

TOWN OF NORTON



WARRANT FOR THE ANNUAL TOWN MEETING
WITH FINANCE COMMITTEE RECOMMENDATIONS

MONDAY, OCTOBER 29, 2012



**TOWN OF NORTON
WARRANT FOR THE ANNUAL TOWN MEETING
OCTOBER 29, 2012**

To Dale Clark, or either 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 Middle School Auditorium, 215 West Main Street, in said Norton, on Monday, the 29th day of October, 2012, 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 \$3,003.07 from Free Cash for the following unpaid bills for which obligation was incurred in prior fiscal years:

| | | |
|-------------|--------------------|----------------------------|
| \$ 2,000.54 | Municipal Building | Boiler Equipment, Inc. |
| \$ 70.00 | Municipal Building | ABC Disposal Service, Inc. |
| \$ 394.35 | Inspection | UniSelect USA |
| \$ 538.18 | Inspection | New England Tire |

\$ 3,003.07 **TOTAL**

ARTICLE 2

To see if the Town will vote to raise and appropriate and/or transfer and/or appropriate from available funds, including amendment of appropriate enterprise budgets, as needed, a sum or sums of money to fund and implement 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-B, for the period beginning July 1, 2011, through June 30, 2014;
2. 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, 2012, through June 30, 2014; and,
3. Local 1702, State Council 93, American Federation of State, County and Municipal Employees, AFL-CIO (Clerical), for the period beginning July 1, 2012, through June 30, 2014.

(BOARD OF SELECTMEN)

FINANCE COMMITTEE: Recommended to transfer the total amount of \$3,916.00 from Free Cash, as specified, to fund and implement Collective Bargaining Agreements between the Town and the following Unions:

1. **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, 2011, through June 30, 2014, the sum of \$1,260.00;**
2. **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, 2012, through June 30, 2014, the sum of \$1,100.00; and,**
3. **Local 1702, State Council 93, American Federation of State, County and Municipal Employees, AFL-CIO (Clerical), for the period beginning July 1, 2012, through June 30, 2014, the sum of \$1,556.00.**

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 supplement the Fiscal Year 2013 operating budget appropriated under Article 17 of the May 14, 2012, 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 14, 2012, Annual Town Meeting Warrant by increasing appropriations for certain line items, and, as funding therefor, to transfer \$28,754.00 from Free Cash, as follows:

| Account | Department | Use | Amount |
|-------------|---------------------|----------|--------------|
| 001-122-510 | Selectmen | Wages | \$ 460.00 |
| 001-123-510 | Town Manager | Wages | \$ 3,048.00 |
| 001-123-570 | Town Manager | Expenses | \$ 1,500.00 |
| 001-135-510 | Accounting | Wages | \$ 507.00 |
| 001-135-570 | Accounting | Expenses | \$ 115.00 |
| 001-161-510 | Town Clerk | Wages | \$ 426.00 |
| 001-292-510 | Dog Officer | Wages | \$ 2,000.00 |
| 001-292-570 | Dog Officer | Expenses | \$ 155.00 |
| 001-522-510 | Public Health Nurse | Wages | \$ 150.00 |
| 001-541-510 | Council on Aging | Wages | \$ 914.00 |
| 001-541-570 | Council on Aging | Expenses | \$ 500.00 |
| 001-750-594 | Interest | Expenses | \$ 18,979.00 |

TOTAL SUPPLEMENTS:

\$ 28,754.00

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 2013 Water Enterprise operating budget appropriated under Article 13 of the May 14, 2012 Annual Town Meeting, or otherwise amend said vote, or take any other action relative thereto.

(WATER AND SEWER COMMISSIONERS)

FINANCE COMMITTEE: Recommended to amend the vote taken under Article 13 of the May 14, 2012 Annual Town Meeting Warrant appropriating the Fiscal Year 2013 Water Enterprise Budget by appropriating an additional \$20,000 for Personal Services, and, as funding therefor, to transfer such sum from Retained Earnings.

| | Voted | Recommended Amount |
|---------------------------------|--------------|--------------------|
| FY13 Water Expenses | | |
| Personal Services | \$ 674,443 | \$ 694,443 |
| Other Charges and Expenditures | \$ 1,011,772 | |
| Debt Service | \$ 1,222,725 | |
| Capital Outlay | \$ 375,000 | |
| Indirect Expenses | \$ 264,771 | |
| Total Enterprise Fund Expenses: | \$ 3,548,711 | \$ 3,568,711 |

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 2013 Sewer Enterprise operating budget appropriated under Article 14 of the May 14, 2012, Annual Town Meeting, or otherwise amend said vote, or take any other action relative thereto.

(WATER AND SEWER COMMISSIONERS)

FINANCE COMMITTEE: Recommended to amend the vote taken under Article 14 of the May 14, 2012, Annual Town Meeting Warrant appropriating the Fiscal Year 2013 Sewer Enterprise Budget by increasing appropriations for certain line items and by decreasing other appropriations, as follows:

| | Voted | Recommended Amended Budget |
|---------------------------------------|---------------------|---------------------------------------|
| FY13 Sewer Expenses | | |
| Personal Services | \$ 151,891 | \$ 154,391 |
| Other Charges and Expenditures | \$ 769,417 | \$ 769,418 |
| Debt Service | \$ - | \$ - |
| Capital Outlay | \$ 181,400 | \$ 181,400 |
| Budget Surplus | \$ 489,544 | \$ 106,949 |
| FY13 Sewer Indirect Expenses | \$ 74,845 | \$ 74,845 |
| Total FY13 Expenses: | \$ 1,667,097 | \$ 1,287,003 |

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 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 \$500,000.00 from Free Cash. The Capital Improvements Fund is used for the purchase of equipment and the maintenance of the Town's infrastructure. This will bring the balance in the Capital Improvement Fund to \$1,213,803.00. Of this amount, \$306,745.00 will be used to fund Article 7. If approved, a balance of \$907,058.00 will be available in the account for future capital improvement needs.

ARTICLE 7

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 2013 capital improvements budget appropriated under Article 16 of the May 14, 2012, 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 in the amount of \$358,745.00, with such total appropriation to be funded by transferring the amount of \$306,745.00 from the Capital Improvements Account and \$52,000.00 from the Ambulance Reserve 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:

| | | |
|--|---------------------------|----------------------|
| Reservoir Dam Repair Project - Phase B | Conservation | \$ 92,000.00 |
| Town Hall: Architectural Services | Municipal Building | \$ 25,000.00 |
| Town Hall: Carpet Replacement (Portions of Main Floor and Second Floor) | Municipal Building | \$ 70,000.00 |
| DPW: Garage Door Openers (4) and Electronic Eyes (4) | Municipal Building | \$ 16,000.00 |
| Thermal Imaging Cameras (2 full size units) | Fire Department | \$ 30,000.00 |
| Hydraulic Rescue Tools (JAWS of Life) | Fire Department | \$ 22,000.00 |
| Front of Building Fireproofing (Yelle School) | Schools | \$ 30,000.00 |
| Dump Truck with Plow (13,200 GVW) | Cemetery | \$ 41,745.00 |
| Carpet Replacement | Library | \$ 32,000.00 |
| TOTAL : | | \$ 358,745.00 |

ARTICLE 7
PROPOSED FY13 CAPITAL BUDGET AMENDMENT

| FISCAL YEAR 2013 CAPITAL PROJECTS LIST | DEPARTMENT REQUEST | TOWN MANAGERS RECOMMENDATION | CAPITAL | | FINANCE COMMITTEE RECOMMENDATION |
|---|-----------------------|---------------------------------|---|-----------------------------|--|
| | | | IMPROVEMENTS COMMITTEE RECOMMENDATION | COMMITTEE RECOMMENDATION | |
| DATA PROCESSING (155) | | | | | |
| 25% Annual Replacement Plan for Town-Wide | | | | | |
| Obsolete/Unrepairable Equipment | | | | | |
| (e.g. Workstations, Laptops, Printers, Monitors, Software Upgrades...) | \$ 30,000.00 | \$ - | \$ - | \$ - | - |
| | | | | | |
| CONSERVATION (171) | | | | | |
| Reservoir Dam Repair Project - Phase B | \$ 92,000.00 | \$ 92,000.00 | \$ 92,000.00 | \$ 92,000.00 | 92,000.00 |
| | | | | | |
| MUNICIPAL BUILDING (192) | | | | | |
| Town Hall Design and replace Central Heating Core | \$ 83,500.00 | \$ 25,000.00 | \$ 25,000.00 | \$ 25,000.00 | 25,000.00 |
| Town Hall Renovations | \$ 265,000.00 | \$ 70,000.00 | \$ 70,000.00 | \$ 70,000.00 | 70,000.00 |
| Police Station HVAC | \$ 60,156.00 | \$ - | \$ - | \$ - | - |
| Highway Department Repairs: | | | | | |
| DPW - Chimney, Rotted Garage Doors, and Garage Door Openers | | | | | |
| Salt Shed - Rubber Roof on Dormer | \$ 28,000.00 | \$ 16,000.00 | \$ 16,000.00 | \$ 16,000.00 | 16,000.00 |
| Highway Department Upgrades: | | | | | |
| Update Kitchen, Offices, and Meeting Room; Replace | \$ 22,000.00 | \$ - | \$ - | \$ - | - |
| Exhaust Fan; Replace Windows and Blinds | \$ 25,000.00 | \$ - | \$ - | \$ - | - |
| Replace Cement Pad Around Fuel Pumps | | | | | |
| | | | | | |
| FIRE DEPARTMENT (220) | | | | | |
| Squad #1 Replacement | \$ 350,000.00 | \$ - | \$ - | \$ - | - |
| Renovate Burgess Station | \$ 200,000.00 | \$ - | \$ - | \$ - | - |
| Thermal Imaging Cameras (2 full size and 2 personal size) | \$ 40,000.00 | \$ 30,000.00 | \$ 30,000.00 | \$ 30,000.00 | 30,000.00 |
| Hydraulic Rescue Tools (JAWS of Life) | \$ 22,000.00 | \$ 22,000.00 | \$ 22,000.00 | \$ 22,000.00 | 22,000.00 |
| | | | | | |
| SCHOOLS (300) | | | | | |
| HENRI A. YELLE ELEMENTARY | | | | | |
| Front of Building Fireproofing | \$ 30,000.00 | \$ 30,000.00 | \$ 30,000.00 | \$ 30,000.00 | 30,000.00 |
| | | | | | |
| J.C. SOLMONESE ELEMENTARY | | | | | |
| AC Center Core & Main Offices | \$ 100,000.00 | \$ - | \$ - | \$ - | - |
| Replace Ventilation Exhaust Fans | \$ 15,000.00 | \$ - | \$ - | \$ - | - |
| | | | | | |
| NORTON MIDDLE SCHOOL | | | | | |
| Repave Back Parking Lot Area | \$ 65,000.00 | \$ - | \$ - | \$ - | - |
| Replace Network Switches | \$ 110,000.00 | \$ - | \$ - | \$ - | - |

ARTICLE 7
PROPOSED FY13 CAPITAL BUDGET AMENDMENT

| FISCAL YEAR 2013 CAPITAL PROJECTS LIST | DEPARTMENT REQUEST | TOWN MANAGER'S RECOMMENDATION | CAPITAL | | FINANCE COMMITTEE RECOMMENDATION |
|---|-----------------------|----------------------------------|---|---------------|--|
| | | | IMPROVEMENTS COMMITTEE RECOMMENDATION | | |
| DISTRICT | | | | | |
| Grounds Vehicle | \$ 33,000.00 | \$ - | \$ - | \$ - | - |
| Replace SPED bus | \$ 50,000.00 | \$ - | \$ - | \$ - | - |
| Replace Network Components | \$ 100,000.00 | \$ - | \$ - | \$ - | - |
| District Kitchen Equipment Replacement | \$ 35,000.00 | \$ - | \$ - | \$ - | - |
| HIGHWAY (420) | | | | | |
| Dump Truck with Plow (13,200 GVW) | \$ 41,745.00 | \$ - | \$ - | \$ - | - |
| CEMETERY (420) | | | | | |
| Dump Truck with Plow (13,200 GVW) | \$ 41,745.00 | \$ 41,745.00 | \$ 41,745.00 | \$ 41,745.00 | 41,745.00 |
| LIBRARY (610) | | | | | |
| Carpet Replacement | \$ 24,950.00 | \$ 32,000.00 | \$ 32,000.00 | \$ 32,000.00 | 32,000.00 |
| Air Conditioning System | \$ 49,865.00 | \$ - | \$ - | \$ - | - |
| | | | | | |
| | | | | | |
| | | | | | |
| TOTAL CAPITAL REQUEST | \$ 1,913,961.00 | \$ 306,745.00 | \$ 306,745.00 | \$ 306,745.00 | 306,745.00 |
| TOTAL AMBULANCE RESERVE FUND | \$ - | \$ 52,000.00 | \$ 52,000.00 | \$ 52,000.00 | 52,000.00 |
| TOTAL (INC. FROM ALL FUNDING SOURCES) | \$ 1,913,961.00 | \$ 358,745.00 | \$ 358,745.00 | \$ 358,745.00 | 358,745.00 |

ARTICLE 8

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 \$21,377.00 from Free Cash to fund contractual retirement sick leave and vacation buy-back provisions.

ARTICLE 9

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 \$40,000.00 from Free Cash for post employment benefits liabilities of the Town.

ARTICLE 10

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 \$225,000.00 for the acquisition, by gift, purchase, eminent domain or otherwise, of a certain property known as the "Erikson property" and as described further below and to authorize the Conservation Commission to acquire under G.L. c.40, §8C or any other enabling authority for Canoe River aquifer protection, box turtle habitat protection, conservation and passive recreation purposes and to accept the deed to the Town of a fee simple or a lesser interest in approximately 21.188 acres of land on Bay Road shown as Map 12, Parcel 33, Lot 2 and Lot 3 on the plan entitled, "Plan of Land in Norton, MA (Bristol County) Owned by Ann E. Febiger, David E. Erikson, John W. Erikson & Thomas E. Erikson" prepared by John W. DeLano and Associates, Inc., received and filed with the Conservation Commission on July 12, 2012; said land to be under the care, custody, management and control of the Conservation Commission; and further, to authorize the Conservation Commission 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 acquisition and 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, acting by and through the Executive Office of Energy and Environmental Affairs, as may be required in connection with said grants and/or reimbursements, and to authorize the Town Treasurer, with the approval of the Board of Selectmen, to borrow said \$225,000.00 under G.L. c.44, §§7 or 8 or any other enabling authority, and to issue bonds and notes therefor; provided, however, that no funds appropriated hereunder shall be expended unless the Town receives for the purposes of this article from Bay Road Heights LLC, or from other sources, the sum of not less than \$82,872.02 and also an allotment or other commitment of grant funds from the state under G.L. c.132A, §11 or other similar provision of law in the amount of \$142,128.00, or take any other action relative thereto.

(CONSERVATION COMMISSION)

FINANCE COMMITTEE: Recommended to authorize the Town to borrow the amount of \$225,000.00, provided that no funds shall be expended unless the Town receives for the purposes of this article from Bay Road Heights LLC, or from other sources, the sum of not less than \$82,872.02 and an allotment or other commitment of grant funds from the state under G.L. c.132A, §11 or other similar provision of law in the amount of \$142,128.00.

ARTICLE 11

To see if the Town will vote to transfer from the Board of Selectmen for tax title purposes or from the Board of Selectmen or such other board or commission with custody of such land for the purposes for which such parcels are currently held to the Conservation Commission for open space and conservation purposes, pursuant to G.L. Ch.40, Sec. 8C, several parcels of land adjacent to permanently protected properties and the Canoe River Area of Critical Environmental Concern and Sole Source Aquifer, as described below, and further to authorize the Conservation Commission to record a certified copy of the vote taken hereunder to serve as notice of the dedication of this land to open space/conservation purposes, or take any other action relative thereto:

| Map | Parcel | Acres | Location | Book | Page |
|--------|--------|-------|----------------|-------|------|
| 12 | 38 | 18.00 | Bay Road | 7680 | 196 |
| 12 | 40 | 10.85 | Lincoln Street | 16209 | 245 |
| 12 | 40-01 | 12.00 | Lincoln Street | 848 | 352 |
| 12 | 40-02 | 4.60 | Bay Road Rear | 7012 | 314 |
| TOTAL: | | 45.45 | | | |

(CONSERVATION COMMISSION)

FINANCE COMMITTEE: Recommended.

ARTICLE 12

To see if the Town will vote to appropriate, borrow or transfer from available funds, an additional sum of money, to be expended under the direction of the Norton School Committee and the Town of Norton for the repair and replacement of the roof at the J.C. Solmonese Elementary School, located at 315 West Main Street, Norton, MA 02766, including all costs incidental and related thereto, which proposed repair project would materially extend the useful life of the school and preserve an asset that otherwise is capable of supporting the required educational program and for which the Town has applied for an Accelerated Repair Program Grant from the Massachusetts School Building Authority ("MSBA"), of which the Town has been invited to submit a feasibility study, such sum to be added to the \$925,000.00 appropriated under Article 9 of the May 14, 2012, Special Town Meeting for said repair and replacement project. The Town acknowledges that the MSBA's grant program is a non-entitlement, discretionary program based on need, as determined by the MSBA, and if the MSBA's Board of Directors votes to invite the Town to collaborate with the MSBA on this proposed repair project, any project costs the Town incurs in excess of any grant that may be approved by and received from the MSBA shall be the sole responsibility of the Town.

(SCHOOL COMMITTEE)

FINANCE COMMITTEE: Recommended that the Town be authorized to borrow an additional \$575,000.00 to supplement the previously authorized \$925,000.00 (Article 9 of the May 14, 2012, Special Town Meeting), resulting in a total borrowing for this project in the amount of \$1,500,000.00. The School Department has been informed that 55.63% of the cost of the new roof will ultimately be reimbursed from State funds, but the Town must initially authorize the full amount required for the project. Construction will occur in the summer of 2013.

ARTICLE 13

To see if the Town will vote, pursuant to G.L. c.40, §59, and G.L. c.23A, §3F, to:

- (a) Approve a Tax Increment Financing ("TIF") Plan and Agreement between the Town and Waste Management of Massachusetts, Inc. ("Company"), and Norton Commerce Center Hill Street, LLC, in the form substantially as on file with the Town Clerk, for property located at Norton Commerce Center, 100 Hill Street, shown as: Assessors Map 29, Parcel 82; which TIF Plan and Agreement provide for real estate tax exemptions over an eleven (11) year period at the exemption rate schedule set forth therein;
- (b) Confirm the Board of Selectmen's selection of the location of the project in the Norton Commerce Center Economic Opportunity Area ("EOA"), as amended, and approve the Company's Certified Expansion Project application;

- (c) Authorize the Board of Selectmen to execute the TIF Agreement, and approve submission to the Massachusetts Economic Assistance Coordinating Council of the TIF Agreement and Plan and Certified Expansion Project application, all relating to the project as described in the TIF Agreement, and any necessary documents relating thereto, and to take such other actions as are necessary or appropriate to obtain approval of the TIF Plan and Agreement, Certified Expansion Project application, and related submissions, including, as may be necessary or appropriate, the Economic Opportunity Area and TIF Zone, and, subsequent to the EACC's approval, to implement the TIF Agreement;

or take any other action relative thereto.

(BOARD OF SELECTMEN)

FINANCE COMMITTEE: Recommended.

ARTICLE 14

To see if the Town will vote to authorize and approve an Agreement for Payment in Lieu of Taxes (a so-called "PILOT Agreement") pursuant to the provisions of G.L. Chapter 59, Section 38H(b), and any other enabling authority, between the Town of Norton and Cygnus Energy, LLC, as negotiated by the Board of Selectmen for payment of taxes related to personal property associated with construction and operation of a solar renewable energy generation facility to be installed, owned, and operated by Cygnus Energy, LLC, on land owned by Valentine Tool & Stamping, Inc., and described more particularly below; and further, to authorize the Board of Selectmen and Town Manager to take such action as many be necessary to carry out the vote taken hereunder, or take any other action relative thereto:

| MAP | LOT | STREET |
|-----|------|------------------------|
| 16 | 1-03 | Rear Freeman Street |
| 16 | 2 | Freeman Street |
| 22 | 33 | West Main Street |
| 22 | 34 | West Main Street |
| 22 | 35 | 173-R West Main Street |
| 22 | 36 | 171 West Main Street |
| 22 | 38 | 167 West Main Street |
| 22 | 39 | 163 West Main Street |
| 22 | 42 | Rear West Main Street |

(BOARD OF SELECTMEN)

FINANCE COMMITTEE: Recommended.

ARTICLE 15

To see if the Town will vote to authorize the Board of Selectmen to enter into a contract for a term of up to or more than three years for an on-line assessing database, which contract shall be subject to annual appropriation, and further, to raise and appropriate and/or transfer and/or appropriate from available funds a sum of money for costs associated therewith, including the one-time setup and licensing fees as well as the annual web-hosting fee payable in the first fiscal year of the contract, or take any other action relative thereto.

(BOARD OF ASSESSORS)

FINANCE COMMITTEE: Recommended to transfer the amount of \$3,400.00 from Free Cash, \$2,400.00 of which will pay for an annual fee for web hosting and \$1,000.00 of which will pay for a one-time set up and licensing fee.

ARTICLE 16

To see if the Town will vote to accept the provisions of G.L. Chapter 59, Section 5, Clause 54, exempting personal property from taxation if less than an amount not in excess of \$10,000, as established by Town Meeting; and further, by establishing such minimum value of personal property subject to taxation as \$5,000.00, beginning in Fiscal Year 2014, or take any other action relative thereto.

(BOARD OF ASSESSORS)

FINANCE COMMITTEE: Recommended.

ARTICLE 17

To see if the Town will vote to raise and appropriate, and/or appropriate and/or transfer from available funds a sum of money for legal services and/or technical assistance relative to Chapter 40B (Comprehensive Permit) projects, or take any other action relative thereto.

(BOARD OF SELECTMEN)

FINANCE COMMITTEE: Recommended to transfer the amount of \$25,000.00 from Free Cash.

ARTICLE 18

To see if the Town will vote to accept as a public way under the provisions of Massachusetts General Law, Chapter 82, as amended, Goff Road, as laid out by the Board of Selectmen and shown on a plan titled "Roadway As-Built 'River Oaks' Definitive Subdivision, Goff Road & Allen Drive, Norton, MA" dated August 12, 2012, drawn by SITEC, Inc., and on file in the office of the Town Clerk; and further, to see if the Town will 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 therefore the sum on One Dollar, or take any other action relative thereto.

(PLANNING BOARD AND BOARD OF SELECTMEN)

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

ARTICLE 19

To see if the Town will vote to accept as a public way under the provisions of Massachusetts General Law, Chapter 82, as amended, Allen Drive, as laid out by the Board of Selectmen and shown on a plan titled "Roadway As-Built 'River Oaks' Definitive Subdivision, Goff Road & Allen Drive, Norton, MA" dated August 12, 2012, drawn by SITEC, Inc., and on file in the office of the Town Clerk; and further, to see if the Town will 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 therefore the sum on One Dollar, or take any other action relative thereto.

(PLANNING BOARD AND BOARD OF SELECTMEN)

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

ARTICLE 20

To see if the Town will vote to raise and appropriate, and/or appropriate and/or transfer from available funds a sum of money for Bylaw and Charter codification services, including all costs incidental and related thereto, or take any other action relative thereto.

(TOWN CLERK)

FINANCE COMMITTEE: Recommended to transfer the amount of \$13,500.00 from Free Cash. After the first year, an annual maintenance fee of \$1,195.00 will become effective. Codifying new legislation would be necessary periodically and is estimated at approximately \$800.00 per year.

ARTICLE 21

To see if the Town will vote to raise and appropriate, and/or appropriate and/or transfer from available funds a sum of money to purchase one voting machine, including all costs incidental and related thereto, or take any other action relative thereto.

(TOWN CLERK)

FINANCE COMMITTEE: Recommended to transfer the amount of \$4,000.00 from Free Cash to purchase one voting machine which will serve as a back up in the event of equipment failure at an election.

ARTICLE 22

To see if the Town of Norton will vote to authorize the Board of Selectmen to acquire by purchase, gift, eminent domain, or otherwise and to accept the deed of a fee simple interest or less in the parcel of land currently owned by August M. and Manuel M. Ribeiro, consisting of approximately 9.17 acres as shown on Assessor's Map 3, Parcel 720, upon such terms and conditions as the Board of Selectmen shall determine to be appropriate, and further: to see if the Town will vote to a) raise, appropriate, transfer from available funds, accept gifts, or borrow a sum of money for this purpose and any expenses related thereto; b) authorize the Town Treasurer with the approval of the Board of Selectmen in order to meet such appropriation to borrow a sum of money under Chapter 44, Section 7, of the General Laws as amended or any other enabling authority, and to issue bonds or notes therefore; c) authorize the Board of Selectmen to file on behalf of the Town any and all applications deemed necessary for grants and/or reimbursements from any state and/or federal programs and to receive and accept such grants or reimbursements for this purpose; and d) authorize the Board of Selectmen and Town Offices to enter into all agreements and execute any and all instruments and to take all related actions necessary or appropriate to effect the interest of the foregoing, or take any other action relative thereto.

(PETITION OF A. BRANDT HENDERSON ET AL)

FINANCE COMMITTEE: Not recommended.

ARTICLE 23

To see if the Town will vote to authorize the Board of Selectmen to petition the General Court for special legislation as set forth below, which amendment will correct an inadvertent omission from the amendments previously approved; provided, however, that the General Court may make clerical or editorial changes of form only to the bill, unless the Board of Selectmen approves amendments to the bill before enactment by the General Court, and that the Board of Selectmen is authorized to approve amendments which shall be within the scope of the general public objectives of the petition, or take any other action relative thereto:

An Act Relative to the Charter of the Town of Norton

Section 1. Notwithstanding the provisions of section 10 of chapter 43B of the General Laws, or of any other general or special law to the contrary, the charter of the town of Norton is hereby amended by deleting Section 6-4(d) in its entirety and inserting in place thereof the following new section:-
Report of the Capital Improvements Committee - No later than the four (4) weeks prior to the date set by the Board of Selectmen for convening the spring annual town meeting the Capital Improvements Committee shall submit its recommendations to the Finance Committee.

Section 2. Section 6-4 of said Charter is hereby further amended by inserting the following new subsection (e):- Action of the Finance Committee – The Finance Committee shall consider the report of the Capital Improvements Committee and determine the Finance Committee's recommendations in open public meeting. The recommendations of the Finance Committee regarding capital improvements for the ensuing fiscal year shall be contained in the committee's report and recommendations to the town meeting on all warrant articles, as specified in 2-3(b).

Section 3. This act shall take effect upon passage.

or take any other action relative thereto.

(BOARD OF SELECTMEN)

FINANCE COMMITTEE: Recommended. Approval of this article will authorize the Board of Selectmen to petition the General Court for special legislation to correct the inadvertent omission from the previously approved charter amendments.

ARTICLE 24

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: No action at this time.

ARTICLE 25

To see if the Town will vote to amend the Town of Norton By-Laws, "Town Meetings", to be consistent with Section 2-4 of the revised Town Charter, as follows, or take any other action relative thereto:

By deleting the following language:

- "1. The Spring Annual Town Meeting to consider all articles on the warrant following Article 1, (ballot election of Town Officers) shall be held on the second Monday in May of every year. The Fall Annual Town Meeting shall be held no earlier than September 1 and no later than October 15 of every year."

and replacing it with the following:

- "1. The annual town meeting shall convene in regular session two times in each calendar year. The first session, to be held in either April, May, or June, as determined by the Board of Selectmen, shall be primarily, though not exclusively, concerned with the determination of matters involving the expenditure of town funds, including, but not limited to, the adoption of an annual operating budget for all town agencies. The second session shall be held in September, October, or November as determined by the Board of Selectmen."

(BOARD OF SELECTMEN)

FINANCE COMMITTEE: Recommended.

ARTICLE 26

To see if the Town will vote to amend the Town of Norton By-Laws, "Mandatory Connection to Common Sewer", by deleting the text in its entirety and inserting in place thereof the following, or take any other action relative thereto:

The owner or occupant of any building upon land abutting on a private or public way, in which there is a common sewer installed prior to or after the effective date of this by-law, shall, upon a violation of Title 5 of the State Sanitary Code, as it may be amended from time to time, or within five years of availability of such common sewer, whichever shall occur sooner, connect the same therewith by a sufficient drain; provided further that any owner or occupant subject to an order to connect dated on or before the effective date of this by-law shall not be relieved of the obligations thereunder as a result of the adoption of this by-law.

(BOARD OF SELECTMEN)

FINANCE COMMITTEE: Not recommended.

ARTICLE 27

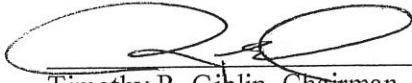
To see if the Town will vote to raise and appropriate and/or transfer and/or appropriate from available funds, a sum of money for the Stabilization Fund, in accordance with Chapter 40, Section 5B, of the General Laws, or take any other action relative thereto.

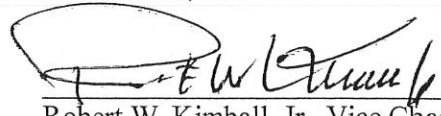
(BOARD OF SELECTMEN)


FINANCE COMMITTEE: Not recommended at this time.

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, Trinitarian Church, Unitarian Church, Norton 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 11th day of October, in the year Two Thousand Twelve.

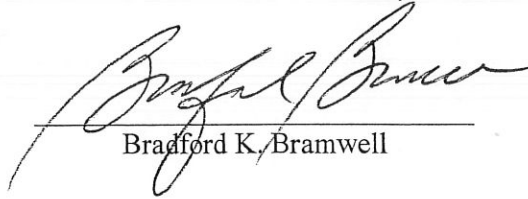
TOWN OF NORTON BOARD OF SELECTMEN, BY:


Timothy R. Giblin, Chairman


Robert W. Kimball, Jr., Vice Chair


Robert S. Salvo, Sr., Clerk


Mary T. Steele


Bradford K. Bramwell

Norton, Massachusetts

I have served this Warrant by posting attested copies at Chartley Post Office, Norton Post Office, Trinitarian Church, Unitarian Church, Norton 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 Ronald A. Benarshi CONSTABLE Bristol DATE 10/19/12