Town Meeting shall consist of eighteen members in each precinct with one-third of its members elected annually at the April Town election for a term of three years

And by substituting in its place the following:

The membership of the Representative Town meeting shall consist of eighteen members in each precinct with one-third of its members elected annually at the April Town election for a term of three years; provided, however, effective at the April Town election in 2002 and each said election thereafter, the Town shall choose by ballot three representative town meeting members from each precinct for a three year term, such that each precinct shall have a total of fifteen members after the election of 2002, twelve members after the election of 2003, and nine members after the election in 2004 and each year thereafter

Or to do or act in any manner thereto.

Board of Selectmen

See Attached

PURPOSE AND JUSTIFICATION:

Approval of this article will reduce membership of RTM from the present 18 members per precinct to 9 members per precinct. The reduction in the size of the RTM will increase public awareness of the actions and votes of individual RTM precinct representatives.

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.

T. Simms(P7) asks the body to overturn the Finance Committee's recommendation so that an Affirmative Action can be presented.

After further discussion, a break was taken.

After the break and some discussion, the RTM members approved the recommendation.

ARTICLE 48 RTM TERMS OF THE 1/3 OF THE MEMBERS SELECTMEN
HOME RULE

To see if the Town will vote to authorize the Board of Selectmen to submit a Home Rule Petition to the Massachusetts General Court to amend Paragraph 1 of Section 4 of St. 1999 c. 88 ("An Act Relative to the Form of Representative Town Government in the Town of North Attleborough) by adding the following, "...terms of one third of the members shall expire each year, except as otherwise provided by by-law.

Or to do or act in any manner thereto.

Board of Selectmen

PURPOSE AND JUSTIFICATION:

This article will allow the Board of Selectmen to file the Home Rule legislation to allow transition inherent with implementing Article 47 of this 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.

The RTM members approved the recommendation.

T. Simms (P7) made a motion to reconsider Article 18(LeStage Property). Refer back to Article 18(LeStage Property) for proceedings.

ARTICLE 49 PROPOSED CHARTER (GOVERNMENT STUDY COMMITTEE I)

PETITIONER

To see if the Town will vote to petition the Legislature (as authorized by Section 8 of Article 89 of the Amendments to the State Constitution) for the enactment of a special law consisting of a charter establishing a mayor-council form of government for the Town of North Attleborough in the form contained in the draft charter prepared by the former "Ad Hoc Government Study Committee" copies of which will be and are on file and copies of which have been available for distribution to voters requesting the same at the office of the Town Clerk, at the circulation desk of the public library and that a former member of the former "Ad Hoc Government Study Committee" be authorized to respond to any questions posed by the said body and to consent to such changes, if any, as the general assembly deem to be necessary or desirable to make. Said special act charter to be presented to the voters as a ballot question at the election so designated within the charter, article 9, and to take effect only if approved by a majority of the voters voting thereon at said election.

Or to do or act in any manner thereto.

Petition

See Attached

PURPOSE AND JUSTIFICATION:

To put the following article in the warrant for October 2000, Semi-Annual Town Meeting.

FINANCE COMMITTEE VOTE: 5-1

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: A full financial analysis has not been presented which would permit a proper determination of the impact on the Town of the proposed change in government.

After much discussion, D. Rogers(P1) made a motion and 2nd to move the question. The RTM members approved the motion with an obvious 2/3's vote by the Chair.

J. Dromsky(P3): On an item of this importance, I request a Roll Call vote be taken.

The moderator asks all those in favor of a Roll Call vote please stand. In the opinion of the Chair and 18 RTM members standing, we will have a Roll Call vote.

The RTM members approved the recommendation with a Roll Call vote. 86 RTM members voting 49 yes/ 37 no.

S. Rushlow ((P7) made a motion and 2nd to try and finish tonight. Motion Carried.

**ARTICLE 50 CREATION OF TOWN CHARTER
PUBLIC INFORMATION COMMITTEE
(UPDATED 8/24/00) NO PETITION**

**GOVERNMENT STUDY COMM.II
REVISED CHARTER REVIEW
COMMITTEE**

To see if the Town will vote to raise and appropriate or transfer from available funds, the sum of \$5,000, or any other sum, to the RTM Coordinating Committee --general expense budget #115 - to be used for public information purposes, or to do or act in any manner related thereto, should the RTM vote to send a Proposal for Special Act to the State Legislature.

Or to do or act in any manner thereto.

Revised Charter Review Committee
See Attached

PURPOSE AND JUSTIFICATION:

It is accepted by the RCRC that various expenses will be incurred by the Town in providing the general public with information regarding a charter proposal, once it is passed by the RTM and goes to the state legislature. In addition, in the interim between when the state legislature would/could pass the act and it is then subsequently accepted or rejected by North Attleborough voters, there will be costs incurred in responding to the need for information by the Town's residents. We believe the RTM Coordinating Committee is the logical administrator of these funds and can demonstrate the proper impartiality required.

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: This article is needed only if Article 49 is approved.

RTM members approved the recommendation.

**ARTICLE 51 CREATION OF TOWN CHARTER
PUBLIC INFORMATION COMMITTEE
(PETITIONED)**

**GOVERNMENT STUDY COMM.II
REVISED CHARTER REVIEW
COMMITTEE**

To see if the Town will vote to pass the proposed article as set forth in Addendum to this Petition, entitled "Article to commission and fund a Town Charter Public Information Committee" should the RTM vote to send a Proposal for Special Act to the State Legislature.

Or to do or act in any manner thereto.

Revised Charter Review Committee
See Attached

PURPOSE AND JUSTIFICATION:

It is believed by most members of the RCRC that a Town Charter Public Information Committee ("CPIC"), with a budget not to exceed \$5,000, unless further funding is approved in subsequent Town Meeting, is desirable. The RCRC will gladly accept friendly amendments to improve the concept of such a new committee, as said charter public information committee is requested for the overall benefit of the general public. The sole purpose of said new Committee is to meet regularly to develop and implement policy to assist the public at large in understanding the structural differences of town government as it currently is constituted vs. the proposed mayor/town council form of government. Such Committee will remain in existence until (1) the state legislature votes to pass "An Act Relative to the Charter of the Town of North Attleborough" and (2) said act is subsequently put on the ballot and passed or rejected by the voters of North Attleborough. If the Act is rejected by the voters, the committee shall be dissolved. If the Act is approved by the voters, the CPIC shall be dissolved and all transition issues handled thereon by the government transition committee, as called for under the charter. The CPIC shall not take a position, pro or con, on the passage of the charter, but serve only to act as a resource to the citizenry on the questions pertaining to the change in government proposed by the Act. The Moderator shall appoint the CPIC members within 30 days of this vote.

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: This article is needed only if Article 49 is approved.

RTM members approved the recommendation.

**ARTICLE 52 ESTABLISH A MUNICIPAL LAND
ACQUISITION COMMITTEE**

SELECTMEN

To see if the Town will vote to establish a Municipal Land Acquisition Committee to evaluate the needs of the town for the purpose of land acquisition for any municipal purpose. Said committee shall be comprised of designees of the following departments:

Conservation Commission
Park and Recreation Department
School Department
Finance Committee
Board of Selectmen
Planning Board
Board of Public Works
Board of Library Trustees
Fire Department
Police Department

Said committee shall review future land needs of the town and develop an evaluation/assessment model including funding and financing mechanisms. Said committee shall be convened within 30 days of the close of the Semi-Annual Town Meeting by the Conservation Commission.

Or to do or act in any manner thereto.

Conservation Commission

FINANCE COMMITTEE VOTE: 4-1-1

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: By-Law Study Committee had not held public hearings at the time of voting. The initial opinion letter stated that further study was needed in order to properly evaluate this article.

RTM members approved the recommendation.

By previous votes, we will now address Articles 1-4.

ARTICLE 1 CONTRACT-LABORERS' UNION-
EFFECTIVE 7/1/00

PERSONNEL BOARD

To see if the Town will vote to raise and appropriate a sum of money to supplement the budgets of various departments, who employ personnel under the Laborers Union, to fund all contracts as a result of collective bargaining and to finance any changes made 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. Effective 7/1/00.

Or to do or act in any manner thereto.

Personnel Board

PURPOSE AND JUSTIFICATION:

Fund contract eff. 7/1/00

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: Contract negotiations had not been completed at the time of voting. The recommendation to indefinitely postpone was at the request of the petitioner.

RTM members approved the recommendation.

ARTICLE 2 PATROLMEN'S CONTRACT
EFFECTIVE 7/1/00

PERSONNEL BOARD

To see if the Town will vote to raise and appropriate a sum of money to supplement the budget of the Police Department for the purpose of financing any changes made in the Personnel By-Laws as a result of collective bargaining and otherwise, and to determine how said appropriation shall be raised whether by taxation, appropriation or otherwise. Effective 7/1/00.

Or to do or act in any manner thereto.

Personnel Board

PURPOSE AND JUSTIFICATION:

Fund contract eff. 7/1/00

FINANCE COMMITTEE VOTE:6-0

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: Contract negotiations had not been completed at the time of voting. The recommendation to indefinitely postpone was at the request of the petitioner.

T. Simms(P7) asks the body to overturn the Finance Committee's recommendation so an Affirmative Action can be presented.

T. Simms(P7) read the Affirmative Action as follows:

That the Town vote to raise and appropriate the sum of \$48,720 from taxation to supplement the budget of the Police Department for the purpose of financing any charges made in the Personnel By-Laws as a result of collective bargaining and otherwise. Effective 7/1/00.

After a brief discussion, the RTM members defeated the recommendation.

The Affirmative Action was read again and 2nd. RTM members approved the Affirmative Action as presented.

ARTICLE 3 PROFESSIONAL POLICE CONTRACT
EFFECTIVE 7/1/00

PERSONNEL BOARD

To see if the Town will vote to raise and appropriate a sum of money to supplement the budget of the Police Department for the purpose of financing any changes made in the Personnel By-Laws as a result of collective bargaining and otherwise, and to determine how said appropriation shall be raised whether by taxation, appropriation or otherwise. Effective 7/1/00.

Or to do or act in any manner thereto.

Personnel Board

PURPOSE AND JUSTIFICATION:

Fund contract eff. 7/1/00

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: Contract negotiations had not been completed at the time of voting. The recommendation to indefinitely postpone was at the request of the petitioner.

T. Simms(P7) asks the body to overturn the Finance Committee's recommendation so an Affirmative Action can be presented.

T. Simms(P7) read the following Affirmative Action:

That the Town vote to raise and appropriate the sum of \$24,119 from taxation to supplement the budget of the Police Department for the purpose of financing any changes made in the Personnel By-Laws as a result of collective bargaining and otherwise. Effective 7/1/00.

After a brief discussion, the RTM members defeated the recommendation.

The Affirmative Action was read again and 2nd. The RTM members approved the Affirmative Action.

ARTICLE 4 QUINN BILL

SELECTMEN

To see if the Town will vote to accept the provisions of M.G.L.c.41, section 108L ("Police Career Incentive Pay Program").

Or to do or act in any manner thereto.

Board of Selectmen
See Attached

PURPOSE AND JUSTIFICATION:

Acceptance of this statute by the Representative Town Meeting is a condition of the negotiated agreements between the town and the Police Department's two labor unions.

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: Contract negotiations had not been completed at the time of voting. The recommendation to indefinitely postpone was at the request of the petitioner.

T. Simms(P7) asks the body to overturn the Finance Committee's recommendation so an Affirmative Action can be presented.

T. Simms(P7) read the following Affirmative Action:

That the Town vote to accept the provisions of M.G.L. Chapter 41, Section 108L ("Police Career Incentive Pay Program").

After a brief discussion, the RTM members defeated the recommendation.

The Affirmative Action was read again and 2nd. The RTM members approved the Affirmative Action.

A motion to reconsider Article 6 Bristol/Norfolk County High School Budget was made. Refer back to minutes for Article 6.

ARTICLE 53 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 thereto.

Board of Selectmen

PURPOSE AND JUSTIFICATION:

To allow the Town to increase the amount of funds presently in the municipality's Stabilization Fund.

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to transfer \$378,906.00 from taxation to the Municipal Stabilization Fund.

FINANCE COMMITTEE REASON: This will replenish the Stabilization Fund.

T. Simms(P7) made and 2nd to amend Article 53 as follows:

That the Town vote to transfer the sum of \$159,179 from taxation to the Municipal Stabilization Fund.

After a brief discussion, the RTM members approved the motion to amend.

T. Simms(P7) read again the motion as follows:

That the Town vote to transfer the sum of \$159,179 from taxation to the Municipal Stabilization Fund.

The motion was 2nd and the RTM members approved the above motion.

A motion was made and 2nd to adjourn. Motion carried.

It is 10:20pm

Sine Die.