

**TOWN OF NORTON  
SPECIAL TOWN MEETING  
MAY 14, 2012**

The Special Town Meeting was called to order by Moderator William A. Gouveia at 8:00 PM at the Norton Middle School Auditorium.

The Town Clerk read the call and return of service as written in the warrant.

**ARTICLE 1 (Requires 9/10 Vote)**

Motion was made by Paul Helmreich, Chairman of the Finance Committee, that the Town transfer the amount of \$121.10 from Free Cash to pay the following unpaid bills incurred in a prior fiscal year:

ACCOUNT	DEPARTMENT	VENDOR	AMOUNT
220	Fire	Columbia Gas of Massachusetts	\$ 58.26
425	Street Lighting	National Grid	\$ 62.84

\$ 121.10

**DECLARED VOTED UNANIMOUSLY BY THE MODERATOR**

**ARTICLE 2 (Requires Majority Vote)**

Motion was made by Paul Helmreich, Chairman of the Finance Committee, that the Town amend the vote taken under Article 16 of the May 9, 2011, Annual Town Meeting by increasing appropriations for certain line items and to do so, by transferring the additional amount of \$51,325.00 from Free Cash as follows:

Department	Account	Use	Amount
Legal Services	001-151-570	Services	\$ 40,000.00
Highway	001-420-510	Salaries	\$ 9,033.00
Debt Interest	001-750-594	Expense	\$ 767.00
Snow Removal	001-423-570	Miscellaneous Expenses	\$ 1,525.00

TOTAL SUPPLEMENTS: \$ 51,325.00

**DECLARED VOTED UNANIMOUSLY BY THE MODERATOR**

**ARTICLE 3 (Requires Majority Vote)**

Motion was made by Paul Helmreich, Chairman of the Finance Committee, that the Town vote to implement the Collective Bargaining Agreements between the Town and the following Unions, and confirm appropriations made for the salaries and benefits of the employees thereof under the budget approved under Article 16 of the May 9, 2011 Annual Town Meeting, for the period beginning July 1, 2011, through June 30, 2012:

1. American Federation of State, County, and Municipal Employees, AFL-CIO, Council 93, Local 1702 (Highway and Water/Sewer Employees); and,
2. American Federation of State, County, and Municipal Employees, AFL-CIO, Council 93, Local 1702 (Clerical Workers).

**DECLARED VOTED UNANIMOUSLY BY THE MODERATOR**

**ARTICLE 4**      **(Requires Majority Vote)**

Motion was made by Paul Helmreich, Chairman of the Finance Committee, that the Town transfer the sum of \$98,430.89 from Account No. 253-300-100 (Insurance Recovery account) to Account No. 001-300-570 (Norton Public Schools' budget) for the repair of the damage to the Henri A. Yelle Elementary School gymnasium floor.

**DECLARED VOTED BY MAJORITY BY THE MODERATOR**

**ARTICLE 5**      **(Requires 2/3 Vote)**

Motion was made by Paul Helmreich, Chairman of the Finance Committee, that the Town vote to authorize the Board of Selectmen to acquire by gift or otherwise and to accept the deed of a fee simple interest or less in a parcel of land currently owned by John F. Pino, Trustee of the John F. Pino Trust, consisting of approximately 52,400 square feet, more or less, and shown on Assessor's Map 9 as Parcel 232, upon such terms and conditions as the Board of Selectmen shall determine to be appropriate, said parcel of land being a portion of the premises described in Certificate of Title No. 13892 and further to authorize the Board of Selectmen and Town officers 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.

**DECLARED VOTED UNANIMOUSLY BY THE MODERATOR**

**ARTICLE 6**      **(Requires Majority Vote)**

Motion was made by Paul Helmreich, Chairman of the Finance Committee, that the Town vote to transfer the sum of \$23,325.00 from Free Cash for tree services, including but not limited to tree removal, trimming, dead-wooding, stump removal, and emergency services.

**DECLARED VOTED UNANIMOUSLY BY THE MODERATOR**

**ARTICLE 7**      **(Requires Majority Vote)**

Motion was made by Paul Helmreich, Chairman of the Finance Committee, that the Town vote to transfer \$29,601.52, appropriated under Article 6 of the October 15, 2007, Annual Town Meeting for costs associated with opposing construction of an MBTA commuter rail line through Town, for use by the Board of Selectmen for professional services (technical, regulatory, environmental, and/or legal, including legal fees and litigation costs) and/or related expenses to ensure acceptable closure of the Shpack Superfund Site and the Attleboro Landfill, Inc., sites.

**DECLARED VOTED BY MAJORITY BY THE MODERATOR**

**ARTICLE 8**      **(Requires 2/3 Vote)**

Motion was made by Paul Helmreich, Chairman of the Finance Committee, that the Town vote to accept as a public way under the provisions of Massachusetts General Law, Chapter 82, as amended, Johnson Road, as laid out by the Board of Selectmen and shown on a plan titled "As-Built Plan and Profile of Johnson Road within Todd Estates a Subdivision in Norton, MA.," dated September 11, 2008, drawn by RIM Engineering Co., Inc., and on file in the office of the Town Clerk; and further that the Town authorize the Board of Selectmen to acquire on behalf of the Town, by gift, purchase, or eminent domain an easement to use said street for all purposes for which public ways are used in the Town of Norton and other associated easements, and to appropriate therefor the sum of One Dollar from Free Cash.

**DECLARED VOTED BY 2/3 BY THE MODERATOR**

**ARTICLE 9**      **(Requires 2/3 Vote)**

Motion was made by Paul Helmreich, Chairman of the Finance Committee, that the Town appropriate the amount of \$925,000.00 for the purpose of paying costs 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 (the "Project"), 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 of Norton may be eligible for a grant from the Massachusetts School Building Authority ("MSBA"), said amount to be expended under the direction of Norton School Committee and Town of Norton Board of Selectmen. To meet this appropriation the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow said amount under M.G.L. Chapter 44, or pursuant to any other enabling authority. The Town of Norton acknowledges that the MSBA's grant program is a non-entitlement, discretionary program based on need, as determined by the MSBA, and any project costs the Town of Norton in excess of any grant that may be approved by and received from the MSBA shall be the sole responsibility of the Town of Norton; and that, the amount of borrowing authorized pursuant to this vote shall be reduced by any grant amount set forth in the Project Funding Agreement that may be executed between the Town of Norton and the MSBA.

**DECLARED VOTED BY 2/3 BY THE MODERATOR**

The Special Town Meeting was declared Adjourned at 8:19 PM.

ATTEST:

Danielle M. Sicard  
Town Clerk