

**PROCEEDINGS  
SPECIAL TOWN MEETING  
June 4, 2018**

**On June 4, 2018, Town Clerk, Kevin Poirier, opened the Special Town Meeting at 7:07pm by announcing, “with 86 RTM members present, we have a quorum.”**

Town moderator , Deborah Kohl, led the membership in the Pledge of Allegiance to our Flag.  
She then called for a moment of silence for the Men and Women service in our Armed Forces.

**Town moderator, Deborah Kohl, read the warrant**

**NORTH ATTLEBOROUGH WARRANT  
FOR THE REPRESENTATIVE SPECIAL TOWN MEETING  
Monday June 4, 2018  
THE COMMONWEALTH OF MASSACHUSETTS  
Bristol, ss.  
To either Constables of the Town of North Attleborough:**

**GREETINGS:**

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

**Monday the 4<sup>th</sup> of June 2018, 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 at the Richards Memorial Library, and Town Hall 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 April 19, 2018.

**NORTH ATTLEBOROUGH BOARD OF SELECTMEN**

Michael Lennox, Chairman  
Keith Lapointe, Vice-Chairman  
Patrick Reynolds  
Patrick Sullivan  
Justin Pare’

**Moderator read the return:**

**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 an attested copy of this warrant in Town Hall Lobby, Richards Memorial Library and Town Website twenty-one (21) days before the time of said meeting.

Chief John J. Reilly, Constable  
Town of North Attleborough

Robert Nerz (P7) made a motion as follows:

*I move that the Town Meeting Adopt the Bourne Amendment: That any motion to increase the amount of money recommended for and article must specify where the additional monies will come from.*

Motion seconded

**Motion carried.**

Robert Nerz (P7) made a motion as follows:

*I move that the Town Meeting adopt the procedural rule: That the count of a super majority vote, when declared obvious by the Moderator, shall not be taken unless requested by seven or more RTM members.*

Motion seconded.

**Motion carried.**

**ARTICLE 1 – SUPPLEMENT VARIOUS FY 18 BUDGET LINE ITEMS**

**BOARD OF SELECTMEN**

To see if the town will vote to appropriate a sum of money to supplement various Fiscal Year 2018 budget line items. Said sum to be funded from free cash or transfer from available funds. Or to take any other action relative thereto.

**PURPOSE AND JUSTIFICATION**

This article is being submitted to facilitate the operating expenses for various departments for the fiscal year.

**FINANCE COMMITTEE VOTE: 7-0**

**MAJORITY VOTE**

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

**FINANCE COMMITTEE REASON: At the time of voting there were no budgets requiring supplements.**

**By a majority vote, the RTM members approved the Finance Committee’s recommendation.**

**ARTICLE 2 – SUPPLEMENT SNOW & ICE**

**BOARD OF SELECTMEN**

To see if the town will vote to appropriate the sum of \$\_\_\_\_\_ to supplement Snow & Ice Salaries (Dept. 423A) and \$\_\_\_\_\_ for Snow & Ice Expenses (Dept. 423B). Said sum to be appropriated by a transfer from the Town’s General Stabilization account or other available funds. Or to take any other action relative thereto.

**PURPOSE AND JUSTIFICATION**

Under the Town’s Stabilization policy, the town may fund all snow and ice deficits from Stabilization, if no other funding source is available. When Free Cash is certified the Stabilization Fund will be replenished.

**FINANCE COMMITTEE VOTE: 7-0**

**MAJORITY VOTE**

**AMENDED FINANCE COMMITTEE RECOMMENDATION: That the Town vote to appropriate the sum of \$117,815.81 to supplement Snow & Ice Salaries (Dept. 423A) and \$150,616.19 for Snow & Ice Expenses (Dept. 423B). Said sum to be funded by Free Cash.**

**FINANCE COMMITTEE REASON: The Committee feels that it is important to pay down the snow & ice deficit within this fiscal year.**

**By a majority vote, the RTM members approved the Finance Committee’s recommendation.**

**ARTICLE 3 – AUTHORIZE THE SALE, CONVEY, OR TRANSFER OF LAND**

**BOARD OF SELECTMEN**

To see if the town will vote to authorize the Board of Selectmen to sell, convey and transfer a parcel of land in the City of Attleboro, Massachusetts containing approximately 15,369 sf. Dimensions 180.24' x 195.15' x 189.45' more or less, referred to in Book 645 Page 11 in Registry of Deeds, Northern Bristol County, Taunton, dated October 8, 1909, for a minimum purchase price of One Hundred Thousand (\$100,000) Dollars and No Cents in accordance with the Uniform Procurement Act M.G.L Ch.30B and to authorize the Selectmen to execute any documents or instruments necessary to effect said sale. Or to take any other action relative thereto.

**PURPOSE AND JUSTIFICATION**

The Town intends to sell the parcel identified above which has no useful purpose.

**FINANCE COMMITTEE VOTE: 7-0**

**2/3 MAJORITY VOTE**

**FINANCE COMMITTEE RECOMMENDATION: That the Town vote to authorize the Board of Selectmen to sell, convey and transfer a parcel of land in the City of Attleboro, Massachusetts containing approximately 15,369 sf. Dimensions 180.24' x 195.15' x 189.45' more or less, referred to in Book 645 Page 11 in Registry of Deeds, Northern Bristol County, Taunton, dated October 8, 1909, for a minimum purchase price of One Hundred Thousand (\$100,000) Dollars and No Cents in accordance with the Uniform Procurement Act M.G.L Ch.30B and to authorize the Selectmen to execute any documents or instruments necessary to effect said sale.**

**FINANCE COMMITTEE REASON: As stated in the purpose and justification.**

**By a 2/3's majority vote, the RTM members approved the Finance Committee's recommendation.**

**ARTICLE 4 – GRANT OF EASEMENT**

**BOARD OF SELECTMEN**

To see if the town will vote to authorize the Board of Selectmen to grant to Massachusetts Electric Company, John B. Grimaldi, Louis J. Grimaldi and SSRE – Attleboro, LLC, a non-exclusive and permanent easement on and across those portions of the Town property described as "Easement A", containing approximately 19,750 s.f. (0.45 acres) on Easement Plan entitled 0 North Avenue Solar Farm by DiPrete Engineering dated 10/2017 which is on file with the Town Clerk's Office, and to authorize the Board of Selectmen to execute any documents or instruments necessary to effect said easement upon such terms as they deem in the best interest of the Town. Or to take any other action relative thereto.

**PURPOSE AND JUSTIFICATION**

The granting of this permanent easement will allow for access to their solar farm.

**FINANCE COMMITTEE VOTE: 7-0**

**2/3 MAJORITY VOTE**

**FINANCE COMMITTEE RECOMMENDATION That the Town vote to authorize the Board of Selectmen to grant to Massachusetts Electric Company, John B. Grimaldi, Louis J. Grimaldi and SSRE – Attleboro, LLC, a non-exclusive and permanent easement on and across those portions of the Town property described as "Easement A", containing approximately 19,750 s.f. (0.45 acres) on Easement Plan entitled 0 North Avenue Solar Farm by DiPrete Engineering dated 10/2017 which is on file with the Town Clerk's Office, and to authorize the Board of Selectmen to execute any documents or instruments necessary to effect said easement upon such terms as they deem in the best interest of the Town**

**FINANCE COMMITTEE REASON: As stated in the purpose and justification.**

**By a 2/3's majority vote, the RTM members approved the Finance Committee's recommendation.**

**ARTICLE 5 – TAX TITLE COLLECTION REVOLVING FUND**

**TREASURER**

To see if the town will vote to accept MGL Chapter 60, Section 15B, which allows the Town to establish by vote one or more Tax Title Collection revolving funds for the Treasurer/Tax Collector, or take any other action relative thereto.

**PURPOSE AND JUSTIFICATION**

Acceptance of this general law sets the stage to establish a Tax Title Collection revolving fund, which will enable more timely collection of back taxes with the additional funding this fund may provide. Fees and costs regularly added to back taxes will now be paid into this fund rather than the General Fund.

Chapter 60 Section 15B:

(a) Notwithstanding sections 53 and 55 of chapter 44, a city or town that accepts this section may establish a tax title collection revolving fund pursuant to subsection (c) for 1 or more of the following officers: tax collector, treasurer and treasurer-collector. Such tax title collection revolving fund shall be accounted for separately from all other monies in the city or town and to which shall be credited any fees, charges and costs incurred by such officer under sections 15, 55, 62, 65, 68 or 79 and collected upon the redemption of tax titles and sales of real property acquired through foreclosures of tax titles. Expenditures may be made from such revolving fund without further appropriation, subject to this section; provided, however, that expenditures shall not be made or liabilities incurred from this revolving fund in excess of the balance of the fund nor in excess of the total authorized expenditures from this fund, nor shall any expenditures be made unless approved in accordance with sections 52 and 56 of chapter 41.

(b) Interest earned on a tax title collection revolving fund balance shall be treated as general fund revenue of the city or town. Expenditures from a tax title collection revolving fund authorized for the tax collector, treasurer or treasurer-collector shall be spent to pay expenses incurred by such officer under this chapter in connection with a tax taking or tax title foreclosure, including, but not limited to, fees and costs of recording or filing documents and instruments, searching and examining titles, mailing, publishing or advertising notices or documents, petitioning the land court, serving court filings and documents and paying legal fees.

(c) A city or town that accepts this section may establish a tax title collection revolving fund by: (i) by-law; (ii) ordinance; or (iii) a vote of the legislative body of a city or town taken upon the recommendation of the chief executive officer of a city or town or, in the case of a city with a Plan E form of government, the recommendation of the mayor or city manager. The establishment of such a fund shall be made not later than the beginning of the fiscal year in which the fund shall begin.

(d) The officer having charge of such tax title collection revolving fund shall annually report to the board of selectmen, the mayor of a city or city manager in a Plan E city or in any other city or town to the chief administrative or executive officer, the total amount of receipts and expenditures for the tax title collection revolving fund under its control for the prior fiscal year, by the date the by-law, ordinance or vote prescribes, together with other information as such by-law, ordinance or vote requires.

(e) Upon revocation of this section, or termination of any fund, the balance in the fund at the end of that fiscal year shall revert to surplus revenue.

(f) This section shall take effect in any municipality that accepts it by vote of the legislative body, subject to the charter of the municipality; provided, however, at any time after the expiration of 3 years from the date on which a municipality accepts this section, the municipality may revoke its acceptance in the same manner required for acceptance.

**FINANCE COMMITTEE VOTE: 6-1**

**MAJORITY VOTE**

**FINANCE COMMITTEE RECOMMENDATION: That the Town vote to accept MGL Chapter 60, Section 15B, which allows the Town to establish by vote one or more Tax Title Collection revolving funds for the Treasurer/Tax Collector.**

**FINANCE COMMITTEE REASON: As stated in the purpose and justification.**

**By a majority vote, the RTM members approved the Finance Committee's recommendation.**

**ARTICLE 6 – ADD TAX TITLE COLLECTION REVOLVING ACCOUNT  
TO TOWN BY-LAWS**

**TOWN ACCOUNTANT**

To see if the Town will vote to amend the general By-Laws of the Town to add Tax Title Collection Revolving Fund to Article III, Town Finances, Section 7, Authorized Revolving Funds; specifically: Revolving Account: TAX TITLE COLLECTION FUND Spending Authority: TREASURER Revenue Source: TAX TITLE COLLECTION FEES, CHARGES, AND COSTS Allowed Expenses: TO BE USED TO PAY TAX TITLE COLLECTION LEGAL EXPENSES Fiscal Years: FISCAL YEAR 2019 AND SUBSEQUENT YEARS and to authorize said fund per MGL Chapter 44, Section 53E½, with an Expenditure Limit of \$20,000, or take any other action relative thereto.

**PURPOSE AND JUSTIFICATION**

With the acceptance in a previous article of the general law to establish a Tax Title Collection revolving fund, this article is required to add the Tax Title Collection revolving fund to the Town By-Laws and to authorize its use with an expenditure limit of up to \$20,000.

With the passage of the Municipal Modernization Act various revolving funds were added to the Town's By-Laws – see March 27, 2017 Special Town Meeting Article 7.

Expenditure limits on Revolving Funds are re-authorized on an annual basis.

**FINANCE COMMITTEE VOTE: 6-1**

**MAJORITY VOTE**

**FINANCE COMMITTEE RECOMMENDATION: That the Town vote to amend the general By-Laws of the Town to add Tax Title Collection Revolving Fund to Article III, Town Finances, Section 7, Authorized Revolving Funds; specifically: Revolving Account: TAX TITLE COLLECTION FUND Spending Authority: TREASURER Revenue Source: TAX TITLE**

**COLLECTION FEES, CHARGES, AND COSTS Allowed Expenses: TO BE USED TO PAY TAX TITLE COLLECTION LEGAL EXPENSES Fiscal Years: FISCAL YEAR 2019 AND SUBSEQUENT YEARS and to authorize said fund per MGL Chapter 44, Section 53E½, with an Expenditure Limit of \$20,000**  
**FINANCE COMMITTEE REASON: As stated in the purpose and justification.**

**By a majority vote, the RTM members approved the Finance Committee’s recommendation.**

**ARTICLE 7 – REMOVE APPENDIX B FROM BY-LAW BOOKLET BY-LAW STUDY COMMITTEE**

To see if the town will vote to remove Appendix B from the By Law Booklet. Or take any other action relative thereto.

**PURPOSE AND JUSTIFICATION**

Appendix B contains an inaccurate listing of permits and/or licenses issued by various departments. If Appendix B were to be incorporated into the By-laws, a department would be required to go to town meeting to amend this listing. Additionally, it is a customary and standard practice that licenses/permits are incorporated into the departments’ regulations and listed on the departments’ website.

**FINANCE COMMITTEE VOTE: 7-0**

**MAJORITY VOTE**

**FINANCE COMMITTEE RECOMMENDATION: That the Town vote to remove Appendix B from the By Law Booklet.**

**FINANCE COMMITTEE REASON: As stated in the purpose and justification.**

**By a majority vote, the RTM members defeated the Finance Committee’s recommendation (Yes 36 No 50).**

**ARTICLE 8 – AMEND ARTICLE III, TOWN FINANCE SEC. 3 BY-LAW STUDY COMMITTEE**

To see if the Town will vote to:

**ARTICLE III. TOWN FINANCE Section 3. TOWN ACCOUNTANT**

e. The Town Accountant shall immediately upon the close of each financial year of the Town compile statements in tabulated form showing the amounts appropriated and the amounts expended from each appropriation during the fiscal year together with such information as is required by laws of the Commonwealth of Massachusetts and shall forthwith furnish a copy thereof to the Selectmen. Refer to G.L., Chapter 41 as amended.

Proposed

Article III: Town Finance, Section 3: Town Accountant

paragraph e should reference section 61 “Annual Report”.

e. The Town Accountant shall immediately upon the close of each financial year of the Town compile statements in tabulated form showing the amounts appropriated and the amounts expended from each appropriation during the fiscal year together with such information as is required by laws of the Commonwealth of Massachusetts and shall forthwith furnish a copy thereof to the Selectmen. Refer to Mass Gen. Laws, Ch. 41 section 61, “Annual Report”, as amended. Or to take any other action relative thereto.

(A copy of MGL c.41, section 61, “Annual Report”, attached hereto for the RTM’s reference)

**PURPOSE AND JUSTIFICATION**

To correct a typographical error and create a clearer understanding of the by-law.

**FINANCE COMMITTEE VOTE: 7-0**

**MAJORITY VOTE**

**FINANCE COMMITTEE RECOMMENDATION: That the Town vote to amend Article III: Town Finance, Section 3: Town Accountant “e”, of the Town By-laws to read as follows:**

**Article III: Town Finance, Section 3: Town Accountant**

e. The Town Accountant shall immediately upon the close of each financial year of the Town compile statements in tabulated form showing the amounts appropriated and the amounts expended from each appropriation during the fiscal year together with such information as is required by laws of the Commonwealth of Massachusetts and shall forthwith furnish a copy thereof to the Selectmen. Refer to Mass Gen. Laws, Ch. 41 section 61, "Annual Report", as amended.

**FINANCE COMMITTEE REASON:** As stated in the purpose and justification.

**By a majority vote, the RTM members approved the Finance Committee's recommendation.**

**ARTICLE 9 – AMEND ARTICLE XX - SUPPLEMENTARY REGULATION**

**BY-LAW STUDY COMMITTEE**

To see if the Town will vote to:

**ARTICLE XX. SUPPLEMENTARY REGULATIONS**

**Section 1. REMOVAL OF TOP SOIL**

a. The removal of top soil from any parcel of land in the Town of North Attleborough, by any person, firm or corporation shall be allowed only by approval of the Planning Board after Public Notice and Hearing.

c. No approval is required where topsoil removal is: i. incidental to or in connection with the construction, alteration, excavating or grading for a building or road or, ii. involved in the use of the land, for which a plan has been approved by the Planning Board.

d. No approval shall be required where the surface area from which topsoil is removed is less than two hundred (200) square feet.

e. Approval by the Planning Board shall be subject to the determination that the topsoil removal is not detrimental to the neighborhood.

f. Approval shall be limited to two (2) years from date of acceptance.

g. Removal operations as a nonconforming use shall not be extended beyond the property lines of the particular parcels upon which such operations are in progress at the time of the adoption of this amendment.

h. All areas from which topsoil has been removed shall: 1. be graded to meet adjacent ground elevations at a slope of not less than one (1) foot vertical to two (2) feet horizontal. 2. A suitable plant cover shall be seeded and maintained until established to the satisfaction of the Planning Board. A bond may be required to insure the satisfactory completion of this covering.

i. In issuing approval, the Planning Board may impose other reasonable restrictions under removal operations. Such requirements imposed in addition to those above shall be considered as conditions of approval.

j. Maximum excavation under a single granted permit shall be five (5) acres.

Proposed:

Current Paragraph    Proposed Paragraph

C	b
D	c
E	d
F	e
G	f
H	g
I	h
J	i

Or to take any other action relative thereto.

**PURPOSE AND JUSTIFICATION**

To correct a typographical error and create a clearer understanding of the by-law.

**FINANCE COMMITTEE VOTE: 7-0**

**MAJORITY VOTE**

**FINANCE COMMITTEE RECOMMENDATION: That the Town vote to correct the “Paragraph Lettering” within ARTICLE XX. SUPPLEMENTARY REGULATIONS Section 1. REMOVAL OF TOP SOIL of the Town By-laws to read as follows:**

**ARTICLE XX. SUPPLEMENTARY REGULATIONS**

**Section 1. REMOVAL OF TOP SOIL**

- a. The removal of top soil from any parcel of land in the Town of North Attleborough, by any person, firm or corporation shall be allowed only by approval of the Planning Board after Public Notice and Hearing.
- b. No approval is required where topsoil removal is: i. incidental to or in connection with the construction, alteration, excavating or grading for a building or road or, ii. involved in the use of the land, for which a plan has been approved by the Planning Board.
- c. No approval shall be required where the surface area from which topsoil is removed is less than two hundred (200) square feet.
- d. Approval by the Planning Board shall be subject to the determination that the topsoil removal is not detrimental to the neighborhood.
- e. Approval shall be limited to two (2) years from date of acceptance.
- f. Removal operations as a nonconforming use shall not be extended beyond the property lines of the particular parcels upon which such operations are in progress at the time of the adoption of this amendment.
- g. All areas from which topsoil has been removed shall: 1. be graded to meet adjacent ground elevations at a slope of not less than one (1) foot vertical to two (2) feet horizontal. 2. A suitable plant cover shall be seeded and maintained until established to the satisfaction of the Planning Board. A bond may be required to insure the satisfactory completion of this covering.
- h. In issuing approval, the Planning Board may impose other reasonable restrictions under removal operations. Such requirements imposed in addition to those above shall be considered as conditions of approval.
- i. Maximum excavation under a single granted permit shall be five (5) acres.

**FINANCE COMMITTEE REASON: As stated in the purpose and justification.**

**By a majority vote, the RTM members approved the Finance Committee’s recommendation.**

**ARTICLE 10 – AMEND ARTICLE IX - INSPECTORS SEC. 2**

**BY-LAW STUDY COMMITTEE**

To see if the Town will vote to:

**ARTICLE IX. INSPECTORS Section 2.**

j. The Building Inspector may decline to grant a permit if, in his judgment, the public health, safety, or general welfare will be **insured** by its granting.

Proposed

j. The Building Inspector may decline to grant a permit if, in his judgment, the public health, safety, or general welfare will be **ensured** by its granting.

Or to take any other action relative thereto.

**PURPOSE AND JUSTIFICATION**

To correct a typographical error and create a clearer understanding of the by-law.

**FINANCE COMMITTEE VOTE: 7-0**

**MAJORITY VOTE**

**FINANCE COMMITTEE RECOMMENDATION: That the Town vote to Amend ARTICLE IX. INSPECTORS Section 2.j, of the Town By-laws to read as follows:**

**ARTICLE IX. INSPECTORS Section 2.**

**j. The Building Inspector may decline to grant a permit if, in his judgment, the public health, safety, or general welfare will be ensured by its granting.**

**FINANCE COMMITTEE REASON: As stated in the purpose and justification.**

After much discussion a motion was made to move the question.

Motion Seconded

**Motion Carried.**

**By a majority vote, the RTM members defeated the Finance Committee's recommendation.**

At 7:28pm a motion was made to adjourn the Special Town Meeting to open and Act on the Annual Town Meeting.

Motion Seconded

**Motion Carried**

At 8:15pm the RTM resumed the Special Town meeting to finish the remaining articles.

**ARTICLE 11 – AMEND ARTICLE I, TOWN MEETING SEC. 6**

**BY-LAW STUDY COMMITTEE**

To see if the Town will vote to:

**ADD NEW SECTION**

Article I: Town Meeting, Section 6: Board of Selectmen

- a. Copies of all articles to be inserted in any Warrant shall be transmitted to the Finance Committee the First Monday following the closing of that Warrant.
- b. On or before the first Monday in April of each year the Board of Selectmen shall present to the Finance Committee an estimate of the expenditures of each department for the ensuing year together with the tabulated expenditures of the two (2) preceding years. Copies of all petitioned articles to be inserted in the Warrant shall be transmitted to the Finance Committee the first Monday following the Closing of the Warrant.
- c. Annual detailed estimates to be furnished to the Town Accountant are required by State Law, Chapter 41, Section 59, "Annual Estimates; Furnishing to Town Accountant", as amended.
- d. The Board of Selectmen shall within ten (10) days of the receipt of the report of the State Audit of the municipal accounts transmit a copy thereof to the Chairman of the Finance Committee such report to be made available to all Committee members.
- e. Refer to Article III, Town Finance, Section 2: Capital Improvement, Paragraph c.

Or to do or act in any manner relative thereto

Purpose and Justification: It is important to delineate the responsibilities of the Finance Committee from the Board of Selectmen. The paragraphs that are from the original Article I, Section 5: Finance Committee:

- Paragraph a was originally Paragraph i
- Paragraph b was originally Paragraph j
- Paragraph c was originally Paragraph m
- Paragraph d was originally Paragraph k
- Paragraph e was added to reference another section of the Town's By-Laws denoting the duties of the Board of Selectmen with regard to informing the Finance Committee of the proposed Capital Improvement Plan for Town Meeting.

**FINANCE COMMITTEE VOTE: 7-0**

**MAJORITY VOTE**

**FINANCE COMMITTEE RECOMMENDATION: That the Town vote to add new section Article I: Town Meeting, Section 6: Board of Selectmen, to the Town By-laws to read as follows:**

**Article I: Town Meeting, Section 6: Board of Selectmen**

- a. **Copies of all articles to be inserted in any Warrant shall be transmitted to the Finance Committee the First Monday following the closing of that Warrant.**
- b. **On or before the first Monday in April of each year the Board of Selectmen shall present to the Finance Committee an estimate of the expenditures of each department for the ensuing year together with the tabulated expenditures of the two (2) preceding years. Copies of all petitioned articles to be inserted in the Warrant shall be transmitted to the Finance Committee the first Monday following the Closing of the Warrant.**
- c. **Annual detailed estimates to be furnished to the Town Accountant are required by State Law, Chapter 41, Section 59, “Annual Estimates; Furnishing to Town Accountant”, as amended.**
- d. **The Board of Selectmen shall within ten (10) days of the receipt of the report of the State Audit of the municipal accounts transmit a copy thereof to the Chairman of the Finance Committee such report to be made available to all Committee members.**
- e. **Refer to Article III, Town Finance, Section 2: Capital Improvement, Paragraph c.**

**Finance Committee Reason: As stated in the purpose and justification.**

**By a majority vote, the RTM members approved the Finance Committee’s recommendation.**

**ARTICLE 12 – AMEND ARTICLE I, TOWN MEETING SEC. 5 FINANCE COMMITTEE BY-LAW STUDY COM.**

To see if the Town will vote to:

**DELETE IN ITS ENTIRETY**

**ARTICLE I. TOWN MEETING, Section 5. FINANCE COMMITTEE**

- a. There shall be a Finance Committee of nine (9) citizens, legal voters of the Town of North Attleborough who shall be appointed within twenty (20) days after the close of the Annual Town Meeting.
- b. The Finance Committee shall be appointed by the Town Moderator.
- c. As the terms of the members expire the Town Moderator shall make appointments for terms of three (3) years.
- d. In the event of a vacancy on the Committee due to death, resignation, or removal from Town, the appointment to fill the unexpired term shall be made by the Town Moderator.
- e. Members of the Finance Committee may serve as Representative Town Meeting members.
- f. No officer of the Town or a member of any Board, Commission, or other Committee of the Town, whether elected or appointed, shall be a member of the Finance Committee.
- g. It shall be the duty of the Finance Committee to consider all articles in any Warrant for a Town Meeting and to recommend appropriate action to Town Meeting.
- h. The committee shall investigate the cost of maintenance and the expenditures of the different departments of the Town and recommend in detail the amount to be appropriated for each department for the ensuing year.
- i. Copies of all article to be inserted in any Warrant shall be transmitted to the Finance Committee the First Monday following the closing of that Warrant.
- j. On or before the first Monday in April of each year the Board of Selectmen shall present to the Committee an estimate of the expenditures of each department for the ensuing year together with the tabulated expenditures of the two (2) preceding years. Copies of all petitioned articles to be inserted in the Warrant shall be transmitted to the Finance Committee the first Monday following the Closing of the Warrant.
- k. Annual detailed estimates to be furnished to the Town Accountant are required by State Law, Chapter 41, Section 59 as amended.

l. The Finance Committee shall at least fourteen (14) days prior to the holding of the business session of a Town Meeting make public its recommendations in print regarding the articles to be considered at said Meeting. In making its recommendations for the operations of all Town departments the Committee shall specify the amount recommended for (1) Salaries and Wages (2) other department costs and (3) new equipment. In making its recommendations, the vote of the Committee on each article shall be set forth as part of the recommendations.

m. The Board of Selectmen shall within ten (10) days of the receipt of the report of the State Audit of the municipal accounts transmit a copy thereof to the Chairman of the Finance Committee such report to be made available to all Committee members.

n. Any transfer from the reserve fund shall be made by a majority vote of the Finance Committee, but only after due consideration of the request indicates that the transfer is for extraordinary or unforeseen expenditures.

## REPLACEMENT

### Article I. Town Meeting, Section 5. Finance Committee

- a. There shall be a Finance Committee of nine (9) citizens, legal voters of the Town of North Attleborough who shall be appointed within twenty (20) days after the close of the Annual Town Meeting.
- b. The Finance Committee shall be appointed by the Town Moderator.
- c. As the terms of the members expire the Town Moderator shall make appointments for terms of three (3) years.
- d. In the event of a vacancy on the Committee due to death, resignation, or removal from Town, the appointment to fill the unexpired term shall be made by the Town Moderator.
- e. Members of the Finance Committee may serve as Representative Town Meeting members.
- f. No officer of the Town or a member of any Board, Commission, or other Committee of the Town, whether elected or appointed, shall be a member of the Finance Committee.
- g. It shall be the duty of the Finance Committee to consider all articles in any Warrant for a Town Meeting and to recommend appropriate action to Town Meeting.
- h. The committee shall investigate the cost of maintenance and the expenditures of the different departments of the Town and recommend in detail the amount to be appropriated for each department for the ensuing year.
- i. The Finance Committee shall at least fourteen (14) days prior to the holding of the business session of a Town Meeting make post its recommendations on the Town Website and in print regarding the articles to be considered at said Meeting. In making its recommendations for the operations of all Town departments the Committee shall specify the amount recommended for (1) Salaries and Wages (2) other department costs and (3) new equipment. In making its recommendations, the vote of the Committee on each article shall be set forth as part of the recommendations.
- j. Any transfer from the reserve fund shall be made by a majority vote of the Finance Committee, but only after due consideration of the request indicates that the transfer is for extraordinary or unforeseen expenditures.
- k. Refer to By Law Article III: Town Finance, Section 2: Capital Improvement, Paragraph d.  
Or to take any action relative thereto.

## PURPOSE AND JUSTIFICATION

It is important to delineate the responsibilities of the Finance Committee from the Board of Selectmen. Paragraph k was added to reference another section of the Town's By-Laws denoting the duties of the Finance Committee with regard to the Finance Committee's review of the Capital Improvement Plan for Town Meeting.

### FINANCE COMMITTEE VOTE: 7-0

### MAJORITY VOTE

**FINANCE COMMITTEE RECOMMENDATION: That the Town vote to delete the current ARTICLE I. TOWN MEETING, Section 5. FINANCE COMMITTEE, contained within the Town By-laws, in its entirety and replace it with the following:**

### ARTICLE I. TOWN MEETING, Section 5. FINANCE COMMITTEE

- a. There shall be a Finance Committee of nine (9) citizens, legal voters of the Town of North Attleborough who shall be appointed within twenty (20) days after the close of the Annual Town Meeting.
- b. The Finance Committee shall be appointed by the Town Moderator.
- c. As the terms of the members expire the Town Moderator shall make appointments for terms of three (3) years.
- d. In the event of a vacancy on the Committee due to death, resignation, or removal from Town, the appointment to fill the unexpired term shall be made by the Town Moderator.
- e. Members of the Finance Committee may serve as Representative Town Meeting members.

- f. No officer of the Town or a member of any Board, Commission, or other Committee of the Town, whether elected or appointed, shall be a member of the Finance Committee.
- g. It shall be the duty of the Finance Committee to consider all articles in any Warrant for a Town Meeting and to recommend appropriate action to Town Meeting.
- h. The committee shall investigate the cost of maintenance and the expenditures of the different departments of the Town and recommend in detail the amount to be appropriated for each department for the ensuing year.
- i. The Finance Committee shall at least fourteen (14) days prior to the holding of the business session of a Town Meeting make post its recommendations on the Town Website and in print regarding the articles to be considered at said Meeting. In making its recommendations for the operations of all Town departments the Committee shall specify the amount recommended for (1) Salaries and Wages (2) other department costs and (3) new equipment. In making its recommendations, the vote of the Committee on each article shall be set forth as part of the recommendations.
- j. Any transfer from the reserve fund shall be made by a majority vote of the Finance Committee, but only after due consideration of the request indicates that the transfer is for extraordinary or unforeseen expenditures.
- k. Refer to By Law Article III: Town Finance, Section 2: Capital Improvement, Paragraph d.

**FINANCE COMMITTEE REASON:** As stated in the purpose and justification.

**By a majority vote, the RTM members approved the Finance Committee’s recommendation.**

**ARTICLE 13 – REZONE A PORTION OF ASSESSORS’ PLAT 22, LOT 94 BOARD OF SELECTMEN**

To see if the town will vote to amend the Zoning Map for the Town of North Attleborough, Massachusetts by changing that portion of Assessors’ Map 22 Lot 94 (the “Property”) currently located in the R-40 zoning district as shown on the plan attached hereto as Exhibit A from the R-40 zoning district to the C-30 zoning district so that the entire property is located within the C-30 zoning district. A copy of the portion of the Assessors’ Map 22 is attached hereto as Exhibit B. Or to take any action relative thereto.

**PURPOSE AND JUSTIFICATION**

This Amendment will create one zoning district within the subject parcel and will allow the petitioner to develop the Property as a hotel, which said use is allowed as a matter of right in the C-30 zoning district. A copy of the petitioner’s proposed site plan is attached hereto as Exhibit C.

**FINANCE COMMITTEE VOTE: 7-0**

**2/3 MAJORITY VOTE**

**AMENDED FINANCE COMMITTEE RECOMMENDATION:** That the Town vote to amend the Zoning Map for the Town of North Attleborough, Massachusetts by changing that portion of Assessors’ Map 22 Lot 94 (the “Property”) currently located in the R-40 zoning district as shown on the plan attached hereto as Exhibit A from the R-40 zoning district to the C-30 zoning district so that the entire property is located within the C-30 zoning district. A copy of the portion of the Assessors’ Map 22 is attached hereto as Exhibit B .

**FINANCE COMMITTEE REASON:** The Planning Board voted 4-0 to support this zone change request and the Committee agreed that it makes sense for the entire lot to be one zone.

After much discussion a motion was made to move the question.

Motion Seconded

**Motion Carried**

**By a 2/3’smajority vote, the RTM members defeated the Finance Committee’s recommendation (Yes 29 No 60).**

**By a majority vote the RTM members approved a motion to adjourn Sine Die at 9:01 PM on June 4, 2018.**