

PROCEEDINGS

**SPECIAL TOWN MEETING
JUNE 10, 2002**

Patricia A. McNielly, Town Clerk, announced to the Moderator at 7:08 PM with 118 RTM members present, we have a quorum.

Pledge of Allegiance to the Flag.

The Moderator, Michael Duggan, opened the warrant for the Special Town Meeting.

**NORTH ATTLEBOROUGH WARRANT
FOR THE REPRESENTATIVE SPECIAL TOWN MEETING
MONDAY, JUNE 10, 2002
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, 564 Landry Avenue, in said North Attleborough on

MONDAY, THE TENTH OF JUNE, 2002 A.D.

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

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

Given our hands and seal of the Town of North Attleborough on this March 28, 2002.

Marjorie A. Kraskousksas, Chairman

Mark C. Fisher, Vice-Chairman

Bradley A. Plante

John C. Rhyno

James C. Wood

BRISTOL, ss.

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

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

- 1. Central Fire Station**
- 2. Richards Memorial Library**
- 3. Town Offices**
- 4. Cushman Union Church**
- 5. Oldetown Church**
- 6. Chamber of Commerce**

7. Falls Post Office
8. RoJacks
9. Registry of Motor Vehicles
10. Housing for the Elderly (Circle Court)
11. Housing for the Elderly (Center)
12. Housing for the Elderly (Elm Terrace)
13. Attleboro Toyota
14. Fleet Bank (Center)
15. Fireside Nissan
16. Department of Public Works (Smith Street)
17. North Attleborough Federal Credit Union

Board of Selectmen Chair, Mark C. Fisher, began the meeting with some preliminary remarks.

Because the April 22, 2002 Annual Town Meeting was adjourned to Monday June 10, 2002, the same day and time as the Special Town Meeting, Bart Steele (P7) made a motion to adjourn the Annual Town Meeting until the end of the Special Town Meeting. Motion seconded and carried.

Brian Geoghan (P7) made a motion to adopt the Bourne Amendment as follows:

I move the meeting adopt the so-called Bourne Amendment for the 2002 Special Town Meeting, so that any member of this body wishing to increase the monies in any article which has been recommended by the Finance Committee must specify the source of the additional funds.

Motion seconded and carried.

Jim McKenna (P3) made a motion to adopt the Procedural Rule as follows:

I move that this body adopt the procedural rule allowing the Moderator to acknowledge a two thirds vote of the body, when it is obvious to the Moderator, without the necessity of polling the members. In the event that seven members of the body move to have such polling take place, the moderator shall so poll the body.

Motion seconded and carried.

ARTICLE 1 FIRE AND AMBULANCE CONTRACT BOARD OF SELECTMEN

To see if the Town will vote to raise and appropriate a sum of money to supplement the budgets of the Fire and Ambulance Departments, for the purpose of financing any changes in the Personnel By-Laws as a result of collective bargaining and to determine how said appropriation shall be raised whether by taxation, appropriation or otherwise. Or to do or act in any manner relative thereto. Board of Selectmen

PURPOSE AND JUSTIFICATION

Fund contracts effective July 1, 2002

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

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

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

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

ARTICLE 2 PARKING CLERK GENERAL EXPENSES BOARD OF SELECTMEN

To see if the Town will vote to amend Article 5 of the FY02 Annual Town Meeting by appropriating the sum of \$3,000, or some other sum, to supplement Line Item #39, Parking Clerk, and to determine whether said sum shall be raised by taxation, transfer of available funds, borrowing or otherwise. Or to do or act in any manner relative thereto. Board of Selectmen

PURPOSE AND JUSTIFICATION

To ensure sufficient funds for this department - increased expenses related to departmental expenses (tickets and overdue violations)

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to amend Article 5 of the FY02 Annual Town Meeting by appropriating the sum of \$1,600 from free cash to supplement Line Item No. 40, Parking Clerk.

FINANCE COMMITTEE REASON: This will provide for additional printing and collection costs associated with parking tickets.

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

ARTICLE 3 LABOR NEGOTIATION

BOARD OF SELECTMEN

To see if the Town will vote to amend Article 5 of the FY02 Annual Town Meeting by appropriating the sum of \$12,000 or some other sum, to supplement Line Item #24 Labor Negotiations and to determine whether said sum shall be raised by taxation, transfer of available funds, borrowing or otherwise. Or to do or act in any manner relative thereto. Board of Selectmen

PURPOSE AND JUSTIFICATION

This funding is needed for anticipated additional legal expenses through the end of the fiscal year.

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to amend Article 5 of the FY02 Annual Town Meeting by appropriating the sum of \$5,000 from free cash to supplement Line Item No. 25, Labor Negotiations.

FINANCE COMMITTEE REASON: Monies are needed to fund the labor negotiator due to the extensive contractual negotiations.

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

ARTICLE 4 TOWN COUNSEL

BOARD OF SELECTMEN

To see if the Town will vote to amend Article 5 of the FY02 Annual Town Meeting by appropriating the sum of \$5,000 or some other sum to supplement Line Item #11b, Town Counsel and to determine whether said sum shall be raised by taxation, transfer of available funds or otherwise. Or to do or act in any manner relative thereto. Board of Selectmen

PURPOSE AND JUSTIFICATION

This funding is needed for anticipated additional legal expenses through the end of the fiscal year.

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

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

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

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

ARTICLE 5 TOWN HALL MAINTENANCE

BOARD OF SELECTMEN

To see if the Town will vote to amend Article 5 of the FY02 Annual Town Meeting by appropriating the sum of \$10,000, or any other sum, to supplement Line Item #22b, Town Hall Maintenance, General Expenses, and to determine whether said sum shall be raised by taxation, transfer of available funds, borrowing or otherwise Or to do or act in any manner relative thereto. Board of Selectmen

PURPOSE AND JUSTIFICATION

This funding is needed to ensure sufficient funds for Town Hall operations, and purchases of supplies through the end of the fiscal year.

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to amend Article 5 of the FY02 Annual Town Meeting by appropriating the sum of \$4,300 from free cash to supplement Line Item 23b, Town Hall Maintenance, General Expenses.

FINANCE COMMITTEE REASON: This will permit the completion of two projects including repairs to the roof condenser and the boiler air compressor at Town Hall.

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

ARTICLE 6 GENERAL EXPENSES

BOARD OF SELECTMEN

To see if the Town will vote to amend Article 5 of the FY02 Annual Town Meeting by appropriating the sum of \$6,000, or some other sum, to supplement Line Item #5b, Board of Selectmen - General Expenses, and to determine whether said sum shall be raised by taxation, transfer of available funds, borrowing or otherwise Or to do or act in any manner relative thereto. Board of Selectmen

PURPOSE AND JUSTIFICATION

This funding is needed to ensure sufficient funds for the office's operations, and purchases of supplies through the end of the fiscal year.

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: The purpose and justification is inconsistent with the presentation made to the Finance Committee. This article involves a repayment to the account and is not necessary at this time.

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

ARTICLE 7 STREET LIGHTING

BOARD OF SELECTMEN

To see if the Town will vote to amend Article 5 of the FY02 Annual Town Meeting by appropriating the sum of \$10,000, or some other sum, to supplement Line Item #48, Street Lighting - General Expenses, and to determine whether said sum shall be raised by taxation, transfer of available funds, borrowing or otherwise. Or to do or act in any manner relative thereto. Board of Selectmen

PURPOSE AND JUSTIFICATION

This funding is needed to ensure sufficient funds for FY 2002 departmental obligations

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

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

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

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

ARTICLE 8 VETERANS'S SERVICES/BENEFITS

BOARD OF SELECTMEN

To see if the Town will vote to amend Article 5 of the FY02 Annual Town Meeting by appropriating the sum of \$30,000, or some other sum to supplement Line Item #56c, Veterans' Services - Veterans' Benefits, and to determine whether said sum shall be raised by taxation, transfer of available funds, borrowing or otherwise Or to do or act in any manner relative thereto. Board of Selectmen

PURPOSE AND JUSTIFICATION

This funding is needed to ensure sufficient funds for FY2002 departmental obligations.

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to amend Article 5 of the FY02 Annual Town Meeting by appropriating the sum of \$3,200, from free cash to supplement Line Item #56c, Veterans' Benefits.

FINANCE COMMITTEE REASON: This will permit the funding for payment of State mandated veterans' benefits.

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

ARTICLE 9 TRANSFER FUNDS TO GENERAL EXPENSES

HUMAN RESOURCES

To see if the Town will vote to transfer the sum of \$5,000 from Article 5 of FY02 Annual Town Meeting line 14a (Salaries) to 14b, (General Expenses). Or to do or act in any manner relative thereto. Human Resources

PURPOSE AND JUSTIFICATION

This request is made in order to provide the Human Resources Department the ability to support expenditures under the Office Supplies Line for a bulk order of personnel file folders and various other Human Resources related forms, along with the need to support copying charges under the Printing Line for a supply of employment applications and applicant response cards.

FINANCE COMMITTEE VOTE: 4-2 (Kohl & Twedt)

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: These funds are not needed for supplies for this fiscal year.

Roger Horton (P6) asked the body to overturn the Finance Committee’s recommendation so that he could present an Affirmative Action.

After much discussion, Brian Geoghan (P7) moved the question, seconded. Motion carried.

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

Roger Horton (P6) presented an Affirmative Action as follows:

That the Town vote to transfer the sum of \$4,000.00 from Article 5 of the FY 02 Annual Town Meeting Line 14a- Human Resources Salaries to Line 14b-Human Resources-General Expenses.

The RTM members approved the Affirmative Action as presented.

ARTICLE 10 E-RATE REIMBURSEMENT

To see if the Town will vote to appropriate the sum of \$13,849.68, or any other sum, for the purpose of providing technology and/or telecommunication related supplies, equipment or services to the North Attleborough Public Schools. Said sum to be transferred from the E-Rate reimbursement Reserved for Expenditures Fund. Or to do or act in any manner relative thereto. School Committee

PURPOSE AND JUSTIFICATION

The School Department has applied for and received federal e-rate funds. These funds are designated to help schools improve or expand telecommunications and technology, including training for staff and students. The Town receives the funds from various vendors and Town Meeting must then vote to allocate the funds to an article under the jurisdiction of the School Committee.

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to appropriate the sum of \$13,849.68 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: This will allow the transfer of funds to the appropriate account for expenditure by the School Department.

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

ARTICLE 11 SUPPLEMENT SALARY & WAGE

FIRE COMMISSIONERS

To see if the Town will vote to appropriate the sum of \$6,500.00 to supplement Article 5, Line 30A Fire Department Salary and Wage of the FY2002 Annual Town Meeting. Said sum to be raised by appropriation, taxation, transfer of available funds. Or to do or act in any manner relative thereto. Fire Commissioners

PURPOSE AND JUSTIFICATION

1 Firefighter out injured entire year. 1 Firefighter out 1/2 year. 3 Firefighters have been out of work for extended period of time due to on duty and off duty injuries. These absences create a reduction in Staff, which requires overtime to maintain labor Contract Staffing levels.

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

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

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

Fire Chief Coleman asked the RTM members to overturn the Finance Committee's recommendation so that an Affirmative Action could be presented.

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

Michael Coyle (P2) presented an Affirmative Action as follows:

That the Town vote to appropriate the sum of \$6,500.00 to supplement Article 5, Line 31A Fire Department Salary & Wages of the FY 2002 Annual Town Meeting. Said sum shall be transferred from Article 5 Line 68 Health Insurance of the FY 2002 Annual Town Meeting.

Motion seconded. Motion carried

The RTM members approved the Affirmative Action as presented.

ARTICLE 12 SUPPLEMENT GENERAL EXPENSES

FIRE COMMISSIONERS

To see if the Town will vote to appropriate the sum of \$8,273.00 to supplement Article 5, line 30B General Expenses, Fire Department of the FY2002 Annual Town Meeting. Said appropriation sum to be raised by taxation, transfer of available funds. Or to do or act in any manner relative thereto. Fire Commissioners

PURPOSE AND JUSTIFICATION

Roof repair at Fire Headquarters is needed immediately and other building maintenance repair costs have exceeded budget appropriation.

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 because we anticipate funding this expenditure through a Reserve Fund Transfer.

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

ARTICLE 13 SUPPLEMENT GENERAL EXPENSES

FIRE COMMISSIONERS

To see if the Town will vote to appropriate the sum of \$7,900.00 to supplement Article 5, line 30B General Expenses, Fire Department, of the FY2002 Annual Town Meeting. Said appropriation to be raised by taxation, transfer of available funds. Or to do or act in any manner relative thereto. Fire Commissioners

PURPOSE AND JUSTIFICATION

Fire apparatus repair bills have exceeded current budget allocations. Repairs necessary to maintain Public Safety Service.

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: Funds are not needed at this time.

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

ARTICLE 14 SUPPLEMENT GENERAL EXPENSES

TOWN TREASURER

To see if the Town will vote to amend Article 5 of the FY 2002 Annual Town Meeting by transferring the sum of \$10,000 from Line 10a. Salaries to Line 10b. General Expenses. Or to do or act in any manner relative thereto.

Town Treasurer

PURPOSE AND JUSTIFICATION

Throughout the year, General Expenses were used to pay for temporary help required due to staffing shortages. This transfer will reimburse the General Expenses accounts for these labor costs.

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: Insufficient documentation was available at the time of voting to substantiate the financial need for the article.

William A. Moffitt, Town Treasurer, gave a brief explanation as to why these funds need to be transferred and asked the RTM members to overturn the Finance Committee’s recommendation so that an Affirmative Action could be presented.

Without further discussion the RTM members defeated the Finance Committee’s recommendation as read.

Mark Cobb (P8) presented an Affirmative Action motion as follows:

“That the Town vote to amend Article 5 of the FY2002 Annual Town Meeting by transferring the sum of \$6,600 from Line 10a Salaries to Line 10b General Expenses.”

Motion seconded. Motion carried.

With no further discussion, the RTM members approved the Affirmative Action as presented.

ARTICLE 15 SUPPLEMENT COMPENSATING BANK

TOWN TREASURER

To see if the Town will vote to amend Article 5 of the FY 2002 Annual Town Meeting by transferring the sum of \$20,000 from Line 10a Salaries to Line 10d Compensating Bank. Or to do or act in any manner relative thereto.

Town Treasurer

PURPOSE AND JUSTIFICATION

To provide funds for escalating bank fees. This year's low interest rates were unable to compensate for these higher fees resulting in a deficit position with our major banks.

FINANCE COMMITTEE VOTE: 5-1 (Twedt)

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: Insufficient documentation was available at the time of voting. This bill is not due until December 31, 2002, providing substantial time to document the monies owed.

William A. Moffitt, Town Treasurer, gave a brief explanation as to the necessity of these funds and asked the RTM members to overturn the Finance Committee’s recommendation so that an Affirmative Action could be presented.

Without further discussion, the RTM members defeated the Finance Committee’s recommendation as read.

Mark Cobb (P8) presented an Affirmative Action motion as follows:

“That the Town vote to amend Article 5 of the FY2002 Annual Town Meeting by transferring the sum of \$20,000 from Line 10a Salaries to Line 10d Compensating Bank.”

Motion seconded. Motion carried.

With no further discussion, the RTM members approved the Affirmative Action as presented.

ARTICLE 16 SUPPLEMENT GENERAL EXPENSES

TOWN TREASURER

To see if the Town will vote to amend Article 5 of the FY2002 Annual Town Meeting, MIS, by transferring the amount of \$2,000 from Line 15A, MIS Salaries, to Line 15B, MIS General Expenses. Or to do or act in any manner relative thereto. MIS Director

PURPOSE AND JUSTIFICATION

To utilize unexpended funds in the Salary and Wages account to supplement the Maintenance of Computer Equipment account and stock expendable computer replacement parts.

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: These funds are not needed for supplies for this fiscal year.

Roger Horton (P6) asked the body to overturn the Finance Committee’s recommendation so that he could present an Affirmative Action.

Without further discussion, the RTM members defeated the Finance Committee’s recommendation as read.

Roger Horton (P6) presented an Affirmative Action motion as follows:

That the Town vote to amend Article 5 of the FY 2002 Annual Town Meeting by transferring the amount of \$2,000 from Line 15A-MIS Salaries to Line 15B MIS-General Expenses.

Motion seconded. Motion carried.

With no further discussion, the RTM members approved the Affirmative Action as presented.

ARTICLE 17 SUPPLEMENT GENERAL EXPENSES

CONSERVATION COMM.

To see if the Town will vote to amend Budget Line 41a (Conservation Commission salary) as approved by the FY2002 Annual Town Meeting - Article 5, by transferring the amount of \$12,000.00 from Conservation Commission Salaries (line item 41a) to Conservation Commission General Expenses (line item 41b). Or to do or act in any manner relative thereto. Conservation Commission SEE ATTACHED

PURPOSE AND JUSTIFICATION

To be used for algaecide treatments on upper Falls Pond, algaecide treatments on Whittings Pond, submersed weed treatment on Falls Pond, submersed weed treatment on Whittings Pond, the purchase of a new computer system for the office, miscellaneous essential office supplies, June conference to be attended by agent, and signs to be posted at beaches.

FINANCE COMMITTEE VOTE: 5-1 (Lagasse)

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote amend Article 5 of the FY 2002 Annual Town Meeting by transferring the amount of \$8,650.00 from Line Item No. 19a, Conservation Commission Salaries to Line Item No. 19b, Conservation Commission General Expenses.

FINANCE COMMITTEE REASON: This will permit the transfer of funds for payment of algaecide treatments (\$4,150), weed treatments (\$4,200), and signs (\$300) needed for this fiscal year.

Marie Clarner (P1) and Chairman of the Conservation Commission made a motion to Amend the Finance Committee’s recommendation as follows:

That the Town vote to amend Article 5 of the FY 2002 Annual Town Meeting by transferring the sum of \$12,000.00 from Line Item 19a Conservation Commission Salaries to Line Item 19b Conservation Commission General Expenses.

Motion seconded. Motion carried.

With no further discussion, the Article as amended was approved by the RTM members.

ARTICLE 18 SUPPLEMENT GENERAL EXPENSES

PARK & RECREATION

To see if the Town will vote to amend Article 5 of the Fiscal Year 2002 Annual Town Meeting by transferring the sum of \$_____ or any other sum from Line 61A to Line 61B. Or to do or act in any manner relative thereto. Park Commissioners

PURPOSE AND JUSTIFICATION

To augment General Expense budget with projected surplus in Salaries and Wages

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: Insufficient documentation was provided to substantiate the financial need for this article. No dollar figures were provided with the article.

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

ARTICLE 19 SUPPLEMENT GENERAL EXPENSES

PARK & RECREATION

To see if the Town will vote to amend Article 5 of the Fiscal Year 2002 Annual Town Meeting by transferring the sum of \$_____ or any other sum from Line 61B to Line 61A. Or to do or act in any manner relative thereto. Park Commissioners

PURPOSE AND JUSTIFICATION

To augment General Expense budget with projected surplus in Salaries and Wages

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: Insufficient documentation was provided to substantiate the financial need for this article. No dollar figures were provided with the article

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

ARTICLE 20 SUPPLEMENT GENERAL EXPENSES

TOWN CLERK

To see if the Town will vote to amend Article 5 FY2002 Annual Town Meeting by transferring \$700.00 from Line Item 17A, Salaries, to Line Item 17B, General Expenses. Or to do or act in any manner relative thereto. Town Clerk

PURPOSE AND JUSTIFICATION

This is a departmental transfer to reflect needed expenditures.

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to amend Article 5 FY2002 Annual Town Meeting by transferring \$700.00 from Line Item 17A, Salaries, to Line Item 17B, General Expenses.

FINANCE COMMITTEE REASON: This will provide a transfer needed due to the hiring of temporary contracted services during the office’s transitional period.

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

ARTICLE 21 SUPPLEMENT VARIOUS LINE ITEMS

BOARD OF PUBLIC WORKS

To see if the Town will vote to amend Article 5 of the FY 2002 Annual Town Meeting by transfer of the following items: Item 41a (Forestry) \$6,900.00 Salaries and Wages to Item 45b (Administration) General Expenses
Item 41a (Forestry) \$11,000.00 Salaries and Wages to Item 41b (Forestry) General Expenses
Item 46a (Highway) \$6,000.00 Salaries and Wages to Item 46b General Expenses
Item 50b (Sewer Collection) \$2,000.00 General Expenses to Item 50a (Sewer Collection) Salaries and Wages
Or to do or act in any manner relative thereto. Board of Public Works

FINANCE COMMITTEE VOTE: 5-0

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to vote to amend Article 5 of the FY 2002 Annual Town Meeting by transferring \$5,000 from Item 41a(Forestry-Salary & Wages) to Item 41b (Forestry-General Expenses).

FINANCE COMMITTEE REASON: This will provide for tree removal needed during this fiscal year.

Michael Thompson (P1), made the following motion:

That the Town vote to: Amend the recommendation by increasing the \$5,000.00 to \$11,000.00 and by further amending Article V by transfer of the following items:

Item 41a(Forestry) \$6,900.00 Salary & Wages to
Item 45b (Administration) General Expenses

Item 46a (Highway) \$6,000.00 Salary & Wages to
Item 46b(Highway) General Expenses

Item 50b (Sewer Collection) \$2,000.00 General Expenses to
Item 50a (Sewer Collection) Salary & Wages

The motion to amend was seconded.

The RTM members approved the motion to amend by a vote of yes-64 & no-61.

After much discussion, Dave Manoogian (P8) made a motion to move the question and go directly to a vote on the amendment.

Motion seconded. Motion carried.

With 136 RTM members voting, 62-yes 74-no, the Article as amended is defeated.

ARTICLE 22 FISCAL YEAR 2003 OMNIBUS BUDGET

BOARD OF SELECTMEN

To see if the Town will vote to appropriate and raise by borrowing or otherwise, such sums of money as may be required to defray Town charges for the fiscal year ending June 30, 2003, and expressly for the following purposes to wit: Or to do or act in any manner relative thereto. Board of Selectmen

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: Financial figures were not available at the time of voting on which to base an informed analysis and recommendation to the Representative Town Meeting.

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

ARTICLE 23 CAPITAL IMPROVEMENT PLAN

BOARD OF SELECTMEN

To see if the Town will vote to appropriate a sum of money to be raised by taxation, by transfer from available funds, by borrowing or otherwise, for various capital 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 \$263,000, or any other sum, hereby is appropriated for various capital and projects equipment as shown below, and expended under the direction of the Town Board/Official indicated, said sum to be raised by General Tax, or other available funds, 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, at this time, does not recommend any Item in this section.
Total: \$ 0

ITEM	AMOUNT	DESCRIPTION	REQUESTOR
1.	\$100,000	Roads and Sidewalks	Board of Public Works - Highway
2.	\$12,000	Breathing Apparatus	Board of Fire Commissioners
3.	\$15,000	Protective Clothing	Board of Fire Commissioners
4.	\$20,000	Park Commissioner Upgrades/Replacement	Management Information Systems
5.	\$26,000	Revaluation	Board of Assessors
6.	\$50,000	Vehicle	Board of Public Works - Highway
7.	\$40,000	Elm St. Station - Repair/Replacement	Board of Fire Commissioners

FINANCE COMMITTEE VOTE: 6-0 **MAJORITY VOTE**
FINANCE COMMITTEE RECOMMENDATION: That consideration of this article be indefinitely postponed.
FINANCE COMMITTEE REASON: Financial figures were not available at the time of voting on which to base an informed analysis and recommendation to the Representative Town Meeting.

PART 2

That the various capital projects and equipment purchases shown below and totaling \$208,000, or any other sum, shall be undertaken and financed by grants or other funds as shown below, such grants to be expended under the direction of the Town Board/Official indicated.

The Board of Selectmen recommends, at this time, Items 1 (\$78,000), 2 and 3: Total \$130,000

ITEM	AMOUNT	DESCRIPTION	REQUESTOR	ANTICIPATED SOURCE OF FUNDS
1.	\$156,000	Police Vehicles	Police Department	Police Reserve for Appropriation Fund
2.	\$45,000	GIS - Water System Software	Board of Public Works - Water	Water Enterprise Retained Earnings
3.	\$7,000	Water Asset Management Software	Board of Public Works - Water	Water Enterprise Retained Earnings

FINANCE COMMITTEE VOTE: 6-0 **MAJORITY VOTE**
FINANCE COMMITTEE RECOMMENDATION: That consideration of this article be indefinitely postponed.
FINANCE COMMITTEE REASON: Financial figures were not available at the time of voting on which to base an informed analysis and recommendation to the Representative Town Meeting.

PART 3

ITEM	AMOUNT	DESCRIPTION	REQUESTOR	ANTICIPATED PROJECT STATUTORY CITATION, CHAPTER 44, SECTION () OR ANY OTHER ENABLING AUTHORITY
1.	\$210,000	Elmwood Street Tank Restoration	BPW - Water	8 (5)
2.	\$520,000	General Fire Flow	BPW - Water	8 (5)

3.	\$689,500	Improvements General Water Main Replacement	BPW - Water	7 (3A)
4.	\$1,212,000	Phosphorus Removal Project	BPW - Sewer	7 (3A)
5.	\$385,000	Falls Pumping Station Upgrade	BPW - Sewer	7 (3A)
6.	\$6,000,000	Police Facility	Police Department	7 (3)
7.	\$4,400,000	Conversion Project Community School	School Committee	7 (3A)
8.	\$1,700,000	BPW - Administration Building	BPW - Administration	7 (3A)
9.	\$444,000	Americans with Disabilities Improvements - Engineering & Design	Board of Selectmen	7 (3A)
10.	\$800,000	Municipal Fiber Net	North Attleborough Electric Commissioners	M.G.L. c.164
11.	\$700,000	Software Study - Phase I (hardware - fiscal management software)	Management Information Systems (MIS)	-----
12.	\$353,497	Roosevelt School Roof Replacement	School Committee	7 (3A)
13.	\$60,000	Bus	School Committee	7(9)

PART 3

ITEM	AMOUNT	DESCRIPTION	REQUESTOR	ANTICIPATED PROJECT STATUTORY CITATION, CHAPTER 44, SECTION () OR ANY OTHER ENABLING AUTHORITY
14.	\$795,000	Roof Repair/Replacement Amvet, Early Learning Center, Allen Avenue, Falls schools	School Committee	7(3A)
15.	\$200,000	Telephone & Telecommunications Systems Replacement - NAHS, Falls, Roosevelt, Allen Ave, Amvet schools	School Committee	-----
16.	\$650,000	Aerial Ladder Truck	Board of Fire Commissioners	7(9)
17.	\$170,000	Whittings Dam Repairs	Conservation Commission	-----
18.	\$40,000	Vehicle - Truck	Park Commissioners	7(9)
19.	\$1,400,000	Lake Como Sewer Project (plan on file with Town Clerk)	BPW - Sewer	7(1)
20.	\$500,000	Ball Fields - Columbia Field & Town Forest	Park Commissioners	7(25)
21.	\$90,000	Repair of Bleachers NAHS	School Department	7(9)

22.	\$190,002	Conversion Project Woodcock Adm. Building	School Committee	7(3A)
23.	\$390,000	St. Mark's Pond Dam Rehabilitation	Conservation Commission	7(7)
24.	\$300,000	GIS - Phase III	Management Information Systems (MIS)	7(29)

And to meet this appropriation, the Treasurer with the approval of the Board of Selectmen is hereby authorized to borrow the sum of \$3,106,995, or any other sum, under and pursuant to the statutes cited above, or any other enabling authority and issue bonds or notes of the town therefore, and the requested sum of **\$3,016,500** be expended by the Town Board/Official listed for project costs, and the sum of **\$90,495** be expended under the direction of the Town Treasurer for issuance costs; and that betterment assessments therefor shall be levied under the provisions of the Town Bylaws where applicable.

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: Financial figures were not available at the time of voting on which to base an informed analysis and recommendation to the Representative Town Meeting.

PART 4: 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 relative thereto.
Board of Selectmen

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: Financial figures were not available at the time of voting on which to base an informed analysis and recommendation to the Representative Town Meeting.

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

ARTICLE 24 AMEND BY LAW ART. VIII, SECTION 10

BOARD OF SELECTMEN

To see if the Town will vote to amend Section 10. Municipal Building Committee of Article VIII of the Town By-Laws by adding the following after "\$75,000" in sub-Section 10.b.: "except that the Police Facility Building Committee shall be the awarding authority for the remodeling, reconstruction or extraordinary repairs, including furnishings, equipment and related items to the building located at 102 South Washington Street."

So that the By-Law will now read: 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 except that the Police Facility Building Committee shall be the awarding authority for the remodeling, reconstruction or extraordinary repairs, including furnishings, equipment and related items to the building located at 102 South Washington Street. Or to do or act in any manner relative thereto. Board of Selectmen

SEE ATTACHED

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to amend Section 10. Municipal Building Committee of Article VIII of the Town By-Laws by adding the following after "\$75,000" in sub-Section 10.b.: "except that the Police Facility Building Committee shall be the awarding authority for the remodeling, reconstruction or extraordinary repairs, including furnishings, equipment and related items to the building located at 102 South Washington Street."

So that the By-Law will now read: 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 except that the Police Facility Building Committee shall be the awarding authority for the remodeling, reconstruction or extraordinary repairs, including furnishings, equipment and related items to the building located at 102 South Washington Street.

FINANCE COMMITTEE REASON: This will permit the Police Facility Building Committee to oversee the construction of the Police Facility.

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

ARTICLE 25 NEW POLICE FACILITY BUILDING

BOARD OF SELECTMEN

To see if the Town will vote to raise and appropriate the sum of \$7,210,000.00, or any other sum, including issuance costs, or any other sum for the purpose of remodeling and reconstructing or making extraordinary repairs, including furnishings, equipment and related items, as deemed necessary by the Police Facility Building Committee to the building located at 102 South Washington Street. To meet this appropriation by the Treasurer, with the approval of the Board of Selectmen, being authorized to borrow the sum of \$7,000,000 or any other sum, including issuance costs of \$210,000, to be expended by the Town Treasurer, or by taxation, transfer of available funds or otherwise. And that the expenditure of the funds, other than issuance costs, for the aforesaid purposes be under the control of the Police Facility Building Committee, which shall be authorized to apply for and accept any and all State and/or Federal aid and/or reimbursements that may become available for said purposes. Or to do or act in any manner relative thereto. Board of Selectmen

PURPOSE AND JUSTIFICATION:

Approval of this article will provide the funds required to construct the new municipal Police Station.

FINANCE COMMITTEE VOTE: 5-1 (Payson)

2/3 ROLL CALL VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to appropriate the sum of \$7,210,000.00, including issuance costs, for the purpose of remodeling, reconstructing or making extraordinary repairs, including furnishings, equipment and related items, as deemed necessary by the Police Facility Building Committee to the building located at 102 South Washington Street; that to meet this appropriation the Treasurer, with the approval of the Board of Selectmen, is hereby authorized to borrow the sum of \$7,210,000, which sum shall include bond issuance costs of \$210,000, to be expended by the Town Treasurer, and to issue bonds or notes of the Town therefore, under and pursuant to Chapter 44, Section 7(3a), of the General Laws, as amended or any other enabling authority; and that the expenditure of the funds, other than issuance costs, for the aforesaid purposes be under the control of the Police Facility Building Committee, which, with the approval of the Board of Selectmen, shall be authorized to apply for, accept, and expend any and all state and/or Federal aid and/or reimbursements that may become available for said purposes.

FINANCE COMMITTEE REASON: This will provide the funding mechanism for the Police Facility as approved by the voters of the Town.

Motion made and seconded to extend the time past 10 minutes for discussion on this article. Motion carried.

Motion made and seconded to amend the recommendation with the following spelling corrections. Change the word "genreal" to "general", change the word "nad" to "and", change the word "aforesaid" to "aforesaid", change the word "include" to "include". Motion Carried.

After much discussion, a motion was made and seconded to move the question and go directly to a vote on the amended recommendation. Motion Carried.

AMENDED FINANCE COMMITTEE RECOMMENDATION: That the Town vote to appropriate the sum of \$7,210,000.00, including issuance costs for the purpose of remodeling, reconstructing or making extraordinary repairs, including furnishings, equipment and related items, as deemed necessary by the Police Facility Building Committee to the building located at 102 South Washington Street; that to meet this appropriation the Treasurer, with the approval of the board of Selectmen, is hereby authorized to borrow the sum of \$7,210,000.00, which sum shall **include** bond issuance costs of \$210,000. To be expended by the Town Treasurer, **and** to issue bonds or notes of the Town therefore, under and pursuant to Chapter 44, Section 7(3a), of the **General** Laws, as amended or any other enabling authority; and that the expenditure of the funds, other than issuance costs, for the **aforesaid** purposes be under the control of the Policy Facility Building Committee, which, with the approval of the Board of Selectmen, shall be authorized to apply for, accept, and expend any and all state and/or Federal aid and/or reimbursements that may become available for said purposes.

2/3 Roll Call Vote required. Moderator informed the body that unanimity dispenses with the calling of the 2/3 roll call according to the Town By-laws. RTM members unanimously approved the amended recommendation as read.

ARTICLE 26 TOWN'S WEB PAGE

BOARD OF SELECTMEN

To see if the Town will vote to appropriate the sum of \$7,500, or some other sum, to provide the Town with consulting services required to ensure the continued viability of the municipality's web page program. Said funds to be expended by the MIS Director. And to determine whether said sum shall be raised by taxation, transfer of available funds, borrowing or otherwise. Or to do or act in any manner relative thereto. Board of Selectmen

PURPOSE AND JUSTIFICATION

The requested funds will provide the technical support required and assistance to the Town to ensure that the Town's MIS Department can maintain the site and that that Town's web page will be current and updated in-house, as appropriate.

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: Due to the Town's current fiscal needs, this article is not financially necessary at this time.

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

ARTICLE 27 FUNDING FOR CHARTER COMMISSION

BOARD OF SELECTMEN

To see if the Town will vote to amend Article 5 of the FY02 Annual Town Meeting by appropriating the sum of \$10,000, or some other sum to supplement Line Item #4, Revised Charter - General Expenses. Said funds to be expended by the Charter Commission. And to determine whether said sum shall be raised by taxation, transfer of available funds, borrowing or otherwise. Or to do or act in any manner relative thereto. Board of Selectmen

PURPOSE AND JUSTIFICATION

This funding is needed to ensure sufficient funds for FY 2003 departmental obligations.

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to appropriate the sum of \$5,000 for the purpose of Charter Commission operating expenses. Said sum shall be transferred from Article 5 FY02 Annual Town Meeting, Line Item No. 10a, Town Treasurer Salaries. Said funds to be expended by the Charter Commission.

FINANCE COMMITTEE REASON: This will provide for statutorily mandated funding for the Charter Commission.

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

ARTICLE 28 FUNDING FOR PRINTING OF BY LAWS

BY LAW STUDY

To see if the Town will vote to raise and appropriate a sum of money for the copying and all other related expenses to be incurred for seven hundred fifty (750) sets of the By-Laws of the Town of North Attleborough. Said money to be raised by taxation, borrowing, transfer of available funds or otherwise. Or to do or act in any manner relative thereto. By-Law Study and Codification Committee SEE ATTACHED

PURPOSE AND JUSTIFICATION

This committee's appropriation is \$1722.30. This sum is not sufficient for the copying of the newly updated Town By-Laws.

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: The article does not contain a dollar amount requested and no presentation was made to the Finance Committee. There is currently funding available to publish approximately 400 books. No explanation was provided as to the necessity of the publication of 750 books.

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

ARTICLE 29 ACCEPTANCE OF ANGELINA DRIVE

J. REZZA

To see if the Town will vote to accept the following street as a public way, said street having been constructed and completed in accordance with the Planning Board and Department of Public Works specifications. **ANGELINA DRIVE** from station 0+00 to station 5+17.42 (more particularly described in Exhibit "A" attached hereto and made a part hereof.) Or to do or act in any manner relative thereto. Petition SEE ATTACHED

PURPOSE AND JUSTIFICATION

The purpose of this article is for street acceptance.

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: The road is not presently ready to be accepted by the Town.

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

ARTICLE 30 ACCEPTANCE OF THOMAS CIRCLE

J. REZZA

To see if the Town will vote to accept the following street as a public way, said street having been constructed and completed in accordance with the Planning Board and Department of Public Works specifications.

THOMAS CIRCLE from station 0+00 to station 2+24.26 (more particularly described in Exhibit "A" attached hereto and made a part hereof.) Or to do or act in any manner relative thereto. Petition SEE ATTACHED

PURPOSE AND JUSTIFICATION

The purpose of this article is for street acceptance.

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: The road is not presently ready to be accepted by the Town.

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

ARTICLE 31 ACCEPTANCE OF VIRGINIA AVENUE

J. REZZA

To see if the Town will vote to accept the following street as a public way, said street having been constructed and completed in accordance with the Planning Board and Department of Public Works specifications.

VIRGINIA AVENUE from station 23+42.34 to station 27+08.22 (more particularly described in Exhibit "A" attached hereto and made a part hereof.) Or to do or act in any manner relative thereto. Petition SEE ATTACHED

PURPOSE AND JUSTIFICATION

The purpose of this article is for street acceptance.

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: The road is not presently ready to be accepted by the Town.

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

ARTICLE 32 ACCEPTANCE OF GIFT (F. BOTTOMLEY)

BOARD PUBLIC WORKS

To see if the Town will vote to authorize the Board of Selectmen to accept on behalf of the Town for municipal utility purposes a gift from Fred Bottomley to the Town of North Attleborough of utility easements over the right of ways for Pasture Brook Lane and Brookside Way within "The Pastures" subdivision as shown on plans entitled; Definitive Subdivision "The Pastures" Plan of Land in North Attleborough, Massachusetts, prepared for Sheldonville Rd. LLC, P.O. Box 992; North Attleborough, Massachusetts, 02761; Scale 1" = 40'; Date: December 22, 1997. Said plan prepared by Tilton and Associates, Inc. Said plan is on file with the Town Clerk's office.

Or to do or act in any manner relative thereto. Board of Public Works SEE ATTACHED

PURPOSE AND JUSTIFICATION

This easement will allow the Town to construct a water main within the Pastures subdivision under the 100% betterment procedure.

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: This is a companion article to Article No. 33 and should be properly processed through the Capitol Improvement Plan (CIP) process as it involves a capital improvement.

After much discussion, the RTM members voted to extend past the time of 10 o'clock and discussion continued.

Diane Brady Szpila (P2) made a motion to move the question.

Motion seconded. Motion carried.

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

Robert Norton (P9) presented the following Affirmative Action:

That the Town vote to: authorize the Board of Selectmen to accept on behalf of the Town for municipal utility purposes a gift from Fred Bottomley to the Town of North Attleborough of utility easements over the right of ways for Pasture Brook Lane and Brookside Way within "The Pastures" subdivision as shown on plans entitled; Definitive Subdivision "The Pastures" Plan of Land in North Attleborough, Massachusetts, prepared for Sheldonville Rd. LLC, P.O. Box 992; North Attleborough, Massachusetts, 02761; Scale 1"=40'; Date: December 22, 1997. Said plan prepared by Tilton and Associates, Inc.

Following more discussion, Bart Steele (P7) made a motion to move the question.

Motion seconded. Motion carried.

The RTM members approved the Affirmative Action as presented. 2/3's vote obvious to the Moderator.

Motion made and seconded to adjourn until 7 o'clock P.M. Wednesday, June 12, 2002.

Motion carried.

Town Clerk Patricia A. McNielly opened the adjourned session of the Special Town Meeting on June 12, 2002 at 7:08PM with 104 members present. We have a quorum.

Pledge Allegiance to the Flag.

ARTICLE 33 INSTALLATION-WATER MAIN: PASTURE BROOK LN PUBLIC WORKS

To see if the Town will vote to appropriate \$177,160 or any other sum for the design, installation, construction, and inspection of an 8-inch water main in Pasture Brook Lane, approximately 720 linear feet, and Brook Side Lane approximately 640 linear feet, and for all costs incidental and related thereto, that to meet said appropriation the Town Treasurer, with the approval of the Board of Selectmen, is hereby authorized to borrow the sum of \$177,160 or any other sum, under and pursuant to Chapter 44, as amended of the General Laws, or any other enabling authority, and to issue bonds or notes of the Town therefore, 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 or loans that may become available for such purposes, that of such sum, \$172,000 shall be expended by the Board of Public Works for project costs, and \$5,160 shall be expended by the Town Treasurer for issuance costs, and that betterment assessments therefore shall be levied under the provisions of Article XVII of the Town By-Laws. Or to do or act in any manner relative thereto. Board of Public Works

PURPOSE AND JUSTIFICATION

The residents of the Pasture Brook have petitioned the Town to install water mains under the betterment process within the subdivision. The subdivision is currently under the control of the Planning Board, however the developer has granted an easement to the Town to construct the water mains within the streets.

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: This article should properly proceed through the CIP process as it involves a capital improvement.

After some discussion, a motion was made and 2nd to move the question and go directly to a vote on the Finance Committee’s recommendation. Motion carried.

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

AFFIRMATIVE ACTION: That the Town vote to appropriate \$177,160 for the design, installation, construction, and inspection of an 8-inch water main in Pasture Brook Lane, approximately 720 linear feet, and Brook Side Lane approximately 640 linear feet, and for all costs incidental and related thereto, that to meet said appropriation the Town Treasurer, with the approval of the Board of Selectmen is hereby authorized to borrow the sum of \$177,160 or any other sum, under and pursuant to Chapter 44, as amended of the General Laws, or any other enabling authority, and to issue bonds or notes of the Town therefore, 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 or loans that may become available for such purposes, that of such sum \$172,000 shall be expended by the Board of Public Works for project costs, and \$5,160 shall be expended by the Town Treasurer for issuance costs, and that betterment assessments therefore shall be levied under the provisions of Article XVII of the Town By-Laws.

Motion was made and seconded to amend the Affirmative Action by striking the words “ or any other sum”.
Motion carried.

AMENDED AFFIRMATIVE ACTION: That the Town vote to appropriate \$177,160 for the design, installation, construction, and inspection of an 8-inch water main in Pasture Brook Lane, approximately 720 linear feet, and Brook Side Lane approximately 640 linear feet, and for all costs incidental and related thereto, that to meet said appropriation the Town Treasurer, with the approval of the Board of Selectmen is hereby authorized to borrow the sum of \$177,160, under and pursuant to Chapter 44, as amended of the General Laws, or any other enabling authority, and to issue bonds or notes of the Town therefore, 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 or loans that may become available for such purposes, that of such sum \$172,000 shall be expended by the Board of Public Works for project costs, and \$5,160 shall be expended by the Town Treasurer for issuance costs, and that betterment assessments therefore shall be levied under the provisions of Article XVII of the Town By-Laws.

After much discussion, the RTM members approved the Amended Affirmative Action with a 2/3 Roll Call vote, 78 votes needed. Yes-110 No-7.

ARTICLE 34 ACCEPTANCE OF SEWER GIFT (S. JORDE)

BOARD PUBLIC WORKS

To see if the Town will vote to accept as a gift from Shawn Jorde, 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 Towne Street, Dodge Avenue and First Street a distance of approximately 660 feet. A copy of said plans is on file with the Town Clerk’s office. Or to do or act in any manner relative thereto.
Board of Public Works SEE ATTACHED

PURPOSE AND JUSTIFICATION

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

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to accept as a gift from Shawn Jorde, 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 Towne Street, Dodge Avenue and First Street a distance of approximately 660 feet.

FINANCE COMMITTEE REASON: All documentation has been received and the gift can be properly accepted by the Town.

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

ARTICLE 35 FIRE MAIN: NAHS LANDRY AVENUE

BOARD PUBLIC WORKS

To see if the Town will vote to amend Article 9, Part 3, Item 2, (North Attleborough High School Landry Ave. Fire Main) of the 2000 Annual Town Meeting by increasing the total project cost from \$150,000 to \$175,750 or any other sum. The Treasurer with the approval of the Board of Selectmen is hereby authorized to borrow the sum of \$175,750 under and pursuant to Chapter 44, Section 7 (22) MGL., or any other enabling authority, and to issue bonds or notes of the 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 additional sum \$25,000 shall be expended under the direction of the Board of Public Works for project costs and \$750 shall be expended by the Town Treasurer for issuance costs; and to assess 100% betterment's under provisions of Article XVII of the Town By-Laws. Or to do or act in any manner relative thereto. Board of Public Works

PURPOSE AND JUSTIFICATION

Low bid received was above original approved funding. Additional funding is required to complete the project.

FINANCE COMMITTEE VOTE: 6-0

2/3 VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to amend the vote adopted by the Town under Article 9, Part 3, Item 2, (North Attleborough High School Landry Ave. Fire Main) of the 2000 Annual Town Meeting by increasing the total appropriation for project costs from \$150,000 to \$175,750; and so that the Treasurer with the approval of the Board of Selectmen is hereby authorized to borrow the sum of \$175,750 under and pursuant to Chapter 44, Section 8(5), of the General Laws, as amended, or any other enabling authority, and to issue bonds or notes of the Town thereof; 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 additional sum \$25,000 shall be expended under the direction of the Board of Public Works for project costs and \$750 shall be expended by the Town Treasurer for issuance costs; and that betterment assessments therefore shall be levied under provisions of Article XVII of the Town By-Laws

FINANCE COMMITTEE REASON: This will permit an increase in the dollar amount of the project due to the inability to bid the project at the lower amount.

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

ARTICLE 36 INSTALLATION:SEWER SYSTEM-COMM AVE & MAPLE ST

PUBLIC WORKS

To see if the Town will vote to raise and appropriate the sum of \$140,100.00 for the construction and inspection services for approximately 970 feet of a low-pressure sewer system and appurtenances in Commonwealth Avenue and Maple Street. Said appropriation to be raised by taxation, 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, accepts, and expend any State or Federal grants available, or that may become available for these purposes. The sum of \$136,000.00 to be expended under the direction of the Board of Public Works and the sum of \$4,100.00 to be expended by the Town Treasurer for issuance costs; and to assess 100% betterments under provisions of Article XVII of the Town by-laws. Or to do or act in any manner relative thereto. Board of Public Works

PURPOSE AND JUSTIFICATION

This article will allow for the construction of the sanitary sewer infrastructure for the portion of Commonwealth Avenue and Maple Street, which are to be reconstructed as part of a Public Works Economic Development (PWED) grant. The PWED Grant is for the Commonwealth Ave./Toner Blvd roadway improvement project. It is important to finish this utility work prior to the completion of the Commonwealth Av./Toner Blvd project so that the new road surface will not have to be disturbed by utility work.

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: This article should be discussed and decided by the RTM after the residents have a full opportunity to be heard on the issue of 100 percent betterments.

After much discussion, Wayne Patterson (P9) made a motion to move the question.
Motion seconded. Motion carried.

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

ARTICLE 37 EMINENT DOMAIN LAND TAKING

BOARD 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, by gift, or by taking by eminent domain under Chapter 79 of the General Laws, the right, title and interest and or easement in the following parcels of land all being designated on a plan entitled; The Commonwealth of Massachusetts Plan of Land of the Town of North Attleborough Bristol County Taken for Highway Purposes by the Town of North Attleborough. Dated April 10, 2001. Said plans are Scale 1:250. Owner, Address, Plat, Lot, Taking Area and Parcel Number -please see attached list. Said area to be under the control and custody of the Department of Public Works, and to raise and appropriate a sum of \$108,000 or any other sum for the foregoing purposes, by transfer of available funds or otherwise and to utilize the transfer of \$108,000 from the Public Works Economic Development Grant. Said plans are on file with the Town Clerk's Office. Or to do or act in any manner relative thereto. Board of Public Works SEE ATTACHED

PURPOSE AND JUSTIFICATION

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

FINANCE COMMITTEE VOTE: 5-1 (Payson)

2/3 ROLL-CALL VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to authorize the Board of Selectmen to acquire on behalf of the Town for municipal highway purposes by purchase, by gift, or by taking by eminent domain under Chapter 79 of the General Laws, the right, title and interest and or easement in the following parcels of land all being designated on a plan entitled; The Commonwealth of Massachusetts Plan of Land of the Town of North Attleborough Bristol County Taken for Highway Purposes by the Town of North Attleborough. Dated April 10, 2001. Owner, Address, Plat, Lot, Taking Area and Parcel Number as follows:

No.	Name	Address	Plat,	Lot ,	Taking Sq Ft
T-1	Edward & Sanita Morrison	272 Commonwealth Avenue North Attleborough, MA 02763	18	59	120
T-2	John E, III & Linda Deshiro	16 Burden Avenue North Attleborough, MA 02763	34	412-415	1823
T-3	Kelly J. & Edward Saunders	17 Burden Avenue North Attleborough, MA 02763	34	456-457	832
T-4	E & E Corporation	25 Lenore Drive North Attleborough, MA 02763	34	461	701
T-5	none	Evans Avenue	n/a	n/a	281
T-6	Grant Buchanan	115 Burnt Swamp Road Wrentham, MA 02109	34	520	701
T-7	William Letherbee, Sr.	Post Office Box 600 E. Bridgewater, MA 02333	34	240	3963
T-8	Cumberland Farms, Inc.	777 Dedham Street Canton, MA 02031	34	567	8

T-9	Gerard M. Vachon	20 Tanager Road Attleborough, MA 02703	34	554A	2960
T-10	Michael J. & Mary E. Duggan	One Robert Toner Boulevard North Attleborough, MA 02763	34	539A	1148
T-11	Gloria Ouellette	Six Robert Toner Boulevard North Attleborough, MA 02763	34	407	1953
T-12	Kevin B. & Theresa P. Nugent	306 Commonwealth Avenue North Attleborough, MA 02763	34	458	1052
T-13	Darlene D. Pina	296 Commonwealth Avenue North Attleborough, MA 02763	34	552	726
T-14	Darlene D. Pina	296 Commonwealth Avenue North Attleborough, MA 02763	34	411	123
T-15	Darlene D. Pina	296 Commonwealth Avenue	34	410	433
T-16	Cheryl Minaker	Post Office Box 2509 Attleborough Falls, MA 02763	17	87	142
T-17	Michael J. & Patricia Fernandes	285 Commonwealth Avenue North Attleborough, MA 02763	17	18	522
T-18	Joseph L. Lima, Jr.	22 Jackson Street North Attleborough, MA 02763	17	88	455
PE-1	Cheryl Minaker	Post Office Box 2509 Attleborough, MA 02763	17	87	58

Said area to be under the control and custody of the Department of Public Works, and to appropriate a sum of \$108,000 by transferring \$108,000 from the Public Works Economic Development Grant for the foregoing purposes.

FINANCE COMMITTEE REASON: All documentation has been received and the lands can be accepted by the Town.

The RTM members approved the Finance Committee's recommendation as read with a 2/3's Roll Call Vote. 78 votes needed, 115-yes, 1-no and 1-abstained.

ARTICLE 38 PURCHASE OF EVANS PROPERTY

BOARD OF 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 April 8, 2002, to purchase the real estate on Ellis Road owned by Dale L. Evans consisting of one parcel (Lot 47 on Assessors' Plat 32) containing approximately 6.4 acres and to raise and appropriate the sum of \$205,000 or any other sum for the foregoing purposes by taxation, by borrowing, by transfer of available funds Or to do or act in any manner relative thereto. Board of Selectmen

PURPOSE AND JUSTIFICATION

To provide the Town with the option of exercising its statutory right of first refusal.

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: No Town uses have been found for the land; and in light of the fiscal issues in Town, the land should not be purchased at this time.

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

Robert Norton (P9) made a motion to reconsider Article 21.
Motion seconded.

After some discussion, the motion to reconsider Article 21 was defeated by a vote of Yes-65 and No-53. 78 votes were needed.

ARTICLE 39 PURCHASE OF EVANS PROPERTY

BOARD OF SELECTMEN

To see if the Town will vote to authorize the Board of Selectmen, pursuant to the offer set forth in the attached letter dated April 8, 2002, to purchase for municipal purposes the real estate on Ellis Road owned by Dale L. Evans, consisting of four parcels (Lots 20 and 21 on Assessors' Plat 21 and Lots 47 and 79 on Assessors' Plat 32) containing approximately 77.2 acres, more or less, and to raise and appropriate the sum of \$655,000.00 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 relative thereto. Board of Selectmen SEE ATTACHED

PURPOSE AND JUSTIFICATION

To provide the Town with the option of purchasing the parcels.

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: No Town uses have been found for the land; and in light of the fiscal issues in Town, the land should not be purchased at this time.

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

ARTICLE 40 MATCHING FUNDS FOR GRANT

CONSERVATION COMM.

To see if the Town will vote to raise and appropriate the sum of \$18,000.00 by taxation, or by transfer of available funds, or by borrowing under Chapter 44, as amended, of the General Laws. The sum of \$18,000.00 to be expended under the direction of the Conservation Commission. Or to do or act in any manner relative thereto. Conservation Commission SEE ATTACHED

PURPOSE AND JUSTIFICATION

The Town, via its Conservation Commission is applying for a grant from the State Department of Environmental Protection (DEP) to install leaching galleries in the drainage inlets to Whittings Pond to reduce the phosphorus loading and thus prevent algae blooms, improve the water quality and decrease the likelihood of gastroenteritis (SEE ATTACHED)

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: The language in this article is too broad and does not specifically state that the money will be ear-marked for the matching funds that are required by the State Department of Environmental Protection's Grant program.

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

ARTICLE 41 ELIMINATION OF PERSONNEL BOARD

BOARD SELECTMEN

To see if the Town will vote to amend the Personnel By-Laws by amending Section 1B and deleting Section 2 and substituting in their place the following:

SECTION 2. HUMAN RESOURCES ADMINISTRATOR

A. The Administrator of the Department of Human Resources shall be responsible for the administration of the classification and compensation plans, shall establish procedures necessary for proper administration, and shall maintain adequate personnel records of all employees subject thereto.

- B. The Administrator shall have the power and/or the duty to:
1. Maintain through the Department of Human Resources adequate and confidential personnel records of all employees occupying positions subject to the Classification and Compensation plan; information to be furnished by department heads and employees as requested; and these records shall be kept in a secure place within the Department's Office.
 2. Investigate from time to time, but at intervals not exceeding three years, compensation of any and all positions subject to this by-law; hold hearings for the purpose if deemed necessary, and recommend such amendments to the Classification and Compensation Plans and other provisions of this by-law as the results of the investigations and hearings shall warrant.
 3. Maintain written job descriptions or specifications of the classes in the Classification Plan, each of which shall consist of a statement describing essential nature of the work and the characteristics that distinguish one class from another, but such description to be construed solely as a means of identification and not as prescribing what the duties or responsibilities of any position shall be, nor as modifying nor in any way affecting the power of any administrative authority - as otherwise existing - to appoint, assign duties, to promote or direct and control the work of any employee under his jurisdiction; and in any case employees shall perform any duties assigned them by their appropriate administrative superiors and within proper and legal authority.
 4. Authorize, upon the recommendations of a department head and supported by evidence in writing of special reasons and exceptional circumstances satisfactory to the Administrator, an entrance rate for a position higher than the minimum or any variance to the Classification and Compensation Plans the Administrator may deem necessary for the proper functioning of the services of the Town, but no such variance shall become effective until funds have been appropriated therefor.
 5. Make an annual report in writing to the Board of Selectmen and the Finance Committee not later than two weeks prior to the closing of the warrant for the Annual Town Meeting, said report to be printed in the Annual Town Report for the information of the voters and employees.
 6. Administer the Classification and Compensation Plans and other provisions of this by-law and, in the Administrator's judgment, establish and have published procedures and regulations necessary to the administration of the plans and other provisions of this by-law.
 7. Determine which job title under the Classification Plan is applicable to an employee or officials.
 8. Reclassify a position found to be classified under an incorrect title, provided that the incumbent thereof has been given an opportunity to be heard and the recommendation of his department head has been obtained.
 9. Establish a title and rate for each new or changed position, subject to receipt of such explanatory and substantiating data relative to the content of the position in such form as the Administrator shall require; any new classes or titles added to the Classification Plan as a result of the Administrator's action being subject to ratification by vote of the town meeting.
 10. Recommend to the Town any action the Administrator deems advisable to maintain a fair and equitable compensation level and policy based on continuing studies of rates and policies in effect outside the service of the Town, including recommended action on any article relative to the Personnel By-Laws in the warrant for any annual or special town meeting.

And further to amend Section 1.B. DEFINITIONS of the Personnel By-Laws by deleting

"Board" the Personnel Board as defined in Section II by substituting in its place

"Board" the Administrator as defined in Section 2

and further adding the following:

"Personnel Board" the Administrator as defined in Section 2.

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

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: This article requires further study and should properly be the subject of a recommendation from the Charter Commission.

After much discussion John Donahue (P7) made a motion to move the question.

Motion seconded. Motion carried.

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

Roger Horton (P6) made a motion for an Affirmative Action.

Motion seconded. Motion carried.

The Affirmative Action reads as follows:

That the Town vote to amend the Personnel By-Laws by amending Section 1B and deleting Section 2 and substituting in their place the following:

SECTION 2.

HUMAN RESOURCES ADMINISTRATOR

A.

The Administrator of the Department of Human Resources shall be responsible for the Administration of the classification and compensation plans, shall establish procedures necessary for proper administration, and shall maintain adequate personnel records of all employees subject thereto.

B.

The Administrator shall have the power and/or the duty to:

1. *Maintain through the Department of Human Resources adequate and confidential personnel records of all employees occupying positions subject to the Classification and Compensation plan; information to be furnished by department heads and employees as requested; and these records shall be kept in a secure place within the Department's Office.*
2. *Investigate from time to time, but at intervals not exceeding three years, compensation of any and all positions subject to this by-law; hold hearings for the purpose if deemed necessary, and recommend such amendments to the Classification and Compensation Plans and other provisions of this by-law as the results of the investigations and hearings shall warrant.*
3. *Maintain written job descriptions or specifications of the classes in the Classification Plan, each of which shall consist of a statement describing essential nature of the work and the characteristics that distinguish one class from another, but such description to be construed solely as a means of identification and not as prescribing what the duties or responsibilities of any position shall be, nor as modifying nor in any way affecting the power of any administrative authority-as otherwise existing-to appoint, assign duties, to promote or direct and control the work of any employee under his jurisdiction; and in any case employees shall perform any duties assigned them by their appropriate administrative superiors and within proper and legal authority.*
4. *Authorize, upon the recommendations of a department head and supported by evidence in writing of special reasons and exceptional circumstances satisfactory to the Administrator, an entrance rate for a position higher than the minimum or any variance to the Classification and Compensation Plans the Administrator may deem necessary for the proper functioning of the services of the Town, but no such variance shall become effective until funds have been appropriated therefor.*

5. *Make an annual report in writing to the Board of Selectmen and the Finance Committee not later than two weeks prior to the closing of the warrant for the Annual Town Meeting, said report to be printed in the Annual Town Report for the information of the voters and employees.*
6. *Administer the Classification and Compensation Plans and other provisions of this by-law and, in the Administrator's judgement, establish and have published procedures and regulations necessary to the administration of the plans and other provisions of this by-law.*
7. *Determine which job title under the Classification Plan is applicable to an employee or officials.*
8. *Reclassify a position found to be classified under an incorrect title, provided that the incumbent thereof has been given an opportunity to be heard and the recommendation of his department head has been obtained.*
9. *Establish a title and rate for each new or changed position, subject to receipt of such explanatory and substantiating data relative to the content of the position in such form as the Administrator shall require; any new classes or titles added to the Classification Plan as a result of the Administrator's action being subject to ratification by vote of the town meeting.*
10. *Recommend to the Town any action the Administrator deems advisable to maintain a fair and equitable compensation level and policy based on continuing studies of rates and policies in effect outside the service of the Town, including recommended action on any article relative to the Personnel By-Laws in the warrant for any annual or special town meeting.*

And further to amend Section 1.B DEFINITIONS of the Personnel By-Laws by deleting

*"Board" the Personnel Board as defined in Section II by substituting in its place
"Board" the Administrator as defined in Section 2*

and further adding the following:

"Personnel Board" the Administrator as defined in Section 2.

After much discussion, John Donahue (P7) made a motion to move the question.
Motion seconded. Motion carried.

The RTM members approved the Affirmative Action as presented.

ARTICLE 42 BY LAW: RESTRICTION OF ALL TERRAIN VEHICLES BOARD SELECTMEN

To see if the Town will vote to accept the following By-Law:

"No person shall operate any motorcycle, snowmobile, go-kart, motorized tricycle, quad-cycle, moped or similar power assisted bicycle, motorized trail or off-road recreational vehicle (with the exception of public safety vehicles) on or in any public park, recreation area, conservation area, school area, municipal parking lot, or any other property owned by the Town of North Attleborough. The maximum fine for each offense could not exceed three hundred dollars (\$300.00) Or to do or act in any manner relative thereto. Board of Selectmen

PURPOSE AND JUSTIFICATION

To exclude the above-mentioned vehicles from public lands.

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to vote to accept the following By-Law:

"No person shall operate any motorcycle, snowmobile, go-kart, motorized tricycle, quad-cycle, moped or similar power assisted bicycle, motorized trail or off-road recreational vehicle (with the exception of public safety

vehicles) on or in any public park, recreation area, conservation area, school area, municipal parking lot, or any other property owned by the Town of North Attleborough. The maximum fine for each offense could not exceed three hundred dollars (\$300.00)

FINANCE COMMITTEE REASON: Acceptance of this by law will limit the use of all terrain vehicles on property owned by the Town of North Attleborough.

After much discussion, David Chee (P8) made a motion to move the question.
Motion seconded. Motion defeated.

Following further discussion, Agnes Woodbury (P3), made a motion to move the question and go directly to a vote.
Motion seconded. Motion carried.

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

Ron Lagasse (P6) made a motion to reconsider Article 36.
Motion seconded.

At 10:00 PM a motion was made and seconded to adjourn until Wednesday, June 19, 2002 @ 7:00PM
The motion carried.

The adjourned session opened on Wednesday, June 19, 2002 at 7:05PM with 98 members present.
We have a quorum.

Pledge of Allegiance.

The adjourned session began with discussion on reconsideration of Article 36.

After much discussion, Dave Manoogian (P8) made a motion to move the question.
Motion seconded. Motion carried.

With less than 2/3's of the RTM members voting yes to reconsider Article 36, the motion to reconsider Article 36 was defeated.

ARTICLE 43 AMEND PERSONNEL BY LAWS: TREASURER, CLERK, COLLECTOR SELECTMEN

To see if the Town will vote to amend the Town's Personnel By-Laws, Schedule A-ATP classification as follows: Delete position of "Town Treasurer" from ATP-11 classification (\$54,495 - \$70,844); Create the classification of ATP-11A (\$35,000 - \$70,844) and insert in that classification the position of "Town Treasurer"; Delete the position of "Town Clerk (30%), Tax Collector (70%)" from ATP-10 classification (\$50,930 - \$66,210); Create the classification of ATP-10A (\$35,000-\$66,210); and insert in that classification the position of "Tax Collector" Create the classification of ATP-A (\$16,910 - \$21,983) and insert in that classification the position of "Town Clerk". Or to do or act in any manner relative thereto. Board of Selectmen

PURPOSE AND JUSTIFICATION

The revision in the Town's Personnel By-Laws is required to ensure that the incumbent who serves as both Town Treasurer and Tax Collector receives the compensations for the two positions as approved by the Calendar Year 2002 Annual Town Meeting.

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to amend the Town's Personnel By-Laws, Schedule A-ATP classification as follows: Delete position of "Town Treasurer" from ATP-11 classification (\$54,495 - \$70,844) Create the classification of ATP-11A (\$35,000 - \$70,844) and insert in that classification the position of "Town Treasurer" Delete the position of "Town Clerk (30%), Tax Collector (70%)" from ATP-10 classification (\$50,930 - \$66,210) Create the classification of ATP-10A (\$35,000-\$66,210) and insert in that classification the position of "Tax Collector"; Create the classification of ATP-A (\$16,910 - \$21,983) and insert in that classification the position of "Town Clerk".

FINANCE COMMITTEE REASON: This will permit the Personnel By-Laws to be amended to appropriately compensate the newly combined positions of Town Treasurer and Tax Collector

After much discussion Dave Manoogian(P8) made a motion to move the question and go directly to a vote. Motion seconded. Motion carried.

The RTM members defeated the Finance Committee's recommendation as read. 106 members voting 50-yes & 56-no.

ARTICLE 44 PETITION TO GENERAL COURT: TOWN TREASURER

To see if the Town will vote to approve the filing of a petition in the General Court under provisions of Section 8, Article 89 of the Amendments to the Constitution, for an act to allow the Town to establish the position of Treasurer - Collector as shown:

SECTION 1. The office of Treasurer-Collector of the Town of North Attleborough is hereby established. The Town Treasurer-Collector shall have all the powers, perform the duties and be subject to the liabilities and penalties, now or hereafter conferred or imposed by law on the Town Treasurer and the Tax Collector.

SECTION 2. The incumbents in the elected offices of Town Treasurer and Tax Collector on the effective date of this act shall continue to hold said offices and perform the duties thereof until the expiration of their terms. The first Town Treasurer -Collector shall be elected at the first town election following the effective date of this act and the expiration of said terms. However, if the same person holds both offices on the effective date of this act, then the position of Town Treasurer-Collector may take effect immediately with the approval of the Board of Selectmen.

SECTION 3. This act shall take effect upon its passage.

PURPOSE AND JUSTIFICATION

To allow the Town to petition the General Court to combine the current elected positions of Town Treasurer and Tax Collector into one elected position.

FINANCE COMMITTEE VOTE: 5-1 (Payson) MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to approve the filing of a petition in the General Court under provisions of Section 8, Article 89 of the Amendments to the Constitution, for an act to allow the Town to establish the position of Treasurer - Collector as shown:

SECTION 1. The office of Treasurer-Collector of the Town of North Attleborough is hereby established. The Town Treasurer-Collector shall have all the powers, perform the duties and be subject to the liabilities and penalties, now or hereafter conferred or imposed by law on the Town Treasurer and the Tax Collector.

SECTION 2. The incumbents in the elected offices of Town Treasurer and Tax Collector on the effective date of this act shall continue to hold said offices and perform the duties thereof until the expiration of their terms. The first Town Treasurer -Collector shall be elected at the first town election following the effective date of this act and the expiration of said terms. However, if the same person holds both offices on the effective date of this act, then the position of Town Treasurer-Collector may take effect immediately with the approval of the Board of Selectmen.

SECTION 3. This act shall take effect upon its passage.

FINANCE COMMITTEE REASON: This will permit the Town to petition the General Court to combine the positions of Town Treasurer and Tax Collector

After much discussion, a motion was made and seconded to move the question and go directly to a vote on the recommendation. Motion carried.

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

ARTICLE 45 EXTEND MITIGATION REPORT SUBMISSION DEADLINE PLANNING BOARD

To see if the Town will vote to amend Article 28 of the October, 2001 Semi-Annual Town Meeting by extending the date that the mitigation committee's report shall be completed and submitted, after a public hearing, to the Planning Board, from "before July 1, 2002" to "before December 1, 2002", and to extend the date that an article based on the

report with recommendations shall be submitted by the Planning Board from "for the October, 2002 Semi-Annual Town Meeting" to "for the April, 2003 Annual Town Meeting". All other conditions of said Article 28 shall remain the same. Or to do or act in any manner relative thereto. Planning Board SEE ATTACHED

PURPOSE AND JUSTIFICATION

Because the October 2001 Semi-Annual Town Meeting was extended by nearly three months, the committee that was established by this article for the purpose of determining the best means for disbursement of mitigation funds received from Lowe's Home Improvement Center, has not yet had time to meet. Consequently, the committee's report could not reasonably be expected to be completed by July 1, 2002. This extra time will give the committee ample time to study relevant issues and provide a proper report to the Planning Board.

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to amend Article 28 of the October, 2001 Semi-Annual Town Meeting by extending the date that the mitigation committee's report shall be completed and submitted, after a public hearing, to the Planning Board, from "before July 1, 2002" to "before December 1, 2002", and to extend the date that an article based on the report with recommendations shall be submitted by the Planning Board from "for the October, 2002 Semi-Annual Town Meeting" to "for the April, 2003 Annual Town Meeting". All other conditions of said Article 28 shall remain the same.

FINANCE COMMITTEE REASON: This will extend the deadline for a determination of how to allocate the Lowe's mitigation monies.

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

ARTICLE 46 ACCEPTANCE OF NEW TABLE OF CONTENTS

BY LAW STUDY COMM.

To see if the Town will vote to change the Table of Contents of the North Attleborough By-Laws by deleting the present Table of Contents as accepted at the 1996 Annual Town Meeting (Article 21) and inserting in its place the following Table of Contents: Or to do or act in any manner relative thereto. By-Law Study and Codification SEE ATTACHED

PURPOSE AND JUSTIFICATION

The Table of Contents is confusing and can cause misunderstanding as to their application in the present By-Laws.

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: No presentation was made to the Finance Committee on which to base an informed vote on this issue.

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

ARTICLE 47 AMEND TOWN BY LAW: ART. XIII NA MUNICIPAL COMM. ON DISABILITIES

To see if the Town will vote to amend Article XIII, Sections 12B and 12C as follows: Or to do or act in any manner relative thereto. Municipal Commission on Disabilities SEE ATTACHED

FINANCE COMMITTEE VOTE: 6-0

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

FINANCE COMMITTEE REASON: This article requires comment and review by the ADA Coordinator, Building Inspector, Planning Board, and Police Department. This review has not as yet taken place.

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

ARTICLE 48 STABILIZATION FUND

BOARD OF SELECTMEN

To see if the Town will vote to appropriate from taxation, transfer of available funds a sum of money to the Stabilization Fund. Or to do or act in any manner relative thereto. Board of Selectmen

PURPOSE AND JUSTIFICATION

To supplement the Town's Stabilization Fund.

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: Financial figures were not available at the time of voting on which to base an informed analysis and recommendation to the Representative Town Meeting.

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

The Chair entertained a motion to adjourn.

Motion seconded. Motion carried.

It is 8:25PM the Special Town Meeting is adjourned.

Sine Die.