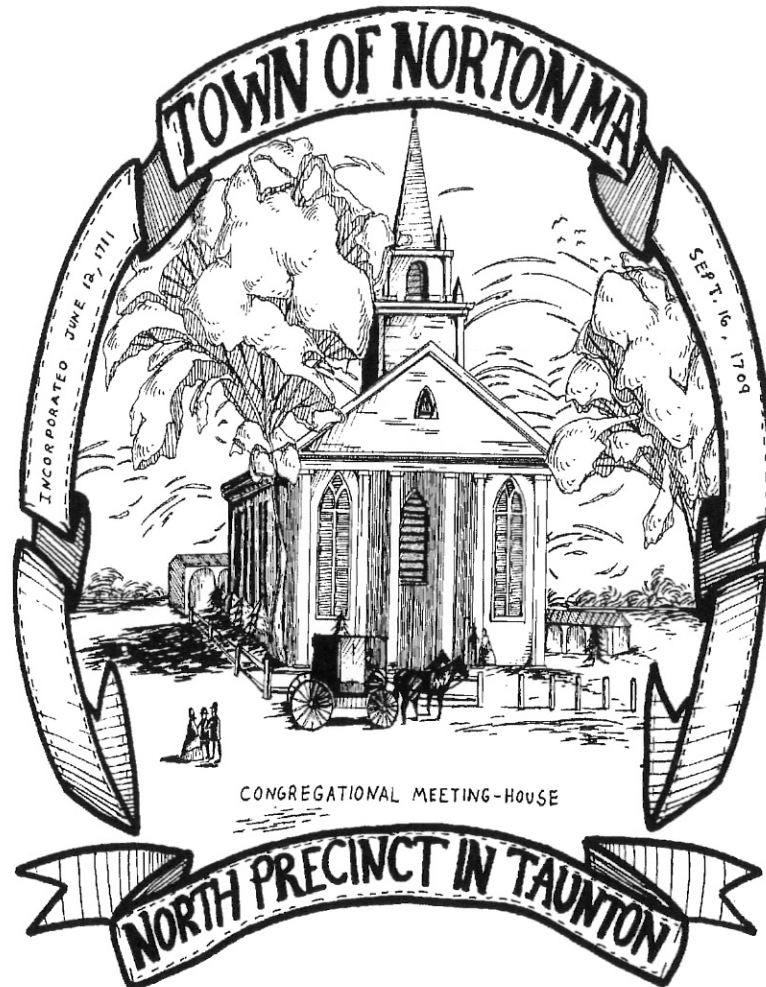


# TOWN OF NORTON



WARRANT FOR THE ANNUAL TOWN MEETING  
WITH FINANCE COMMITTEE RECOMMENDATIONS

MONDAY, OCTOBER 20, 2014



**TOWN OF NORTON  
WARRANT FOR THE ANNUAL TOWN MEETING  
OCTOBER 20, 2014**

To Ronald Benaski, or any of the Constables of the Town of Norton:

**GREETINGS:**

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn the inhabitants of the Town of Norton, qualified to vote in Norton affairs, to meet in the Norton High School Auditorium, 215 West Main Street, in said Norton, on Monday, the 20th day of October, 2014, A.D., at seven o'clock in the evening, then and there to act on the following articles, viz.

**ARTICLE 1**

To see if the Town will vote to raise and appropriate and/or transfer and/or appropriate from available funds, a sum of money to pay unpaid bills for which obligation was incurred in prior fiscal years, or take any other action relative thereto.

(BOARD OF SELECTMEN)

**FINANCE COMMITTEE: Recommended to transfer the amount of \$1,802.47 from Free Cash for the following unpaid bills for which obligation was incurred in prior fiscal years:**

<b>\$ 225.00</b>	<b>Municipal Building</b>	<b>Town of Norton Water and Sewer Department</b>
<b>\$ 27.00</b>	<b>Municipal Building</b>	<b>ABC Disposal Service, Inc.</b>
<b>\$ 297.50</b>	<b>Legal (40B)</b>	<b>Kopelman and Paige, P.C.</b>
<b>\$ 594.25</b>	<b>Communications</b>	<b>Chambers Advisory Group</b>
<b>\$ 508.03</b>	<b>School</b>	<b>Verizon</b>
<b>\$ 150.69</b>	<b>Miscellaneous</b>	<b>University of MA Medical School</b>

**\$1,802.47**

## ARTICLE 2

To see if the Town will vote to raise and appropriate, and/or appropriate, and/or transfer from available funds, including amendment of appropriate enterprise budgets, as needed, a sum or sums of money to fund and implement the cost items of the first year of Collective Bargaining Agreements between the Town and the following Unions, or any other Unions, and/or for general collective bargaining settlement purposes, or take any other action relative thereto:

1. United Steelworkers of America, AFL-CIO-CLC, on behalf of S.E.N.A., Salaried Employees of North America, Local Union 9158-A, for the period beginning July 1, 2014, through June 30, 2017;
2. United Steelworkers of America, AFL-CIO-CLC, on behalf of S.E.N.A., Salaried Employees of North America, Local Union 9158-B, for the period beginning July 1, 2014, through June 30, 2017;
3. Local 1702, State Council 93, American Federation of State, County and Municipal Employees, AFL-CIO (Highway and Water/Sewer Employees), for the period beginning July 1, 2014, through June 30, 2017; and,
4. International Association of Fire Fighters, Local 2678.

(BOARD OF SELECTMEN)

**FINANCE COMMITTEE: Recommended to transfer the total amount of \$28,017.00 from Free Cash, as specified, to fund and implement Collective Bargaining Agreements between the Town and the following Unions, and authorize the Town Accountant to allocate amounts to appropriate departments, as follows:**

1. **The sum of \$6,338.00, to be added to that already appropriated for such purposes under Articles 13 and 17 of the May 12, 2014 Annual Town Meeting, to fund the cost increases for the first year of a three-year contract for the period beginning July 1, 2014, through June 30, 2017, for United Steelworkers of America, AFL-CIO-CLC, on behalf of S.E.N.A., Salaried Employees of North America, Local Union 9158-A;**
2. **The sum of \$12,076.00, to be added to that already appropriated for such purposes under Articles 13 and 17 of the May 12, 2014 Annual Town Meeting, to fund the cost increases for the first year of a three-year contract for the period beginning July 1, 2014, through June 30, 2017, for United Steelworkers of America, AFL-CIO-CLC, on behalf of S.E.N.A., Salaried Employees of North America, Local Union 9158-B;**

3. **The sum of \$9,603.00, to be added to that already appropriated for such purposes under Articles 13, 14, and 17 of the May 12, 2014 Annual Town Meeting, to fund the cost increases for the first year of a three-year contract for the period beginning July 1, 2014, through June 30, 2017, for Local 1702, State Council 93, American Federation of State, County and Municipal Employees, AFL-CIO (Highway and Water/Sewer Employees).**

**Additional recommendations may be available at Town Meeting.**

### ARTICLE 3

To see if the Town will vote to raise and appropriate and/or transfer and/or appropriate from available funds, a sum of money to pay all outstanding separation expenses associated with the retirement of various employees from the Town of Norton and authorize the Town Accountant, in consultation with the Town Manager, to allocate amounts to appropriate departments, or take any other action relative thereto.

(BOARD OF SELECTMEN)

**FINANCE COMMITTEE: Recommended to transfer the amount of \$54,144.00 from Free Cash to pay all outstanding separation expenses associated with the retirement of various employees from the Town of Norton and to authorize the Town Accountant, in consultation with the Town Manager, to allocate amounts to appropriate departments.**

### ARTICLE 4

To see if the Town will vote to raise and appropriate and/or transfer and/or appropriate from available funds a sum of money to supplement the Fiscal Year 2015 operating budget appropriated under Article 17 of the May 12, 2014, Annual Town Meeting, or otherwise amend said vote, or take any other action relative thereto.

(BOARD OF SELECTMEN)

**FINANCE COMMITTEE:** Recommended to amend the vote taken under Article 17 of the May 12, 2014, Annual Town Meeting Warrant by increasing appropriations for certain line items and, as funding therefor, to appropriate the amount of \$2,472.00 from the Dog Fund and to transfer the amount of \$218,852.00 from Free Cash for a total of \$221,324.00 as follows:

Account	Department	Use	Amount
001-123-510	Town Manager	Wages	\$ 6,380.00
001-123-570	Town Manager	Expenses	\$ 600.00
001-141-570	Assessors	Expenses	\$ 1,495.00
001-155-570	Data Processing	Expenses	\$ 11,000.00
001-162-570	Elections	Expenses	\$ 1,068.00
001-210-510	Police	Wages	\$ 64,200.00
001-210-570	Police	Expenses	\$ 4,771.00
001-220-510	Fire	Wages	\$ 54,756.00
001-292-570	Dog Officer	Expenses	\$ 1,704.00
001-300-570	School	Expenses	\$ 75,000.00
001-510-570	Board of Health	Expenses	\$ 350.00

**TOTAL:** **\$221,324.00**

#### ARTICLE 5

To see if the Town will vote to raise and appropriate and/or transfer and/or appropriate from available funds a sum of money to supplement the Fiscal Year 2015 Water Enterprise operating budget appropriated under Article 13 of the May 12, 2014, Annual Town Meeting, or otherwise amend said vote, or take any other action relative thereto.

(WATER AND SEWER COMMISSIONERS)

**FINANCE COMMITTEE: No action at this time.**

#### ARTICLE 6

To see if the Town will vote to raise and appropriate and/or transfer and/or appropriate from available funds a sum of money to supplement the Fiscal Year 2015 Sewer Enterprise operating budget appropriated under Article 14 of the May 12, 2014, Annual Town Meeting, or otherwise amend said vote, or take any other action relative thereto.

(WATER AND SEWER COMMISSIONERS)

**FINANCE COMMITTEE: No action at this time.**

## ARTICLE 7

To see if the Town will vote to raise and appropriate and/or transfer and/or appropriate from available funds a sum of money for the Capital Improvements Fund established by the By-Law entitled "Capital Improvements Fund," from which appropriations may be made by a two-thirds vote at any Town Meeting, or take any other action relative thereto.

(BOARD OF SELECTMEN)

**FINANCE COMMITTEE:** Recommended to transfer the amount of \$622,000.00 from Free Cash. The Capital Improvements Account is used for the purchase of equipment and the maintenance of the Town's infrastructure. This will bring the balance in the Capital Improvements Account to \$921,381.00. Of this amount, \$321,150.00 will be used to fund Article 8 if approved, leaving a balance of \$600,231.00 in the account for future capital improvement needs.

## ARTICLE 8

To see if the Town will vote to raise and appropriate and/or appropriate and/or transfer from available funds, and/or borrow a sum of money to supplement the Fiscal Year 2015 capital improvements budget appropriated under Article 16 of the May 12, 2014, Annual Town Meeting to pay costs of purchasing, or leasing with an option to purchase for periods of time up to or in excess of three years, new and/or replacement capital items for various Town Departments and for the payment of all costs incidental and related thereto, and that to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow under and pursuant to Chapter 44, Section 7(9), of the General Laws, or pursuant to any other enabling authority, and to issue bonds or notes of the Town therefor, or take any other action relative thereto.

(BOARD OF SELECTMEN)

**FINANCE COMMITTEE:** Recommended to transfer the amount of \$321,150.00 from the Capital Improvements Account, to purchase, or lease with an option to purchase for periods of time up to or in excess of three years, new and/or replacement capital items for various Town Departments as follows:

Police Cruiser (One)	Police (210)	\$ 34,000
Tasers	Police (210)	\$ 23,150
Ladder 1 (Refurbish)	Fire (220)	\$ 20,000
Laptops	Schools (300)	\$ 164,000
Technology Carts	Schools (300)	\$ 40,000
Convert Truck to Hook & Lift	Highway (420)	\$ 40,000
<b>TOTAL:</b>		<b>\$ 321,150</b>

# ARTICLE 8

## PROPOSED FY15 CAPITAL BUDGET AMENDMENT

FALL FISCAL YEAR 2015 REQUESTS CAPITAL PROJECTS LIST	DEPT. REQUESTS	TOWN MANAGER	CAPITAL IMPROVEMENTS COMMITTEE	FINANCE COMMITTEE
<b>CONSERVATION (171)</b>				
Reservoir Spillway Repairs	TBD			
<b>POLICE DEPARTMENT (210)</b>				
Police Cruiser (One)	\$ 34,000	\$ 34,000	\$ 34,000	\$ 34,000
Tasers	\$ 23,150	\$ 23,150	\$ 23,150	\$ 23,150
<b>FIRE DEPARTMENT (220)</b>				
Ladder 1 - Refurbish	\$ 20,000	\$ 20,000	\$ 20,000	\$ 20,000
<b>SCHOOLS (300)</b>				
<b>DISTRICT</b>				
Laptops	\$ 164,000	\$ 164,000	\$ 164,000	\$ 164,000
Student Information System				
Upgrade (Start-Up Cost Only)	\$ 50,000	\$ -	\$ -	\$ -
Technology Carts	\$ 40,000	\$ 40,000	\$ 40,000	\$ 40,000
<b>HIGHWAY (420)</b>				
Convert Truck to Hook & Lift	\$ 40,000	\$ 40,000	\$ 40,000	\$ 40,000
<b>TOTAL:</b>	<b>\$ 371,150</b>	<b>\$ 321,150</b>	<b>\$ 321,150</b>	<b>\$ 321,150</b>
<b>TOTAL FALL CAPITAL REQUESTS:</b>	<b>\$ 371,150</b>	<b>\$ 321,150</b>	<b>\$ 321,150</b>	<b>\$ 321,150</b>
<b>TOTAL CAPITAL REQUEST</b>	<b>\$ 371,150</b>	<b>\$ 321,150</b>	<b>\$ 321,150</b>	<b>\$ 321,150</b>
<b>TOTAL AMBULANCE RESERVE</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>
<b>TOTAL BORROWING</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>
<b>TOTAL (ALL FUNDING SOURCES)</b>	<b>\$ 371,150</b>	<b>\$ 321,150</b>	<b>\$ 321,150</b>	<b>\$ 321,150</b>

## ARTICLE 9

To see if the Town will vote to transfer a sum of money from the Overlay Surplus Account in order to supplement the Fiscal Year 2012 Overlay Account relating to a recent settlement in a matter before the Massachusetts Appellate Tax Board, or take any other action relative thereto.

(BOARD OF ASSESSORS)

**FINANCE COMMITTEE: Recommended to transfer the amount of \$4,691.26 from Overlay Surplus to the Fiscal Year 2012 Overlay Account as a result of the recent settlement in a matter before the Massachusetts Appeals Court.**

## ARTICLE 10

To see if the Town will vote to support the decision of the Board of Selectmen to reject the provisions of G.L. Ch. 59, §2D, which imposes a supplemental property tax assessment on certain improvements to real estate constructed after January 1 once an occupancy permit is issued, for fiscal years that begin on or after July 1, 2014, or take any other action relative thereto.

(BOARD OF ASSESSORS)

**FINANCE COMMITTEE: Recommended that the Town support the decision of the Board of Selectmen to reject the provisions of G.L. Ch. 59, §2D.**

## ARTICLE 11

To see if the Town will vote to raise and appropriate and/or transfer and/or appropriate from available funds a sum of money to the "Other Post Employment Benefits Liability Trust Fund" established to cover the unfunded actuarial liability for retirees' health care and life insurance benefits, or take any other action relative thereto.

(TOWN MANAGER)

**FINANCE COMMITTEE: Recommended to transfer the amount of \$60,000.00 from Free Cash to the "Other Post Employment Benefits Liability Trust Fund".**



## ARTICLE 12

To see if the Town will vote to raise and appropriate and/or transfer and/or appropriate from available funds a sum of money for the preparation of a Pre-Disaster Mitigation Plan, including all costs incidental and related thereto, or take any other action relative thereto.

(TOWN MANAGER)

**FINANCE COMMITTEE: Recommended to transfer the amount of \$20,000.00 from Free Cash for the preparation of a Pre-Disaster Mitigation Plan and all costs incidental and related thereto.**

## ARTICLE 13

To see if the Town will vote to accept a portion of Plain Street as a town way, as heretofore laid out by the Board of Selectmen and shown on a plan entitled "Road Acceptance Plan in Norton, MA," dated August 27, 2014, prepared by Hancock Associates, and on file with the Town Clerk, and authorize the Board of Selectmen to acquire by purchase, gift, and/or eminent domain, and/or grant, the fee to and/or easements in said portion of Plain Street for all purposes for which public ways are used in the Town of Norton, and any and all drainage, utility, access, and/or other easements related thereto, which easements are shown approximately on the foregoing plan, as said plan may be amended and to appropriate therefor the sum of One Dollar; or take any other action relative thereto.

(BOARD OF SELECTMEN)

**FINANCE COMMITTEE: Recommended, with a transfer cost of \$1.00 to be taken from Free Cash.**

## ARTICLE 14

To see if the Town will vote to transfer the care, custody, and control of portions of the parcels of land shown on Assessors Map 18 as Lot 63-01 (for such purposes for which it is currently held, which may include town forest purpose), Assessors Map 19 as Lot 3 (currently held the Board of Water and Sewer Commission for water supply purposes), and Assessors Map 18 as Lot 128 (from the board or officer with custody of the property for such purposes for which the parcel is currently held), which portions are shown approximately on a plan of land entitled "Plan and Profile of Plain Street (Bridge No. N-23-017) in the Town of Norton Bristol County Preliminary Right of Way," prepared by TEC, Inc. (sheets 5 and 6), and a plan entitled "Road Acceptance Plan in Norton, MA," dated August 27, 2014, prepared by Hancock Associates, which plans are on file with the Town Clerk, as said plans and portions may be amended, and which portions are hereby transferred to the Board of Selectmen for, and hereby dedicated to, public way purposes

and the purpose of constructing, reconstructing, repairing, rehabilitating, and/or improving Plain Street and the bridge over Canoe River, including, but not limited to, right of ways, bridges, walls, drainage, slopes, utilities, and erosion control, and authorize the Board of Selectmen to grant such easements as may be necessary to accomplish the foregoing; and, further, to authorize the Board of Selectmen to seek such authorization and approval of the General Court as is necessary to allow for such transfer and use, which may include a petition brought pursuant to the provisions of Article 97 of the Amendments to the Constitution of the Commonwealth of Massachusetts; or take any other action relative thereto.

(BOARD OF SELECTMEN)

**FINANCE COMMITTEE: Recommended.**

#### ARTICLE 15

To see if the Town will vote to raise and appropriate and/or transfer and/or appropriate from available funds or borrow, the sum of \$800,000 or any other sum of money for the implementation of the "Water Shed Plan" dated October 8, 2014, Prepared by ESS Group, Inc., and on file with the Town Clerk, for four water bodies, Barrowsville Pond, Chartley Pond, Norton Reservoir, and Winnecunnet Pond, including but not limited to obtaining the required permits for the recommended treatment for each water body so as to reclaim degraded water resources for natural resource quality and recreational uses and to perform certain activities required to bring the Town into compliance with the EPA's Small MS4 (Municipal Separate Storm Sewers) General Permit, and all other costs incidental and related thereto; and further, to authorize the Conservation Agent to file on behalf of the Town any and all applications deemed necessary for grants and/or reimbursements in any way connected with the scope of this article and further, to authorize the Board of Selectmen or Conservation Commission, as appropriate, to enter into all agreements and execute any and all instruments to effectuate the foregoing, including such restrictions and covenants in favor of the Commonwealth of Massachusetts, as may be required in connection with said grants and/or reimbursements; and further, to authorize the Town Treasurer, with the approval of the Board of Selectmen, to borrow said sum under G.L. c.44, §§7 or 8 or any other enabling authority, and to issue bonds and notes therefor, provided further that the borrowing authorization approved under this article shall be reduced by any grants or gifts received prior to said borrowing; or take any other action relative thereto.

(WATER BODIES COMMITTEE)

**FINANCE COMMITTEE: Recommended to authorize the Town to borrow the amount of \$800,000.00 with the condition that the amount of the borrowing authorization be reduced by any grants or gifts received prior to said borrowing.**

## ARTICLE 16

To see if the Town will vote to grant the Board of Selectmen authority to research, develop, and participate in a contract, or contracts, to aggregate the electricity load of the residents and businesses in the Town and for other related services, independently, or in joint action with other municipalities, retaining the right of individual residents and businesses to opt-out of the aggregation, or take any other action relative thereto.

(BOARD OF SELECTMEN)

**FINANCE COMMITTEE: Recommended.**

## ARTICLE 17

To see if the Town will vote to accept as a public way under the provisions of G.L.c.82, Country Club Way, as laid out by the Board of Selectmen and shown on a plan titled "As-Built / Acceptance Plan Country Club Way, Norton, MA Prepared for Wagon Wheel Realty Trust" dated January 10, 2001, drawn by Yarworth Engineering & Land Surveying, and on file in the office of the Town Clerk; and further, to authorize the Board of Selectmen to acquire on behalf of the Town, by gift, purchase, or eminent domain an easement to use said street for all purposes for which public ways are used in the Town of Norton and other associated easements, and to appropriate therefor the sum of One Dollar, or take any other action relative thereto.

(BOARD OF SELECTMEN)

**FINANCE COMMITTEE: Recommended, with a transfer cost of \$1.00 to be taken from Free Cash.**

## ARTICLE 18

To see if the Town will vote to revise, rescind, or otherwise make amendments to the Town's Personnel Bylaws, as on file with the Town Clerk, or take any other action relative thereto.

(TOWN MANAGER)

**FINANCE COMMITTEE: Recommended to adjust the salary ranges for the employees who fall under the Personnel By-Laws as follows:**

	Current			Proposed		
Office Administrator	\$ 37,499	-	\$ 53,500	\$ 41,000	-	\$ 57,000
Assistant to the Town Manager	\$ 48,213	-	\$ 66,000	\$ 56,000	-	\$ 76,000
Highway Superintendent	\$ 64,284	-	\$ 90,000	\$ 68,000	-	\$ 97,000
Assistant Town Accountant	\$ 42,856	-	\$ 60,000	\$ 45,000	-	\$ 67,000
Water & Sewer Superintendent	\$ 74,999	-	\$ 104,000	\$ 74,999	-	\$ 111,000
Asst. Water & Sewer Superintendent	\$ 30,899	-	\$ 61,000	\$ 50,000	-	\$ 66,000
Information Technology Director	\$ 53,570	-	\$ 80,000	\$ 53,570	-	\$ 85,000
Tax Collector-Treasurer	\$ 64,284	-	\$ 91,500	\$ 65,000	-	\$ 97,000
Public Health Nurse	\$ 21.43	-	\$ 32.25	\$ 21.43	-	\$ 34.00

## ARTICLE 19

To see if the Town will vote to amend the Norton Zoning Bylaws, in particular, the bylaw entitled "Large-Scale, Ground Mounted, Solar, Photovoltaic Installations" as approved under Article 18 of the May 12, 2014, Annual Town Meeting Warrant by replacing all references to "XXI" with "XXII" and "21" with "22" in each instance in which they appear, and, further, in connection therewith, to make the following related revisions to the Zoning Bylaws:

- Article IV, Use Regulations, 4.5, Industrial Uses - insert the following at the end of the existing text: "Large-Scale, Ground-Mounted, Solar, Photovoltaic Installations – See Article XXII, Section 22.3.1."; and inserting "- " in each zoning district column.
- Table 6.2, Dimensional Requirements - insert the following at the end of the existing text: "For Setbacks applicable to Large-Scale, Ground-Mounted, Solar, Photovoltaic Power Generation Installations, see Article XXII, Section 22.3."
- Article XV, Site Plan Approval, Section 15.3, Applicability - insert the following text: "5. Large-Scale, Ground-Mounted, Solar, Photovoltaic Installations."

or take any other action relative thereto.

(PLANNING BOARD)

**FINANCE COMMITTEE: Recommended.**

## ARTICLE 20

To see if the Town will vote to amend the Norton Zoning Bylaws, Article XI - Administration and Enforcement, by deleting Section 11.2d in its entirety, which section provides that the Building Inspector shall "Arrange for publication and sale to the public at a reasonable price copies of the Zoning By-laws and Zoning Map, including the latest amendments thereto." and re-lettering the remaining sections accordingly, and further, to amend the Town's General By-laws by inserting the below bolded and underlined language in paragraph 3(ii) of the bylaw entitled, "Town Officers", as follows:

The Town Clerk shall maintain a complete and up-to-date copy of the Town By-Laws, **including Zoning By-laws** which shall be available to the public, and shall compile such by-laws and shall assign to them appropriate headings and number them sequentially under such headings.

or take any other action relative thereto.

(BOARD OF SELECTMEN,  
ON BEHALF OF THE BUILDING INSPECTOR)

**FINANCE COMMITTEE: Recommended.**

## ARTICLE 21

To see if the Town will vote to raise and appropriate and/or transfer and/or appropriate from available funds, a sum of money for the Stabilization Fund, in accordance with G.L. c. 40, §5B, or take any other action relative thereto.

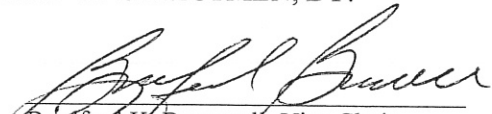
(BOARD OF SELECTMEN)

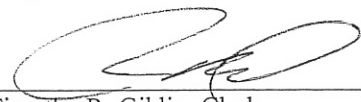
**FINANCE COMMITTEE: Recommended to transfer the amount of \$150,000.00 from Free Cash to the Stabilization Fund.**


And you are hereby directed to serve this Warrant by posting attested copies of the body of same at Chartley Post Office, Norton Post Office, Norton Municipal Center, Norton Public Library, and three (3) other public places within the limits of said Town, seven (7) days at least, before the time of holding said meeting. Hereof, and fail not and make due return of this Warrant with your doings thereon to the Town Clerk at the time and place of holding said meeting. Given under our hands and seals this 2nd day of October, in the year Two Thousand Fourteen.

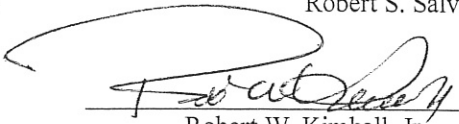
TOWN OF NORTON BOARD OF SELECTMEN, BY:

  
\_\_\_\_\_  
Mary T. Steele, Chair

  
\_\_\_\_\_  
Bradford K. Bramwell, Vice Chair

  
\_\_\_\_\_  
Timothy R. Giblin, Clerk

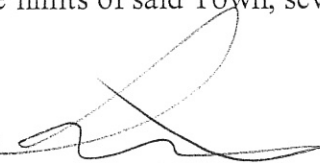
  
\_\_\_\_\_  
Robert S. Salvo, Sr.

  
\_\_\_\_\_  
Robert W. Kimball, Jr.

Norton, Massachusetts

I have served this Warrant by posting attested copies at Chartley Post Office, Norton Post Office, Norton Municipal Center, Norton Public Library, and three (3) other public places within the limits of said Town, seven (7) days at least before the time of holding said meeting.

ATTEST

  
\_\_\_\_\_  
CONSTABLE

LEON J. DEMO

DATE 10/10/14