

**PROCEEDINGS
SEMI-ANNUAL TOWN MEETING
OCTOBER 17, 2011**

On Monday, October 17, 2011, Town Clerk, Maxwell G. Gould, opened the Semi-Annual Town Meeting at 7:08 PM by announcing "With 89 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 our men and women serving overseas in the Armed Forces.

Town Moderator, Deborah Kohl, read the warrant:

**NORTH ATTLEBOROUGH WARRANT
FOR THE REPRESENTATIVE SEMI-ANNUAL TOWN MEETING**

MONDAY, OCTOBER 17, 2011

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 17TH OF OCTOBER, 2011 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 ten 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 June 2, 2011

NORTH ATTLEBOROUGH BOARD OF SELECTMEN

John C. Rhyno, Chairman

Christopher L. Sweet, Vice-Chairman

Paul J. Belham

Joan Marchitto

Michael S. Thompson

Town Moderator, Deborah Kohl, then 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 attested copies of this warrant in nineteen (19) public places in said town twenty-one (21) days before the time of said meeting.

Chief John J. Reilly,
Constable Town of North Attleborough

1. Central Fire Station
2. Town Clerk's Office
3. Nissan Village
4. Housing for the Elderly - Center
5. Housing for the Elderly - Elm Terrace
6. Boch Toyota South
7. Shaws Supermarket
8. Cumberland Farms - Kelley Boulevard
9. Allen Avenue Fire Station
10. Richards Memorial Library
11. Hockomock YMCA
12. Falls Post Office
13. A&J Restaurant – 560 Kelley Boulevard
14. Housing for the Elderly - Circle Court
15. Sharon Credit Union
16. Bristol County Savings Bank
17. Cushman Union Church - 2 May Street
18. Bank of America - Center
19. Stop & Shop

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.

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 an article must specify where the additional monies will come from.

Motion seconded.

Motion carried.

ARTICLE 1 FIRE CONTRACT

B.O.S.

To see if the Town will vote to appropriate the sum of \$_____ to supplement the budget of the Fire 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 Firefighters Local 1992 and to determine how said appropriation shall be raised, whether by taxation, transfer from available funds or otherwise.

Or to do or act in any manner relative thereto.

FINANCE COMMITTEE VOTE: 9-0

MAJORITY VOTE

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

ARTICLE 4 APPROPRIATE ADDITIONAL FUNDS FOR QUINN BILL POLICE DEPT.

To see if the Town will vote to appropriate the sum of One Hundred and Thirty-Seven Thousand Six Hundred and Seven (\$137,607.71) Dollars and Seventy One Cents, to supplement Dept. #210 Police Department Salaries (Line 210A). Said sum to be funded by free cash, general taxation or other available funds.

Or to do or act in any manner relative thereto.

See Attached

PURPOSE AND JUSTIFICATION

Some years ago, the Town agreed to adopt the Quinn Bill, which is a college incentive plan for police officers. The Town would pay the full amount owed to each officer based on his or her degree, and the Commonwealth would then reimburse the Town fifty percent (50%) of the total amount paid. An officer with an Associate's Degree in Criminal Justice would receive a 10% increase in their salary, an officer with a Bachelor's Degree would receive a 20% increase, and an officer with a Master's Degree would receive a 25% increase. The State has recently stopped reimbursing cities and towns for their Quinn Bill obligations. However, due to contractual agreements with both the patrolman's union and the superior officers union, the Town is obligated to pay the full amount in advance, knowing that there may not be reimbursement from the Commonwealth. Since that reimbursement is no longer available, the Town, due to contractual language, deducts the reimbursement amount from each officer's check over an eight (8) week period near the end of the fiscal year.

The Town is mandated by contractual language, to pay this amount (\$137,607.71) each July, to represent the State's portion of the agreement. The Town will be made whole again by one of two ways, (1) the Commonwealth will reimburse the Town, or (2) The Union members will reimburse the Town.

FINANCE COMMITTEE VOTE: 8-1

MAJORITY ROLL CALL

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to appropriate the sum of One Hundred and Thirty-Seven Thousand Six Hundred and Seven (\$137,607.71) Dollars and Seventy One Cents, to supplement Dept. #210 Police Department Salaries (Line 210A). Said sum to be paid from General Taxation.

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

John Donohue (P7) made a motion to Move the Question.

Motion seconded

By a 2/3 vote, obvious to the Moderator, the RTM members approved the motion.

By a Roll Call Vote the RTM members approved the Finance Committee recommendation. 94 members voting, Yes = 89 No = 5.

ARTICLE 5 SUPPLEMENT LIABILITY INSURANCE ACCOUNT B.O.S.

To see if the Town will vote to supplement the Omnibus Budget Article 5 of the FY2012 (June 6, 2011) Annual Town Meeting Line 945 Liability Insurance by adding \$20,450.00 to the current amount of \$804,757.00 to change the total to \$825,207.00 and to determine how said sum shall be raised, whether by taxation, transfer from available funds or otherwise.

Or to do or act in any manner relative thereto.

FINANCE COMMITTEE VOTE: 9-0

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: This article was handled under article three.

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

ARTICLE 6 SUPPLEMENT UNEMPLOYMENT INSURANCE B.O.S.

To see if the Town will vote to supplement the Omnibus Budget Article 5 of the FY2012 (June 6, 2011) Annual Town Meeting Line 913, Unemployment Insurance by adding _____ to the current amount of \$200,000.00 to change the total to \$_____, and to determine how said sum shall be raised, whether by taxation, transfer from available funds or otherwise.

Or to do or act in any manner relative thereto.

PURPOSE AND JUSTIFICATION

The increase in the budget is related to employee layoffs for the fiscal year due to budget constraints.

FINANCE COMMITTEE VOTE: 9-0

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to transfer \$100,000.00 from the Health Insurance Account (Acct. 914A) into the Unemployment Account (913A).

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 APPROPRIATE FUNDS FOR CROSSING GUARDS POLICE DEPT.

To see if the Town will vote to appropriate the sum of Thirty-Six Thousand (\$36,000.30) Dollars and Thirty Cents, to supplement Department #210, Police Department Salaries (Line 210A). Said sum to be funded by free cash, general taxation, or other available funds.

Or to do or act in any manner relative thereto.

PURPOSE AND JUSTIFICATION

During the construction of the FY12 budget, department heads were asked to reduce their budgets by a certain percentage to meet Town financial needs. The Police Department cut Nine Thousand and Ninety Nine (\$9,099.30) Dollars and Thirty Cents from patrolman salaries and Twenty-Six Thousand, Nine Hundred and One (\$26,901.00) Dollars from part time crossing guard salaries. This Department is asking to be reimbursed the total sum of \$36,000.30 to fully fund this Town's crossing guard positions and to fully fund one patrolman's salary.

FINANCE COMMITTEE VOTE: 9-0

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to appropriate the sum of Thirty-Six Thousand (\$36,000.00) Dollars, to supplement Department #210, Police Department Salaries (Line 210A).

Said sum to be funded from General Taxation.

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

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

ARTICLE 8 SUPPLEMENT FIRE/AMBULANCE OVERTIME FIRE COMM.

To see if the Town will vote to supplement Fire/Ambulance Dept. Salaries Article 5, Line 220A of the Annual Town Meeting June 6, 2011 (FY 2012) by adding \$37,000 to change the amount from \$4,126,588 to \$4,163,588. Said sum to be transferred from available free cash, general taxation, or any other available funds.

Or to do or act in any manner relative thereto.

PURPOSE AND JUSTIFICATION

This is for the Overtime account. This would give \$1000 per week for the rest of FY12 to ensure adequate manpower per Shift.

FINANCE COMMITTEE VOTE: 9-0

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: Due to the current financial situation, the Committee feels that departments have to try to operate within their budgets.

Bart Steele (P7) made a motion to Move the Question.

Motion seconded

By a 2/3 vote, obvious to the Moderator, the RTM members approved the motion.

With less than a majority in favor, the RTM members defeated the Finance Committee's recommendation.

Paul Couturier (P3) made a motion for affirmative action as follows:

That the Town vote to supplement Fire/Ambulance Dept. Salaries Article 5, Line 220A of the Annual Town Meeting June 6, 2011 (FY 2012) by adding \$37,000 to change the amount from \$4,126,588 to \$4,163,588. Said sum to be transferred from available free cash.

Motion seconded.

By a majority vote the RTM members approved the motion.

ARTICLE 9

SUPPLEMENT FIRE/AMBULANCE SALARIES

FIRE COMM.

To see if the Town will vote to supplement Fire/Ambulance Dept. Salaries Article 5, Line 220A of the Annual Town Meeting June 6, 2011 (FY 2012) by adding \$105,000 to change the amount from \$4,126,588 to \$4,231,588. Said sum to be transferred from available free cash, general taxation, or any other available funds.

Or to do or act in any manner relative thereto.

PURPOSE AND JUSTIFICATION

This will keep 2 paramedic firefighters from being laid off in January of 2012 which would reduce coverage of the second ambulance. This would also provide money for EMS continuing education as per the collective bargaining agreement.

FINANCE COMMITTEE VOTE: 9-0

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: Due to the current financial situation, the Committee feels that departments have to try to operate within their budgets.

Bart Steele (P7) made a motion to Move the Question.

Motion seconded

By a 2/3 vote, obvious to the Moderator, the RTM members approved the motion.

With less than a majority in favor, the RTM members defeated the Finance Committee's recommendation.

John Donohue (P73) made a motion for affirmative action as follows:

That the Town vote to supplement Fire/Ambulance Dept. Salaries Article 5, Line 220A of the Annual Town Meeting June 6, 2011 (FY 2012) by adding \$105,000 to change the amount from \$4,163,588 to \$4,268,588. Said sum to be transferred from available free cash.

By a majority vote the RTM members approved the motion.

ARTICLE 10 SUPPLEMENT SCHOOL DEPT. BUDGET SCHOOL DEPT.

To see if the Town will vote to appropriate the sum of \$510,000.00, or any other sum, to supplement Article 5, Department 300, Line 300A – School Department Expenses of the Annual Town Meeting for the fiscal year 2012. Said sum to be appropriated either by transfer from Free Cash, transfer from Stabilization, transfer of available funds, taxation, or otherwise.

Or to do or act in any manner relative thereto.

PURPOSE AND JUSTIFICATION

This will allow the School Department to restore positions and line items eliminated during the budget process in the Spring of 2011. This will include, but not be limited to: teachers, nurses, paraprofessionals, Special Education needs, instructional support and/or extra-curricular activities for students, technology, maintenance and to offset transportation costs.

FINANCE COMMITTEE VOTE: 9-0

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: Due to the current financial situation, the Committee feels that departments have to try to operate within their budgets.

A motion to adjourn the Meeting to 7:00 PM on Wednesday, October 19, 2011 at the Middle School Cafetorium was made and seconded.

By a majority vote the RTM members approved the motion.

On Wednesday, October 19, 2011, Town Clerk, Maxwell G. Gould, opened the adjourned Semi-Annual Town Meeting at 7:03 PM by announcing “With 82 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 our men and women serving overseas in the Armed Forces.

Discussion resumed on Article 10.

Paul Follet (P5) made a motion to Move the Question.

Motion seconded

By a 2/3 vote, obvious to the Moderator, the RTM members approved the motion.

The RTM members approved the Finance Committee’s Recommendation by a vote of 44 Yes and 43 No.

Christopher Sweet (P8) made a motion to take Articles 24 and 25 out of order and consider them as the next order of business.

Motion seconded

By a 2/3 vote, obvious to the Moderator, the RTM members approved the motion.

Moderator Deborah Kohl announced that she would like to suspend the rules to allow for a Roll Call Vote to be taken on Article 10.

18 RTM members called for a Roll Call Vote on Article 10.

Gregory St. Lawrence (P7) on a “Point of Order” challenged the Moderator’s ability to Suspend the Rules without a vote by the RTM members.

The Moderator ruled that the Point of Order was correct and called for a vote to suspend the rules to allow for a Roll Call Vote to be taken on Article 10.

The motion to suspend the rules was defeated. Total voting = 89; 2/3 required = 60. Yes = 50; No = 39.

The request for a Roll Call Vote on Article 10 was therefore ruled as Out of Order.

Article 24 was considered at this point in the meeting.

Article 25 was considered at this point in the meeting.

David Manoogian (P8) made a motion to take Article 26 out of order and consider it as the next order of business.

Motion seconded

By a 2/3 vote, obvious to the Moderator, the RTM members approved the motion.

Article 26 was considered at this point in the meeting.

ARTICLE 11 SUPPLEMENT VETERANS BUDGET VETERANS DEPT.

To see if the Town will vote to supplement Article 5, Line 543, Part-time salary of the FY2012 Annual Town Meeting (June 6, 2011) by adding the amount of \$4,200.00 to the current amount of \$15,188.87 to \$20,088.87 and to determine how said sum shall be raised, whether by taxation, transfer from available funds or otherwise.

PURPOSE AND JUSTIFICATION

The requirements of both town and state have created the need for a dedicated assistant to keep town reimbursements and bills current. The Veteran’s Services Department in Boston has increased the amount of information that must be presented for our recipients and the additional clerical work has increased the work load for the veteran’s office assistant.

FINANCE COMMITTEE VOTE: 7-2 MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to appropriate \$4,200.00 to supplement the Veterans Salary Account (543A). Said sum to be paid from General Taxation.

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 TRANSFER FUNDS FOR INSURANCE PREMIUMS SOLID WASTE DEPT.

To see if the Town will vote to transfer the sum of \$166.00 from the Landfill Enterprise General Expenses budget (#430B) Emergency Reserve Expense Account to the Landfill Enterprise Indirect Costs (#430E) Insurance Premiums Account.

Or to do or act in any manner relative thereto.

PURPOSE AND JUSTIFICATION

The increase in Workers’ Compensation insurance premium was greater than anticipated during the budgetary process.

FINANCE COMMITTEE VOTE: 9-0

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to transfer the sum of \$166.00 from the Landfill Enterprise Emergency Reserve Account (430C) to the Landfill Enterprise Indirect Costs Account (#430E).

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

AMEND SEWER ENTERPRISE BUDGET

B.P.W.

To see if the Town will vote to amend Article 5 of the June 6, 2011 Annual Town Meeting Sewer Enterprise Fund, Department 440, Budget Line Items as follows:

		FY12 APPROVED	FY12 AMENDED
440	SEWER ENTERPRISE	BUDGET	BUDGET
440A	Salaries	\$ 966,635.00	\$ 861,360.29
440B	General Expenses	\$1,408,612.00	\$ 1,408,612.00
440C	Depreciation	\$	\$
440D	Debt Service	\$2,222,356.00	\$ 1,798,356.00
440E	Indirect Costs	\$ 440,676.00	\$ 440,676.00
440F	Emergency Reserve	\$ 200,000.00	\$ 200,000.00
	SEWER ENTERPRISE TOTAL	\$5,238,279.00	\$ 4,709,004.29

That the sum of \$4,459,004.29 be appropriated from Sewer Enterprise Fund receipts. That the sum of \$250,000 be appropriated from Retained Earnings. That the sum of \$206,589 Indirect Costs be transferred to the General Fund. Or to do or act in any manner relative thereto.

PURPOSE AND JUSTIFICATION

As a result of agreements between the Town and the Labor, Clerical, and Management unions, the approved FY2012 Budget for the Sewer Enterprise funds exceed what is required for salaries. This Article reduces the FY2012 Sewer Enterprise Salaries budget to the appropriate amounts. The Article also reduces debt service costs for Actual FY2012 costs. The FY2012 Debt Service Budget costs will be lower than anticipated for the Wastewater Treatment Facility Upgrades. All funds shall be generated from Sewer Enterprise receipts.

FINANCE COMMITTEE VOTE: 9-0

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to amend Article 5 of the June 6, 2011 Annual Town Meeting Sewer Enterprise Fund, Department 440, Budget Line Items as follows:

		FY12 APPROVED	FY12 AMENDED
440	SEWER ENTERPRISE	BUDGET	BUDGET
440A	Salaries	\$ 966,635.00	\$ 861,360.29
440B	General Expenses	\$1,408,612.00	\$ 1,408,612.00
440C	Depreciation	\$	\$
440D	Debt Service	\$2,222,356.00	\$ 1,798,356.00
440E	Indirect Costs	\$ 440,676.00	\$ 440,676.00
440F	Emergency Reserve	\$ 200,000.00	\$ 250,000.00
	SEWER ENTERPRISE TOTAL	\$5,238,279.00	\$ 4,759,004.29

That the sum of \$4,509,004.29 be appropriated from Sewer Enterprise Fund receipts. That an additional \$50,000 be appropriated from Retained Earnings for a total of \$250,000. That the sum of \$206,589 Indirect Costs be transferred to the General Fund.

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

ARTICLE 14 AMEND WATER ENTERPRISE BUDGET B.P.W.

To see if the Town will vote to amend Article 5 of the June 6, 2011 Annual Town Meeting Water Enterprise Fund, Department 450, Budget Line Items as follows:

		FY12 APPROVED	FY12 AMENDED
		BUDGET	BUDGET
450	WATER ENTERPRISE		
450A	Salaries	\$ 965,678.23	\$ 898,801.81
450B	General Expenses	\$1,799,483.00	\$ 1,799,483.00
450C	Depreciation	\$	\$
450D	Debt Service	\$1,209,409.18	\$ 1,209,409.18
450E	Indirect Costs	\$ 517,065.26	\$ 517,065.26
450F	Emergency Reserve	\$ 200,000.00	\$ 200,000.00
	WATER ENTERPRISE TOTAL	\$4,691,635.67	\$ 4,624,759.25

That the sum of \$4,424,759.25 be appropriated from Water Enterprise Fund receipts. That the sum of \$200,000 be appropriated from Retained Earnings. That the sum of \$220,876 Indirect Costs be transferred to the General Fund. Or to do or act in any manner relative thereto.

PURPOSE AND JUSTIFICATION

As a result of agreements between the Town and the Labor, Clerical, and Management unions, the approved FY2012 Budget for the Water Enterprise funds exceed what is required for salaries. This Article reduces the FY2012 Water Enterprise Salaries budget to the appropriate amounts. All funds shall be generated from Water Enterprise receipts.

FINANCE COMMITTEE VOTE: 9-0

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to amend Article 5 of the June 6, 2011 Annual Town Meeting Water Enterprise Fund, Department 450, Budget Line Items as follows:

		FY12 APPROVED	FY12 AMENDED
		BUDGET	BUDGET
450	WATER ENTERPRISE		
450A	Salaries	\$ 965,678.23	\$ 898,801.81
450B	General Expenses	\$1,799,483.00	\$ 1,799,483.00
450C	Depreciation	\$	\$
450D	Debt Service	\$1,209,409.18	\$ 1,209,409.18
450E	Indirect Costs	\$ 517,065.26	\$ 517,065.26
450F	Emergency Reserve	\$ 200,000.00	\$ 200,000.00
	WATER ENTERPRISE TOTAL	\$4,691,635.67	\$ 4,624,759.25

That the sum of \$4,424,759.25 be appropriated from Water Enterprise Fund receipts. That the sum of \$200,000 be appropriated from Retained Earnings. That the sum of \$220,876 Indirect Costs be transferred to the General Fund.

FINANCE COMMITTEE REASON: At stated in the purpose and justification.

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

ARTICLE 15

CIP ARTICLE

B.O.S.

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 the 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 or 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: MUNICIPAL CIP PURCHASES AND ON-GOING MAINTENANCE EFFORTS FUNDED BY TAXES OR OTHER AVAILABLE FUNDS

That the sum of \$176,822 or any other sum, hereby is appropriated for various capital projects and equipment as shown below, to be expended under the direction of the Town Board/Official indicated, or Municipal Building Committee if applicable, 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, or the Municipal Building Committee if applicable, until expended or released, unless transferred by Town Meeting.

<u>ITEM</u>	<u>AMOUNT</u>	<u>DESCRIPTION</u>	<u>REQUESTED BY</u>
3.	\$37,000	Technology Hardware Upgrades	IT Department
4.	\$7,500	Awning	Board of Selectmen
5.	\$11,000	Website Conversion/Hosting	IT Department
6.	\$5,750	Outdoor Sign for Town Hall	Board of Selectmen
7.	\$2,200	Hand held weed whackers/ Blowers	Park & Recreation
8.	\$61,372	Town wide Licensing Application	IT Department
9.	\$52,000	Complete Fiber Run to Zoo	IT Department

PART 2: MUNICIPAL CIP PURCHASES AND ON-GOING MAINTENANCE EFFORTS FUNDED BY RETAINED EARNINGS/ENTERPRISE FUNDS

That the various capital projects and equipment purchases shown below and totaling \$40,000 or any other sum, shall be undertaken and financed by retained earnings, enterprise funds or other funds as shown below, such funds to be expended under the direction of the Town Board/Official indicated, or the Municipal Building Committee if applicable, until expended or released, unless transferred by Town Meeting.

<u>ITEM</u>	<u>AMOUNT</u>	<u>DESCRIPTION</u>	<u>REQUESTED BY</u>	<u>ANTICIPATED SOURCE OF FUNDS</u>
10.	\$40,000	Revaluation	Board of Assessors	Overlay Surplus Account

**PART 3: MUNICIPAL CIP PURCHASES AND ON-GOING MAINTENANCE EFFORTS
FUNDED BY BORROWING OR OTHER AVAILABLE FUNDS**

That the sum of \$4,861,824 or any other sum, be and hereby is appropriated for various capital projects and equipment purchases, including design, engineering, construction and installation, and for costs incidental and related thereto, as listed below.

<u>ITEM</u>	<u>AMOUNT</u>	<u>DESCRIPTION</u>	<u>REQUESTED BY</u>	ANTICIPATED PROJECT STATUTORY CITATION, CHAPTER 44, SECTION () OR ANY OTHER ENABLING AUTHORITY
That said sum for any project listed in Part 3 be raised by General Tax, by transfer from available funds, by borrowing or otherwise; and that to meet this appropriation, the Treasurer with the approval of the Board of Selectmen is hereby authorized to borrow the sum of \$1,977,749 (total of projects listed in Part 3 of this article) or any other sum, under and pursuant to the statutes cited above or any other enabling authority, and to issue bonds or notes of the Town therefore; and that the requested sum of \$1,977,749 be expended for project costs by the Town Board/Official listed, or the Municipal Building Committee if applicable, and the sum of - 0 - be expended for issuance costs under the direction of the Town Treasurer; and that betterment assessments therefore shall be levied under the provisions of Town By-Laws where applicable.				
11.	\$120,000	Removal of Potentially Hazardous Issues	School Department	44, 7(31)
13.	\$28,000	Middle School Phones/PA System	School Department	44, 7(9)
14.	\$45,000	SCBA Compressor & Fill Stations	Fire Department	44, 7(9)
15.	\$37,000	Rescue Boat & Trailer	Fire Department	44, 7(9)
16.	\$12,500	High Visibility Raincoats	Police Department	44, 7(9)
17.	\$26,000	Falls Pond Dam Repairs	Conservation Commission	44, 8(4A), 8(7C)
21.	\$500,000	Maintenance & Repair of Roads, Bridges & Sidewalks	Board of Public Works	44, 7(5)(6)
22.	\$535,651	District Technology Plan	School Department	44, 7(21)
24.	\$35,000	Dishwasher Replacement Roosevelt School	School Department	44, 7(9)
25.	\$90,000	District Building Security		

		Expansion	School Department	44, 7(3a)
26.	\$50,000	Carpeting	Board of Selectmen	44, 7(3a)
27.	\$8,000	Small Power Tools, Equipment & Safety Gear	Board of Public Works	44, 7(9)
28.	\$24,995	Vehicle Replacement	Board of Health	44, 7(9)
29.	\$40,000	Windows, Siding & Doors Station #2	Fire Department	44, 7(3A)
30.	\$90,000	District Carpet Replacement	School Department	44, 7(3A)
31.	\$25,000	Replace Vehicle #1	Board of Public Works	44, 7(9)
33.	\$45,000	Replace Vehicle #41 F250 With Utility Body	Board of Public Works	44, 7(9)
34.	\$42,585	Command Car Replacement & Related Equipment	Fire Department	44, 7(9)
35.	\$48,000	Mobile Lift System	Board of Public Works	44, 7(9)
36.	\$8,200	Lawn Mower	Park & Recreation	44, 7(9)
37.	\$10,000	Fence Repair	Park & Recreation	44, 7(3A)
38.	\$67,000	Skid Steer/Brush Cutter	Park & Recreation	44, 7(9)
39.	\$29,500	Portable Bleacher Replacement	Park & Recreation	44, 7(9)
40.	\$23,318	Ford Ranger	Animal Control	44, 7(9)
41.	\$15,000	Playground Equipment	Park & Recreation	44, 7(9)
42.	\$22,000	Alt. Boom Flail Mowing Attachments for Bobcat	Board of Public Works	44, 7(9)

Or to do or act in any manner relative thereto.

FINANCE COMMITTEE VOTE: 5-4

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: The Committee felt that there may be a less expensive alternative vehicle available other than the one that was presented. The committee only considered and voted on the one item that was being recommended for approval, which was Item 34 under "Part 3" of the CIP.

Bart Steele (P7) made a motion to Move the Question.

Motion seconded

By a 2/3 vote, obvious to the Moderator, the RTM members approved the motion.

With less than a majority in favor, the RTM members defeated the Finance Committee's recommendation.

Arthur Higginbotham (P3) made a motion for affirmative action as follows:
Affirmative Action for Part #3 of Article #15

That the sum of \$42,585 is hereby appropriated for the items listed below:

<u>ITEM</u>	<u>AMOUNT</u>	<u>DESCRIPTION</u>	<u>REQUESTED BY</u>	ANTICIPATED PROJECT STATUTORY CITATION, CHAPTER 44, SECTION () OR ANY OTHER ENABLING AUTHORITY
34.	\$42,585	Command Car Replacement & Related Equipment	Fire Department	44, 7(9)

And the Treasurer, with the approval of the Board of Selectmen is hereby authorized to borrow the sum of \$42,585 under and pursuant to Chapter 44, Section 7 (9) of the General laws, or pursuant to any other enabling authority, and issue bonds or notes of the town therefore; and that the requested sum of \$42,585 be expended by the Board of Fire Commissioners for project costs.

By a 2/3 vote, obvious to the Moderator, the RTM members approved the motion. Kevin Nugent (P7) abstained from the vote.

A motion to adjourn the Meeting to 7:00 PM on Monday, October 24, 2011 at the Middle School Cafetorium was made and seconded.

By a majority vote the RTM members approved the motion.

On Monday, October 24, 2011, Town Clerk, Maxwell G. Gould, re-opened the adjourned Semi-Annual Town Meeting at 7:03 by announcing "With 85 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 our men and women serving overseas in the Armed Forces.

James McKenna (P3) made a motion that the RTM reconsider Article 10.

Motion seconded

Moderator Deborah Kohl ruled that she felt that there was sufficient reason to reconsider Article 10 and would therefore allow the motion to proceed.

More than 18 RTM members made a request for the vote on the motion to reconsider be by a roll call vote.

By a Roll Call vote the RTM members defeated the motion to reconsider Article 10. Total voting = 95. 2/3 Required = 64. Yes = 51; No = 44.

Town of North Attleborough. All explanatory matter thereon is hereby made a part of this bylaw. Or to do or act in any manner relative thereto.

PURPOSE AND JUSTIFICATION

The Planning Board is proposing an updated, user friendly version of the Zoning Map for the Town. It was determined that the best, most cost effective, and efficient way to create this map was to identify all existing parcels that were located in two or more districts and change the zoning of these parcels to entirely one district. All parcels were analyzed and the appropriate zone was determined by the highest percentage of land located within one district and/or the existing use of the property. The Planning Board notified those residents that were affected by these changes by certified mail and a public hearing was held prior to the submission of this warrant article. The zoning for Map 20 Lot 7, Map 21 Lots 45 & 433 and Map 35 Lot 243 shall remain unchanged at the request of the owners. Note: Previous opposition expressed during the Annual Town Meeting has been addressed and the map has been revised accordingly. See Attached information.

FINANCE COMMITTEE VOTE: 9-0

2/3 MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to amend the Zoning By-Laws, Section II.B. Boundaries, First paragraph, to read as follows:

The boundaries of each said districts are hereby established as shown, defined and bounded on a Geographic Information System Map entitled “Zoning By-Law Map of the Town of North Attleborough, Massachusetts,” at a scale of 1 inch = 1000 feet, dated August 18, 2011 and subsequently amended and on file in the office of the Town Clerk. The above reference map shall be adopted as the official Zoning By-Law Map for the Town of North Attleborough. All explanatory matter thereon is hereby made a part of this bylaw.

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

By a 2/3 vote, obvious to the Moderator, the RTM members approved the Finance Committee’s Recommendation.

ARTICLE 22 TO AMEND TOWN BY-LAWS TO INCLUDE A ANIMAL CONTROL “CANINE WASTE LAW”

To see if the Town will vote to amend Article X, Section I of the Town By-laws by adding “f” as follows:

It shall be the duty of each person who owns, possesses, controls or harbors a dog(s) to remove and dispose of any feces left by his/her dog(s) on any public area within the Town of North Attleborough or on any private property neither owned nor occupied by said person.

This regulation shall not apply to a dog accompanying a handicapped person who, by reason of his or her handicap, is physically unable to comply with the requirements of this section or to any person who utilizes a service dog.

Or to do or act in any manner relative thereto.

PURPOSE AND JUSTIFICATION

The Environmental Protection Agency has determined that pet waste is a source of pollution, which puts feces in the same category as oil and toxic chemicals. One single gram of dog waste can contain 23 million fecal coli-form bacteria, which are known to cause intestinal illness and serious kidney disorders in humans.

In addition to unpleasant contact with feces on sidewalks and beaches etc., finding pet waste in our cemeteries is rude and disrespectful.

We need to avoid the parasite and provide a more sanitary environment. This cycle begins and ends with us.

FINANCE COMMITTEE VOTE: 9-0

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to amend Article X, of the Town By-laws by creating Section 3. CANINE WASTE LAW” as follows:

Section 3: CANINE WASTE LAW

To see if the Town will vote to amend Article VIII, APPOINTED BOARDS AND COMMITTEES of the Town By-laws, by adding, Section 19. MUNICIPAL COMMISSION ON DISABILITY

Section 19. MUNICIPAL COMMISSION ON DISABILITY

- a. The Municipal Commission on Disability shall be governed in accordance with the provisions of Chapter 40, Sections 8J and 22G of the Massachusetts General Laws.
- b. The Commission's principle is to:
 - Research local problems of people with disabilities;
 - Advise and assist municipal officials in ensuring compliance with Federal and State disability laws, particularly the Massachusetts Architectural Access Board (AAB) and the Americans with Disabilities Act (ADA);
 - Review policies and activities of municipal departments and boards as they affect persons with disabilities;
 - Provide information, referral, advocacy and technical assistance to individuals, businesses and organizations in all matters pertaining to disability.
- c. The Commission shall consist of no less than five (5) nor more than nine (9) members, appointed by the Board of Selectmen and serving overlapping terms of three (3) years. A majority of the Commission members shall consist of people with disabilities; one member shall be a member of the immediate family of a person with a disability; and one member shall be either an elected or appointed official of the Town of North Attleborough.
- d. The Commission shall serve without pay.
- e. Whenever a vacancy shall occur in the membership of the Commission for whatever reason, the vacancy shall be filled by appointment of the Board of Selectmen for the remainder of the term.
- f. The Commission shall meet at least ten times annually, shall keep accurate records of its meetings and actions and shall file an annual report of its activity to the Town for printing in the Town's annual report. Or to do or act in any manner relative thereto.

PURPOSE AND JUSTIFICATION

Although its guidelines appear in the Massachusetts General Laws, the Municipal Commission on Disability believes that it is important to have its entity appear within the Town By-laws as other boards and commissions.

FINANCE COMMITTEE VOTE: 9-0

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to amend Article VIII, APPOINTED BOARDS AND COMMITTEES of the Town By-laws, by adding, Section 19. MUNICIPAL COMMISSION ON DISABILITY

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- d. The Commission shall serve without pay.
- e. Whenever a vacancy shall occur in the membership of the Commission for whatever reason, the vacancy shall be filled by appointment of the Board of Selectmen for the remainder of the term.
- f. The Commission shall meet at least ten times annually, shall keep accurate records of its meetings and actions and shall file an annual report of its activity to the Town for printing in the Town’s annual report.

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

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

Article 25 was considered after Article 10 in the proceedings.

**ARTICLE 25 TO AMEND POLICE REGULATIONS TO UPDATE M.C.D.
HANDICAP PARKING REGULATIONS IN TOWN BY-LAW**

To see if the Town will vote to amend Article XIII POLICE REGULATIONS, Section 12. a. and b. HANDICAPPED PARKING of the Town By-laws as follows:

Section 12. HANDICAPPED PARKING

a. Any person that has lawful control of a public or private way or of improved, or enclosed property used as off-street parking area for businesses, shopping malls, theaters, auditoriums, sporting or recreational facilities, cultural centers, residential dwellings of three units or more, or for any other place where the public has a right of access as invitees or licensees, shall reserve parking spaces in said off-street parking areas for any vehicle which bears the “International Symbol of Access” license plate, placard or Disabled Veteran authorized by MGL Section 2 of Chapter 90.

b. The parking spaces reserved in said off-street parking area for handicapped licenses plates, placards or Disabled Veterans shall be in accordance with the following formula, which incorporates both ADA guidelines and Massachusetts AAB (Architectural Access Board) regulations:

Total Parking Spaces	Reserved Parking Spaces
1-25	1
26-50	2

51-75	3
76-100	4
101-150	5
151-200	6
201-300	7
301-400	8
401-500	9
501-1,000	2% of total
1,001 and over	20 plus 1 for each 100 over 1000

One in every eight accessible spaces, but not less than one, shall be van accessible. Total parking spaces in an off-street parking lot shall not include those spaces that are duly posted and/or marked as restricted to employees or residents. All designated accessible parking spaces including signage along with their locations shall conform to Massachusetts AAB's Rules and Regulations 521 CMR 23.00.

Or to do or act in any manner relative thereto. See Attached

PURPOSE AND JUSTIFICATION

As the Massachusetts Architectural Board and Americans with Disabilities Act Accessibility Guidelines have recently been updated, it is important to reflect the pertinent changes for handicapped parking regulations.

FINANCE COMMITTEE VOTE: 7-2

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: The Committee members felt that the proposed parking schedule was too strict in comparison to the current State Requirements.

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

Article 26 was considered after Article 10 in the proceedings.

Town Moderator Deborah Kohl read the following letter from the Planning Board concerning Articles 21, 26, and 27 into the record:

October 5, 2011

*Deborah Kohl
Town Moderator
43 South Washington Street
North Attleborough, MA 02760*

Re: Articles Pertaining to Proposed Amendments to the Zoning By-Laws and Zoning By-Laws Map for the October 17, 2011 Semi-Annual Town Meeting.

Dear Ms. Kohl:

At their meeting held on October 4, 2011, the Planning Board voted on said articles as follows:

Articles 21, 26 and 27 are to see if the Town will vote to amend the Zoning By-Laws and Zoning By-Laws Map.

- Article 21: The Board voted unanimously (4-0) to recommend that this article be approved as submitted.*
- Article 26: The Board voted unanimously (4-0) to recommend that this article be approved as submitted.*
- Article 27: The Board voted (3-0-1) to recommend that this article be approved as submitted.*

On Behalf of the Planning Board,

*Mary E. Burgess
Town Planner*

**ARTICLE 26 TO AMEND ZONING BY-LAWS TO INCLUDE AN PETITION
INTEGRATED RETAIL DEVELOPMENT SECTION**

To see if the Town will vote to amend the North Attleborough Zoning By-laws, Section VI.L INTEGRATED RETAIL DEVELOPMENT, Paragraph 6 thereof by deleting the period at the end said Paragraph 6 and adding the following: “and (iii) theatrical exhibitions, public shows, public amusements, events and exhibitions (excluding carnivals and circuses) on off-street parking areas from January 1 through October 31 but only pursuant to Section VI.L.11.”

And also to amend said Section VII of the Zoning By-laws by adding thereto Paragraphs 11(a) and 11(b) which shall state as follows:

“11. (a) Prior to the conduct of any theatrical exhibitions, public shows, public amusements, events and exhibitions in an Integrated Retail Development pursuant to Section VI.L.6(iii) the owner or operator of the Integrated Retail Development shall apply to the Planning Board for the approval of a proposed exhibit area or areas within which such theatrical exhibitions, public shows, public amusements, events and exhibitions may be held. Such approval process shall not require any modifications to any site plan or other permits under which an existing Integrated Retail Development is operating, however, the Planning Board may require such owner or operator to submit a reasonable site plan showing any proposed additions or modifications to any off-street parking areas on which an exhibit area or areas are proposed to be established. The Planning Board, when evaluating an application for approval of an exhibit area or areas may consider unreasonable effects on pedestrian and vehicular traffic and may impose reasonable conditions with respect to traffic and pedestrian safety; provided that the Planning Board shall not impose any restrictions or conditions with respect to the type, time, date and duration of any event to occur on an exhibit area or areas. The Board of Selectmen shall have the authority to impose restrictions and conditions with respect to the type, time, date and duration of any event that may occur on an exhibit area or areas approved hereunder as part of procedure set forth in Section VI.L.6.11.(b) of this By-law. The Planning Board shall act on an application to establish an exhibit area or areas within an Integrated Retail Development within 35 days after the application and site plan is filed with the Town Clerk. Failure of the Planning Board to act on said application within said 35 day period shall be deemed approval. After the initial approval of an exhibit area or areas by the Planning Board pursuant to this paragraph, no additional approval by the Planning Board shall be required for the conduct of any such theatrical exhibitions, public shows, public amusements, events and exhibitions in an Integrated Retail Development pursuant to Section VI.L.6(iii).

(b) An owner or operator of an Integrated Retail Development shall not conduct any theatrical exhibitions, public shows, public amusements, events and exhibitions pursuant to Section L.6.(iii) on an exhibit area or areas approved by the Planning Board pursuant to subsection 11(a) above until it has received a license for each such theatrical exhibition, public show, public amusement, event and exhibition from the Board of Selectmen pursuant to General Laws Chapter 140, Section 181 or any other applicable state law or municipal by-law. Prior to issuing any such license the Board of Selectmen shall request comments from the Town Planner and chairman of the Planning Board, chief of police, fire chief and any other municipal boards or officials the Board of Selectmen deems appropriate.”
Or to do or act in any manner relative thereto.

PURPOSE AND JUSTIFICATION

The proposed Zoning By-Law amendments will allow the Emerald Square Mall to conduct certain exhibits within its off-street parking facilities from January through October of each year and will assist with the promotion of the businesses located within the Mall.

David Manoogian (P8) made a motion to waive the reading of the Finance Committee's Recommendation and to accept their printed recommendation as their motion.

Motion Seconded

Motion carried.

FINANCE COMMITTEE VOTE: 9-0

2/3 MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to amend the North Attleborough Zoning By-laws, Section VII INTEGRATED RETAIL DEVELOPMENT, Paragraph 6 thereof by deleting the period at the end said Paragraph 6 and adding the following: "and (iii) theatrical exhibitions, public shows, public amusements, events and exhibitions (excluding carnivals and circuses) on off-street parking areas from January 1 through October 31 but only pursuant to Section VI.L.11."

And also to amend said Section VII of the Zoning By-laws by adding thereto Paragraphs 11(a) and 11(b) which shall state as follows:

"11. (a) Prior to the conduct of any theatrical exhibitions, public shows, public amusements, events and exhibitions in an Integrated Retail Development pursuant to Section VI.L.6(iii) the owner or operator of the Integrated Retail Development shall apply to the Planning Board for the approval of a proposed exhibit area or areas within which such theatrical exhibitions, public shows, public amusements, events and exhibitions may be held. Such approval process shall not require any modifications to any site plan or other permits under which an existing Integrated Retail Development is operating, however, the Planning Board may require such owner or operator to submit a reasonable site plan showing any proposed additions or modifications to any off-street parking areas on which an exhibit area or areas are proposed to be established. The Planning Board, when evaluating an application for approval of an exhibit area or areas may consider unreasonable effects on pedestrian and vehicular traffic and may impose reasonable conditions with respect to traffic and pedestrian safety; provided that the Planning Board shall not impose any restrictions or conditions with respect to the type, time, date and duration of any event to occur on an exhibit area or areas. The Board of Selectmen shall have the authority to impose restrictions and conditions with respect to the type, time, date and duration of any event that may occur on an exhibit area or areas approved hereunder as part of procedure set forth in Section VI.L.6.11.(b) of this By-law. The Planning Board shall act on an application to establish an exhibit area or areas within an Integrated Retail Development within 35 days after the application and site plan is filed with the Town Clerk. Failure of the Planning Board to act on said application within said 35 day period shall be deemed approval. After the initial approval of an exhibit area or areas by the Planning Board pursuant to this paragraph, no additional approval by the Planning Board shall be required for the conduct of any such theatrical exhibitions, public shows, public amusements, events and exhibitions in an Integrated Retail Development pursuant to Section VI.L.6(iii).

(b) An owner or operator of an Integrated Retail Development shall not conduct any theatrical exhibitions, public shows, public amusements, events and exhibitions pursuant to Section L.6.(iii) on an exhibit area or areas approved by the Planning Board pursuant to subsection 11(a) above until it has received a license for each such theatrical exhibition, public show, public amusement, event and exhibition from the Board of Selectmen pursuant to General Laws Chapter 140, Section 181 or any other applicable state law or municipal by-law. Prior to issuing any such license the Board of Selectmen shall request comments from the Town Planner and chairman of the Planning Board, chief of police, fire chief and any other municipal boards or officials the Board of Selectmen deems appropriate."

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

John Donohue (P7) made a motion to Move the Question.

Motion seconded

By a 2/3 vote, obvious to the Moderator, the RTM members approved the motion.

By a 2/3 vote, obvious to the Moderator, the RTM members approved the Finance Committee's Recommendation. David Manoogian (P8) abstained from the vote.

**ARTICLE 27 AMEND ZONING MAP TO CHANGE ZONE PETITION
OF 179 PARK STREET FROM R-10 TO C-7.5**

To see if the Town will vote to amend the Zoning By-Law Map of the Town of North Attleborough, Massachusetts dated September, 1969 as amended by changing the zoning district of the land described as North Attleborough Assessor's Map 8 Plat 28 located at 179 Park Street in said North Attleborough, from R10 to C7.5. A portion of Assessor's Map 8 depicting Lot 28 and its location is attached hereto as Exhibit "A".

Or to do or act in any manner relative thereto.

PURPOSE AND JUSTIFICATION: This area is a mixed business residential use area. Lot 28 has had a variance to be used for parking, drive thru and service bays since 1970 (see exhibit B). This lot conforms to the dimensions and setbacks for the C7.5 district but lacks the minimum lot requirement for the R10 district and therefore it exists as a non-conforming residential lot. This location abuts other commercial uses and changing the zoning would not be detrimental to the existing uses in the neighborhood.

FINANCE COMMITTEE VOTE: 8-1

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: At the time of voting the Planning Board had not yet held their public hearing on this matter.

With less than a majority in favor the RTM members defeated the Finance Committee's recommendation.

Richard Peterson (P2) made a motion for affirmative action as follows:

That the Town vote to amend the Zoning By-law map of Town of North Attleborough, Ma dated August 18, 2011 as amended, by changing the zoning district of the land described as North Attleborough Assessor's Map 8 Plat 28 located at 179 Park Street in said North Attleborough, from R10 to C7.5.

By a 2/3 vote, obvious to the Moderator, the RTM members approved the Affirmative Action Motion.

ARTICLE 28 BETTERMENT STABILIZATION B.O.S.

To see if the Town will vote to appropriate the sum of \$134,704.91 to the Betterment Stabilization Fund. Said sum to be funded by free cash. Or to do or act in any manner relative thereto.

PURPOSE AND JUSTIFICATION: This is an annual appropriation made to fund the betterment stabilization as a result of free cash certification. The above amount is derived from those local receipts collected during FY11 for special assessments.

FINANCE COMMITTEE VOTE: 9-0

MAJORITY ROLL CALL VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to appropriate the sum of \$134,704.91 to the Betterment Stabilization Fund. Said sum to be paid from Free Cash.

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

