

TOWN OF GEORGETOWN
Annual Town Meeting
May 3, 2010

The Moderator opened the annual town meeting at 7 PM and immediately adjourned while we waited for a quorum to be present.

It is now 7:10 PM and we do have a quorum. The meeting is now called to order.

The return of the warrant shows that it was properly served.

Phil Trapani, Chairman of the Board of Selectmen led us in the Pledge of Allegiance.

The Moderator introduced all the non-voting members in the audience and the staff on stage.

This years unsung hero award was presented by Jim Lacey (last years hero) and Phil Trapani to George Comiskey.

The Moderator at this time will accept a motion to adopt a 5 minute speech limit.

MOTION: Chris Rich moved and it was seconded by Evan O'Reilly

ACTION: By a show of hands, the Moderator declares this passes with a 2/3 vote.

The Moderator now will accept a motion to adjourn and immediately reconvene tonights annual town meeting so we may act on tonights special town meeting.

MOTION: Chris Rich moved and it was seconded by Harry LaCortiglia

ACTION: The Moderator declared this passed by a majority.

The Moderator called to order tonights Special Town Meeting.

SPECIAL TOWN MEETING

Article 1: Adjustments to the Fiscal Year 2010 operating budget (STM05/10-01)

To see if the Town will vote to amend the vote taken under Article 2 of the 2009 Annual Town Meeting warrant for the purpose of adjusting line items in the FY10 budget, and, as necessary, to raise and appropriate or transfer and appropriate from available funds a sum of money for the purpose of supplementing departmental expenses, or take any other action relative thereto.

MOTION: Jim Lacey moved and it was seconded by Robin O'Malley to amend the vote taken under Article 2 of the 2009 Annual Town Meeting for the purpose of adjusting line items in the FY 10 budget as set forth in the spreadsheet and further, to transfer from Free Cash the sum of \$200,774 for such purpose.

<u>LINE ITEM</u>	<u>DEPARTMENTS</u>	<u>CURRENT APPROPRIATION</u>	<u>(+) INCREASE</u>	<u>(-) DECREASE</u>	<u>REVISED APPROPRIATIONS</u>
12111	Police Salaries	1,020,874	5,169		1,026,043
12132	Public Safety Bldg - Maint	11,083	39,146		50,229
12213	Fire Salaries & Wages	169,301	10,425		179,726
12214	Fire Expenses	105,100	7,263		112,363
13111	School Salary & Wages	8,659,677	2,520		8,662,197
14212	Highway Wages	206,121	3,680		209,801
14213	Highway Operating	89,250	14,907		104,157
14231	Snow & Ice Control Exp	104,000	109,297		213,297
14292	Tree Warden Expense	11,509	8,368		19,877
	Free Cash Impact			200,774	
	TOTAL	10,376,915	200,774	200,774	10,577,689

EXPLANATION: This is to reimburse the departments who were affected by the wind and rain storms we had in March and also to take care of the snow & ice deficit. Line item 12132 is to make emergency plumbing repairs and to purchase a generator for the police station.

ACTION: By a show of hands, the Moderator declared this passed by a majority.

ARTICLE 2: Unexpected repairs and Increased Chemical Costs

To see if the TOWN will vote to appropriate from Water Department Enterprise Fund Retained Earnings, the sum of \$45,000.00 to be expended under the direction of the Board of Water Commissioners for Unexpected repairs to the Filter Plant and Increased Chemical Costs for FY2010

MOTION: Reidar Bomengen moved and it was seconded by George Comiskey to appropriate the sum of Forty-five Thousand Dollars (\$45,000) from Water Department Retained Earnings, to be expended under the direction of the Board of Water Commissioners for the increased cost of chemicals and unexpected and necessary repairs for the Water Treatment system.

EXPLANATION: Glenn Smith (Water Supt) explained that his budget was done before chemical bids were received. The cost has gone up \$32,000 2 unit heaters also split open for a cost of \$10,987 and a filter sprung a leak which cost \$3500 to repair.

ACTION: By a show of hands, the Moderator declared this passed by a majority.

MOTION to adjourn the special town meeting and reconvene the annual town meeting was made by Chris Rich and seconded by Dave Bjork.

ACTION: By a show of hands, this passed by a majority.

ANNUAL TOWN MEETING

Article 1: Town Officers and Committee Reports (ATM10-01)

To hear and act on the reports of the Town Officers and Committees.

There is no motion for this article. It is being passed over

Article 2: General Operating Budget/Reserve Fund (ATM10-02)

To see if the Town will raise and appropriate, or appropriate by transfer from available funds, a sum of money to defray charges and expenses of the Town, including debt and interest and including support of the schools, to fix salaries of the several elected offices of the Town, as provided by section 108, Chapter 41, General Laws, as amended, and to provide for a reserve fund for the ensuing year, as set forth in the Finance and Advisory Board Proposed Budget and Town Meeting Warrant for the Fiscal Year beginning July 1, 2010, or take any other action in relation thereto.

MOTION: Robin O'Malley moved and it was seconded by Reg Tardif that the Town raise and appropriate the sum of \$20,668,310, appropriate by transfer from the Water Department Enterprise Fund the sum of \$233,094, and transfer from Septic Betterment the sum of \$21,086, for a total appropriation of \$20,922,490, to defray charges and expenses of the Town for the fiscal year beginning July 1, 2010, including support of the town's public schools and Whittier Regional Vocational Technical High School, to fix salaries of the several elected offices of the town, and to provide for a reserve fund for the Fiscal Year beginning July 1, 2010, in accordance with the line items and Finance Committee and Advisory Board's report to the May 3, 2010, Annual Town Meeting.

MOTION TO AMEND: Steve Epstein moved and it was seconded by Evan O'Reilly to delete from line item 11511 (Town Counsel Expense) the sum of \$80,000 and insert \$50,000

DISCUSSION: Jim Lacey explained that we have spent more this year on legal counsel. Phil Trapani explained that boards have asked to have attorneys present as issues are more complicated.

ACTION ON AMENDMENT: By a show of hands, it does not carry.

Back to main motion.

MOTION TO AMEND: Steve Epstein moved and it was seconded by Rich Hanlon to delete from budget item #11712 (Cons Agent) the sum of \$58,807 and insert \$37,162 with the difference going to the reserve fund.

DISCUSSION: Steve Epstein asked why he was getting a 45% raise? Robin O'Malley explained that it was not a raise, part of his salary was paid from the Revolving Fund and that account cannot sustain the salary. Steve stated that if it can't handle it, then the wages should be going down because that means he's not busy. Carl Shreder said his job is not based on the economy.

ACTION ON AMENDMENT: By a show of hands, it does not carry.

Back to the main motion.

MOTION TO AMEND: Steve Epstein moved and it was seconded by Gary Fowler to delete from budget item 11752 (Pl Bd salaries) the sum of \$61,285 and insert the sum of \$48,764 with the difference going to the stabilization fund.

Steve Epstein asked why he was getting a raise in hard times.

Harry LaCortiglia stated it was not a raise but part of a 2 year grant for the expedited permitting process.

Steve Epstein asked if there was any interest in this program?

Dave Bjork made motion to move the question and it was seconded by Evan O'Reilly.

ACTION: It passed by a 2/3 vote to move the question.

ACTION ON THE AMENDMENT: This did not pass by a majority.

Back to article 2.

MOTION TO AMEND: Steve Epstein moved and it was seconded by John Bonazoli to delete from budget item #12111 (Police Salaries) the sum of \$1,022,709 and insert \$1,016,428 with the difference to be put into the reserve fund.

ACTION ON AMENDMENT: By a show of hands, the Moderator declared this did not pass.

Back to Article 2

MOTION TO AMEND: Steve Epstein moved to delete budget line item 12211 the sum of \$308, and insert the sum of \$166,922 with the difference to be put into the reserve fund.

There was no second.

Back to Article 2

Steve Epstein asked for an explanation of the increase for the Fire Dept.

Robin O'Malley from the FinCom explained that they combined 3 line items into 1 and there is no increase.

MOTION TO AMEND: Steve Epstein moved and it was seconded by Mark Unger to delete from line item 13111(Schools) the sum of \$8,940,708 and insert the sum of \$8,700,000 with the difference to go to the reserve fund.

Steve Epstein asked why the union hasn't been asked to give back.

Carol Jacobs stated that last year when they negotiated, things were good.

Tim Ruh asked if teachers are being eliminated? Carol stated an administration position and a food program position were being cut.

ACTION ON AMENDMENT: By a show of hands, the Moderator declared this did not carry.

Back to Article 2.

ACTION ON THE MAIN MOTION: By a show of hands the Moderator declared this passed by a majority.

Article 3: Stabilization Fund (ATM10-03)

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to be added to the Stabilization Fund, or take any other action in relation thereto.

There is no motion. This article is being passed over.

Article 4: Water Department Operating Budget (ATM10-04)

To see if the Town will appropriate the receipts and available funds of the Water Department Enterprise Fund for the operation of the Water Department under the direction of the Water Commissioners for the Fiscal Year beginning July 1, 2010, or take any other action in relation thereto.

MOTION: Reidar Bomengen moved and it was seconded by Robin O'Malley that the Town appropriate Water Department Enterprise Revenues for the operation of the Water Department under the direction and control of the Water Commissioners in accordance with the Water Department Budget as shown in the Finance & Advisory Board's Report to the May 3, 2010 Annual Town Meeting for the Fiscal Year beginning July 1, 2010, such that a total of \$1,087,301 is appropriated for direct operating cost and a total of \$233,094, as appropriated under Article 2, to the Town to pay indirect costs.

Fin Com voted 7-0 in favor

No Discussion

ACTION: By a show of hands, the Moderator declared this passed by a majority.

Article 5: Capital Fund (ATM10-05)

To see if the Town will vote to raise and appropriate or transfer from available funds a sum not to exceed \$50,000 to be added to the Capital Fund, a special purpose stabilization fund created by vote of the May 4, 2009 Annual Town Meeting pursuant to the provisions of Massachusetts General Laws Chapter 40, Section 5B, said funds to be further appropriated by Town Meeting for improvements and/or repairs to municipal buildings and infrastructure, or take any other action related thereto.

MOTION: Andy Belliveau moved and it was seconded by Reg Tardif to appropriate from Free Cash the sum of twenty-five thousand dollars (\$25,000) to the Capital Fund, a special purpose stabilization fund created by vote of the May 4, 2009 Annual Town Meeting pursuant to the provisions of Massachusetts General Laws Chapter 40, Section 5B, said funds to be appropriated by a future Town Meeting for improvements and/or repairs to municipal buildings and infrastructure.

Fin Com voted 6-0 in favor of this article

ACTION: By a show of hands the Moderator declared this passed by a 2/3 vote.

{BEGIN CONSENT CALENDAR}

ARTICLES 6-12–Majority vote on all articles in consent calendar

Article 6: Municipal Light Department Continuation of Operation (ATM10-06)

To see if the Town will appropriate receipts of the Municipal Light Department for the operation of said Department under the direction and control of the Municipal Light Board, as defined in Section 34, Chapter 164, General Laws, for the Fiscal Year beginning July 1, 2010, or take any other action in relation thereto.

Article 7: Zoning Board of Appeals Revolving Fund (ATM10-07)

To see if the Town will vote to continue the Zoning Board of Appeals Revolving Fund as authorized by Chapter 44, Section 53E ½ of Massachusetts General Laws. This fund shall be funded by applicants' fees to be expended without further appropriation for the purpose of application review including, but not limited to review services, clerical, legal expenses, equipment and office supplies. The Zoning Board of Appeals may expend from this account an amount not to exceed \$ 20,000 for the Fiscal Year beginning July 1, 2010; or take any other action in relation thereto.

Article 8: Road Machinery Fund (ATM10-08)

To see if the Town will vote to continue the Road Machinery Fund as authorized by Chapter 44, Section 53E ½ of the Massachusetts General Laws. This fund shall be funded by payments for rental of Highway machinery and shall be expended without further appropriation for the purpose of purchasing highway equipment. The Highway Surveyor, with approval of the Board of Selectmen, may expend from this account an amount not to exceed \$25,000, or the balance in the account, whichever is lesser, for the Fiscal Year beginning July 1, 2010 or take any other action in relation thereto.

Article 9: Conservation Commission Revolving Fund for Camp Denison (ATM10-09)

To see if the Town will vote to continue a Conservation Commission Revolving Fund for Camp Denison as authorized by Chapter 44, Section 53E ½ of Massachusetts General Laws. This fund shall be funded by program fees, facility use charges and outside vendor charges to be expended without further appropriation for the purpose of maintaining the support of the land and facilities including, but not limited to utilities, seasonal staff, legal expenses, equipment and office supplies. The Conservation Commission may expend from this account an amount not to exceed \$12,000 for the Fiscal Year beginning July 1, 2010; or take any other action in relation thereto.

Article 10: Local Access Programming (ATM10-10)

To see if the Town will vote to continue a Cable Television Revolving Fund as authorized by Chapter 44, Section 53E ½ of Massachusetts General Laws. This fund shall be funded by the Annual License Fee and the PEG Capital Funding (Section 7.4 of the contract) paid by Comcast and Verizon to the Town to be expended without further appropriation for the purpose of Local Access Programming, including but not limited to, utilities, salaries, equipment, maintenance and office supplies. The Cable Advisory Committee, with the approval of the Board of Selectmen, may expend from this account an amount not to exceed \$80,000 for the Fiscal Year beginning July 1, 2010; or take any other action in relation thereto.

Article 11: Chapter 90 Reimbursement, Transportation Bond (ATM10-11)

To see if the Town will appropriate the sum of two hundred twenty-seven thousand four hundred thirty-eight dollars (\$227,438) or any other sum to be reimbursed by the Commonwealth of Massachusetts under the Transportation Bond issue, to be spent by the Highway Surveyor, with approval of the Board of Selectmen, under the provisions of Chapter 90 of the General Laws, or take any other action in relation thereto.

Article 12: Fire Department, Fire Alarm Revolving Fund (ATM10-12)

To see if the Town will vote to continue a Georgetown Fire Department Revolving Fund as authorized by Chapter 44, Section 53E ½ of the Massachusetts General Laws. This fund shall be funded by the annual fees charged for connection to the Municipal Fire Alarm system to be expended without further appropriation for the purpose of maintaining the Municipal Fire Alarm System. The Fire Department may expend from the account an amount not to exceed ten thousand dollars (\$10,000) for the Fiscal Year beginning July 1, 2010; or take any other action in relation thereto.

All Articles were read by the Moderator as printed in the warrant.

MOTION: Chris Rich moved and it was seconded by Robin O'Malley to approve Articles #6-12 as printed in the warrant.

There was no discussion.

ACTION: By a show of hands the Moderator declared Articles #6-12 passed by a majority.

{END CONSENT CALENDAR}

Article 13: Finance Committee, Ladder Truck Payment (ATM10-13)

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of seventy-seven thousand dollars (\$77,000) for the Fiscal Year 2011 lease payment for the Fire Department ladder truck, or take any other action thereon.

MOTION: Robin O'Malley moved and it was seconded by Dave Bjork to appropriate from the Stabilization Fund the sum of twenty thousand dollars (\$20,000) and from Free Cash the sum of fifty-seven thousand dollars (\$57,000) for the Fiscal Year 2011 lease payment for the Fire Department ladder truck.

Finance Committee voted 6-0 to approve this article.

ACTION: By a show of hands, the Moderator declared this article passed by a 2/3 majority.

Article 14: Fire Department, Command Vehicle Purchase (ATM10-27)

To see if the Town will vote to authorize the Town to enter into a lease or lease/purchase agreement, for a period up to or exceeding three years, of a 4 wheel drive vehicle for the Fire Department, or to purchase the same, and to raise and appropriate or transfer and appropriate from available funds a sum of money for this lease or purchase, or take any other action related thereto.

MOTION: Russ Moyer moved and it was seconded by Phil Trapani to appropriate the sum of sixteen thousand dollars (\$16,000) from Free Cash for the purchase of a 4 wheel drive vehicle for the Fire Department, including all costs incidental and related thereto.

The Finance Committed voted 6-0 in favor of this article.

There was no discussion.

ACTION: By a show of hands, the Moderator declared this passed by a majority.

Article 15: Fire Department, Engine 5 Refurbishment (ATM 10-28)

To see if the Town will vote to raise and appropriate, or transfer from available funds, the sum of Forty thousand dollars(\$40,000) for the purpose of refurbishing Engine 5 (1999 KME), or take any other action related thereto.

There is no motion. This article is being passed over.

Article 16: Demand Charge Increase (ATM10-16)

To see if the Town will vote to authorize an increase in the fee charged for each written demand issued by the collector from five dollars (\$5.00) to ten dollars (\$10.00), with such fee to be added to and collected as part of the tax, as authorized by MGL Chapter 60, Section 15, effective as of July 1, 2010, or take any other action in relation thereto.

MOTION: Phil Trapani moved and it was seconded by Robin O'Malley that the town authorize an increase in the fee charged for each written demand issued by the Collector to ten dollars (\$10.00) which shall be added to and collected as part of the real estate, personal property and motor vehicle excise taxes, as authorized by MGL Chapter 60, Section 15, effective July 1, 2010.

Finance Committee voted 7-0 in favor of approving this article

DISCUSSION: There was no discussion.

ACTION: By a show of hands, the Moderator declared this passed by a majority.

Article 17: Whittier Regional Vocational Technical High School, Roof Repair Project (ATM10-17)

To see if the Town of Georgetown will vote to approve Three million two hundred ninety-four thousand six hundred twenty-seven dollars (\$3,294,627) of debt authorized by the Whittier Regional Vocational Technical High School District, (“District”) on March 10, 2010, a sum of money to be expended under the direction of the Whittier Regional Vocational Technical High School Building Committee for a roof repair project for the Whittier Regional Vocational Technical High School, located at 115 Amesbury Line Road, Haverhill, MA 01830. The 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. The MSBA’s grant program is a non-entitlement, discretionary program based on need, as determined by the MSBA, and any project costs the District incurs in excess of any grant approved by and received from the MSBA shall be the sole responsibility of the District and assessed annually during the term of outstanding debt to the Town of Georgetown pursuant to its Regional Agreement. Any grant that the District may receive from the MSBA for the Project shall not exceed the lesser of (1) 66.18 percent of eligible, approved project costs, as determined by the MSBA, or (2) the total maximum grant amount as determined by the MSBA, or take any other action in relation thereto.

MOTION: David Surface moved and it was seconded by Phil Trapani to approve Three million two hundred ninety-four thousand six hundred twenty-seven dollars (\$3,294,627) of debt authorized by the Whittier Regional Vocational Technical High School District, (“District”) on March 10, 2010, a sum of money to be expended under the direction of the Whittier Regional Vocational Technical High School Building Committee for a roof repair project for the Whittier Regional Vocational Technical High School, located at 115 Amesbury Line Road, Haverhill, MA 01830.

EXPLANATION: The Town is not appropriating any funds under this article or incurring any debt itself, but instead is merely authorizing a debt that will be incurred by the Whittier Regional Vocational Technical High School District. Kevin Mahoney from Whittier explained that they need all 11 towns to approve this to get access to the grant money. The School Committee from Whittier already has this money put aside.

ACTION: By a show of hands, the Moderator declared this article passed by a 2/3 vote.

Article 18: Transfer of the Little’s Hill Affordable Housing Funds to Affordable Housing Trust (ATM10-18)

To see if the town will vote to raise and appropriate or transfer and appropriate from available funds in the Little’s Hill M Account (5-32083) the sum of Seventy-eight Thousand dollars (\$78,880.00), more or less, and add said sum to the Line Item Z-32926 to be used by the Affordable Housing Trust for affordable housing purposes as specified under Section 165-71 of the Georgetown Zoning Bylaw and, or take any action in relation thereto.

MOTION: Hugh Carter moved and it was seconded by Harry LaCortiglia to transfer from the Little’s Hill Special Revenue Account the sum of seventy-eight thousand eight hundred and eighty dollars (\$78,880) to the Affordable Housing Trust for affordable housing purposes as specified under Section 165-71 of the Georgetown Zoning Bylaw.

The Finance Committee voted 7-0 to approve this article.

The Planning Board voted 5-0 to approve.

EXPLANATION: This money is just being transferred from one account to another.

ACTION: By a show of hands, the Moderator declared this article passed by a majority.

Article 19: Council on Aging Van local match (ATM10-19)

To see if the Town will vote to raise and appropriate or transfer from available funds \$11,000 for the purchase of a new wheelchair accessible 8-11 passenger van for the Georgetown Council on Aging, with such funds to provide the 20 percent local match required to receive a \$55,000 Federal grant; provided, however, that the funds appropriated hereunder shall not be expended unless the Town receives the grant, or take any other action in relation thereto.

MOTION: Alice Girrior moved and it was seconded by David Surface to appropriate from Free Cash the sum of eleven thousand dollars (\$11,000) for the purchase of a new wheelchair accessible 8-11 passenger van for the Georgetown Council on Aging, with such funds to provide the 20 percent local match required to receive a \$55,000 Federal grant, provided that the expenditure of such funds shall be contingent upon the award of the grant.

There was no discussion.

ACTION: By a show of hands, the Moderator declared this passed by a majority.

Article 20: School Committee, Rebalancing HVAC System at Middle High School (ATM10-29)

To see if the Town will raise and appropriate, or appropriate by transfer from available funds, a sum of fourteen thousand, one hundred and seventy five dollars (***\$14,175***) for the purpose of inspecting, adjusting, and rebalancing the unit ventilators and HVAC system at the Georgetown Middle High School or to take any other action relative thereto.

MOTION: Anne Blythe moved and it was seconded by Dave Bjork to transfer from free cash the sum of fourteen thousand, one hundred and seventy five dollars (\$14,175) for the purpose of inspecting, adjusting, and rebalance the unit ventilators and HVAC system at the Georgetown Middle High School.

The Finance Committee voted 6-0 in favor of approving this article.

EXPLANATION: Carol Jacobs (School Supt) explained that the air quality in the classrooms have elevated CO2 levels. We also currently do not have a maintenance contract for this.

DISCUSSION: Steve Epstein asked why this wasn't being paid for out of their operating budget and Carol stated there wasn't enough money in the budget to pay for this.

Lisa Durkee asked now that we're spending this money what are your plans for maintaining this. Carol stated that next year there will be \$7000 in the budget for a maintenance agreement.

ACTION: By a show of hands, the Moderator declared this passed by a majority.

Article 21: Community Preservation Committee (ATM10-20)

Article A: Community Preservation General Budget

To see if the Town will vote to hear and act on the report of the Community Preservation Committee on the Fiscal Year 2011 Community Preservation budget and to appropriate, pursuant to G.L. Ch. 44B §6 from the Community Preservation Fund a sum of money to meet the administrative expenses and all other necessary and proper expenses of the Community Preservation Committee for Fiscal Year 2011; and further, pursuant to G.L. Ch. 44B §6, to reserve for future appropriation from Community Preservation Fund estimated annual revenues the following amounts as recommended by the Community Preservation Committee: a sum of money for the acquisition, creation and preservation of open space, excluding land for recreational use; a sum of money for acquisition, preservation and rehabilitation of historic resources; and a sum of money for the creation, preservation and support of community housing; as well as a sum of money to be placed in the 2011 Budgeted Reserve for general Community Preservation Act projects or purposes recommended by the Community Preservation Committee:.

Appropriations:

\$22,500 (less than 5% of the estimated FY revenues) to meet the administrative expenses and all other necessary and proper expenses of the Community Preservation Committee for the Fiscal Year;

Reservations:

\$60,000 (>10% of the estimated FY revenues) for the acquisition, creation and preservation of open space excluding land for recreational use.

\$60,000 (>10% of the estimated FY revenues) for acquisition and preservation of historic resources; and

\$60,000 (>10% of the estimated FY revenues) for the creation, preservation and support of community housing.

Or take any other action in relation thereto.

Motion - Article A

I move that the Town hear a report from the Community Preservation Committee and that the Town appropriate from the Community Preservation Fund Fiscal Year 2011 estimated annual revenues:

\$22,500 (less than 5% of the estimated FY revenues) to meet the administrative expenses and all other necessary and proper expenses of the Community Preservation Committee for the Fiscal Year;

and further reserve for future appropriation the following amounts as recommended by the Community Preservation Committee:

\$60,000 (>10% of the estimated FY revenues) for the acquisition, creation and preservation of open space excluding land for recreational use.

\$60,000 (>10% of the estimated FY revenues) for acquisition and preservation of historic resources; and

\$60,000 (>10% of the estimated FY revenues) for the creation, preservation and support of community housing.

Article B: Community Preservation Community Housing Category, “Roof Replacement”

To see if the Town will vote, pursuant to G.L. c.44B, to appropriate from Community Preservation Fund Community Housing Reserve Account, the amount of \$75,000 (Seventy Five Thousand dollars) to be allocated to the Georgetown Housing Authority for the purpose of replacing roofs on Housing Authority buildings on Laurel Lane and Spruce Lane. Any funds from this appropriation remaining unspent after a period of 3 years from the date of the approval of this article will be returned to the Community Preservation fund only after a vote by the Community Preservation Committee determining that it is unlikely the remaining appropriated funds will need to be spent to this effect; or take any other action in relation thereto.

Motion – Article B

I move that the Town vote to appropriate \$74,910 (seventy four thousand nine hundred ten dollars) from the Community Preservation Fund Community Housing Reserves Account to be allocated to the Georgetown Housing Authority for the purposes set forth in the warrant.

Article D: Community Preservation Community Housing Category, “Affordable Housing Trust Grant”

To see if the Town will vote, pursuant to G.L. c. 44B, to appropriate from Community Preservation Fund Community Housing Reserve Account, the amount of \$130,000.00 (One Hundred Thirty Thousand dollars) to the Georgetown Affordable Housing Trust for the purposes of Affordable Housing initiatives consistent with the Trust’s Articles of Incorporation; and for the creation of a Housing Production Plan which will be Certifiable by the Massachusetts Department Housing and Community Development in accordance with 760 CMR 56.03(4); and to authorize the Board of Selectmen, in consultation with the Community Preservation Committee, to enter into a grant agreement with the Georgetown Affordable Housing Trust setting the terms for such grant, including a requirement that the owners of any dwellings subsequently receiving any of these appropriated monies from the Trust grant to the Town an Affordable Housing Restriction in said dwellings, and further, to authorize the Board of Selectmen to accept such restriction; Any funds from this appropriation remaining unspent after a period of 3 years from the date of the approval of this article will be returned to the Community Preservation fund only after a vote by the Community Preservation Committee determining that it is unlikely the remaining appropriated funds will need to be spent to this effect; or take any other action in relation thereto.

Motion - Article D

I move that the Town vote to appropriate \$130,000 (one hundred thirty thousand dollars) from the Community Housing Reserves Account to the Georgetown Affordable Housing Trust for the purposes set forth in the warrant and to authorize the Board of Selectmen, in consultation with the Community Preservation Committee, to enter in a grant agreement with the Georgetown Affordable Housing Trust setting the terms for such grant.

Article E: Community Preservation Open Space Category “Pentucket Pond Fanwort Management”

To see if the Town will vote, pursuant to G.L. c.44B, §6, to appropriate from the Community Preservation Fund Open Space Reserve account the amount of \$60,000.00 (Sixty Thousand dollars) to continue the effort to preserve Pentucket Pond by providing further funding for the management of Fanwort (Cabomba Caroliniana) in Pentucket Pond, in accordance with the Aquatic Plant Management Plan for Pentucket Pond as recommended by the Georgetown Conservation Commission; Any funds from this appropriation remaining unspent after a period of 3 years from the date of the approval of this article will be returned to the Community Preservation fund only after a vote by the Community Preservation Committee determining that it is unlikely the remaining appropriated funds will need to be spent to this effect; or take any other action in relation thereto.

Motion – Article E

I move that the Town vote to appropriate the amount of \$60,000 (sixty thousand dollars) from the Community Preservation Fund Open Space Reserve account for the purposes of preserving Pentucket Pond as described in the warrant.

Article F: Community Preservation Open Space Category, “Pentucket and Rock Ponds Invasives Prevention”

To see if the Town will vote, pursuant to M.G.L. c.44B, to appropriate from Community Preservation Fund Open Space Reserve account \$5,000.00 (Five Thousand dollars) to be allocated to fund the Pentucket and Rock Ponds Invasives Prevention Program. Any funds from this appropriation remaining unspent after a period of 3 years from the date of the approval of this article will be returned to the Community Preservation fund only after a vote by the Community Preservation Committee determining that it is unlikely the remaining appropriated funds will need to be spent to this effect; or take any other action in relation thereto.

Motion – Article F

I move that the Town vote to appropriate \$5,000 (five thousand dollars) from the Community Preservation Fund Open Space Reserve account for the purposes set forth in the warrant.

Article G: Community Preservation Recreational Land Use Category, “Recreational Path Development (Phase 3B)”

To see if the Town will vote, pursuant to M.G.L. c.44B, to appropriate from Community Preservation Fund Undesignated Account \$132,000 (One Hundred Thirty Two Thousand dollars) to fund the furtherance of the Recreational Path Development. Any funds from this appropriation remaining unspent after a period of 3 years from the date of the approval of this article will be returned to the Community Preservation fund only after a vote by the Community Preservation Committee determining that it is unlikely the remaining appropriated funds will need to be spent to this effect; or take any other action in relation thereto.

Motion – Article G

I move that the Town vote to appropriate \$132,000 (one hundred thirty two thousand dollars) from the Community Preservation Fund Undesignated Account for the purposes set forth in the warrant.

Articles A,B,D,E,F & G were read by the Moderator as printed in the warrant. Article C was separated.

MOTION: Evan O’Reilly moved and it was seconded by David Surface to pass articles A,B,D,E,F & G as printed in the warrant.

ACTION. By a show of hands, the Moderator declared this carried by a majority.

Article C: Community Preservation Historic Resources Category, “Historic Perley School Restoration and Rehabilitation”.

To see if the Town will vote, pursuant to G.L. c.44B, to appropriate from Community Preservation Fund Historic Reserve Account and the Community Preservation Fund Undesignated account, the amount of \$210,000.00 (Two Hundred Ten Thousand dollars) for Restoration and Rehabilitation of the Historic Perley School and to allow for an engineering firm with expertise in architectural preservation to develop a Comprehensive Conditions Assessment for the historic property in order to ensure that all work accomplished is consistent with the guidelines and requirements of United States Secretary of the Interior's Standards for the Treatment of Historic Properties (Department of Interior regulations Standards for Rehabilitation codified in 36 CFR 67). Also to authorize the Board of Selectmen to enter into all agreements and execute any and all instruments for any grants to defray the costs associated with this initiative. Any funds from this appropriation remaining unspent after a period of 3 years from the date of the approval of this article will be returned to the Community Preservation fund only after a vote by the Community Preservation Committee determining that it is unlikely the remaining appropriated funds will need to be spent to this effect; or take any other action in relation thereto.

MOTION: Harry LaCortiglia moved and it was seconded by Evan O’Reilly to appropriate \$79,155.08 (seventy nine thousand, one hundred fifty-five dollars and eight cents) from the Community Preservation Fund Historic Reserves Account and \$130,844.92 (one hundred thirty thousand, eight hundred forty-four dollars and ninety two cents) from the Community Preservation Fund Undesignated account for the purposes set forth in the warrant.

Kathy Roche asked why we're spending money on the Perley School when we just renovated it. Harry responded that we can only spend the monies on the historic section of the building.

ACTION: By a show of hands, the Moderator declared this passed by a majority.

Article 22: Bayberry Lane, Rosemarie Lane, Sawmill Way, and Waldingfield Rd. Subdivision/Street Acceptances (ATM10-22)

To see if the Town will vote to accept as public ways the roadways known as "Waldingfield Road", "Bayberry Lane", "Sawmill Way", and "Rosemarie Lane", as heretofore laid out by the Board of Selectmen and shown on plans of land entitled:

- a) "Definitive Plan, Northwood Estates, Georgetown, Mass.", dated October 20, 1989, and recorded with Essex South Registry of Deeds in Plan Book 268, Plan 11;
- b) "Subdivision Plan of Land in Georgetown", dated March 1, 1983, and filed with the Essex South Registry District of the Land Court as Plan 39834C;
- c) "Subdivision Plan of Land in Georgetown", dated October 20, 1989, and filed with the Essex South Registry District of the Land Court as Plan 39834E; and
- d) "Subdivision Plan of Land in Georgetown", dated July 6, 1989, and filed with the Essex South Registry District of the Land Court as Plan 19291D,

copies of which are on file with the Town Clerk, and to authorize the Board of Selectmen to acquire, on behalf of the Town, by purchase, gift, eminent domain or otherwise, rights sufficient to use said ways for all purposes for which public ways are used in the Town of Georgetown, or take any other action in relation thereto.

MOTION: Hugh Carter moved and it was seconded by Robin O'Malley to accept as public ways the roadways known as "Waldingfield Road", "Bayberry Lane", "Sawmill Way", and "Rosemarie Lane", as heretofore laid out by the Board of Selectmen as shown on the plans referenced in the warrant which are on file with the Town Clerk and to authorize the Board of Selectmen to acquire, on behalf of the Town, by purchase, gift, eminent domain or otherwise, rights sufficient to use said ways for all purposes for which public ways are used in Town.

The Finance Committee voted 6-0 for approval of this article

The Planning Board voted 5-0 for approval of this article.

ACTION: By a show of hands, the Moderator declared this passed by a majority.

Article 23: Whispering Pines Subdivision/ Street Acceptances (ATM10-23)

To see if the Town will vote to accept as public ways the roadways known as "Raymond Road", "Sage Road", and "Pineneedle Lane", as heretofore laid out by the Board of Selectmen and shown on a plan of land entitled: "Modification of Definitive Subdivision at Whispering Pines, Georgetown, Massachusetts" prepared by Atlantic Engineering & Survey Consultants, Inc., dated August 17, 2001 with a final revision date of June 23, 2003 and recorded with the Essex South District Registry of Deeds in Plan Book 370, Plan 28 (the "Plan"), a copy of which is on file with the Town Clerk, and to authorize the Board of Selectmen to acquire, on behalf of the Town, by purchase, gift, eminent domain or otherwise, rights sufficient to use said Raymond Road, Sage Road and Pineneedle Lane for all purposes for which public ways are used in the Town of Georgetown, or to take any other action in relation thereto.

MOTION: Hugh Carter moved and it was seconded by Evan O'Reilly to accept as public ways the roadways known as "Raymond Road", "Sage Road", and "Pineneedle Lane", as heretofore laid out by the Board of Selectmen as shown on the plan referenced in the warrant which is on file with the Town Clerk and to authorize the Board of Selectmen to acquire, on behalf of the Town, by purchase, gift, eminent domain or otherwise, rights sufficient to use said ways for all purposes for which public ways are used in Town.

The Finance Committee voted 6-0 to approve this article

The Planning Board voted 5-0 to approve this article.

ACTION: By a show of hands, the Moderator declared this article passed by a majority.

Article 24: Section 165-9 Conformity with Scheduled Required (ATM10-24)

To see if the Town will vote to amend the Zoning Bylaw by amending the text of the last sentence of §165-9 to read "*The Board of Appeals may authorize, by special permit, any other use not specifically listed in the Schedule of Uses if such use is similar in character to other permitted uses in the district and is in harmony with the general purpose and intent of this chapter.*"; or take any other action in relation thereto.

MOTION: Hugh Carter moved and it was seconded by Evan O'Reilly to amend the Zoning Bylaw by amending the text of the last sentence of §165-9 to read "*The Board of Appeals may authorize, by special permit, any other use not specifically listed in the Schedule of Uses if such use is similar in character to other permitted uses in the district and is in harmony with the general purpose and intent of this chapter.*"

The Finance Committee voted 7-0 to approve this article.

The Planning Board voted 5-0 to approve this article.

DISCUSSION: Tim Ruh asked if it would be necessary to go before the ZBA and Hugh responded yes.

ACTION: By a show of hands, the Moderator declared this passed by a 2/3 vote.

Article 25: Joint Facilities Department (ATM10-26)

To see if the Town will vote to accept the provisions of MGL Chapter 71, Section 37M to allow the Town to consolidate the administrative functions, including but not limited to financial, personnel, and maintenance functions, of the School Committee with those of the Town, or take any other action in relation thereto.

MOTION: Evan O'Reilly moved and it was seconded by Phil Trapani to accept Section 37M of Chapter 71 of the Massachusetts General Laws to allow the Town to consolidate the administrative functions, including but not limited to financial, personnel and maintenance functions, of the School Committee with those of the Town.

The Finance Committee voted 7-0 to approve this article.

EXPLANATION: This process just lets the Town go forward in streamlining the maintenance issues and operations. Nothing changes at this time.

ACTION: By a show of hands, the Moderator declared this passed by a majority.

Article 26: Conservation Department, (ATM10-31)

To see if the Town will vote to establish a Georgetown Conservation Restriction Revolving Fund as authorized by Chapter 44, Section 53E ½ of the Massachusetts General Laws. This fund shall be funded by fees and donations to be expended without further appropriation for the purpose of inspecting the condition of land for which the Georgetown Conservation Commission is the holder of Conservation Restrictions including, but not limited to staff expenses, legal expenses, equipment and supplies. The Conservation Commission may expend from this account an amount not to exceed \$1,000 for the Fiscal Year beginning July 1, 2010; or take any other action in relation thereto.

MOTION: Carl Shreder moved and it was seconded by Harry LaCortiglia to establish a Conservation Restriction Revolving Fund pursuant to MGL Chapter 44, Section 53E ½ for the Fiscal Year beginning July 1, 2010, which shall be funded by fees from the Conservation Commission's program to oversee conservation land and restrictions and may be expended without further appropriation by the Conservation Commission for the purpose of inspecting land for which the Conservation Commission is the holder of Conservation Restrictions, including but not limited to staff expenses, legal expenses, equipment and supplies; the amount that may be expended from this account shall not exceed \$1,000 for FY2010.

The Finance Committee recommended approval of this article by a 5-1 vote.

By a show of hands, the Moderator declared this passed by a majority.

Article 27: Land off Bernay Way /Map 11, Lot 24K (ATM10-21)

To see if the Town will vote to transfer the care, custody, management and control of a parcel known as Georgetown Assessor's Map 11-Lot 24K, located on Bernay Way, granted to the Town of Georgetown by the Land Court of Massachusetts, case # 08 TL 136952 Book 29322 Page 383, from the Board of Selectmen for general municipal purposes to the Conservation Commission for all purposes included in General Laws, G.L. c.40, §8C, as it now reads or may hereafter be amended, the said Board of Selectmen having voted that said parcel of land is no longer needed for general municipal purposes, pursuant to the provisions of G.L. c.40, §15A, or take any other action in relation thereto.

MOTION: Carl Shreder moved and it was seconded by Harry LaCortiglia to transfer the care, custody, management and control of a parcel known as Georgetown Assessor's Map 11-Lot 24K, located on Bernay Way, granted to the Town of Georgetown by the Land Court of Massachusetts, case # 08 TL 136952 Book 29322 Page 383, from the Board of Selectmen for general municipal purposes to the Conservation Commission for all purposes included in General Laws, G.L. c.40, §8C, as it now reads or may hereafter be amended, the said Board of Selectmen having voted that said parcel of land is no longer needed for general municipal purposes, pursuant to the provisions of G.L. c.40, §15A.

The Finance Committee recommends approval of this article 7-0

EXPLANATION: Mike Farrell explained that we own this land by tax title but it could be redeemed if the taxes are paid on it. There is a statutory period of 1 year on land taken by tax title. Town Counsel noted it was a 1 year redemption period by decision of the land court. George Comiskey asked who would pay these costs and Town Counsel answered, the redeemer.

Evan O'Reilly suggested waiting one year before we take control of this parcel.

ACTION: By a show of hands, the Moderator declared this passed by a 2/3 vote.

Article 28: Citizen's Petition, Bailey Lane (ATM10-25)

To see if the Town will vote to amend the Official Town Map of the Town of Georgetown, Massachusetts, originally adopted May 7, 1984, as it may have been heretofore revised, to add and to show on said Official Map, as an existing street, Bailey Lane, between the two sections of Bailey Lane, as shown on said Official Map, said road to be depicted substantially in the location as shown on the Map entitled "Town of Georgetown Mass. Zoning Map 12", prepared by: Planning Board, dated February 1, 1979 and May 7, 1979, Revised, May, 1984, or what action it will take thereon.

MOTION: Chris Rich moved and it was seconded by John Bonazoli to amend the Official Town Map of the Town of Georgetown, Massachusetts, originally adopted May 7, 1984, as it may have been heretofore revised, to add and to show on said Official Map, as a private way, that section of lower Bailey Lane, extending 950 feet, more or less, from the southerly end of the northerly section of lower Bailey Lane, as shown on said Official Map, to the southerly boundary of the property shown on Georgetown Assessors Map, to the southerly boundary of the property on Georgetown Assessor's Map 21A as lot 33 - #50 Bailey Lane, said section of road to be depicted substantially in the location as shown on Exhibit 1 – Bailey Lane Change to the Official Map, and the Map entitled "Town of Georgetown Mass. Zoning Map 12", prepared by: Planning Board, dated February 1, 1979 and May 7, 1979, Revised, May, 1984."

There is no Fin Com report.

EXPLANATION: This is correcting a clerical error

ACTION: By a show of hands, the Moderator declared this passed by a 2/3 vote.

The Moderator stated she will accept a motion to adjourn tonight's Town Meeting.

MOTION: Robin O'Malley

SECOND: EVAN O'REILLY

By a show of hands the Moderator declared the Town Meeting adjourned by a majority.

The time is 9:17 PM

True Copy Attest:

Janice M. McGrane, Town Clerk