

ANNUAL TOWN MEETING OCTOBER 15, 2018

The Annual Town Meeting was called to order by Moderator William A. Gouveia at 7:00 PM at the Norton High School Auditorium and motion was made to move the meeting to the Norton High School Gymnasium.

Welcome to tonight's Special Town Meeting. I am Town Moderator Bill Gouveia. With me is Town Clerk, Lucia Longhurst.

Mr. Gouveia acknowledged that Senator Paul Feeney was in attendance at the meeting.

To begin tonight's meeting, I ask you to please all rise and join me in the Pledge of Allegiance.

Thank you. Now I would first like to go over some of the rules for this meeting in this new venue.

- I ask everyone to please find a seat for this meeting. Standing in the back and on the sides creates problems both on a noise level and in counting standing votes. There are plenty of seats, please find one.
- If you are not a registered voter in the Town of Norton, you are welcome to visit but must sit in the section of seats marked in for that reason. If you are registered voter, please sit anywhere else, because your vote will not be counted if you are sitting in the non-voting section.
- If you wish to address this meeting, you must do so only after being recognized by the Moderator. There are two microphones located up front here. Please move to one of those if you wish to speak and wait to be recognized. When speaking, please identify yourself by name and address for the record. Please try and keep your remarks brief and to the point, and confine them only to the matter under consideration at the time.
- All speakers at this meeting will be treated with courtesy by the Moderator and everyone else in the room. No speaker will be allowed to use the meeting for personal attacks on any individual. All remarks will be directed towards the Moderator, and while I will allow questions to be asked of individuals, I will not allow cross-examination type discussions from the floor.
- In recognizing people to speak, I will endeavor to call upon those who have not yet spoken on a topic before recognizing those who have already spoken. I will recognize motions to move the question, but if in my opinion there are still people waiting to speak who may add to the discussion, I will exercise my authority to not accept a motion to move the question under those circumstances.

- If a standing vote is required, you will be instructed to stand at your seats until your vote is counted. If a ballot vote is required, you will be given instructions by the Moderator and or the town Clerk as to how to proceed.
- If you wish to make an amendment to any motion, you must do so in writing and present it to the Moderator. Please prepare your amendment in writing and bring it to me up here. If you are moving an article that has not been recommended and moved by the Finance Committee, you must also present that motion to the Town Clerk in writing.
- I remind you all that no motion to reconsider any article will be accepted by the Moderator until at least three articles following the article being reconsidered have been acted upon by this meeting. If the article is one of the last three on the warrant, I will accept any motions to reconsider them prior to adjourning. Please be aware that any article you act upon tonight can be reconsidered as few as three articles later.
- There may be requests this evening to allow non-voters to speak on certain articles. This must be done by a Motion voted upon by this meeting. While it is the right and the decision of the meeting to allow or not allow non-residents to speak, please keep in mind they may have information to add to the discussion. All non-voters must approach the moderator if they wish to be heard.

Town Clerk Lucia B. Longhurst read the call and return of service from the Constable as written in the warrant.

MOTIONS FOR THE OCTOBER 15, 2018, ANNUAL TOWN MEETING

ARTICLE 1 (4/5 Vote)

Motion was made by Richard Dorney that the Town vote to transfer the amount of \$352.32 from Free Cash for the following unpaid bills for which obligation was incurred in prior fiscal years:

\$ 210.00	Planning	Massachusetts Municipal Association
\$ 142.32	Planning	The Sun Chronicle
\$ 352.32	TOTAL PRIOR YEAR BILLS	

ARTICLE PASSES BY 4/5 VOTE AS DECLARED BY THE MODERATOR

ARTICLE 2

No action is necessary at this time.

ARTICLE LOST AS DECLARED BY THE MODERATOR

ARTICLE 3 (Majority Vote)

Motion was made by Richard Dorney that the Town vote to amend the vote taken under Article 10 of the May 14, 2018, Annual Town Meeting Warrant by increasing appropriations for certain line items and, as funding therefor, to raise and appropriate the amount of \$75,000.00 and transfer the amount of \$627,122.00 from Free Cash for a total of \$702,122.00 as printed under Article 3 in the October 15, 2018, Annual Town Meeting Warrant with Finance Committee Recommendations.

TO BE REVOTED 10/15/18:

I MOVE that the Town vote to amend the vote taken under Article 10 of the May 14, 2018, Annual Town Meeting Warrant by increasing appropriations for certain line items and, as funding therefor, to raise and appropriate the amount of **\$148,000.00** and

transfer the amount of \$627,122.00 from Free Cash for a total of **\$775,122.00** as follows:

FY19 OPERATING BUDGET SUPPLEMENTS			
Account	Department	Use	Amount
001-147-510	Treasurer	Salary	\$ 5,362.00
001-171-570	Conservation	Expense	\$ 1,090.00
001-210-510	Police	Salary	\$ 149,000.00
001-220-510	Fire	Salary	\$ 103,000.00
001-220-570	Fire	Expense	\$ 19,000.00
001-230-570	Emergency Medical	Expense	\$ 21,000.00
001-290-510	Communications	Salary	\$ 31,000.00
001-300	School	Budget Supplement	\$ 366,830.00
	K-12 Materials and Supplies	\$ 281,440.00	
	Extended School Services K-5	\$ 61,275.00	
	Professional Development PreK-12 (Social Emotional, Behavioral Best Practices)	\$ 24,115.00	
001-306-560	Southeastern Regional Voc-Tech	Assessment	\$ 73,000.00
001-541-510	Council on Aging	Salary	\$ 840.00
001-750-594	Interest	Expense	\$ 5,000.00
	Gen Gov't Request	\$ 408,292.00	
	Norton Public Schools Request	\$ 366,830.00	
TOTAL			\$ 775,122.00

ARTICLE PASSES BY MAJORITY VOTE AS DECLARED BY THE MODERATOR

ARTICLE 4

No action is necessary at this time.

ARTICLE LOST AS DECLARED BY THE MODERATOR

ARTICLE 5

No action is necessary at this time.

ARTICLE LOST AS DECLARED BY THE MODERATOR

ARTICLE 6 (Majority Vote)

Motion was made by Richard Dorney that the Town vote to transfer the amount of \$900,000.00 from Free Cash 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.

ARTICLE PASSES BY MAJORITY VOTE AS DECLARED BY THE MODERATOR

ARTICLE 7 (2/3 Vote)

Motion was made by Richard Dorney that the Town vote to appropriate the total amount of \$563,850.00 and amend the Fiscal Year 2019 capital improvements budget appropriated under Article 12 of the May 14, 2018, 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, all as follows, and, as funding therefor, to transfer the amount of \$479,850.00 from the Capital Improvements Account and \$84,000.00 from the Ambulance Reserve Fund, as printed under Article 7 in the October 15, 2018, Annual Town Meeting Warrant with Finance Committee Recommendations.

ARTICLE 7

To see if the Town will vote to raise and appropriate and/or appropriate and/or transfer from available funds, including but not limited the Capital Improvements Fund, and/or borrow a sum of money to supplement the Fiscal Year 2019 capital improvements budget appropriated under Article 12 of the May 14, 2018, 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, and, in accordance with G.L. c.44, §20, authorize any premium received by the Town upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, to be applied to the payment of costs approved hereunder, thereby reducing by a like amount the amount authorized to be borrowed to pay such costs; or take any other action relative thereto.

ARTICLE PASSES BY 2/3 VOTE AS DECLARED BY THE MODERATOR

ARTICLE 8 (Majority Vote)

Motion was made by Richard Dorney that the Town vote to transfer the amount of \$42,500.00 from Free Cash to fund the cost of the engineering, design, and procurement services phase of the conversion of the Town's existing street light system to an LED street light network, including but not limited to consulting, technical, and/or professional services and all other incidental and related costs and expenses associated therewith.

ARTICLE PASSES BY MAJORITY VOTE AS DECLARED BY THE MODERATOR

ARTICLE 9 (Majority Vote)

I Richard Dorney move that the Town vote to transfer the amount of \$520,000.00 from Water Retained Earnings for the purpose of planning, design and construction for approximately 1,100 feet of water main, appurtenances, and trench pavement in Holmes Street and East Main Street, and for related legal, administrative, and all other pertinent expenses associated with the project; to expend all funds available for this project including all incidental and related costs.

ARTICLE PASSES BY MAJORITY VOTE AS DECLARED BY THE MODERATOR

ARTICLE 10 (2/3 Vote)

I Richard Dorney move that the Town vote to appropriate the amount of \$2,700,000.00 for the purpose of planning, design and construction of approximately 6,100 feet of water main, appurtenances, and trench pavement in Pine Street extending from Well No.1 to Plain Street, and for related legal, administrative and all other pertinent expenses associated with the project; to expend all funds available for this project including all incidental and related costs; and further, that to meet this appropriation the Treasurer, with the approval of the Board of Selectmen, be authorized to borrow the sum of \$2,700,000.00 pursuant to G.L. c.44, §§7 or 8, or any other enabling authority, and to issue bonds or notes therefor, such bonds or notes to be general obligations of the Town unless the Treasurer, with the approval of the Selectmen, determines that they should be issued as limited obligations and may be secured by local system revenues, provided, further, however, that it is anticipated that all funds needed to repay the principal and interest on such borrowing shall be paid from the Water Enterprise Fund; and, in accordance with G.L. c.44, §20, authorize any premium received by the Town upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, to be applied to the payment of costs approved hereunder, thereby reducing by a like amount the amount authorized to be borrowed to pay such costs.

ARTICLE PASSES BY 2/3 VOTE AS DECLARED BY THE MODERATOR

ARTICLE 11 (Majority Vote)

I Richard Dorney move that the Town vote to authorize the Norton Housing Authority to grant to the Norton Water and Sewer Commission a permanent easement on land of the Norton Housing Authority located at 120 West Main Street in said Norton, commonly referred to as the Woodland Meadows residential development, located on the southerly side of West Main Street, for the construction, operation, and maintenance of a sewer pump station together with such permanent sewer line easements, utility easements, and access easements and temporary construction easements as may be necessary to provide for operation and maintenance of a pump station and sewer line connections, as approximately shown on a plan by Weston & Sampson entitled "Proposed Easements on Norton Housing Authority Property" dated August 1, 2018, a copy of which is on file with the Town Clerk, as said plan may be amended from time to time, including all incidental and related expenses associated with the project.

ARTICLE PASSES BY MAJORITY VOTE AS DECLARED BY THE MODERATOR

ARTICLE 12

No action is necessary at this time.

ARTICLE LOST AS DECLARED BY THE MODERATOR

ARTICLE 13 (Majority Vote)

I Richard Dorney move that the Town vote to approve Article 13 as printed in the warrant, provided, however, that the plan reference set forth therein shall be revised by inserting, after the words, "dated August 30, 2018" the following, "and revised October 9, 2018", and further that no funds shall be appropriated hereunder.

ARTICLE 13

To see if the Town will vote to authorize the Board of Selectmen to acquire by purchase, gift, and/or eminent domain, the fee to and/or permanent and/or temporary easements in, on and under portions of certain parcels of land located on Route 123 / East Main Street and/or other abutting ways, for public way purposes, including without limitation, for the construction, alteration, installation, maintenance, improvement, repair, rehabilitation, replacement and/or relocation of rights of way, sidewalks, drainage, utilities, slope, grading, rounding, construction and other easements, to enable the Town to undertake the Route 123 / East Main Street Corridor Improvement Project, which parcels are listed on a sheet entitled "Parcel Summary Sheet" and approximately shown on plans entitled

“Massachusetts Department of Transportation Highway Division Plan and Profile of East Main Street (Route 123) in the town of Norton Bristol County Preliminary Right of Way Plan”, dated August 30, 2018, prepared by Vanasse Hangen Brustlin, Inc., on file with the Town Clerk, as said plans may be amended from time to time, and land within 100 feet of said parcels; to transfer the care, custody, and control of a portion or portions of the Town-owned property or properties shown on the aforesaid plans from the board or officer having custody of the same for the purposes for which such properties are currently held to the Board of Selectmen for public way and utility purposes and further to dedicate said portion or portions of the Town-owned properties to the foregoing purposes, and authorize the Board of Selectmen to submit petitions to the General Court, if applicable, to allow for such acquisition, transfer and/or use; to raise and appropriate, transfer from available funds, and/or borrow a sum of money to fund the foregoing and/or any and all costs related thereto, including, without limitation, the cost of any land/easement acquisitions; and, further, to authorize the Board of Selectmen to enter into any and all agreements and take any and all actions necessary or appropriate to carry out the foregoing transactions; or take any other action relative thereto.

(BOARD OF SELECTMEN)

ARTICLE PASSES BY MAJORITY VOTE AS DECLARED BY THE MODERATOR

ARTICLE 14 (Majority)

I Richard Dorney move that the Town vote to transfer the amount of \$15,000.00 from Free Cash to retain a consultant for solar electric procurement support services in the development of solar strategies, including but not limited to management of the procurement and installation of a solar photovoltaic system, technical assistance, and all other incidental and related costs, expenses, and professional services associated therewith.

ARTICLE PASSES BY MAJORITY VOTE AS DECLARED BY THE MODERATOR

ARTICLE 15 (Majority)

Motion was made by Richard Dorney that the Town vote to approve Article 15 as written in the October 15, 2018, Annual Town Meeting Warrant with Finance Committee Recommendations.

ARTICLE 15

To see if the Town will vote to accept the provisions of General Laws Chapter 148, Section 56, authorizing the Board of Selectmen, with the approval of the Fire Chief, to issue a license to any person or entity who shall engage in the business of conducting or

maintaining open-air parking spaces, and further, to amend the General Bylaws consistent therewith as follows:

OPEN-AIR PARKING LICENSES

1. There shall be in the Town of Norton a requirement that any person or entity desiring to engage in the business of conducting or maintaining an open-air parking space shall first obtain from the Board of Selectmen an Open-Air Parking License.
2. This Bylaw shall not apply to any open-air parking space established under the provisions of G.L. c. 161A, §3(g) or G.L. c. 161B, §6(g) and maintained or conducted by the Massachusetts Bay Transportation Authority, also known as the MBTA, or by an authority created under G.L. c. 161B or a lessee or licensee thereof.
3. The Board of Selectmen shall be authorized to promulgate regulations to implement the provisions of this bylaw consistent with General Laws Chapter 148, Section 56. Such regulations shall be adopted at an open meeting for which notice of such action was properly provided under the Open Meeting Law, and any regulations promulgated by the Board of Selectmen shall be posted in the offices of the Town Clerk, Board of Selectmen, Inspection Department, and on the Town's website.
4. Enforcement. This bylaw may be enforced through any means available in law and in equity. When enforced through non-criminal disposition, each day a violation exists shall be considered a separate violation and shall be subject to a fine of Three Hundred and No Hundredths (\$300.00) Dollars.

or take any other action relative thereto.

(BOARD OF SELECTMEN)

ARTICLE PASSES BY MAJORITY VOTE AS DECLARED BY THE MODERATOR

ARTICLE 16 (Majority)

I Richard Dorney move that the Town vote to amend the Town's Personnel Bylaws to include the position of "Payroll and Benefits Administrator" under "Job Classification" and by adjusting the Salary Plan as written in the October 15, 2018, Annual Town Meeting Warrant with Finance Committee Recommendations.

ARTICLE 16

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

(TOWN MANAGER)

FINANCE COMMITTEE: Recommended to amend the Town's Personnel Bylaws to include the position of "Payroll and Benefits Administrator" under "Job Classification" and by adjusting the Salary Plan, as follows:

SALARY PLAN	CURRENT				PROPOSED		
Office Administrator	\$ 42,000	-	\$ 61,000	to	\$ 44,558	-	\$ 65,345
Assistant to the Town Manager	\$ 65,000	-	\$ 89,000	to	\$ 68,959	-	\$ 95,339
Highway Superintendent	\$ 70,000	-	\$103,000	to	\$ 74,263	-	\$ 110,336
Assistant Town Accountant	\$ 50,000	-	\$ 67,000	to	\$ 53,045	-	\$ 71,772
Water & Sewer Superintendent	\$ 80,000	-	\$111,000	to	\$ 84,872	-	\$ 118,906
Asst. Water & Sewer Superintendent	\$ 50,000	-	\$ 66,000	to	\$ 53,045	-	\$ 70,701
Information Technology Director	\$ 60,000	-	\$ 85,000	to	\$ 63,654	-	\$ 91,054
Tax Collector-Treasurer	\$ 69,000	-	\$ 97,000	to	\$ 73,202	-	\$ 103,909
Public Health Nurse	\$ 21.43	-	\$ 34.00	to	\$ 22.73	-	\$ 36.42
Custodian - Municipal	\$ 15.00	-	\$ 20.00	to	\$ 15.91	-	\$ 21.42
Town Clerk	\$ 60,000	-	\$ 72,000	to	\$ 63,654	-	\$ 74,986
Outreach Counselor	\$ 17.00	-	\$ 21.00	to	\$ 18.04	-	\$ 22.50
Parks and Recreation Coordinator	\$ 17.00	-	\$ 21.00	to	\$ 18.04	-	\$ 22.50
Payroll and Benefits Administrator					\$ 42,000	-	\$ 58,000

ARTICLE PASSES BY MAJORITY VOTE AS DECLARED BY THE MODERATOR

ARTICLE 17 (Majority)

I Richard Dorney move to request that the Town Manager, or the Manager's designee, provide for the timely posting on the Town website of contracts with Town personnel.

ARTICLE PASSES BY MAJORITY VOTE AS DECLARED BY THE MODERATOR

ARTICLE 18

Not recommended.

ARTICLE LOST AS DECLARED BY THE MODERATOR

ARTICLE 19 (Majority)

Motion was made by Richard Dorney that the Town vote to transfer the amount of \$90,000.00 from Free Cash to the “Other Post Employment Benefits Liability Trust Fund” established to cover the unfunded actuarial liability for retirees’ health care and life insurance benefits.

ARTICLE PASSES BY MAJORITY VOTE AS DECLARED BY THE MODERATOR

ARTICLE 20 (Majority)

Motion was made by Richard Dorney that the Town vote to transfer the amount of \$300,000.00 from Free Cash to the Stabilization Fund, in accordance with G.L. c. 40, §5B.

ARTICLE PASSES BY MAJORITY VOTE AS DECLARED BY THE MODERATOR

At 7:45 p.m. the Annual Town Meeting was concluded and the Moderator declared the meeting ADJOURNED.

A true record. Attest:

Lucia B. Longhurst
Town Clerk