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**ANNUAL AND SPECIAL TOWN MEETING MINUTES
MAY 15, 2019**

The Special Town Meeting was called to order by Town Moderator William A. Gouveia at 7:00 PM at the Norton High School Auditorium. What follows is a summary of what occurred at the Town Meeting, and while the summary tracks substantially what occurred, it should not be regarded as a transcript of the meeting.

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

To begin tonight's meeting, I would like to introduce our two new Board of Selectmen members Jack Conway and Renee Deley and ask them to lead us 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.

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- 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.

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ARTICLE 2 (Majority)

I Stephen Evans move that the Town vote to authorize the Board of Selectmen to accept and enter into contracts for the expenditure of any funds allotted, or to be allotted, by the Commonwealth and/or County for the construction, reconstruction and improvement of Town roads, and to see if the Town will raise and appropriate, and/or appropriate and/or transfer from available funds a sum of money for the purpose of road and other municipal improvements within the Town of Norton which are eligible for reimbursement, subject to conditions detailed by the Massachusetts Department of Transportation, pursuant to Massachusetts General Laws Chapter 90.

ARTICLE PASSES BY MAJORITY VOTE AS DECLARED BY THE MODERATOR

ARTICLE 3 (Majority)

I Stephen Evans move that the Town vote to transfer the amount of \$17,500.00 from Free Cash 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.

ARTICLE PASSES BY MAJORITY VOTE AS DECLARED BY THE MODERATOR

ARTICLE 4 (Majority)

I Stephen Evans move that the Town vote to transfer the amount of \$40,000.00 from Free Cash for the demolition and removal of the Sylvanus Campbell House and Barn at 215-223 West Main Street, Norton, including all incidental and related costs, and further to authorize appropriate public officials to take all actions necessary to effect the purposes of this article.

ARTICLE PASSES BY MAJORITY VOTE AS DECLARED BY THE MODERATOR

ARTICLE 5 (Majority)

I Stephen Evans move that the Town vote to transfer the amount of \$5,000.00 from the funds appropriated under Article 12 of the October 23, 2017, Town Meeting to be expended for environmental engineering costs relating to the so-called "Reed & Barton" site identified as Assessor's Map 17, Lot 32-01, and Assessor's Map 17, Lot 36, Elm Street and for other costs incidental and related thereto, and further to authorize the Board of Selectmen to take such actions and execute such documents and agreements as are necessary to effectuate the purpose of this article, including contracts with terms in excess of three years.

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Deniz Savas and Renee Deley asked if we owned the property, why we have to pay for this and how much we have paid to this point.

ARTICLE PASSES BY MAJORITY VOTE AS DECLARED BY THE MODERATOR

At 7:30 PM, the Moderator announced that the Annual Town Meeting was recessed for the Special Town Meeting.

MAY 15, 2019 SPECIAL TOWN MEETING

The Special Town Meeting was called to order by Moderator William A. Gouveia at 7:32 PM at the Norton High School Auditorium.

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

ARTICLE 1 (9/10)

I Stephen Evans move that the Town vote to pay the following unpaid bill incurred in a prior fiscal year using existing Fiscal Year 2019 funds in Account No. 001-290-570:

ACCOUNT	DEPARTMENT	VENDOR	PURPOSE	AMOUNT
001-290-570	Communications	Town of Norton Water/Sewer	Reimburse Electric Fees - Newland Street Radio Tower	\$ 10,381.92

ARTICLE PASSES BY 9/10 VOTE AS DECLARED BY THE MODERATOR

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ARTICLE 2

No Action.

ARTICLE DECLARED LOST AS DECLARED BY THE MODERATOR

ARTICLE 3 (Majority)

I Stephen Evans move that the Town vote to amend the vote taken under Article 10 of the May 14, 2018, Annual Town Meeting by increasing appropriations for certain line items and to do so, by transferring the additional amount of \$53,763.00 from Free Cash as follows:

Account	Department	Use	Amount
001-162-570	Elections	Expenses	\$ 9,800.00
001-423-570	Snow Removal	Expense	\$ 43,963.00
TOTAL FY19 OPERATING BUDGET SUPPLEMENTS:			\$ 53,763.00

ARTICLE PASESS BY MAJORITY VOTE AS DECLARED BY THE MODERATOR

ARTICLE 4

No action

ARTICLE DECLARED LOST AS DECLARED BY THE MODERATOR

ARTICLE 5

No action.

ARTICLE DECLARED LOST AS DECLARED BY THE MODERATOR

ARTICLE 6

No action.

ARTICLE DELCARED LOST AS DECLARED BY THE MODERATOR

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ARTICLE 7

No action.

ARTICLE LOST AS DECLARED BY THE MODERATOR

ARTICLE 8 (Majority)

I Stephen Evans move that the Town vote to approve Article 8 as written in the May 15, 2019, Special Town Meeting Warrant, thereby approving, confirming, and authorizing, pursuant to G.L. c. 59, Section 38H(b), and any other enabling authority, all of the actions set forth therein.

Article 8 as written in the Warrant:

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 Next Grid Redwood, 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 Next Grid Redwood, LLC, on land owned by Next Grid Patriots, LLC, 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
18	9	54 Plain Street

(BOARD OF SELECTMEN)

ARTICLE PASSES BY MAJORITY VOTE AS DECLARED BY THE MODERATOR

ARTICLE 9 (Majority)

I Stephen Evans move that the Town vote to amend the General Bylaws, § 115-1 Authority to enter into contracts; limitations, by inserting the underlined text and deleting the strikethrough text, as follows:

Unless otherwise provided by a vote of Town Meeting, and to the extent consistent with the Town Charter, the Board of Selectmen, the Board of Library Trustees, School

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Committee or the School Superintendent or School Business Officer as its designee, Town Manager as the Chief Procurement Officer, or any designee approved pursuant to MGL c. 30B, is authorized to enter into any contract for goods and services for a term not to exceed seven (7) ~~of up to or in excess of three~~ years for the exercise of the Town's corporate powers, on such terms and conditions as are deemed appropriate. Notwithstanding the foregoing, no person shall contract for any purposes, on any terms, or under any conditions inconsistent with any applicable provision of any general or special law.

ARTICLE PASSES BY MAJORITY VOTE AS DECLARED BY THE MODERATOR

ARTICLE 10 (Majority)

I Stephen Evans move that the Town vote to transfer the amount of \$45,000.00 from Free Cash for the purposes set forth in Article 10 of the May 15, 2019, Special Town Meeting Warrant.

Article 10 as written in the warrant:

To see if the Town will raise and appropriate, transfer from available funds, and/or borrow a sum of money for the purpose of undertaking the Route 123/East Main Street Project, as previously authorized by the votes taken under Article 4 of the May 14, 2018 Town Meeting and Article 13 of the October 15, 2018 Town Meeting, including, without limitation, the cost of land/easement acquisitions, appraisals, review appraisals, surveys, and all other costs and expenses related thereto; or take any other action relative thereto.

ARTICLE PASSES BY MAJORITY VOTE AS DECLARED BY THE MODERATOR

At 7:44 PM the Special Town Meeting was adjourned and the Moderator resumed the Annual Town Meeting.

ARTICLE 6 (Majority)

I Stephen Evans that the total amount of \$3,681,234.00 be appropriated for the operation of the Water Enterprise for Fiscal Year 2020 from Water Enterprise Receipts (including but not limited to user charges, lease revenue, interest, and miscellaneous revenues), with \$3,331,876.00 of said sum being appropriated hereunder for direct costs of the Enterprise, and \$349,358.00 of said sum to be appropriated in the General Fund under Article 8 for indirect costs and allocated to the Water Enterprise Fund for funding, as follows:

\$ 866,820.00	Personnel Services
\$1,203,000.00	Other Charges and Expenditures

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\$1,262,056.00	Debt Service
<u>\$ 349,358.00</u>	Indirect Costs – Charged to Enterprise Fund from General Fund and raised under Article 8
\$3,681,234.00	Total for Fiscal Year 2020 – Water

Question was raised regarding water rates going up. Luke Grant stated the this was just the operating budget. They have a Consultant checking water rates and this directly does not increase the rates.

ARTICLE PASSES BY MAJOITY VOTE AS DECLARED BY THE MODERATOR

ARTICLE 7 (Majority)

I Stephen Evans move that the total amount of \$1,699,098.00 be appropriated for the operation of the Sewer Enterprise for Fiscal Year 2020 from Sewer Enterprise Receipts (including but not limited to fees, charges, interest, and miscellaneous revenues), with \$1,602,648.00 of said sum being appropriated hereunder for direct costs of the Enterprise, and \$96,450.00 of said sum to be appropriated in the General Fund under Article 8 for indirect costs and allocated to the Sewer Enterprise Fund for funding, as follows:

\$ 239,635.00	Personnel Services
\$ 1,145,800.00	Other Charges and Expenditures
\$ 96,450.00	Indirect Costs – Charged to Enterprise Fund from General Fund and raised under Article 8
<u>\$ 217,213.00</u>	Debt Service
\$ 1,699,098.00	Total for Fiscal Year 2020 - Sewer

ARTICLE PASSES BY MAJORITY VOTE AS DECLARED BY THE MODERATOR

ARTICLE 8 (Majority)

I Stephen Evans move that the Town raise and appropriate the amount of \$56,804,697.00, raise from Sewer receipts the amount of \$96,450.00, and raise from Water receipts the amount of \$349,358.00 to fund the Town's FY20 Operating Budget, all as presented in the Finance Committee's recommendation as printed in Article 8 of the May 15, 2019, Annual Town Meeting Warrant, and further, to transfer the amount of \$1,389,325.00 from the following funds for a total appropriation for the Fiscal Year 2020 operating budget of \$58,639,830.00:

Hicks Fund	\$	100,000.00
Ambulance Receipts	\$	600,000.00

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Septic Betterments	\$	60,000.00
Dog Fund	\$	10,000.00
Debt Exclusion Premium	\$	16,325.00
Wetlands Protection	\$	3,000.00
Free Cash	\$	600,000.00
		<hr/>
	\$	1,389,325.00
		<hr/>

FY 2020 Operating Budget		Finance Comm Recommend.
Board of Selectmen (122)		
Personnel Services	510	\$ 59,780.00
Charges & Expenditures	570	\$ 5,423.00
Totals		\$ 65,203.00
Town Manager (123)		
Personnel Services	510	\$ 253,290.00
Charges & Expenditures	570	\$ 17,650.00
Totals		\$ 270,940.00
Finance Committee (131)		
Charges & Expenditures	570	\$ 1,410.00
Totals		\$ 1,410.00
Reserve Fund (132)		
Appropriation Transfers	502	\$ 150,000.00
Totals		\$ 150,000.00
Town Accountant (135)		

Personnel Services	510	\$ 203,588.00
Purchase Of Services	520	\$ 25,000.00
Charges & Expenditures	570	\$ 3,750.00
Totals		\$ 232,338.00
Assessors (141)		
Personnel Services	510	\$ 146,374.00
Charges & Expenditures	570	\$ 32,743.00
Totals		\$ 179,117.00
Treasurer/Collector (147)		
Personnel Services	510	\$ 217,468.00
Charges & Expenditures	570	\$ 66,325.00
Totals		\$ 283,793.00
Legal Services (151)		
Charges & Expenditures	570	\$ 70,000.00
Totals		\$ 70,000.00
Data Processing (155)		
Personnel Services	510	\$ 29,155.00
Charges & Expenditures	570	\$ 246,312.00
Totals		\$ 275,467.00
Tax Title Foreclosure (158)		
Charges & Expenditures	570	\$ 45,000.00
Totals	570	\$ 45,000.00

Town Clerk (161)		
Personnel Services	510	\$ 121,847.00
Salary - Elected Official	511	\$ -
Charges & Expenditures	570	\$ 16,300.00
Totals		\$ 138,147.00
Elections (162)		
Personnel Services	510	\$ 630.00
Charges & Expenditures	570	\$ 24,742.00
Totals		\$ 25,372.00
Conservation Comm (171)		
Personnel Services	510	\$ 99,014.00
Charges & Expenditures	570	\$ 20,426.00
Totals		\$ 119,440.00
Planning Board (175)		
Personnel Services	510	\$ 111,284.00
Charges & Expenditures	570	\$ 5,200.00
Totals		\$ 116,484.00
SE REG Plan & Econ Dev (176)		
Assessment	560	\$ 3,583.00
Totals		\$ 3,583.00
Zoning Bd Of Appeals (177)		
Charges & Expenditures	570	\$ 300.00
Totals		\$ -

		300.00
Municipal Bldg Maint (192)		
Charges & Expenditures	570	\$ 220,900.00
Totals		\$ 220,900.00
Town Report (195)		
Printing	520	\$ 2,000.00
Totals		\$ 2,000.00
Postage -All Depts (199)		
Charges & Expenditures	570	\$ 37,500.00
Totals		\$ 37,500.00
Police Department (210)		
Personnel Services	510	\$ 3,376,078.00
Charges & Expenditures	570	\$ 207,710.00
Totals		\$ 3,583,788.00
Fire Department (220)		
Personnel Services	510	\$ 3,744,696.00
Charges & Expenditures	570	\$ 185,800.00
Total		\$ 3,930,496.00
Emergency Medl Serv (230)		
Charges & Expenditures	570	\$ 113,900.00
Totals		\$ 113,900.00
Emergency Planning (240)		
Charges & Expenditures	570	\$ 7,150.00

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Totals		\$ 7,150.00
Inspection Dept (241)		
Personnel Services	510	\$ 196,656.00
Charges & Expenditures	570	\$ 20,050.00
Totals		\$ 216,706.00
Sealer Weights (244)		
Charges & Expenditures	570	\$ 2,200.00
Totals		\$ 2,200.00
Communication Center (290)		
Personnel Services	510	\$ 626,077.00
Assessment	560	\$ 51,000.00
Charges & Expenditures	570	\$ 142,450.00
Totals		\$ 819,527.00
Animal Control (292)		
Personnel Services	510	\$ 61,949.00
Charges & Expenditures	570	\$ 12,700.00
Totals		\$ 74,649.00
Tree Warden (294)		
Personnel Services	510	\$ 2,000.00
Totals		\$ 2,000.00
School Department (300)		
Operating Expense		\$ 29,622,648.00

Totals		\$ 29,622,648.00
Southeastern Reg Voc (306)		
Assessments	560	\$ 1,172,402.00
Totals		\$ 1,172,402.00
Reg Agricultural Sch (308)		
Assessments	560	\$ 30,000.00
Totals		\$ 30,000.00
Highway (420)		
Personnel Services	510	\$ 797,414.00
Charges & Expenditures	570	\$ 99,150.00
Surface Treatment	580	\$ 8,000.00
Repairs to Private Ways	581	\$ 1,000.00
Totals		\$ 905,564.00
Snow Removal (423)		
Charges & Expenditures	570	\$ 80,000.00
Totals		\$ 80,000.00
Street Lighting (425)		
Charges & Expenditures	570	\$ 100,000.00
Totals		\$ 100,000.00
Sanitary Landfill (438)		
Charges & Expenditures Reserve Fund Supplement	570	\$ 13,000.00
Totals		\$ 13,000.00

Board of Health (510)		\$
Personnel Services	510	157,095.00
Charges & Expenditures	570	\$ 10,625.00
Totals		\$ 167,720.00
Public Health Nurse (522)		\$
Personnel Services	510	34,594.00
Charges & Expenditures	570	\$ 10,250.00
Totals		\$ 44,844.00
Council on Aging (541)		\$
Personnel Services	510	78,648.00
Charges & Expenditures Reserve Fund Supplement	570	\$ 12,300.00
Totals		\$ 90,948.00
Veterans Agent (543)		\$
Personnel Services	510	89,173.00
Charges & Expenditures	570	\$ 3,750.00
Veterans Benefits Reserve Fund Supplement	579	\$ 230,000.00
Totals		\$ 322,923.00
Library (610)		\$
Other Charges & Expenditures	570	459,542.00
Totals		\$ 459,542.00
Recreation (630)		\$
Personnel Services	510	24,482.00

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Charges & Expenditures	570	\$ 18,000.00
Totals		\$ 42,482.00
Memorial & Vets Day (692) Other Charges & Expenditures	570	\$ 1,500.00
Totals		\$ 1,500.00
Maturing Debt (711) Maturing Principal on LT Debt	590	\$ 1,502,097.00
Repayment of Temporary Loans	594	\$ -
Totals		\$ 1,502,097.00
Interest (750) Interest on Long-Term Debt	590	\$ 534,773.00
Interest on Notes Reserve Fund Supplement	594	\$ 74,538.00
Totals		\$ 609,311.00
Employee Benefits (910) Personnel Services	510	\$ 2,936,745.00
Other Personnel Services	511	\$ 8,231,109.00
Charges & Expenditures	570	\$ 500,000.00
Totals		\$ 11,667,854.00
Unemployment Comp (911) Charges & Expenditures	570	\$ 75,000.00
Totals		\$ 75,000.00
Miscellaneous (940)		

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Fuel Expenses	540	\$ 115,000.00
Charges & Expenditures	570	\$ 629,585.00
Totals		\$ 744,585.00
GRAND TOTALS		\$ 58,639,830.00

Mr. Yunits reviewed with Town Meeting a pie chart showing the different purposes for which the town spends money.

The question was raised by Deniz Savas as to why the Board of Selectmen had a full-time secretary (Account 122). Mr. Yunits explained that a decision was made last year and the position was made in the fall. Mr. Savas again asked why the position was made a full-time position. Mr. Yunits explained that it is like the school where they need a full-time Secretary and he explained that the Secretary handles the resident's inquiries, licensing minutes, agendas and the Board of Selectmen felt the full-time position was necessary.

Dr. Baeta made a power point presentation on the School budget (Account 300). He also stated that they accepted the school budget as recommended in the budget.

Sheri Cohen spoke and said "We desperately need an override"

ARTICLE PASSES BY MAJORITY VOTE AS DECLARED BY THE MODERATOR

ARTICLE 9 (if positive action then majority vote)

No action.

ARTICLE DELCARED LOST AS DECLARED BY THE MODERATOR

ARTICLE 10 (2/3 Vote)

I Stephen Evans move that the Town appropriate the total sum of \$1,670,085.00, for the purchase, or lease for periods of time up to or in excess of three years with an option to purchase, and equip the following new and/or replacement capital items or for capital projects for various Town Departments, and for the payment of all costs incidental and related thereto, for the purposes and in the amounts set forth in the Finance Committee's Recommendations and in the Chart entitled, "Article 10 Proposed FY20 Capital Budget", and to meet said appropriation, to transfer the sum of \$532,525.00 from the Capital Improvements Account, the sum of \$132,500.00 from the Ambulance Reserve

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Fund, the sum of \$23,000.00 from the Dog Fund, the sum of \$287,560.00 from Sewer Enterprise Retained Earnings, and the sum of \$694,500.00 from the Water Enterprise Retained Earnings.

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

ARTICLE 11 (Majority)

I Stephen Evans move that the Town vote to transfer the amount of \$25,000.00 from Free Cash for tree services, including but not limited to the removal of hazardous trees, stump removal, and performance of additional preventative and emergency services Town-wide, including crane rentals and other incidental and related costs.

ARTICLE PASSES BY MAJORITY VOTE AS DECLARED BY THE MODERATOR

ARTICLE 12 (2/3 Vote)

I MOVE that the Town vote to appropriate the amount of **\$700,000.00** for planning, design, and construction of water main improvements and appurtenances along East Main Street from Pine Street to Route 495 in conjunction with the Mass DOT roadway improvements project, and for related legal, administrative, and all incidental and related costs; and that to meet this appropriation the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow said sum and issue bonds or notes therefor in accordance with G.L. c.44, G.L. c.29C, or any other enabling authority; and further, to approve Article 12 as printed in the warrant.

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

Thomas Deluca made a motion to reconsider Article 8.

Motion to reconsider Article 8 was defeated by Majority Vote as declared by the Moderator.

ARTICLE 13 (2/3 Vote)

I Stephen Evans move that the Town vote to appropriate the amount of **\$1,500,000.00** for the purpose of designing and constructing sewers, pump stations, and force mains, land acquisition, and for related legal, administrative and other pertinent expenses associated with the construction of public sewers required to serve the Woodland Meadows

development, Norton High School, and Yelle Elementary School and other public and private properties on West Main Street, Taunton Avenue, Howard Street, and Fillmore Drive, along the sewer alignment needed to serve those properties, including without limitation all costs thereof as defined in G.L. c.29C, §1; that such sum of money to be used to augment the \$3,320,000.00 appropriated and approved for borrowing under Article 8 of the May 8, 2017, Special Town Meeting and the \$880,000.00 appropriated and approved for borrowing under Article 8 of the May 14, 2018, Special Town Meeting and further to authorize the funds appropriated under such articles to also be expended for the purposes set forth herein; that to meet this additional appropriation the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow **\$1,500,000.00** and to issue bonds or notes therefor in accordance with G.L. c.44, G.L. c.29C, or any other enabling authority, and further to approve Article 13 as printed in the warrant.

Article 13 as printed in the Warrant:

I MOVE that the Town vote to appropriate the amount of **\$1,500,000.00** for the purpose of designing and constructing sewers, pump stations, and force mains, land acquisition, and for related legal, administrative and other pertinent expenses associated with the construction of public sewers required to serve the Woodland Meadows development, Norton High School, and Yelle Elementary School and other public and private properties on West Main Street, Taunton Avenue, Howard Street, and Fillmore Drive, along the sewer alignment needed to serve those properties, including without limitation all costs thereof as defined in G.L. c.29C, §1; that such sum of money to be used to augment the \$3,320,000.00 appropriated and approved for borrowing under Article 8 of the May 8, 2017, Special Town Meeting and the \$880,000.00 appropriated and approved for borrowing under Article 8 of the May 14, 2018, Special Town Meeting and further to authorize the funds appropriated under such articles to also be expended for the purposes set forth herein; that to meet this additional appropriation the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow **\$1,500,000.00** and to issue bonds or notes therefor in accordance with G.L. c.44, G.L. c.29C, or any other enabling authority, and further to approve Article 13 as printed in the warrant.

Denise Luciano asked if there was going to be an increase in taxes and Luke Grant said that the sewer project is paid by the Sewer Department revenues.

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

ARTICLE 14 (Majority)

I Stephen Evans move that the Town vote to raise and appropriate the sum of \$30,000.00 to update the Town of Norton's Master Plan.

ARTICLE PASSES BY MAJORITY VOTE AS DECLARED BY THE MODERATOR

ARTICLE 15 (Majority)

I Peter Carignan move that the Town vote to amend the General Bylaws by inserting a new bylaw entitled, "Stretch Energy Code" as printed in the warrant under Article 15, **except that Section 136-5, Effective Date, shall be revised to provide as follows:**

This bylaw shall have a sole effective date of July 1, 2019.

Article 15 as printed in the Warrant:

To see if the Town will vote to amend the General Bylaws by inserting a new bylaw entitled, "Stretch Energy Code" for the purpose of regulating the design and construction of new buildings for the effective use of energy, pursuant to Appendix 115.AA of the Massachusetts Building Code, 780 CMR, as it may be amended from time to time, the "Stretch Energy Code", including amendments or modifications thereto, regulating the design and construction of buildings for the effective use of energy, as set forth below, or take any other action relative thereto:

§136-1 Purpose

The purpose of this bylaw is to provide a more energy efficient alternative to the Base Energy Code applicable to the relevant sections of the building code for certain new buildings in the Town of Norton.

§136-2 Definitions

International Energy Conservation Code ("IECC") - The IECC is a building code created by the International Code Council. It is a model code adopted by many states and municipal governments for the establishment of minimum design and construction requirements for energy efficiency, and is updated on a three year cycle. The baseline energy conservation requirements of the Massachusetts State Building Code are the IECC with Massachusetts amendments, as approved by the Board of Building Regulations and Standards ("BBRS").

Stretch Energy Code - Codified by the BBRs in the Massachusetts Building Code, based on further amendments to the IECC to improve energy efficiency of buildings.

§136-3 Applicability

The Stretch Energy Code applies to residential and commercial buildings. Buildings not included in this scope shall comply with 780 CMR 115.AA, as applicable.

§136-4. Stretch Energy Code

- A. The Stretch Energy Code, currently codified by the BBRs as 780 CMR Appendix 115 AA, and including any future editions, amendments or modifications, is hereby incorporated by reference into the General Bylaws.
- B. The Stretch Energy Code shall be enforced by the Building Inspector.

§136-5. Effective Date

The by-law shall have a concurrency start date of July 1, 2019, and a sole effective date of January 1, 2020; during the concurrency period only, applicants may choose whether to comply with the Stretch Energy Code or the Base Energy Code.

There was a discussion between resident Joseph Cogliano and Building Inspector Chris Carmichael. The Moderator ended the conversation as Mr. Cogliano was speaking stating it was getting off track from the Article and we were to only speak about the Article.

ARTICLE PASSES BY MAJORITY VOTE AS DECLARED BY THE MODERATOR

ARTICLE 16 (2/3 Vote)

I Steven Hornsby move that the Town vote to amend the Norton Zoning Bylaws, Chapter 175 of the General Code, under Article IV, Use Regulations, as printed in the warrant under Article 16.

Motion was made by Steven Hornsby to insert under § 175-4.3 Open Space, agriculture and recreation uses to insert **non-commercial** after Passive outdoor recreational and Motion was made by Steven Hornsby to strike all verbiage under §175-43 Principal Uses **after** camping and other similar uses.

Motion was 2nd by Mr. DeLuca

Principal Uses	Zoning Districts Allowed Uses					
	R-80	R-60	R-40	VC	C	I
<i><u>other similar uses, but not including amusement parks and commercial campsites</u></i>						

§ 175-4.4 **Commercial uses.**

[Amended 5-14-2018 ATM by Art. 22]

Principal Uses	Zoning Districts Allowed Uses					
	R-80	R-60	R-40	VC	C	I
Campsite	N	N	N	N	N	N

ARTICLE 16 PASSES BY 2/3 VOTE AS DECLARED BY THE MODERATOR

ARTICLE 17

No action.

ARTICLE DECLARED LOST AS DECLARED BY THE MODERATOR

ARTICLE 18 (if positive action, then 2/3 Vote)

I Steven Hornsby move that the Town vote to amend the Norton Zoning Bylaws, Chapter 175 of the General Code, Article VII, Off-Street Parking and Loading, §175-7.10 B, Commercial Districts, as printed in the warrant under Article 18.

Maureen Sroczynski asked why the town is changing the requirements so make the driveways smaller?

Mr. Hornsby and Town Council Lauren Goldberg stated that the requirements are not changing it is the Planning Board the right to change the width of the driveways as right now there is nothing in the by-laws to allow this.

Article 18 as printed in the Warrant:

To see if the Town will vote to amend the Norton Zoning Bylaws, Chapter 175 of the General Code, by inserting under Article VII, Off-Street Parking and Loading, § 175-7.10 B, Commercial Districts, a new subsection (4), as set forth below, or take any other action relative thereto:

Notwithstanding the above driveway requirements, the Planning Board recognizes that the inflexible application of such requirements may result in a development that is less than optimal. Therefore, in the case of those uses which require a Special Permit pursuant to Section 175-4.4 – Commercial Uses and Section 175-4.5 – Industrial Uses and for those uses which require Site Plan approval, the Planning Board may permit deviations from the presumptive driveway requirements based upon reference to available studies and data and at the Board’s discretion, with the assistance of qualified expert consultants.

(PLANNING BOARD)

ARTICLE 18 PASSES BY 2/3 VOTE AS DECLARED BY THE MODERATOR

ARTICLE 19 ((2/3 VOTE))

I Peter Carignan move that the Town vote to amend the Norton Zoning Bylaws, Chapter 175 of the General Code, as printed in the warrant under Article 19.

The Moderator announced that this article was changed in the last 24 hours. The Moderator asked Planning board Chairman, Steven Hornsby, the date of the Planning Board meeting and the vote. Mr. Hornsby said they met on May 14, 2019 and the vote was unanimous.

Maureen Sroczynski requested of order and felt the amendments should be shown in writing and how are we expected to vote. She said “I would ask to defer this whole article to the next Town Meeting.

The Moderator said that changes have been provided in writing to us and they were up on the screen. He further said, in order to change we were moving as is printed in the warrant and then we will allow amendments. It would be the same as if people tried to amend it on their own and is perfectly allowable. In keeping with the same policy as amendments be provided in writing and taking the amendments one at a time.

The Moderator asked if she was making a motion to proceed this to be deferred until we can get this in writing.

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Ms. Scrozynski said that they are not getting clear explanations and explanations could not be clearly defined and asked for this to be tabled and made a motion for this to be deferred.

The motion was 2nd.

The Moderator said this motion supersedes the motion made earlier. He said that the motion is to defer this back to the Planning Board for further review any discussion to defer.

Town Manager Michael Yunits said that he would hope they would listen to the Planning Board Chairman. Though there are changes they are mostly dimensional changes and changes that he believed you would be able to understand.

Amy Sawyer, 7 Ellis Road said they (referring to the residents attending Town Meeting) have heard the presentation three times and felt there had been significant knowledge sharing on this subject and felt we would be able to muddle through them.

The vote was taken only on motion to defer back to the Planning Board.

Motion was defeated by majority vote.

The Amendments were offered individually.

Planning Board Chairman Steven Hornsby made a motion to make the following amendment.

Amendment 1

Planning Board Chairman Steven Hornsby moved to amend main motion to insert after Digital/Electronic Billboard. An electronic message display utilizing light emitting diodes (LEDs), plasma or other technology that present static or multiple static advertisements on a rotating basis, free standing, **which may or not be double-sided which does not advertise a business or profession conducted, a service offered or a commodity sold upon the premises where such sign is located, and which is subjected to the rules and regulations of the Massachusetts Department of Transportation Office of Outdoor Advertising.**

Question was asked if it were to be double sided or doubled in the shape of a “V”

Motion was 2nd

Amendment 1 passes by Majority Vote.

Amendment 2

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Planning Board Chairman Steven Hornsby made a motion to make the following amendment.

Motion was 2nd

To strike “under Section 8.4(D)(2) and adding the words by the Planning Board

- (a) Only signs pertaining exclusively to the premises on which they are located or to products, accommodations, services or activities on the premises shall be allowed, except the following may be allowed: **(1)** that an off-premises directional sign designating the route to an establishment not on the street to which the sign is oriented may be erected and maintained within the public right-of-way at any intersection or on private property if granted a special permit by the Board of Appeals, **and (2) Digital/Electronic Billboards in the “Industrial” Zoning District if granted a Special Permit under Section 8.4(D)(2) by the Planning Board**

Amendment 2 passes by Majority Vote

Amendment 3

Planning Board Chairman Steven Hornsby made a motion to make the following amendment.

(Strike) For any Digital/Electronic Billboard located on a lot abutting another lot containing a residential use, the minimum setback distance shall be five hundred (500) feet from any residential structure and insert **No Digital/Electronic billboard shall be located within one thousand (1000) feet of a residential structure.**

Motion was 2nd

Amendment 3 passes by majority vote.

Amendment 4

Planning Board Chair Steven Hornsby made a motion to make the following amendment.

INSERT AFTER a place of historic interest **Nor shall A Digital/Electronic Billboard be erected if the Special Permit Granting Authority determines that it will not be in harmony with or suitable for the surrounding area or would do significant damage to the visual environment.**

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Motion was 2nd.

Amendment 4 passes by majority vote.

The Moderator announced that this article would be open for any discussion.

Aaron Smith asked regarding the doubled sided signs, where they shaped like a “V” or one sign double sided. Also, were we being paid for one sign or two signs.

Aaron Smith asked if we were being put into a situation to vote on something in which we don’t have all the details.

Town Manager Michael Yunits explained that we are just approving the by-law and we are not approving any project at all. Any project would have to be negotiated and would have a mitigation agreement with the Town.

Peter Carignan stated that he felt that this zoning change was not thought out thoroughly and is afraid we get ourselves in hot water and said we shouldn’t vote for it.

Oren Segal made a motion to amend Line 5 to within 1 mile instead of 1,000 feet.

Town Counsel Lauren Goldberg stated that that would be a drastic change and make a tremendous impact on the article.

Amendment was defeated.

Keith Silver made a motion to move the questions. Motions was 2nd.

Article 19 as printed in the Warrant

To see if the Town will vote to amend the Norton Zoning Bylaws, Chapter 175 of the General Code, making the following bolded and underlined additions to the Zoning Bylaws:

By adding a new category in Article IV. Use Regulations, Section 175-4.5, as follows:

	R 80	R 60	R 40	VC	C	I
Digital/Electronic Billboard	N	N	N	N	N	SP

By adding the following new definition by inserting it in alphabetical order under Article II, Definitions, §175-2.2. Terms defined:

Digital/Electronic Billboard. An electronic message display utilizing light emitting diodes (LEDs), plasma or other technology that present static or multiple static advertisements on a rotating basis, free standing, which does not advertise a

business or profession conducted, a service offered or a commodity sold upon the premises where such sign is located, and which is subjected to the rules and regulations of the Massachusetts Department of Transportation Office of Outdoor Advertising.

By adding the following new language (bolded and underlined below) to Article VIII, Signs, Section 175-8.4(A)(8):

- (a) Only signs pertaining exclusively to the premises on which they are located or to products, accommodations, services or activities on the premises shall be allowed, except the following may be allowed: **(1)** that an off-premises directional sign designating the route to an establishment not on the street to which the sign is oriented may be erected and maintained within the public right-of-way at any intersection or on private property if granted a special permit by the Board of Appeals, **and (2) Digital/Electronic Billboards in the “Industrial” Zoning District if granted a Special Permit under Section 8.4(D)(2).**
- (b) ~~Such signs~~ **No directional sign** shall be authorized ~~only~~ **except** upon the authorizing agency’s determination that such sign will promote the public interest, will not endanger the public safety and will be of such size, location and design as will not be detrimental to the neighborhood. At locations where directions to more than one establishment are to be provided; all such directional information shall be incorporated into a single structure. All such directional signs shall be unlighted and each shall be not over four-square feet in area.

And by adding a new paragraph (d) to Section 8.4(D)(2) as follows:

In the “Industrial” Zoning District, Digital/Electronic Billboards may be erected and maintained if granted a Special Permit by the Planning Board provided that it shall not exceed more than ninety (90) feet in height and shall not exceed a fourteen-foot (14’) by forty-eight-foot (48’) face area. A Digital/Electronic Billboard shall not be erected except on a lot with conforming lot area and frontage or on any other lot with at least ten-thousand square feet of vacant lot area and one hundred and fifty feet of frontage and must be erected within two thousand (2000) feet of Interstate 495. For any Digital/Electronic Billboard located on a lot abutting another lot containing a residential use, the minimum setback distance shall be five hundred (500) feet from any residential structure. A Digital/Electronic Billboard visible to a major artery/highway shall contain the name and address of the user of the property. No Digital/Electronic Billboard shall be erected within one thousand (1000) linear feet of another. No Digital/Electronic Billboard shall be erected if the Special Permit Granting Authority determines that it will obstruct a view of scenic beauty and interest or a place of historic interest. No Billboard shall be located upon another structure.

The Planning Board may only issue a Special Permit upon a finding that the Billboard shall not endanger the public safety or be detrimental to the neighborhood or constitute a nuisance to any abutting uses or to any nearby residential uses by virtue of its size, dimension, location, design, construction, illumination, or visibility, that sufficient utilities, servicing and maintenance of the Billboard can be provided, and that adequate provisions, by way of security, are provided in the event that the Billboard is decommissioned so that its removal is ensured and timely.

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

ARTICLE 20 (Majority)

I Stephen Evans move that the Town vote to amend the General Bylaws, Chapter 110, Articles III and V of the General Code, as printed in the warrant under Article 20.

Article 20 as printed in the Warrant:

To see if the Town will vote to make the following revisions to the Town's Bylaws, as on file with the Town Clerk:

1. In Chapter 110, Article III, §110-11, increase the Assistant Water & Sewer Superintendent range from "\$53,045 - \$70,701" to "\$73,000 to \$80,000"; and,
2. In Chapter 110, Article V, §110-19, add the phrase "eligible to use one (1) week after six (6) months of service".

Selectmen Mary Steele made an amendment to strike #2 in its entirety of Article 20 stating that the Board of Selectmen never took a vote on this and requested to see more information. She preferred that this did not go through.

The Amendment was 2nd.

The Moderator stated "if you vote on the amendment and if it passes, then you will be voting on the main article without the opportunity to include that part of the article.

Ms. Steel want the board of Selectmen to deliberate #2 or Article 20 further.

Board of Selectmen Jack Conway made an amendment to amend the amendment that was made by Ms. Steele to read In Chapter 110, Article 5, section 1 to add the phrase "eligible to use accrued vacation time as it is earned.

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The vote on the amendment to the amendment passed by majority vote.

The vote on the Main Motion to approve Section 1 as written in the warrant and to approve Section 2 with the following language in Chapter 110, Article 3, Section 110§19 to add the phrase “eligible to use accrued vacation time as it is earned”

Amendment passes by Majority vote.

ARTICLE PASSES BY MAJORITY VOTE AS DECLARED BY THE MODERATOR

ARTICLE 21

No action.

ARTICLE DECLARED LOST AS DECLARED BY THE MODERTATOR

ARTICLE 22

No action.

ARTICLE DECLARED LOST AS DECLARED BY THE MODERATOR

Amy Sawyer made a motion to adjourn the Annual Town Meeting

The Annual Town Meeting was adjourned at 11:08 pm.

A true copy Attest:

Lucia B. Longhurst
Town Clerk