

**PROCEEDINGS
SPECIAL TOWN MEETING
DECEMBER 6, 2004**

On Monday, December 6, 2004 Town Clerk Maxwell Gould opened the Special Town Meeting at 7:06 PM - "With seventy-eight (78) RTM members having signed in, we have a quorum".

The moderator led the Pledge of Allegiance.

The moderator read the Warrant

**NORTH ATTLEBOROUGH WARRANT
FOR THE REPRESENTATIVE SPECIAL TOWN MEETING
MONDAY, DECEMBER 6, 2004
THE COMMONWEALTH OF MASSACHUSETTS**

Bristol, ss.

To either 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, in said North Attleborough on: MONDAY, THE 6^H OF DECEMBER 2004 A.D. At 7:00 P.M., then and there 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 on or before the time of said meeting.

Given our hands and seal of the Town of North Attleborough on this Thursday, October 28, 2004.

**Marjorie A. Kraskouskas, Chairman
Mark C. Fisher, Vice-Chairman
David Chee
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 attested copies of this warrant in seventeen (17) public 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. Bristol County Savings Bank**

7. Falls Post Office
8. Cumberland Farms – Kelley Boulevard
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

A motion was made and seconded to adopt the “Bourne Amendment”

Any RTM member wishing to increase money in any article that has been recommended by the Finance Committee, must specify where the additional monies will come from.

The RTM approved the motion.

A motion was made and seconded that the RTM adopt the Procedural Rule that the count of a two-thirds vote, when it is obvious to the Moderator, shall not be taken unless requested by seven or more RTM members.

The RTM approved the motion.

ARTICLE 1 SUPPLEMENT FY05 BUDGET

SCHOOL DEPARTMENT

To see if the Town will vote to appropriate the sum of \$270,000, or any other sum, to supplement Article 18 Line 41 A – School Department Expenses of the Annual Town Meeting for the Fiscal Year 2005. Said sum shall be appropriated either by transfer from Free Cash, transfer from Stabilization, taxation, transfer of available funds, or otherwise. School Department

PURPOSE AND JUSTIFICATION

Through the FY05 budget development process, the School Department was forced to eliminate seven positions (six teachers, one technology assistant) and to reduce its supply budget by \$80,000 and athletic department budget by \$50,000. These funds will allow the School Department to reinstate the seven staff positions and restore funds for supplies and athletics.

The Finance Committee Chairman announced that the Recommendation being presented for Article 1 is amended from that of the Recommendation as printed in the Finance Committee Recommendation Book.

FINANCE COMMITTEE VOTE: 4-1

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to amend Article 18 of the FY05 Annual Town Meeting by appropriating the sum of \$130,000 to supplement line item 41a, “School Department Expenses” and said sum shall be transferred from available Free Cash.

FINANCE COMMITTEE REASON: Given the uncertainties with regard to increased operating expenses, such as those for oil and gas, not only for the School department, but for other Town departments, coupled with an anticipated FY2006 School department budget increase request of over 6 percent, directs us to take a conservative approach with expenditure of this money.

A motion was made and seconded to amend the recommendation of the Finance Committee to read: That the Town vote to amend Article 18 of the FY05 Annual Town Meeting by appropriating the sum of \$270,000 to supplement line item 41a, “School Department Expenses” and said sum shall be transferred from available Free Cash.

After discussion, a motion was made and seconded to: Move The Question and go directly to a vote.

The RTM Members approved the motion.

The RTM Members approved the motion to amend the Finance Committee recommendation.

The RTM Members approved Finance Committee recommendation as amended.

ARTICLE 2 RESTORE FORESTRY DEPARTMENT

BOARD, PUBLIC WORKS

To see if the Town will vote to amend Article 18 of the FY 05 Annual Town Meeting by appropriating the sum of \$49,000 or any other sum to supplement Line 39a Forestry Salary & Wages and to determine whether said sum shall be raised by taxation, transfer of available funds, borrowing or otherwise. Board of Public Works.

PURPOSE AND JUSTIFICATION

This article will provide funding to restore the Town Forestry Division.

FINANCE COMMITTEE VOTE: 4-1

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to amend Article 18 of the FY05 Annual Town Meeting by appropriating the sum of \$49,000 to supplement line item 39a, "Forestry Salaries", and said sum shall be transferred from available Free Cash.

FINANCE COMMITTEE REASON: There is a demonstrated need for these positions to aid in the trimming and/or removal of the increased number of identified problem trees, to aid in snow removal, and to aid in storm drain clearance; tasks that are either currently handled by contractors or go neglected due to lack of funds.

The RTM Members approved Finance Committee recommendation as read.

ARTICLE 3 SUPPLEMENT SALARIES

PARK COMMISSIONERS

To see if the Town will vote to amend Article 18 of the FY 2005 Annual Town Meeting by raising and appropriating the sum of \$8,000 or some other sum to supplement line item 55a "Salary Wage" and to determine whether said sum shall be raised by transfer of available funds, taxation, borrowing, or otherwise. Or to do or act in any manner relative thereto. Park Commissioners

PURPOSE AND JUSTIFICATION

For the last several years the Park & Recreation Department has only been able to fund one (1) seasonal part-time employee for maintenance of park grounds and fields. By adding this amount the department will be able to hire two (2) seasonal employees for twelve (12) weeks. This will allow the department to beautify fields and grounds that have been neglected for years.

FINANCE COMMITTEE VOTE: 5-0

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to amend Article 18 of the FY05 Annual Town Meeting by appropriating the sum of \$8,000 to supplement line item 55a, "Salaries", and said sum shall be transferred from available Free Cash.

FINANCE COMMITTEE REASON: It is understood that this is a much needed, but currently neglected, civic improvement effort which will benefit the citizens of North Attleborough.

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

ARTICLE 4 SUPPLEMENT FY05 SALARY RESERVE

BOARD, SELECTMEN

To see if the Town will vote to amend Article 18 of the FY 2005 Annual Town Meeting by appropriating the sum of \$110,000 to supplement Line 4c, Board of Selectmen Salary Reserve, and to determine whether said sum shall be raised by taxation, transfer of available funds, by borrowing, or otherwise.

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

PURPOSE AND JUSTIFICATION

To increase the salary Reserve for contracts still in negotiations.

FINANCE COMMITTEE VOTE: 3-2

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: An amount similar to this (\$98,110), approximating a 1% salary increase, was just approved at the Semi-Annual Town Meeting in October 2004, bringing the total dollars in the Salary

Reserve fund to around 2%. It is felt that any further additions to this fund may unduly influence on-going contract negotiations.

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

ARTICLE 5 PAYMENT OF INTEREST

TOWN TREASURER

To see if the Town will vote to appropriate the sum of \$5,423.76, or any other sum, for the purpose of paying interest on the abatement recently approved for Sears, Roebuck & Co for fiscal years 2002, 2003, and 2004. Said sum shall to be appropriated from taxation, free cash, transfer of available funds, or otherwise. Or to do or act in any manner relative thereto. Town Treasurer

PURPOSE AND JUSTIFICATION

By MGL Chapter 39, Section 69, taxpayers that receive abatements are entitled to demand interest (at 8 % by statute) for amounts so abated. This amount represents the interest owed on the recent abatement for Sears Roebuck, and their attorneys have demanded payment of the interest owed. The Town budgets \$1,000 for this purpose.

FINANCE COMMITTEE VOTE: 5-0

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to appropriate the sum of \$5,423.76 for the purpose of paying interest on the abatement approved for Sears, Roebuck & Co. for fiscal years 2002, 2003, and 2004, and said sum shall be transferred from available Free Cash.

FINANCE COMMITTEE REASON: By law the Town must pay this interest amount

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

ARTICLE 6 SUPPLEMENT SALARIES

BOARD OF HEALTH

To see if the Town will vote to amend Article 18 of the FY05 Annual Town Meeting by appropriating the sum of \$1,000.00 to Line Item 48A of the Board of Health's Salaries & Wages account to the full time clerical overtime line item due to extra meetings and to determine whether said sum shall be raised by taxation, transfer of available funds, borrowing or otherwise. And in addition the sum of \$500.00 to be transferred from the Title 5 Inspector's line item under item 48A of the Board of Health's Salaries & Wage account to the full time clerical overtime line item.. Or to do or act in any manner relative thereto. Health Department

PURPOSE AND JUSTIFICATION

The Board of Health members are meeting more than once a month. The overtime line item is depleted. As a member of a collective bargaining unit, the full time clerical person receives over time wages for the purpose of recording minutes at all Board meetings.

FINANCE COMMITTEE VOTE: 4-1

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: The Board of Health did not adequately supply budgeting rationale for this line item.

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

ARTICLE 7 FIRE DEPARTMENT HEADQUARTERS' REPAIRS

FIRE COMMISSIONERS

To see if the Town will vote to appropriate the sum of \$46,000 for the cost of repairs to building interior caused by water damage from roof leak. The Town shall also determine if said sum shall be appropriated by taxation, transfer of available funds, bonding, free cash, or otherwise. Or to do or act in any manner relative thereto. Fire Commissioners

PURPOSE AND JUSTIFICATION

The Town has appropriated the repairs for the roof repairs in total. These funds would be used for repair for all the damages that have occurred by the water leaking. This damage includes, but is not limited to, replacement of ceiling, carpeting, some paneling, some electrical equipment and estimates and inspection for any mold problems.

FINANCE COMMITTEE VOTE: 5-0-1

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to appropriate the sum of \$46,000 for the purpose of paying the cost of repairs to the building interior caused by water damage from roof leakage, and said sum shall be transferred from available Free Cash.

FINANCE COMMITTEE REASON: It is important that once roof repairs are completed the damage to the interior of the fire station be corrected as quickly as possible. This is a public safety issue.

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

ARTICLE 8 AFSCME CONTRACT

HUMAN RESOURCES

To see if the Town will vote to appropriate a sum of money to supplement the budgets of various departments for the purpose of financing any changes made in the Personnel By-Laws, as a result of collective bargaining and otherwise for salary increases for AFSCME Local 1702 and to determine how said appropriation shall be raised, whether by taxation, transfer from available funds, transfer from Article 18, Line 4C Salary Reserve of the FY 2005 Annual Town Meeting or otherwise. Or to do or act in any manner relative thereto. Human Resources

PURPOSE AND JUSTIFICATION

To fund contract effective 7/1/04

FINANCE COMMITTEE VOTE: 5-0

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: At the time of voting contract negotiations had not been finalized.

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

ARTICLE 9 FIREFIGHTERS' CONTRACT

HUMAN RESOURCES

To see if the Town will vote to appropriate a sum of money to supplement the budgets of the Fire department and Ambulance for the purpose of financing any changes made in the Personnel By-Laws, as a result of collective bargaining and otherwise for salary increases for Firefighters' Local 1992 and to determine how said appropriation shall be raised, whether by taxation, transfer from available funds, transfer from Article 18, Line 4C Salary Reserve of the FY 2005 Annual Town Meeting or otherwise. Or to do or act in any manner relative thereto. Human Resources

PURPOSE AND JUSTIFICATION

To fund contract effective 7/1/04

FINANCE COMMITTEE VOTE: 5-0

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: At the time of voting contract negotiations had not been finalized.

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

ARTICLE 10 LABORERS' CONTRACT

HUMAN RESOURCES

To see if the Town will vote to appropriate a sum of money to supplement the budgets of various departments for the purpose of financing any changes made in the Personnel By-Laws, as a result of collective bargaining and otherwise for salary increases for Laborers' Local 11144 and to determine how said appropriation shall be raised, whether by taxation, transfer from available funds, transfer from Article 18, Line 4C Salary Reserve of the FY 2005 Annual Town Meeting or otherwise. Or to do or act in any manner relative thereto. Human Resources

PURPOSE AND JUSTIFICATION

To fund contract effective 7/1/04

FINANCE COMMITTEE VOTE: 5-0

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: At the time of voting contract negotiations had not been finalized.

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

A motion for affirmative action was made and seconded: That the Town vote to appropriate the sum of \$46, 416 to supplement the budgets of various departments for the purpose of financing any changes made in the Personnel By-Laws, as a result of collective bargaining and otherwise for salary increases for Laborers' Local 11144. Of said appropriation, the sum of \$15,148 shall be transferred from Article 18 line 4C Salary Reserve, the sum of \$11,302 shall be transferred from Article 18 Line 65A Sewer Enterprise Salary and Wages, the um of \$13,814 shall be transferred from Article 18 Line 66A Water Enterprise Salary and Wages and the sum of \$6,152 shall be transferred from available free cash.

The RTM members approved the motion as read.

ARTICLE 11 PATROLMEN'S CONTRACT

HUMAN RESOURCES

To see if the Town will vote to appropriate a sum of money to supplement the budgets 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 for salary increases for Police Officers Association Local 550 and to determine how said appropriation shall be raised, whether by taxation, transfer from available funds, transfer from Article 18, Line 4C Salary Reserve of the FY 2005 Annual Town Meeting or otherwise. Or to do or act in any manner relative thereto. Human Resources

PURPOSE AND JUSTIFICATION

To fund contract effective 7/1/04

FINANCE COMMITTEE VOTE: 5-0

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: At the time of voting contract negotiations had not been finalized.

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

ARTICLE 12 PROFESSIONAL POLICE OFFICERS' CONTRACT

HUMAN RESOURCES

To see if the Town will vote to appropriate a sum of money to supplement the budgets 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 for salary increases for Professional Police Officers' Association Local 280 and to determine how said appropriation shall be raised, whether by taxation, transfer from available funds, transfer from Article 18, Line 4C Salary Reserve of the FY 2005 Annual Town Meeting or otherwise. Or to do or act in any manner relative thereto. Human Resources

PURPOSE AND JUSTIFICATION

To fund contract effective 7/1/04

FINANCE COMMITTEE VOTE: 5-0

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: At the time of voting contract negotiations had not been finalized.

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

ARTICLE 13 USWA CONTRACT – UNIT A

HUMAN RESOURCES

To see if the Town will vote to appropriate a sum of money to supplement the budgets of various departments for the purpose of financing any changes made in the Personnel By-Laws, as a result of collective bargaining and otherwise for salary increases for United Steelworkers of America, Unit A and to determine how said appropriation shall be raised, whether by taxation, transfer from available funds, transfer from Article 18, Line 4C Salary Reserve of the FY 2005 Annual Town Meeting or otherwise. Or to do or act in any manner relative thereto. Human Resources

PURPOSE AND JUSTIFICATION

To fund contract effective 7/1/04

FINANCE COMMITTEE VOTE: 5-0

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: At the time of voting contract negotiations had not been finalized.

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

ARTICLE 14 USWA CONTRACT – UNIT B

HUMAN RESOURCES

To see if the Town will vote to appropriate a sum of money to supplement the budgets of various departments for the purpose of financing any changes made in the Personnel By-Laws, as a result of collective bargaining and otherwise for salary increases for United Steelworkers of America, Unit B and to determine how said appropriation shall be raised, whether by taxation, transfer from available funds, transfer from Article 18, Line 4C Salary Reserve of the FY 2005 Annual Town Meeting or otherwise. Or to do or act in any manner relative thereto. Human Resources

PURPOSE AND JUSTIFICATION

To fund contract effective 7/1/04

FINANCE COMMITTEE VOTE: 5-0

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: At the time of voting contract negotiations had not been finalized.

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

ARTICLE 15 PTS SCHEDULE AMENDMENTS

HUMAN RESOURCES

To see if the Town will vote to amend the PTS Part Time and Seasonal Positions as follows:

PTS 3 Delete: Playground Counselor

Add: Recreation Counselor
Gate Attendant

Non Classified Part Time

Add: Sports Program Assistant
Program Assistant
Program Aide
Sports Program Supervisor
Program Instructor

PTS 5 – Add: Beach Coordinator

Or to do or act in any manner relative thereto. Human Resources

PURPOSE AND JUSTIFICATION

To properly define positions within the Park and Recreation and Conservation departments.

FINANCE COMMITTEE VOTE: 5-0

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to amend the PTS Part Time and Seasonal Positions as follows:

PTS 3 Delete: Playground Counselor

Add: Recreation Counselor
Gate Attendant

Non Classified Part Time

Add: Sports Program Assistant
Program Assistant
Program Aide
Sports Program Supervisor
Program Instructor

PTS 5 – Add Beach Coordinator

FINANCE COMMITTEE REASON: Per the recommendation of the Director of Human Resources.

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

ARTICLE 16 AMEND ARTICLE 1, SEC 3(e) BY LAW

BOARD, SELECTMEN

To see if the Town will vote to amend Article 1, Section 3(e), paragraph 1, sentence 1 of the Town ByLaws, by deleting at the end of the sentence "for the upcoming fiscal year." Article 1, Section 3 (e), paragraph 1, sentence 1, shall now read as follows: All items meeting the Capital Improvements criteria as defined in Article III, Section 2.a and with a cost exceeding twenty-five thousand dollars (\$25,000) shall appear as separate articles on the Warrant of

the Town Meeting, provided however, that the Town Administrator may submit an omnibus article for items proposed through the Capital Improvements Program, per Article II, Section 2. See Attached. Or to do or act in any manner relative thereto. Board of Selectmen

FINANCE COMMITTEE VOTE: 5-0

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to amend Article 1, Section 3(e) paragraph 1, sentence 1 of the Town ByLaws, to read as follows: All items meeting the Capital Improvements criteria as defined in Article III, Section 2.a and with a cost exceeding twenty-five thousand dollars (\$25,000) shall appear as separate articles on the Warrant of the Town Meeting, provided however, that the Town Administrator may submit an omnibus article for items proposed through the Capital Improvements Program, per Article III, Section 2.

FINANCE COMMITTEE REASON: Although the Finance Committee had not received a letter from the By-Law Study Committee at the time of our voting approval of this article, it is our opinion that this change will provide greater flexibility with regard to submission of Capital Improvement Plan items during the course of the fiscal year.

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

ARTICLE 17 ADD'L SEWER SYSTEM FOR CLIFFS SUBDIVISION BOARD, PUBLIC WORKS

To see if the Town will vote to raise and appropriate the sum of \$535,600 or any other sum, for the design, construction, and inspection services for approximately 3,230 linear feet of sewer system and related appurtenances in Dogwood Lane, Cliff Circle, Briar Circle, Briar Lane, Cuttings Lane, Payson Lane, and Old Farm Road. 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 \$520,000 to be expended under the direction of the Board of Public Works and the sum of \$15,600 to be expended by the Town Treasurer for issuance costs; and to assess 100 percent betterments under provisions of Article XVII of the Town by-laws. Or to do or act in any manner relative thereto. Planning Board See Attached

PURPOSE AND JUSTIFICATION

The residents of the above referenced streets have petitioned the Town to install sewer mains under the betterment process within the subdivision.

FINANCE COMMITTEE VOTE: 5-0

2/3 ROLL CALL VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to appropriate the sum of \$535,600.00 for the design, construction, and inspection services for approximately 3,230 linear feet of sewer system and related appurtenances in Dogwood Lane, Cliff Circle, Briar Circle, Briar Lane, Cuttings Lane, Payson Lane and Old Farm Road and for costs incidental and related thereto; that to meet said appropriation, the Treasurer, with the approval of the Board of Selectmen, is hereby authorized to borrow the sum of \$535,600.00, 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 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 that may be available for such purposes; that of such sum \$520,000.00 shall be expended under the direction of the Board of Public Works for project costs and \$15,600.00 shall be expended by the Town Treasurer for issuance costs; and that 100 percent betterment assessments therefore shall be levied under the provisions of Article XVII of the Town By Laws.

FINANCE COMMITTEE REASON: This article requires the debate of Town Meeting members; and ultimately decision among the RTM body. We approved this article so that it will be open to discussion.

Motion made and seconded to substitute a new recommendation in place of the Finance Committee Recommendation.

After discussion, a motion was made and seconded to move the question and go directly to a vote to substitute a new recommendation.

The RTM members approved motion.

The RTM members approved the motion to substitute a new recommendation in place the of the Finance Committee recommendation.

2/3 VOTE

SUBSTITUTE RECOMMENDATION: That the Town vote to appropriate the sum of \$89,600.00 for the design, construction, and inspection services for approximately 500 linear feet of sewer system and related appurtenances in Dogwood Lane, and for costs incidental and related thereto; that to meet said appropriation, the Treasurer, with the approval of the Board of Selectmen, is hereby authorized to borrow the sum of \$89,600.00, 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 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 that may be available for such purposes; that of such sum \$87,000.00 shall be expended under the direction of the Board of Public Works for project costs and \$2,600 shall be expended by the Town Treasurer for issuance costs; and that 100 percent betterment assessments therefore shall be levied under the provisions of Article XVII of the Town By Laws.

A motion was made and seconded to take Article 18 (SEWER SYSTEM FOR CLIFFS SUBDIVISION) Out Of Order and consider it before completing action on Article 17.

The RTM members approved the motion to take Article 18 out of order.

After completing action on Article 18 the RTM resumed discussion of Article 17.

The RTM members unanimously approved the substitute recommendation of Article 17 as read.

ARTICLE 18 SEWER SYSTEM FOR CLIFFS SUBDIVISION BOARD, PUBLIC WORKS.

To see if the Town will vote to raise and appropriate the sum of \$1,236,000, or any other sum, for the design, construction and inspection services for approximately 7,350 linear feet of sewer system and related appurtenances in a portion of Blackberry Road (from Plat 35-Lot13U to Raymond Hall Drive), Cliff Drive, Fieldstone Lane, Fieldstone Circle, Newell Drive, Woodcock Lane, a portion of Old Wood Road (from Wagon Wheel Road to Newell Drive) and Teaberry Lane. Said appropriation to be raised by taxation, by transfer of available funds, or by borrowing under Chapter 44, as amended of the General Laws. And to authorize the Board of Public Works to apply for, accept and expend any State or Federal grants available, or that may become available for these purposes. The sum of \$1,200,000 to be expended under the direction of the Board of Public Works and the sum of \$36,000 to be expended by the Town Treasurer for issuance costs; and to assess 100 percent betterments 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 above referenced streets have petitioned the Town to install sewer mains under the betterment process within the subdivision.

FINANCE COMMITTEE VOTE: 5-0

2/3 ROLL CALL VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to appropriate the sum of \$1,236,000 for the design, construction, and inspection services for approximately 7,350 linear feet of sewer system and related appurtenances in a portion of Blackberry Road (from Plat 35-Lot13U to Raymond Hall Drive), Cliff Drive, Fieldstone Lane, Fieldstone Circle, Newell Drive, Woodcock Lane, a portion of Old Wood Road (from Wagon Wheel Road to Newell Drive) and Teaberry Lane and for costs incidental and related thereto; that to meet said appropriation, the Treasurer, with the approval of the Board of Selectmen, is hereby authorized to borrow the sum of \$1,236,000 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 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 that may be available for such purposes; that of such sum \$1,200,000 shall be expended under the direction of the Board of Public Works for project costs and \$36,000 shall be expended by the Town Treasurer for issuance costs; and that 100 percent betterment assessments therefore shall be levied under the provisions of Article XVII of the Town By Laws.

FINANCE COMMITTEE REASON: This article requires the debate of Town Meeting members; and ultimately decision among the RTM body. We approved this article so that it will be open to discussion.

Motion made and seconded to substitute a new recommendation in place of the Finance Committee Recommendation.

After discussion, a motion was made seconded to move the question and go directly to a vote to substitute a new recommendation.

The RTM members approved the motion.

The RTM members approved the motion to substitute a new recommendation in place the of the Finance Committee recommendation.

SUBSTITUTE RECOMMENDATION: That the Town vote to appropriate the sum of \$239,000.00 for the design, construction, and inspection services for approximately 1,260 linear feet of sewer system and related appurtenances in a portion of Blackberry Road (from Plat 35-Lot13U to Raymond Hall Drive), and Teaberry Lane and for costs incidental and related thereto; that to meet said appropriation, the Treasurer, with the approval of the Board of Selectmen, is hereby authorized to borrow the sum of \$239,000.00 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 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 that may be available for such purposes; that of such sum \$232,000.00 shall be expended under the direction of the Board of Public Works for project costs and \$7,000.00 shall be expended by the Town Treasurer for issuance costs; and that 100 percent betterment assessments therefore shall be levied under the provisions of Article XVII of the Town By Laws.

Motion made and seconded to waive the requirement for a Roll Call Vote.

The motion was defeated.

**The RTM members, by Roll Call Vote, approved the substitute recommendation as read.
Total votes cast 95. Yes - 92, No - 3.**

The RTM resumed discussion of Article 17 (ADDITIONAL SEWER SYSTEM FOR CLIFFS SUBDIVISION).

The RTM members unanimously approved the substitute recommendation of Article 17 as read.

ARTICLE 19 STABILIZATION FUND

BOARD, SELECTMEN

To see if the Town will vote to appropriate from taxation, transfer or 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: 4-1

2/3 ROLL CALL VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to transfer from available Free Cash the sum of \$250,000 to the Stabilization Fund.

FINANCE COMMITTEE REASON: We believe it is prudent financial management to replenish the Stabilization Fund whenever possible.

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

A motion was made and seconded to adjourn the meeting.

At 9:02 PM the Moderator, without objection, adjourned the Special Town Meeting, Sine Die.