

ANNUAL TOWN MEETING JUNE 12, 2017

NOTE: Prior to starting the Annual Town Meeting the Moderator asked anyone sitting in the cafeteria to move to the auditorium and non-voters to sit in the back or front, since there were available seats.

Pursuant to the Warrant issued by the Board of Selectmen, duly served and legally posted by a constable of the Town, Moderator Norman Orrall called the meeting to order at 7:04 P.M. at Apponequet Regional High School Auditorium when 100 registered voters had checked in. Same tellers from the Special Town Meeting were appointed and sworn to the faithful performance of their duties by the Town Clerk, Lillian M. Drane. They included Lorraine Carboni, Robert Poillucci, Ruth Gross and Anthony Morrison. Assistant Town Moderator Nathan Darling and Teller Gary Canedy were appointed and sworn in for the cafeteria for the overflow.

Mr. Orrall set his usual "ground rules" including identifying oneself, using a microphone when you speak, and putting your motions in writing. In lieu of the Town's By-Law, the volume "Town Meeting Time" will be used for parliamentary procedures. A motion was then made to allow non-residents, Gregg Corbo, Town Counsel, Todd Hassett, Town Accountant, Jeremy Peck, Superintendent of Streets, Fred Baker, Director of Finance-School Department, Richard Medeiros, Superintendent of Schools, Brian Humes, Jacunski Humes Architects, LLC- Police Facility, Richard Pomroy and Taylor MacDonald, Pomroy Associates and Jaime Viveiros, Lakeville Library Director, to speak or to be heard- so moved, seconded and passed unanimously. Then he entertained a motion to waive the reading of the warrant, seconded; unanimous. We then proceeded to Article 1.

Prior to taking up Article 1, a motion was made to change the order of the articles to hear **Article 9 before Article 1**. After much discussion, a vote was taken, seconded and the motion passed by majority.

Selectmen Burke explaining the reasoning to hear Article 9 out of order, due to the fact Brian Humes from Jacunski Humes Architects,, Richard Pomroy and Taylor MacDonald from Pomroy Associates had travel quite a distance and the anticipation of a lengthy town meeting. A brief discussion ensued from Brian Humes, Jacunski Humes Architects, LLC regarding his credentials and several processes needed to take place as follows for the design of the new police station: space needs assessment, site evaluation, design and professional process cost. He explained the future growth of the town, the longevity of the new building, technology needed, staffing and the ability to accommodate change.

ARTICLE 9:

It was voted that the Town vote the sum of Eight Million Dollars (\$8,000.000) is hereby appropriated to pay costs of designing, constructing, originally equipping and furnishing a **new Police Station**, including the payment of all costs incidental and related thereto, and that to meet this appropriation, the Treasurer, with the approval of the Selectmen, is authorized to borrow said amount under and pursuant to Chapter 44, Section 7(1) of the General Laws, or pursuant to any other enabling authority, and to issue bonds or notes of the Town therefor; provided, however, that no amounts shall be borrowed or expended hereunder, unless and until the Town shall have voted to exclude the amounts required to repay any borrowing pursuant to this vote from the limitations on total property taxes set forth in c. 59, s 21C of the General Laws (otherwise known as Proposition 2½); and further, any premium received by the Town upon the sale of any bonds or notes approved by this vote, less any premium applied to the payment of costs of issuance of such bonds or notes may be applied to costs approved by this vote in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount, and that while such bonds shall be general obligations of the Town; and to authorize the Board of Selectmen and other appropriate Town Officials to take such action as may be necessary to effectuate the purposes of this vote.

The motion carried by 2/3rds requirement (262 Yes to 1 No).

ARTICLE 1:

It was voted that the Town appropriate the sum of **\$700,500.00** to pay costs of **capital improvements and equipment**, and all costs incidental and related thereto, as follows:

<u>Police Department</u>	
Two (2) New Police Cruisers and one (1) unmarked Police Cruiser w/equipment (less trade-ins).....	\$ 105,500
<u>Fire Department</u>	
New Ambulance w/equipment (less trade-ins).....	\$ 250,000
One (1) Lucas Chest Compression System	\$ 15,000
<u>Highway Department</u>	
Modular Office-Purchase and install with fixtures and equipment (additional funds).....	\$ 115,000
Roadway Projects (including a new or used Vibratory Roller to be used by the Highway Department for the Roadway Projects).....	\$ 170,000
<u>Miscellaneous</u>	
Hazardous Waste Day.....	\$ 35,000
License Permitting/Code Enforcement Software.....	\$ 10,000
TOTAL	\$ 700,500

and that to meet this appropriation, (i) the Treasurer, with the approval of the Selectmen, is authorized to borrow \$250,000.00 to pay costs for a new Ambulance for the Fire Department w/equipment (less trade-in) including the payment of all costs incidental and related thereto, under and pursuant to Chapter 44, Section 7(9) of the General Laws, or any other enabling authority, and to issue bonds or notes of the Town therefor, provided that any premium received by the Town upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount; and (ii) \$450,500.00 shall be transferred from Free Cash; and to authorize the Board of Selectmen and other appropriate Town Officials to take such action as may be necessary to effectuate the purposes of this vote.

The motion carried by 2/3rds requirement (265 Yes to 0 No).

Prior to taking up Article 2, Mr. Orrall explained that he would be reading totals only from the warrant booklet and if someone had a question within that department, they should put a “hold” on it and we would return to all questions at the end of the reading.

ARTICLE 2:

To see if the Town will vote to determine the salaries of all elected officers and to raise and appropriate \$25,770,570.00; appropriate \$479,056.00 from Free Cash; and transfer \$5,415.00 from the Massachusetts Water Pollution Abatement Trust; and transfer \$25,000.00 from the Sale of Land Proceeds (613 acres on Howland Road); and to transfer the following funds from previous Town Meetings:

Article 14 Annual Town Meeting held on June 9, 2014	\$ 7,460.00
Article 12 Annual Town Meeting held on June 5, 2015	\$ 4,000.00
Article 26 Annual Town Meeting held on June 6, 2016	\$11,850.00

to defray town expenses for the fiscal period July 1, 2017 to June 30, 2018 inclusive, said sums to be allocated in accordance with the handout entitled “Town of Lakeville-FY2018 Budget”.

ARTICLE 2- TOWN EXPENSES

100 GENERAL GOVERNMENT:		
Selectmen, Elected Officials		
Compensation	\$	13,995
Selectmen, Personnel	\$	287,947
Selectmen, Expenses	\$	17,000
Finance Committee, Expenses	\$	900
Reserved Fund	\$	200,000
Accounting, Personnel	\$	48,808
Accounting, Expenses	\$	120,305
Assessors, Elected Officials		
Compensation	\$	5,000
Assessors, Personnel	\$	69,831
Assessors, Expenses	\$	105,750
Treasurer - Collector, Elected Official		
Compensation	\$	73,354

Treasurer – Collector, Personnel	\$ 132,931
Treasurer – Collector, Expenses	\$ 52,001
Law Services, Expenses	\$ 40,000
Personnel Board, Expenses	\$ 79,685
Information Technology, Personnel	\$ 50,000
Information Technology, Expenses	\$ 150,000
Town Clerk, Elected Official Compensation	\$ 64,844
Town Clerk, Personnel	\$ 49,602
Town Clerk, Expenses	\$ 4,850
Elections, Expenses	\$ 18,650
Registration, Expenses	\$ 12,700
Conservation Commission, Personnel	\$ 35,327
Conservation Commission, Expenses	\$ 3,100
Planning Board, Expenses	\$ 150
Appeals Board, Expenses	\$ 300
Historic Town House, Expenses	\$ 4,500
Town Office & Fire Station, Expenses	\$ 126,500
Facilities Management, Personnel	\$ 54,026
Facilities Management, Expenses	\$ 52,000
Town Report, Expenses	\$ 600
Cable TV Advisory Committee, Expenses	\$ 5,000
Other General Government Expenses	\$ 9,002
TOTAL – GENERAL GOVERNMENT (100)	\$ 1,888,658
200 PUBLIC SAFETY:	
Police, Personnel	\$ 1,691,699
Police, Expenses	\$ 175,749
Fire, Personnel	\$ 1,179,610
Fire, Expenses	\$ 147,730
Building Inspection, Personnel	\$ 218,141
Building Inspection, Expenses	\$ 5,100

Gas Inspector, Expenses	\$ 11,000
Plumbing Inspector, Expenses	\$ 16,500
Weights & Measures, Expenses	\$ 2,000
Electrical Inspector, Expenses	\$ 25,000
Animal Inspector, Expenses	\$ 6,300
Health Inspector, Expenses	\$ 3,000
Emergency Management, Expenses	\$ 5,000
Animal Control, Personnel	\$ 85,631
Animal Control, Expenses	\$ 19,150
TOTAL - PUBLIC SAFETY (200)	\$ 3,591,610
300 EDUCATION	
FREETOWN-LAKEVILLE REGIONAL SCHOOLS	
Operating Assessment	\$12,097,482(Hold)
Transportation	\$ 511,496
NonExcluded Debt	\$ 100,449
Excluded Debt	\$ 457,447
Total-Freetown-Lakeville Regional School District	\$ 13,166,874
OLD COLONY RVTHS ASSESSMENT	\$ 1,778,251
BRISTOL AGRICULTURAL TUITION	\$ 216,337
TOTAL - EDUCATION (300)	\$ 15,161,462
400 PUBLICS WORKS:	
Highway, Personnel	\$ 520,504
Highway, Expenses	\$ 227,700
Snow & Ice, Personnel	\$ 16,600
Snow & Ice, Expenses	\$ 37,000
Street Lighting, Expenses	\$ 23,000
Cemetery Services Expenses	\$ 13,000
TOTAL – PUBLIC WORKS (400)	\$ 837,804
500 HEALTH & HUMAN SERVICES	
Board of Health Elected Officials	
Compensation	\$ 5,000

Board of Health, Personnel	\$ 98,224
Board of Health, Expenses	\$ 9,950
BOH/Visiting Nurse, Expenses	\$ 2,000
Council on Aging, Personnel	\$ 134,451
Council on Aging, Expenses	\$ 26,500
Veterans Services, Personnel	\$ 15,887
Veterans Services, Expenses	<u>\$ 203,990</u>
TOTAL - HUMAN SERVICES (500)	\$ 496,002
600 CULTURE & RECREATION:	
Library, Personnel	\$ 241,755
Library, Expenses	\$ 109,700
Total- Historic Library	\$ 4,000
Total- Historical Commission	<u>\$ 500</u>
TOTAL - CULTURE & RECREATION (600)	\$ 355,955
700 DEBT SERVICE:	
TOTAL - DEBT SERVICE (700)	\$ 684,107
800- INTERGOVERNMENTAL	
Plymouth County Ext CO OP	\$ 500
Regional Planning Assessment	\$ 1,891
TOTAL -INTERGOVERNMENTAL- (800)	\$ 2,391
900 EMPLOYEE BENEFITS & INSURANCE	
Plymouth County Commissioners Assessment	\$ 976,802
Unemployment Expense	\$ 1,000
Total - Group Insurance	\$ 2,122,560
Total - General Insurance	<u>\$ 185,000</u>
TOTAL – EMPLOYEE BENEFITS & INSURANCE (900)	\$ 3,285,362
ARTICLE 2- GRAND TOTAL, GENERAL FUND BUDGETS (100-900)	<u>\$ 26,303,351</u>

A “**hold**” was placed on the Freetown-Lakeville Regional School’s Operating Assessment Budget- **LINE #49- \$12,097,482.00.**

MOTIONS TO AMEND:

Motion 1

A motion was made by the Freetown-Lakeville School Committee to see if the Town will vote to amend Line #49 Operating Assessment to \$12,557,292. This **increases** the Lakeville budget **\$459,810** to be in compliance with the Freetown increase of \$350,000 based on the Regional Agreement formula. After much discussion, a vote was taken, seconded and passed by majority.

Motion 2

A motion was made to amend the amended Motion 1 for an increase but to a lower amount (reducing the amount from stabilization fund by \$268,528=\$191,282). This motion was never voted, due to the fact Motion 1, as amended passed.

Moderator Orrall explained the Town’s General Bylaws regarding proposed amendments- Page 3, Section 12: On proposed amendments, involving sums of money, the larger or the largest amount shall be put to the question first, and an affirmative vote thereon shall be a negative vote on any smaller amount. After much discussion, Town Counsel Corbo explained MGL Chapter 71, Section 16B- Budgets; Regional District School Committee recertification of budgets additional town meetings or joint town meetings.

Motion 3

A motion was made to amend the amended Motion 1 to **transfer from “Stabilization Fund”** the sum of \$459,810 to the Operating Assessment of the Freetown-Lakeville Regional School District. After much discussion, a vote was taken, seconded and the motion passed by majority.

Motion 3 as amended

A motion was made to amend Line #49 Operating Assessment to **\$12,557,292**. This increases the Lakeville’s budget \$459,810 to be in compliance with the Freetown increase of \$350,000 based on the Regional Agreement formula and transfer from stabilization the sum of \$459,810 to the operating assessment of the Freetown-Lakeville Regional

School District. After much discussion regarding a proposed proposition 2½ override, a vote was taken, seconded and the motion to amend motion 3 passed by 128 Yes to 104 No. (Passes by majority vote)

Motion 4

Amend Motion 1 (as amended) - A motion was made to amend the appropriation from stabilization and instead to make the increase contingent upon passage of a proposition 2½ override at a town election. After much discussion and explanation from Town Counsel Corbo, motion fails and the motion of the floor remains as set forth as Motion 3 as amended.

Motion 5

A motion was made to **DIVIDE Article 2 into two parts**: school budget and everything else. Pursuant to the Town's General Bylaws (pg 3, section 10), motion to divide requires of seven (7) voters. Seven voters signed in favor. Question was then divided.

After a lengthy debate on which order to take the questions in, majority voted in favor of voting on the school budget first.

Article 2- divided into two (2) parts:

- 1. School Budget only (requires 2/3rds)** - A motion was made to vote on the school budget as amended (Motion 3 as amended), **fails to obtain 2/3rds requirement**- 133 Yes to 94 No. (Needed 152 Yes to pass for 2/3rds requirement)
- 2. Town Budget without School-Line #49 (requires majority)** - A motion was made to vote on the Town's budget without the school-Line #49 a vote was taken, seconded and passed by majority.

After much discussion and explanation from Town Counsel Corbo regarding the failed school budget, LINE #49 was voted down. He then entertained a reconsideration of Article 2.

A lengthy discussion from the floor regarding several line items that can be used towards the school budget was discussed.

***Motion 6**

A motion was made to amend the General Budget to reduce **OPEB fund from \$230,000 Line #78, pg 20) to Zero and reduce the debt service by \$80,000 Line #73, pg 19).** After much discussion, a vote was taken, seconded and motion passed by 106 Yes to 71 No. (Passed by majority vote)- ** Added this motion to the bottom of the new budget.*

Motion 7 Budget as amended without the school-Line #49

A motion was made to **amend the general budget** as amended (Motion 6). After much discussion, a vote was taken, seconded and motion passed by majority.

Article 2 brought the biggest discussion of the meeting as well all the above motions and point of orders. With no further discussions from the floor, we then proceeded to Article 3 and 4.

ARTICLE 3:

It was voted that the Town appropriate the sum of Two Hundred Ninety Seven Thousand Dollars (\$297,000.00) for the **Park Department Enterprise Fund as follows:** Fifty Thousand Dollars (\$50,000.00) to be raised from Park Department Retained Earnings and Two Hundred Forty Seven Thousand Dollars (\$247,000.00) from Estimated Park Department Receipts, said sums to be allocated between salaries and expenses of the Park Department for the fiscal period July 1, 2017 to June 30, 2018, inclusive, as indicated in the Finance Committee Report.

ARTICLE 3- PARK ENTERPRISE FUND

Park Enterprise Personnel	\$ 160,414
Park Enterprise Expenses	\$ 136,586
TOTAL-PARK ENTERPRISE REVENUE	<i>(-\$297,000)</i>

The motion PASSED unanimously.

ARTICLE 4:

It was voted that the Town appropriate the sum of Three Hundred Eighty Five Thousand Dollars (\$385,000.00) for the **Landfill Enterprise as follows:** Fifteen Thousand (\$15,000.00) to be raised from Landfill Retained Earnings; One Hundred Six Thousand Dollars (\$106,000.00) to

be raised by taxation; and Two Hundred Sixty Four Thousand Dollars (\$264,000.00) to be raised from Estimated Landfill Receipts, said sums to be allocated between the salaries and expenses of the Landfill for the fiscal period July 1, 2017 to June 30, 2018, inclusive, as indicated in the Finance Committee Report.

**ARTICLE 4- LANDFILL/TRANSFER STATION
ENTERPRISE FUND**

Landfill/Transfer Station, Personnel	\$ 167,650
Landfill/Transfer Station, Expenses	\$217,350
TOTAL-LANDFILL ENTERPRISE REVENUE	(-\$385,000)

The motion **PASSED** by majority.

With plenty of discussions from the floor regarding the school's budget, we then proceeded with Article 2.

ARTICLE 2- RECONSIDERED

After much discussion and a lengthy explanation from Town Moderator Orrall, he then entertained a motion to reconsider Article 2- School Budget.

Motion 8

A motion to **reconsider Article #2-** school budget was made. After much discussion, a vote was taken, seconded and the motion passed by 94 Yes to 35 No (86 needed to pass for 2/3rds requirement)

ARTICLE 2- TOWN EXPENSES

100 GENERAL GOVERNMENT:	
Selectmen, Elected Officials Compensation	\$ 13,995
Selectmen, Personnel	\$ 287,947
Selectmen, Expenses	\$ 17,000
Finance Committee, Expenses	\$ 900
Reserved Fund	\$ 200,000

Accounting, Personnel	\$ 48,808
Accounting, Expenses	\$ 120,305
Assessors, Elected Officials Compensation	\$ 5,000
Assessors, Personnel	\$ 69,831
Assessors, Expenses	\$ 105,750
Treasurer - Collector, Elected Official Compensation	\$ 73,354
Treasurer – Collector, Personnel	\$ 132,931
Treasurer – Collector, Expenses	\$ 52,001
Law Services, Expenses	\$ 40,000
Personnel Board, Expenses	\$ 79,685
Information Technology, Personnel	\$ 50,000
Information Technology, Expenses	\$ 150,000
Town Clerk, Elected Official Compensation	\$ 64,844
Town Clerk, Personnel	\$ 49,602
Town Clerk, Expenses	\$ 4,850
Elections, Expenses	\$ 18,650
Registration, Expenses	\$ 12,700
Conservation Commission, Personnel	\$ 35,327
Conservation Commission, Expenses	\$ 3,100
Planning Board, Expenses	\$ 150
Appeals Board, Expenses	\$ 300
Historic Town House, Expenses	\$ 4,500
Town Office & Fire Station, Expenses	\$ 126,500
Facilities Management, Personnel	\$ 54,026
Facilities Management, Expenses	\$ 52,000
Town Report, Expenses	\$ 600
Cable TV Advisory Committee, Expenses	\$ 5,000
Other General Government Expenses	\$ 9,002
TOTAL – GENERAL GOVERNMENT (100)	\$ 1,888,658

200 PUBLIC SAFETY:

Police, Personnel	\$ 1,691,699
Police, Expenses	\$ 175,749
Fire, Personnel	\$ 1,179,610
Fire, Expenses	\$ 147,730
Building Inspection, Personnel	\$ 218,141
Building Inspection, Expenses	\$ 5,100
Gas Inspector, Expenses	\$ 11,000
Plumbing Inspector, Expenses	\$ 16,500
Weights & Measures, Expenses	\$ 2,000
Electrical Inspector, Expenses	\$ 25,000
Animal Inspector, Expenses	\$ 6,300
Health Inspector, Expenses	\$ 3,000
Emergency Management, Expenses	\$ 5,000
Animal Control, Personnel	\$ 85,631
Animal Control, Expenses	\$ 19,150

TOTAL - PUBLIC SAFETY (200)	\$ 3,591,610
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300 EDUCATION**FREETOWN-LAKEVILLE REGIONAL SCHOOLS**

Operating Assessment	\$ 12,557,292
Transportation	\$ 511,496
NonExcluded Debt	\$ 100,449
Excluded Debt	\$ 457,447

Total-Freetown-Lakeville Regional School District	\$ 13,626,684
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OLD COLONY RVTHS ASSESSMENT**BRISTOL AGRICULTURAL TUITION**

\$ 1,778,251
\$ 216,337

TOTAL - EDUCATION (300)	\$ 15,621,272
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400 PUBLICS WORKS:

Highway, Personnel	\$ 520,504
Highway, Expenses	\$ 227,700
Snow & Ice, Personnel	\$ 16,600

Snow & Ice, Expenses	\$ 37,000
Street Lighting, Expenses	\$ 23,000
Cemetery Services Expenses	<u>\$ 13,000</u>
TOTAL – PUBLIC WORKS (400)	\$ 837,804
500 HEALTH & HUMAN SERVICES	
Board of Health Elected Officials Compensation	\$ 5,000
Board of Health, Personnel	\$ 98,224
Board of Health, Expenses	\$ 9,950
BOH/Visiting Nurse, Expenses	\$ 2,000
Council on Aging, Personnel	\$ 134,451
Council on Aging, Expenses	\$ 26,500
Veterans Services, Personnel	\$ 15,887
Veterans Services, Expenses	<u>\$ 203,990</u>
TOTAL - HUMAN SERVICES (500)	\$ 496,002
600 CULTURE & RECREATION:	
Library, Personnel	\$ 241,755
Library, Expenses	\$ 109,700
Total- Historic Library	\$ 4,000
Total- Historical Commission	<u>\$ 500</u>
TOTAL - CULTURE & RECREATION (600)	\$ 355,955
700 DEBT SERVICE:	
TOTAL - DEBT SERVICE (700)	\$ 604,107
800- INTERGOVERNMENTAL	
Plymouth County Ext CO OP	\$ 500
Regional Planning Assessment	<u>\$ 1,891</u>
TOTAL -INTERGOVERNMENTAL- (800)	\$ 2,391
900 EMPLOYEE BENEFITS & INSURANCE	

Plymouth County Commissioners Assessment	\$ 976,802
Unemployment Expense	\$ 1,000
Total - Group Insurance	\$1,892,560
Total - General Insurance	\$ 185,000
TOTAL – EMPLOYEE BENEFITS & INSURANCE (900)	\$ 3,055,362
ARTICLE 2- GRAND TOTAL, GENERAL FUND BUDGETS (100-900)	
	<u>\$ 26,453,161</u>

Grand Total-General Fund Budget (100-900)

FY2018 Finance Recommends	FY2018 ATM Approved	Source of Funding
25,770,570	25,770,570	Taxation
479,056	479,056	Free Cash
25,000	25,000	Howland Rd-Sale of Land
5,415	5,415	Septic Loan Program
7,460	7,460	Art #14- ATM 2014
4,000	4,000	Art #12- ATM 2015
11,850	11,850	Art #26- ATM 2016
-	149,810	Stabilization Fund
\$26,303,351	\$26,453,161	

The motion PASSED unanimously.

***Motion 6**

A motion was made to amend the General Budget to reduce **OPEB fund from \$230,000 (Line #78, pg 20) to Zero and reduce the debt service by \$80,000 (Line #73, pg 19)**. After much discussion, a vote was taken, seconded and motion passed by 106 Yes to 71 No. (Passed by majority vote)

Motion 9

A motion was made that the school budget (Line #49 of the original budget) be increased from the Finance Committee recommendation of \$12,097,482 by adding an additional \$310,000 for a total of \$12,407,482. No action was taken.

After much discussion a motion from the head table was made to **adjourn to next Monday, June 19th @ 7pm**, a vote was taken, seconded and the motion FAILED by 62 Yes to 76 No. We then continued with the motion to reconsider the school budget.

Motion 10

A motion was made that the school budget (Line #49 of the original budget) be increased from the Finance Committee recommendation of \$12,097,482 by adding an additional \$310,000 for a total of \$12,407,482, it was seconded, motion FAILED to pass.

Again there was much discussion on the motion and an amendment to change Motion 10. We went back to discussion and a “call the question” which was passed by 116 Yes to 1 No.

Motion 11

A motion was made to amend Motion 10, that the school budget (Line #49 of the original budget) be increased by an additional \$459,810 for a total of \$12,557,292., it was seconded, motion FAILED to pass.

Amendment to Motion 11

After much discussion a motion was made to add \$310,000 from taxation and \$149,810 from stabilization fund to the motion, a vote was taken, seconded and the motion passed by majority.

Amended Motion 11

A motion was made to amend Motion #10, that the school budget (Line #49 of the original budget) be increased by an additional \$459,810 for a total of \$12,557,292 with \$310,000 from taxation and \$149,810 from stabilization fund. After much discussion, a vote was taken, seconded and the motion passed by majority.

Motion 12- New School Budget

A motion was made to amend Motion 10, that the school budget (Line #49 of the original budget) be increased by an additional \$459,810 for a total of \$12,557,292 with \$310,000 from taxation and \$149,810 from stabilization fund. After much discussion, a vote was taken, seconded and

the motion passed by 96 Yes to 25 No. (81 needed to pass for 2/3rds requirement)

Motion to adjourn Town Meeting after reconsideration of Article 2 was voted on at **11:30 PM**. This motion was seconded and approved by the Moderator to re-convene on **Monday, June 19, 2017 at 7:00 PM** in the High School Auditorium.

A true copy of the record.

Attest:

Lillian M. Drane, CMC
Town Clerk

ANNUAL TOWN MEETING, JUNE 12, 2017
Adjourned Session of JUNE 19, 2017

The Annual Town Meeting was re-convened on Monday, June 19, 2017 at Apponequet Regional High School Auditorium to take up articles 5-19. The meeting was called to order by Moderator Orrall declaring the presence of a quorum at **8:08 PM**. when 100 registered voters had been checked in. Tellers had been appointed and sworn in to their duties by the Town Clerk, Lillian Drane They included Lorraine Carboni, Evagelia Fabian and Anthony Morrison. Mr. Orrall set his usual "ground rules" including identifying oneself, using a microphone when you speak, and putting your motions in writing. In lieu of the town's by-law, the volume "Town Meeting Time" will be used for parliamentary procedures.

A motion was made to allow non-residents, Gregg Corbo, Town Counsel, Richard Medeiros, Superintendent of Schools, and Jeremy Peck, Superintendent of Streets, to speak or to be heard- so moved, seconded and passed unanimously.

After accepting a motion to waive the reading of the warrant- so moved, seconded and passed unanimously, we then proceeded to Article 5.

ARTICLE 5:

It was voted that the Town raise and appropriate the sum of Twenty Thousand Dollars (\$20,000.00) to cover the cost of **contractual obligations upon retirement of Town Employees**.

The motion PASSED unanimously.

ARTICLE 6:

It was voted that the Town raise and appropriate the sum of Seventeen Thousand Dollars (\$17,000.00) for the purpose of funding the **Triennial Recertification** of the Town's real estate and personal property in Fiscal Year 2018, as mandated by the Massachusetts Department of Revenue, and any costs incidental or related thereto.

The motion PASSED unanimously.

ARTICLE 7:

It was voted that the Town transfer and appropriate from the Settlement Recovery Account the sum of One Hundred Thousand Dollars (\$100,000.00) for the purpose of making **repairs** to the **Assawompset Elementary School**, as may be determined by the Board of Selectmen.

The motion PASSED unanimously.

ARTICLE 8:

It was voted that the Town raise and appropriate the sum of Sixty Thousand Dollars (\$60,000) for the purpose of **updating the Town's 2005 Master Plan and Maps**, including the hiring of an outside consultant and all work incidental or related thereto; or take any action relative thereto.

The motion PASSED unanimously.

ARTICLE 10:

It was voted that the Town accept under the provisions of **M.G.L., Chapter 90, Section 34**, an apportionment in the amount of Three Hundred Seventy Seven Thousand One Hundred Thirty One Dollars (\$377,131.00).

The motion PASSED unanimously.

ARTICLE 11:

It was voted that the Town transfer and appropriate from the Septic Loan Program the sum of Eleven Thousand Five Hundred Three Dollars and Ninety Cents (\$11,503.90) for the purpose of financing the following **water pollution abatement facility projects**: repair, replacement and/or upgrade of septic systems, pursuant to agreements with the Board of Health and residential property owners, including without limitation all costs thereof as defined in Section 1 of Chapter 29C of the M.G.L.; that project and financing costs shall be repaid by the property owners, in accordance with those agreements, as well as, take any other action necessary to carry out the projects.

The motion PASSED unanimously.

Planning Board member, Sylvester Zienkiewicz gave a Planning Board report on Articles 12-19 as presented in the warrant.

ARTICLE 12:

It was voted that the Town **amend** the **Town Zoning Map**, as identified in Section 3.2.1 of the Zoning By-Law, by changing the zoning from Residential (“R”) to Business (“B”) for the following parcels identified below by Assessors Map and Parcel number, abutting Main Street and Clear Pond Road beginning from the Middleboro Town Line up to Keith Avenue:

1.	20 Main Street	62-3-11
2.	26 Main Street	62-3-13
3.	45 Main Street	60-7-56
4.	51 Main Street	60-7-55
5.	53 Main Street	60-7-64
6.	57 Main Street	60-7-53
7.	59 Main Street	60-7-52
8.	65 Main Street	60-4-4
9.	67 Main Street	60-4-3
10.	73 Main Street	59-2-21
11.	75 Main Street	59-2-20
12.	2 Clear Pond Road	59-2-22

Carried by 2/3rds requirement, the motion PASSED unanimously.

ARTICLE 13:

It was voted that the Town **amend** the **Zoning By-Law, Section 2.0 “Definitions”** to delete certain language, shown in strikethrough, and insert new language, shown underlined, as follows:

Structure: Any combination of materials attached to or requiring a fixed location on or in the ground. For the purposes of location on a lot, the following shall not be deemed to be structures prohibited within a setback required in the Zoning By-Law: boundary walls and fences under 7’ in height, utility poles, support posts not over 4 feet in height for mailboxes and name signs and parking lots. ~~except for parking lots which are within a building.~~

Carried by 2/3rds requirement, the motion PASSED unanimously.

ARTICLE 14:

It was voted that the Town **amend** the **Zoning By-Law, Section 2.0 “Definitions”** to insert new language, as underlined, as follows:

Setback: The distance between the lot boundary line and the building or structure line, measured for the front, rear and side yards.

Carried by 2/3rds requirement, the motion PASSED unanimously.

ARTICLE 15:

It was voted that the Town **amend** the **Zoning By-Laws** relative to *funeral homes* as follows:

- A. Amend Section 4.1 “Table of Uses Regulations” Sub-Section 4.1.2 Business Uses to delete certain language, shown in strikethrough, and insert new language, shown underlined, as follows:

Current Text

4.1.2 Business Uses	R	B	I	I-B
----------------------------	---	---	---	-----

Funeral Home	SP	Y	N	N
Mortuary or crematory	N	SP	N	N
PROPOSED TEXT				
<u>Funeral Home, Mortuary or Crematory</u>	N	Y	N	N

- B. Amend Section 7.4 “Special Permits” Sub-Section 7.4.6 to delete certain language, shown as follows:

Funeral Home, Mortuary or Crematory

~~SPCA Board of Appeals; All Districts~~

~~Subject to site plan review by the Planning Board, which site plan shall be incorporated into the Special Permit. Adequate provision shall be made for access. Location shall be suitable for traffic generated.~~

Carried by 2/3rds requirement, the motion PASSED unanimously.

ARTICLE 16:

It was voted that the Town **amend** the **Zoning By-Laws** relative to *mobile home parks* as follows:

- A. Amend Section 2.0 “Definitions” to delete language, shown in strikethrough, as follows:

~~**Mobile Home Park:** An area of land designed as a unit to accommodate a number of mobile homes in specific location with a network of access roads, provisions for parking, water supply, wastewater disposal, electricity and other services and amenities, approved by the Board of Health and licensed under the provisions of Chapter 140, Sections 32-A through 32-L of the General Laws.~~

- B. Amend Section 4.1 “Table of Uses Regulations” Sub-Section 4.1.1 Residential Uses to insert new language, as underlined, as follows:

4.1.1 Residential Uses R B I I-B
Mobile Home other than allowed in 8.7.1 and 8.7.2 N* N* N N

**(Adopted 6/13/05; approved by Attorney General 9/30/05)*

- C. Amend Section 4.1 “Table of Uses Regulations” Sub-Section 4.1.1 Residential Uses to delete certain language, shown in strikethrough, as follows:

~~**Mobile Home Park**~~ ~~N* N* N N~~
~~*(Adopted 6/13/05; approved by Attorney General 9/30/05)~~

- D. Amend Section 7.4 “Special Permits” Sub-Section 7.4.6 to delete certain language, shown in strikethrough, as follows:

~~**Mobile home or house trailer parks**~~
~~**SPGA – Board of Appeals; Residential, Business Districts**~~
~~**Subject to site plan approval by the Planning Board, which site plan shall be incorporated by reference into the building permit; subject to Board of Health approval and annual license renewal, subject to finding that such park will serve an existing need and will not be detrimental to the neighborhood, including limitations on size and provisions for screening.**~~

- E. Amend Section 4.1 “Table of Uses Regulations” Sub-Section 4.1.1 Residential Uses to delete certain language, shown in strikethrough, as follows:

~~**Mobile home or house trailers**~~
~~**(This section deleted – see new Sec. 8.7.1 and 8.7.2)**~~
~~**(Amended June 8, 1998; approved by Attorney General August 24, 1998)**~~

or take any other action relative thereto.

Carried by 2/3rds requirement, the motion PASSED unanimously.

ARTICLE 17:

It was voted that the Town **amend** the **Zoning By-Law, Section 6.0 “General Regulations” Sub-Section 6.1.7** to delete certain language, shown in strikethrough, and insert new language, shown underlined, as follows:

6.1.7 Any pre-existing dwelling in a Business or Industrial zoned area shall be allowed all rights of use as if in a Residential District without special permit so long as all residence residential district regulations are met.

(Adopted June 17, 1996; approved by Attorney General September 10, 1996)

Carried by 2/3rds requirement, the motion PASSED unanimously.

ARTICLE 18:

It was voted that the Town **amend** the **Zoning By-Law, Section 5.1** *"Intensity Regulations"* as follows:

- A. Amend Sub-Section 5.1.3 Easements to delete certain language, shown in strikethrough, and insert new language, shown underlined, as follows:

5.1.3 Easements

~~General and access easements shall not be included in the required frontage or lot area. *Adopted June 14, 2004; approved by Attorney General September 16, 2004*~~

~~(**Bold text** *Adopted June 4, 2012 at ATM; approved by Attorney General July 18, 2012*)~~

5.1.3 Exclusive Use Easements

Exclusive Use Easements where the exclusive use of a portion of a lot has been granted to someone other than the owner of the lot shall not be included in the required frontage or lot area. Exclusive use shall be when someone other than the owner of a lot has the sole right to use a portion of the lot, to the exclusion of the owner of the lot.

- B. Amend Sub-Section 5.1.3.1 Landscape Easements to delete certain language, shown in strikethrough, as follows:

5.1.3.1 Landscape Easements

~~Landscape easements shall be permitted within the required lot area or frontage providing that such easement occurs entirely within the upland area of such lot and does not limit the use of such land area as may be required for use by the property owner. In every case the easement shall never become the responsibility of the Town nor shall it be greater than 10% of the upland area or frontage of the lot it is part of as defined by the By-laws of the Town. *(Adopted by ATM 5/8/06; approved by Attorney General 6/14/06)*~~

Carried by 2/3rds requirement, the motion PASSED unanimously.

ARTICLE 19:

It was voted that the Town **accept Joshua Lane** as a Town Way as laid out by the Board of Selectmen and to authorize the Selectmen to acquire by gift, purchase or eminent domain, an easement or fee simple in the way and any related easements as shown on the road layout plan drawn by Azor Land Sciences, Inc. on file with the Town Clerk as shown on Sheets 1-3 of the plan entitled "Roadway Layout and As-Built Plan, Joshua Estates in Lakeville, MA dated May 5, 2016, revised March 14, 2017."

The motion PASSED unanimously.

All business on the Warrant having been acted upon, a motion to dissolve came at 8:47 PM.

Check lists were used for both meetings and 435 voters for both Town Meetings including 10 Town Meeting Members were checked on the lists as being present as follows:

	P.1	P.2	P.3	Total
Voter Registration per Precinct as of 5/23/2017	2,409	2,577	2,654	7,640
Checked in	112	129	88	329
% Turn-out on 6/12/17	4.64%	5.0%	3.31%	4.30%
Checked in	30	49	27	106
% Turn-out on 6/19/17	1.24%	1.90%	1.0%	1.38%
TOTAL	142	178	115	435

*** Articles 12-18 are Zoning By-Laws amendments, pending approval by the Attorney General.

A true copy of the record.

Attest: 
Lillian M. Drane, CMC
Town Clerk