

**ANNUAL TOWN MEETING
MAY 11, 2010**

Before the start of Annual Town Meeting Finance Committee Chairman Jeffrey Buswick gave a preliminary presentation of the town's finances.

Voters of the Town of Boxford met at the Masconomet Regional School on Tuesday, May 11, 2010 at 7:00 p.m.

Upon a motion made and duly seconded, it was **VOTED by unanimous voice vote** to have Robin Phelan serve as temporary Town Clerk of the Town Meeting.

Articles of the Annual Town Meeting were disposed of as follows:

ARTICLE 1. To receive and place on file the reports of the Town Officers and Committees without ratification of any action taken or authorization of any action proposed.

*Upon a motion made and duly seconded, it was **VOTED by unanimous voice vote** to place on file the reports of the Town Officers and committees without ratification of any action taken or authorization of any action proposed.*

ARTICLE 2. To see if the Town will authorize the establishment of the following **revolving** accounts as authorized by Chapter 44, §53E½ of the Massachusetts General Laws, contingent upon an annual report to the Town on the total receipts and expenditures of each account for each Fiscal Year:

1)**Recycling Revolving Account** under the direction of the Board of Health and used for the deposit of receipts and fees collected on recyclable materials; said recyclable materials to be determined by a joint vote of the Board of Health and Recycling Committee and to be in compliance with all state health regulations; and further, to allow the Board of Health, or the Recycling Committee, with the approval of the Board of Health, to expend funds not to exceed **\$35,000** for Fiscal Year 2011 from said account for the operation and maintenance of the Town Recycling Center;

2)**Printing Revolving Account** under the direction of the Board of Selectmen and used for the deposit of receipts and fees collected on the sale of printed official documents as required by law by several of the elected and appointed committees, commissions, and boards as well as legal advertisements which are reimbursed to the Town; and further to allow the Board of Selectmen to expend funds not to exceed **\$10,000** for Fiscal Year 2011 from said account for the costs to the Town for printing supplies, equipment and reimbursable advertising;

3)**Library Photocopy Machine Revolving Account** under the direction of the Board of Library Trustees and used for the deposit of receipts collected through public use of the photocopy machines at the Boxford Village library; and further to allow the Board of Library Trustees to expend fees not to exceed **\$5,000** for Fiscal Year 2011 from said account for ongoing supplies and maintenance of the copy machines, and purchase of other library supplies;

4) **Conservation Revolving Fund** under the direction of the Conservation Commission and used for the deposit of receipts collected through fees, including fees collected from applications related to the Town of Boxford Wetlands Protection Bylaw; by direction of the Conservation Commission and used for the deposit of receipts collected through fees, including fees collected from applications related to the Town of Boxford Wetlands Protection Bylaw, by direction of the Conservation Commission and further to allow the Conservation Commission, with the written approval of the Selectmen, to expend fees not to exceed **\$65,000** for Fiscal Year 2011 from said account for management of land under Conservation Commission control, and for other Conservation Commission expenses approved by a majority of the Commission;

5) **Highway Safety Revolving Account** under the direction of the Board of Selectmen and used for the deposit of receipts collected through fines assessed against commercial motor vehicles by the Commercial Vehicle Enforcement Unit; and further to allow the Board of Selectmen to expend fees not to exceed **\$10,000** for Fiscal Year 2011 from said account for the purchase and maintenance of equipment related to highway safety;

6) **Council on Aging Transportation Revolving Account** under the direction of the Council on Aging and used for the deposit of receipts collected through fees collected from users of the Council's transportation equipment; and further to allow the Board of Selectmen to expend fees not to exceed **\$10,000** for Fiscal Year 2011 from said account for the maintenance of the Council's transportation equipment and other related expenses including driver compensation as may be approved by a majority of the Council on Aging;

7) **Town Building Rental Revolving Account** under the direction of the Board of Selectmen and used for the deposit of receipts collected from public use of the various town buildings; and further to allow the Board of Selectmen to expend fees not to exceed **\$10,000** for Fiscal Year 2011 from said account for the ongoing administrative expenses, portion of cleaning expenses, utilities, building maintenance and repairs; or take any other action thereon.

Sponsored and Supported by the Board of Selectmen
Finance Committee recommends adoption of this article

Upon a motion made and duly seconded, it was VOTED by unanimous voice vote to authorize the establishment of the revolving accounts as listed in Article 2 of this warrant and as authorized by Chapter 44, §53E½ of the Massachusetts General Laws, contingent upon an annual report to the Town on the total receipts and expenditures of each account for each Fiscal Year.

ARTICLE 3. To act on the proposed budget and see what sums of money the town will vote to raise and appropriate, or transfer from available funds, for the use of several departments for Fiscal Year 2011, to wit: General Government, Financial Administration, Public Safety, Education, Public Works, Health and Human Services, Culture and Recreation, Employee Benefits, Debt Service, and all other necessary proper expenses during said fiscal year; and authorize expenditure of these funds under the direction of the appropriate listed department; or take any other action thereon.

Sponsored and Supported by the Finance Committee
Estimate: **\$25,568,945**

The proposed budget is printed on pages 15 and 16 of this warrant.
Board of Selectmen recommends adoption of this article

Upon a motion made and duly seconded, it was VOTED by unanimous voice vote to raise and appropriate, \$25,555,432 and transfer \$13,513 from the "Receipts Reserved for Appropriation – Septic Loan Program " for a total appropriation of \$25,568,945, for the use of several departments for Fiscal Year 2011, to wit: General Government, Financial Administration, Public Safety, Education, Public Works, Health and Human Services, Culture and Recreation, Employee Benefits, Debt Service, and all other necessary proper expenses during said fiscal year; and authorize expenditure of these funds under the direction of the appropriate listed department.

*****NOTE: At this time, we anticipate that Articles 4, 5 & 6 will be offered as "contingent debt exclusions." This means that although the debt appropriation could be approved at the Annual Town Meeting, appropriation would be fully contingent upon successful passage of the related Proposition 2½ ballot question. Should the exclusion question fail at the election, the Town Meeting debt appropriation would be rendered null and void.

ARTICLE 4. To see if the town will appropriate \$620,000 to pay costs of reconstructing the roof at Cole School, located at 26 Middleton Road, and for the payment of all other costs incidental and related thereto, and that to meet this appropriation the Treasurer, with the approval of the Selectmen, is authorized to borrow said sum under and pursuant to Chapter 44, section 7(3A) 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 funds shall be borrowed or expended hereunder unless and until the Town shall have voted to exclude the amounts required to pay for any bonds or notes issued pursuant to this vote from the limitations of Chapter 59, section 21C of the General Laws; and to authorize the Elementary School Committee to enter into any and all agreements and execute any and all instruments as may be necessary on behalf of the Town of Boxford to affect the completion of said project; said funds to be expended under the direction of the Elementary School Committee; or take any other action thereon.

Sponsored and supported by the Elementary School Committee
Finance Committee recommends adoption of this article
Board of Selectmen recommends adoption of this article
Capital Budget Committee recommendation: "A" Essential

Upon a motion made and duly seconded, it was VOTED by unanimous voice vote to appropriate \$540,000 to pay costs of reconstructing the roof at Cole School, located at 26 Middleton Road, and for the payment of all other costs incidental and related thereto, and that to meet this appropriation, \$30,000 be transferred from the debt authorized under Article 15 of the May 13, 2003 Annual Town Meeting and that the Treasurer, with the approval of the Selectmen, is authorized to borrow \$510,000 under and pursuant to Chapter 44, §7(3A) 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 funds shall be borrowed or expended hereunder unless and until the Town shall have voted to exclude the amounts required to pay for any bonds or notes issued pursuant to this vote from the limitations of Chapter 59, 21C of the General Laws; and to authorize the Elementary School Committee to enter into any and all agreements and execute any and all instruments as may be necessary on behalf of the Town of Boxford to affect the

completion of said project; said funds to be expended under the direction of the Elementary School Committee.

ARTICLE 5. To see if the Town will vote to appropriate \$6,277,969 to pay costs of architectural, engineering, permitting, bidding, renovation, construction, equipping and all other related expenses to renovate, expand and construct a new Boxford Village Library located at 10 Elm Street, and for the payment of all other costs incidental and related thereto, and that to meet this appropriation the Treasurer, with the approval of the Selectmen, is authorized to borrow \$3,493,969 under and pursuant to Chapter 44, Sections 7(3) and 7(21) of the General Laws, or pursuant to any other enabling authority, and to issue bonds or notes of the Town therefor; said design and construction generally in accordance with the approved 2004 library construction grant application which will provide up to \$2,784,000 in state reimbursement; provided however that no funds shall be borrowed or expended hereunder unless and until (i) the Selectmen shall have determined that the Town has been awarded a state reimbursement for this project in the amount of at least \$2,784,00, and (ii) that the Town shall have voted to exclude the amounts required to pay for any bonds or notes issued pursuant to this vote from the limitations of Chapter 59, section 21C of the General Laws; and that in order to aid in the funding of said project, that the Board of Library Trustees be permitted to seek, receive and accept grants, donations or reimbursements for this purpose and to authorize the Board of Library Trustees and the Permanent Non-School Building Committee to enter into any and all agreements and execute any and all instruments as may be necessary on behalf of the Town of Boxford to affect the construction of said project; said funds to be expended under the direction of the Permanent Non-School Building Committee; or take any other action thereon.

Sponsored and supported by the Trustees of the Boxford Libraries
Finance Committee recommends adoption of this article
Board of Selectmen recommends adoption of this article
Capital Budget Committee to make recommendation at Town Meeting

A motion was made and duly seconded to transfer from Free Cash the sum of \$40,000 to pay the costs of professional services for conceptual design, schematic preparation, cost estimation and other costs related and incidental thereto for a preliminary design related to construction of a new Boxford Village Library located at 10 Elm Street generally in accordance with the approved 2004 Library construction grant application, said funds to be expended under the direction of the Permanent Non-School Building Committee.

Upon a motion made and duly seconded, it was VOTED by a greater than two-thirds voice vote to move the question.

It was VOTED by a majority voice vote to transfer from Free Cash the sum of \$40,000 to pay the costs of professional services for the conceptual design, schematic preparation, cost estimation and other costs related and incidental thereto for a preliminary design related to construction of a new Boxford Village Library located at 10 Elm Street generally in accordance with the approved 2004 Library construction grant application, said funds to be expended under the direction of the Permanent Non-School Building Committee.

ARTICLE 6. To see if the town will vote to appropriate \$350,000 to pay costs of purchasing a certain improved parcel of land known as the Colby Property, located at 158 Washington Street, consisting of 1.7 acres more or less with building(s), said parcel shown as Map 10, Block 2, Lot 6 on the records of the Boxford Assessors, as shown on a plan on file with the Town Clerk, and to authorize the Board of Selectmen to accept a deed of a fee simple or lesser interest in said parcel together with all flowage and other rights and easements and subject to all well rights and easements and to fund necessary expenses related to the purchase; that said land be conveyed to the Town for general municipal purposes, said land to be managed and controlled by the Board of Selectmen; that to meet this appropriation the Treasurer, with the approval of the Selectmen, is authorized to borrow said sum under and pursuant to Chapter 44, §7(3) 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 funds shall be borrowed or expended hereunder unless and until the Town shall have voted to exclude the amounts required to pay for any bonds or notes issued pursuant to this vote from the limitations of Chapter 59, §21C of the General Laws; and to authorize the Board of Selectmen to enter into any and all agreements and execute any and all instruments as may be necessary on behalf of the Town of Boxford to affect the acquisition of said property; and to authorize the Board of Selectmen to dispose of the building(s) on said property in any manner it deems appropriate; said funds to be expended under the direction of the Board of Selectmen; or take any other action thereon.

Sponsored by the Board of Selectmen

Sponsored and supported by the Land Committee

Finance Committee does not recommend adoption of this article .

Capital Budgeting Committee recommendation: "D" Does not recommend

Upon a motion made and duly seconded, the ARTICLE FAILED to carry a two-thirds hand count vote (YES 308 and NO 161) to appropriate \$350,000 to pay costs of purchasing a certain improved parcel of land known as the Colby Property, located at 158 Washington Street, consisting of 1.7 acres more or less with building(s), said parcel shown as Map 10, Block 2, Lot 6 on the records of the Boxford Assessors as shown on a plan on file with the Town Clerk, and to authorize the Board of Selectmen to accept a deed of a fee simple or lesser interest in said parcel together with all flowage and other rights and easements and subject to all well rights and easements and to fund necessary expenses related to the purchase; that said land be conveyed to the Town for general municipal purposes, said land to be managed and controlled by the Board of Selectmen; that to meet this appropriation, to transfer \$13,000 from a gift fund established for this purpose and that the Treasurer, with the approval of the Selectmen, is authorized to borrow \$337,000 under and pursuant to Chapter 44, Section 7(3) 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 funds shall be borrowed or expended hereunder unless and until the Town shall have voted to exclude the amounts required to pay for any bonds or notes issued pursuant to this vote from the limitations of Chapter 59, section 21C of the General Laws; and to authorize the Board of Selectmen to enter into any and all agreements and execute any and all instruments as may be necessary on behalf of the Town of Boxford to affect the acquisition of said property; and to authorize the Board of Selectmen to dispose of the building(s) on said property in any manner it deems appropriate; said funds to be expended under the direction of the Board of Selectmen.

A motion was made and duly seconded to advance Article 16 to be read, heard and voted on prior to the reading, debate and vote on Articles 12, 13 and 14. The motion failed by a majority show of hands.

ARTICLE 7. To act on the list of proposed capital purchases for FY 2011 and see what sums of money the Town will vote to raise and appropriate, or transfer from available funds, for the use of several departments for fiscal year 2011, and authorize expenditure of these funds funds under the direction of the appropriate listed department; or take any other action thereon.

Sponsored and
supported by the Board of Selectmen
Estimate: \$290,469

Finance Committee recommends adoption of this article
Capital Budget Committee Recommendations as noted
The proposed capital budget is printed on page 17 of the warrant.

*Upon a motion made and duly seconded it was **VOTED by a majority voice vote** to transfer \$290,469 from Free Cash to fund the list of proposed capital purchases for FY 2011 as shown on page 17 of the warrant, for the use of several departments for fiscal year 2011, and authorize expenditure of these funds under the direction of the Board of Selectmen or other appropriate listed department.*

ARTICLE 8. To see if the Town will vote to raise and appropriate, or transfer from available funds, the sum of \$45,000 to fund the purchase of ten additional interactive whiteboards (Smart Boards™) for the Elementary School, said funds to be expended under the direction of the Elementary School Committee; or take any other action thereon.

Sponsored and supported by the Elementary School Committee
Finance Committee recommends adoption of this article
Capital Budgeting Committee recommendation: "B" High Priority

*Upon a motion made and duly seconded it was **VOTED by a majority voice vote** to transfer from Free Cash the sum of \$15,500 to fund the purchase of three additional interactive whiteboards (Smart Boards™) and to complete the installation of two mobile interactive whiteboards (Smart Boards™) for the Elementary Schools, said funds to be expended under the direction of the Elementary School Committee.*

ARTICLE 9. To see if the Town will vote to set the annual curbside solid waste collection fee at \$2.50 per 32-gallon bag or container (each use); or take any other action thereon.

Sponsored by the Board of Health
Finance Committee recommends adoption of this article
Board of Selectmen recommends adoption of this article

Upon a motion made and duly seconded it was voted by a majority voice vote to set the annual curbside solid waste collection fee at \$2.50 per 32-gallon bag or container (each use).

ARTICLE 10. To see if the Town will vote to appropriate or reserve from the Community Preservation Fund annual revenues in the amounts recommended by the Community Preservation Committee for committee administrative expenses, debt service, community preservation projects and other expenses in Fiscal Year 2011, with each item to be considered a separate appropriation:

Appropriations:

From FY 2011 estimated revenues for Sawyer-Richardson Open Space Bond expense	\$242,156
From FY 2011 estimated revenues for Lincoln Hall Historic Renovation Bond expense	\$ 58,275
From FY 2011 estimated revenues for Haynes Land Purchase Bond expense	\$166,500
From FY 2011 estimated revenues for Committee Administrative Expenses	\$ 36,190

Reserves:

From FY 2011 estimated revenues for Historic Resources Reserve	\$ 14,025
From FY 2011 estimated revenues for Community housing Reserve	\$ 72,300
From FY 2011 estimated revenues for Budgeted Reserve	\$130,000

or take any other action thereon.

Sponsored and supported by the Community Preservation Committee
Finance Committee recommends adoption of this article

*Upon a motion made and duly seconded it was **VOTED by a majority voice vote** to appropriate or reserve from the Community Preservation Fund annual revenues in the amounts recommended by the Community Preservation Committee for committee administrative expenses in Fiscal Year 2011, with each item to be considered a separate appropriation:*

Appropriations:

From FY 2011 estimated revenues for Sawyer-Richardson Open Space Bond expense	\$242,156
From FY 2011 estimated revenues for Lincoln Hall Historic Renovation Bond expense	\$ 58,275
From FY 2011 estimated revenues for Haynes Land Purchase Bond expense	\$166,500
From FY 2011 estimated revenues for Committee Administrative Expenses	\$ 36,190

Reserves:

From FY 2011 estimated revenues for Historic Resources Reserve	\$ 14,025
From FY 2011 estimated revenues for Community Housing Reserve	\$ 72,300
From FY 2011 estimated revenues for Budgeted Reserve	\$130,000

ARTICLE 11. To see if the Town will vote to appropriate \$86,000 from the Undesignated Community Preservation Fund balance to fund the town's portion of the Design Phase of the Border to Boston/North Recreational Trail for the purpose of completing final design and other developmental activities associated with the Boxford section of the former Newburyport Branch right of way; said funds to be expended under the direction of the Community Preservation Committee; or take any other action thereon.

Sponsored by the Community Preservation Committee

Sponsored and supported by the Border to Boston Trail Committee
Finance Committee to make recommendation at Town Meeting
Board of Selectmen recommends adoption of this article

Upon a motion made and duly seconded it was VOTED by a greater than two-thirds show of hands to move the question.

Upon a motion made and duly seconded it was VOTED by a majority show of hands to appropriate \$86,000 from the Undesignated Community Preservation Fund Balance the town's portion of the Design Phase of the Border to Boston/North Recreational Trail for the purpose of completing final design and other developmental activities associated with the Boxford section of the former Newburyport Branch right of way; said funds to be expended under the direction of the Community Preservation Committee; or take any other action thereon.

ARTICLE 12. To see if the Town will vote to authorize the Board of Selectmen to divide, and to grant restrictions meeting the requirements of M.G.L. ch. 44B, section 12(a) on a portion of the property located on Middleton Road and shown as Parcel 2 on a plan entitled "Plan of land in Boxford, MA property of Charles W. Haynes, Trustee Elmlea Partnership Trust" scale 1" = 100' dated November 12, 2007 made by Donohoe and Parkhurst, Inc. and recorded with Essex South Registry of Deeds in Plan Book 411, Plan 10, containing 75.515 acres, acquired by the Town by Order of Taking recorded with Registry of Deeds in Book 27401, Page 149, for purposes authorized pursuant to the Community Preservation Act (M.G.L. ch. 44B), as follows:

Land Use Area 1, the approximate boundaries of which are shown on a plan filed in the Town Clerk's office entitled "Conservation Restriction and Use Area Plan" dated April 8, 2010 prepared by Donohoe and Parkhurst, Inc., (the "Restriction Plan"), containing 36.154 acres, more or less, to be transferred from the care, custody and control of the Board of Selectmen as currently held for one or more of the purposes authorized under the Community Preservation Act to the care, custody and control of the Boxford Conservation Commission to be used for conservation and open space purposes, and to authorize the Board of Selectmen to grant a perpetual conservation restriction to BTA/BOLT, Inc. or other similar non-profit group limiting the use of those portions of the Land Use Area 1 identified as Area "F" on said plan to conservation and open space purposes as shown on the Restriction Plan;

or take any other action thereon.

Sponsored and supported by the Board of Selectmen and
Community Preservation Committee
Haynes Land Advisory Committee recommends adoption of this article

Upon a motion duly made and seconded it was VOTED by a greater than two-thirds voice vote to authorize the Board of Selectmen to divide and to grant restrictions meeting the requirements of M.G.L. ch. 44B, section 12(a) on a portion of the property located on Middleton Road and shown as Parcel 2 on a plan entitled "plan of Land in Boxford, MA property of Charles W. Haynes, Trustee Elmlea Partnership Trust" scale 1"=100' dated November 12, 2007 made by Donohoe and Parkhurst, Inc. and recorded with Essex South District Registry of Deeds in Plan Book 411, Plan 10, containing 75.515 acres, acquired by the Town by order of Taking recorded with Registry of Deeds in Plan Book 411, Plan 10, containing 75.515 acres, acquired by the Town by Order of Taking recorded with Registry of Deeds in Book

27401, Page 149, for purposes authorized pursuant to the Community Preservation Act (M.G.L. ch.44B), as follows:

Land Use Area 1, the approximate boundaries of which are shown on a plan filed in the Town Clerk's office entitled "Conservation Restriction and Use Area Plan" dated April 8, 2010 prepared by Donohoe and Parkhurst, Inc., (the "Restriction Plan"), containing 36.154 acres more or less, to be transferred from the care, custody and control of the Board of Selectmen as currently held for one or more of the purposes authorized under the Community Preservation Act to the care, custody and control of the Boxford Conservation Commission to be used for conservation and open space purposes, and to authorize the Board of Selectmen to grant a perpetual conservation restriction to BTA/BOLT, Inc. or other similar non-profit group limiting the use of those portions of the Land Use Area 1 identified as Area "F" on said plan to conservation and open space purposes as shown on the Restriction Plan;

ARTICLE 13. To see if the Town will vote to authorize the Board of Selectmen to divide, and to grant restrictions meeting the requirements of M.G.L. ch. 44B, section 12(a) on a portion of the property located on Middleton Road and shown as Parcel 2 on a plan entitled "plan of Land in Boxford, MA property of Charles W. Haynes, Trustee Elmlea Partnership Trust" scale 1"= 100' dated November 12, 2007 made by Donohoe and Parkhurst, Inc. and recorded with Essex South District Registry of Deeds in Plan Book 411, Plan 10, containing 75.515 acres. Acquired by the Town by Order of Taking recorded with Registry of Deeds in Book 27401, page 149, for purposes authorized pursuant to the Community Preservation Act (M.G.L. ch. 44B), as follows:

Land Use Area 2, the approximate boundaries of which are shown on a plan filed in the Town Clerk's office entitled "Conservation Restriction and Use Area Plan" dated April 8, 2010 prepared by Donohoe and Parkhurst, Inc., (the "Restriction Plan"), containing 25.961 acres more or less, to be transferred from the care, custody and control of the Board of Selectmen as currently held for one or more of the purposes authorized under the Community Preservation Act to the care, custody and control of the Board of Selectmen, to be used for recreational uses, and to authorize the Board of Selectmen to grant a perpetual restriction to the Boxford Athletic Association or other similar non-profit group limiting the use of those portions of Land Use Area 2 shown on the Restriction Plan as restricted area "G" to recreational purposes, and to authorize the Board of Selectmen to grant a perpetual restriction to the BTA/BOLT, Inc. or other similar non-profit group limiting the use of those portions of Land Use Area 2 shown as all or a portion of restricted areas "A", "B", and "C" to conservation and open space purposes as shown on the Restriction Plan;

or to take any other action thereon.

Sponsored and supported by the Board of Selectmen and
Community Preservation Committee
Haynes Land Advisory Committee recommends adoption of this article

Upon a motion made and duly seconded it was **VOTED by a greater than two-thirds hand count to move the question.**

Upon a motion made and duly seconded it was **VOTED by a greater than two-thirds hand count (Yes 266, No 86) to authorize the Board of Selectmen to divide, and to grant restrictions**

meeting the requirements of M.G.L. ch. 44B, section 12(a) on a portion of the property located on Middleton Road and shown as Parcel 2 on a plan entitled "Plan of Land in Boxford, MA property of Charles W. Haynes, Trustee Elmlea Partnership Trust" scale 1" = 100' dated November 12, 2007 made by Donohoe and Parkhurst, Inc., and recorded with Essex South District Registry of Deeds in Plan Book 411, Plan 10, containing 75.515 acres, acquired by the Town by Order of Taking recorded with Registry of Deeds in Book 27401, page 149, for purposes authorized pursuant to the Community Preservation Act (M.G.L. ch. 44B), as follows:

Land Use Area 2, the approximate boundaries of which are shown on a plan filed in the Town Clerk's office entitled "Conservation Restriction and Use Area Plan" dated April 8, 2010 prepared by Donohoe and Parkhurst, Inc., (the "Restriction Plan"), containing 25.961 acres more or less, to be transferred from the care, custody and control of the Board of Selectmen, to be used for recreational uses, and to authorize the Board of Selectmen to grant a perpetual restriction to the Boxford Athletic Association or other similar non-profit group limiting the use of those portions of Land Use Area 2 shown on the Restriction Plan as restricted area "G" to recreational purposes, and to authorize the Board of Selectmen to grant a perpetual restriction to the BTA/BOLT, Inc., or other similar non-profit group limiting the use of those portions of Land Use Area 2 shown as all or a portion of restricted areas "A", "B", and "C" to conservation and open space purposes as shown on the Restriction Plan;

ARTICLE 14. To see if the Town will vote to authorize the Board of Selectmen to divide, and to grant restrictions meeting the requirements of M.G.L. ch.44B, section 12(a) on a portion of the property located on Middleton Road and shown as Parcel 2 on a plan entitled "plan of Land in Boxford, MA property of Charles W. Haynes, Trustee Elmlea Partnership Trust" scale 1" = 100' dated November 12, 2007 made by Donohoe and Parkhurst, Inc. and recorded with Essex South District Registry of Deeds in Plan Book 411, Plan 10, containing 75.515 acres, acquired by the Town by Order of Taking recorded with Registry of Deeds in Book 27401, Page 149, for purposes authorized pursuant to the Community Preservation Act (M.G.L. ch.44B), as follows:

Land Use Area 3, the approximate boundaries of which are shown on a plan filed in the Town Clerk's office entitled "Conservation Restriction and Use Area Plan: dated April 8, 2010 prepared by Donohoe and Parkhurst, Inc., (the "Restriction Plan"), containing 13.4 acres more or less, to be transferred from the care, custody and control of the Board of Selectmen as currently held for one or more of the purposes authorized under the Community Preservation Act to the care, custody and control of the Board of Selectmen to be used for community housing; and to authorize the Board of Selectmen to prepare an affordable housing restriction to be placed upon the property limiting the use of those portions of Land Use Area 3 shown on the Restriction Plan as restricted area "H" to community housing purposes; and to authorize the Board of Selectmen to grant a perpetual restriction to the BTA/BOLT, Inc. or other similar non-profit group limiting the use of those portions of Land Use Area 3 shown as all or a portion of restricted areas "D" and "E" to conservation and open space purposes as shown on the Restriction Plan;

or to take any other action thereon.

Sponsored and supported by the Board of Selectmen and
Community Preservation Committee
Haynes Land Advisory Committee recommends adoption of this article

Upon a motion duly made and seconded the article failed to carry a two-thirds hand count vote (YES 149, NO 134) to authorize the Board of Selectmen to divide, and to grant restrictions meeting the requirements of M.G.L. ch. 44B, section 12(a) on a plan entitled "Plan of Land in Boxford, MA property of Charles W. Haynes, Trustee Elmlea Partnership Trust" scale 1" = 100' dated November 12, 2007 made by Donohoe and Parkhurst, Inc. and recorded with Essex South District Registry of Deeds in Plan Book 411, Plan 10, containing 75.515 acres, acquired by the Town by Order of Taking recorded with Registry of Deeds in Book 27401, Page 149, for purposes authorized pursuant to the Community Preservation Act (M.G.L. ch44B), as follows:

Land Use Area 3, the approximate boundaries of which are shown on a plan filed in the Town Clerk's office entitled "Conservation Restriction and Use Area Plan" dated April 8, 2010 prepared by Donohoe and Parkhurst, Inc., (the "Restriction Plan"), containing 13.4 acres more or less, to be transferred from the care, custody and control of the Board of Selectmen as currently held for one or more of the purposes authorized under the Community Preservation Act to the care, custody and control of the Board of Selectmen as currently held for one or more of the purposes authorized under the Community Preservation Act to the care, custody and control of the Board of Selectmen to be used for community housing; and to authorize the Board of Selectmen to prepare an affordable housing restriction to be placed upon the property limiting the use of those portions of Land Use Area 3 shown on the Restriction Plan as restricted area "H" to community housing purposes and to authorize the Board of Selectmen to grant a perpetual restriction to the BTA/BOLT, Inc. or other similar non-profit group limiting the use of those portions of Land Use Area 3 shown as all or a portion of restricted areas "D" and "E" to conservation and open space purposes as shown on the Restriction Plan;

Upon a motion made and duly seconded it was **VOTED by a majority voice vote** to pass over Articles 15 and 16.

ARTICLE 15. To see if the Town will vote to create a Haynes Common Committee, being a seven (7) member working committee. The Conservation Commission, Agricultural Commission, Historic Commission, Board of Selectmen, Planning Board Library Trustee, shall each select a representative to draft a warrant article that when passed will amend the Town of Boxford Bylaws to create a Haynes Common Commission. The seventh member shall be an abutter to the Haynes Land, being the property located on Middleton Road and shown as Parcel 2 on a plan entitled "Plan of Land in Boxford, MA property of Charles W. Haynes, Trustee Elmlea Partnership Trust" scale 1" = 100' dated November 12, 2007 made by Donohoe and Parkhurst, Inc. and recorded with Essex South District Registry of Deeds in Plan Book 411, Plan 10, containing 75.515 acres, acquired by the Town by Order of Taking recorded with Registry of Deeds in Book 27401, page 149, shall be selected by the Selectmen.

The purpose of the Haynes Common Commission will be to assist in the designing, maintenance and control of Haynes Common; care of the land; scheduling and approving activities or community events in keeping with the perpetual restrictions; work with other boards, commissions and associations in Town, while fashioning local initiatives that preserve and enhance the Boxford's rural character;

Or take any other action thereon.

Sponsored by Initiative Petition
Board of Selectmen does not recommend adoption of this article

ARTICLE 16. To see if the Town will vote to authorize the formation of Haynes Common on land currently held for one or more purposes under the Community Preservation Act and authorize the Conservation Commission to approve appropriate restrictions satisfying the requirements of M.G.L. ch. 44B, section 12(a) on the property located on Middleton Road and shown as Parcel 2 on a plan entitled "Plan of Land in Boxford, MA property of Charles W. Haynes, Trustee Elmlea Partnership Trust" scale 1" = 100' dated November 12, 2007 made by Donohoe and Parkhurst, Inc. and recorded with Essex South District Registry of Deeds in Plan Book 411, Plan 10, containing 75.515 acres, acquired by the Town by Order of Taking recorded with Registry of Deeds in Book 27401, Page 149, for purposes authorized pursuant to the Community Preservation Act (M.G.L. ch. 44B), as follows:

1) Parcel A, the approximate boundaries of which are shown on a plan filed in the Town Clerk's Office entitled Land Designation Plan, dated October 7, 2009, containing 36 acres more or less, to be transferred to the care, custody and control of the Boxford Conservation Commission to be used permanently for conservation, open space and passive recreation purposes, and to require the Board of Selectmen to authorize the Legislators representing Boxford to cause the General Court to dedicate such land for the use of said parcel to conservation; agriculture, silviculture and horticulture; pedestrian walking, hiking and designated biking trails; equestrian riding and driving trails, non-commercial Town permitted camping, fishing and archery hunting areas, and other open space purposes. In the event dedication of such land is not possible, the Conservation Commission and/or Haynes Common Commission shall approve an alternative means to perpetually protect the land for such purposes.

2) Parcel B and C, the approximate boundaries of which are shown on a plan filed in the Town Clerk's office entitled Land Designation Plan, dated October 7, 2009, containing 39 acres more or less, to require the Board of Selectmen to authorize the Legislators representing Boxford to cause the General Court to dedicate such land for the use of said parcels, to be used primarily for conservation; agriculture, silviculture and horticulture; pedestrian walking, hiking and biking trails; equestrian riding and driving trails, non-commercial Town permitted camping, fishing and archery hunting areas; passive recreation; community events and other open space purposes; while allowing the creation of a greenway, in compliance with Town Wetland Bylaws and allowing the building of limited structures, to be used for the listed primary functions, such as a gazebo, barn, public bathroom, and allowing the transfer/relocation of the "Little Red School House" with all building projects subject to approval at Town Meeting and to limit public parking to 30 cars or less; granting a perpetual restriction limiting the use of said parcel. In the event dedication of such land is not possible, the Conservation Commission and/or Haynes Common Commission shall approve an alternative means to perpetually protect the land for such purposes:

Or to take any other action thereon.

Sponsored by Initiative Petition
Board of Selectmen does not recommend adoption of this article

ARTICLE 17. To see if the Town will vote to authorize the Board of Selectmen to petition the General Court for special legislation, as set forth below, authorizing the Massachusetts Department of Transportation (MassDOT) to conduct a comprehensive storm water/groundwater study of the I-95 Corridor within the Town of Boxford for the purpose of determining a means to restore safe drinking water to the affected and potentially affected residents within the I-95 Corridor. The study shall include development of the RFP, selection of a third party consulting firm, study implementation, and review of the study recommendations jointly and in collaboration with Boxford representatives as designated by the Board of Selectmen and Board of Health, provided, however, that the General Court may make clerical or editorial changes of form only to the bill, unless the Board of Selectmen approves amendments to the bill prior to enactment by the General Court; and to authorize the Board of Selectmen to approve amendments thereto which shall be within the scope of the general public objectives of this petition:

An Act to Identify a Means to Provide Safe Drinking Water in the Town of Boxford

Section 1. As used in this chapter, the following words shall, unless the context clearly requires otherwise, have the following meanings:

"Safe drinking water" is defined as water meeting or exceeding all primary and secondary standards, and recommended guidelines for drinking water as defined by the Massachusetts Department of Environmental Protection.

"I-95 Corridor" as used herein is defined as the area within the Town of Boxford located approximately 1,500 feet from any portion of Interstate Highway 95.

Section 2. The Massachusetts Department of Transportation (MASSDOT) shall conduct a comprehensive study to determine the cumulative and immediate effects of deicing chemical storage and deicing operations on the groundwater aquifer(s) and bedrock fissures within the I-95 Corridor. Specifically: the study shall determine how and why deicing chemicals applied to Interstate 95 have infiltrated the ground water aquifers and bedrock and what measures need to be taken to prevent it from occurring in the future. The study shall provide recommendations as to: (i) the proximate cause(s) of deicing chemicals, including sodium and chloride, infiltration into the groundwater aquifer(s) and bedrock fissures within the I-95 Corridor; (ii) short-term and long-term remedial action(s) necessary to restore groundwater quality to a Safe Drinking Water standard within the I-95 Corridor; (iii) a plan to modify highway drainage systems so as to prevent storm water run-off and highway drainage from adversely impacting aquifers, bedrock and adjacent wetland resource areas; and (iv) an alternative means to provide a reliable and adequate safe drinking water supply to the residents located within the I-95 Corridor meeting all state and local requirements.

Section 3. The Department of Transportation shall conduct said study utilizing an independent consultant. The development of the study scope of work, the selection of the independent consultant, and review of study recommendations, shall all be conducted jointly by DOT and a Committee to be appointed by the Boxford Board of Selectmen and the Boxford Board of Health. Within one year of the passage of this act, the Department of Transportation shall file a report of its activities and the developed recommendations with the governor and the clerks of

the House of Representatives and the Senate who shall forward the same to the House and Senate committees on ways and means and other committees as appropriate. To the extent the report provides for disbursement of appropriations or other moneys authorized by the general court, the plan shall be subject to the approval of the secretary of transportation and the secretary of administration and finance.

or take any other action thereon.

Sponsored and supported by the Board of Selectmen and Board of Health.
Endorsed by the Boxford Watershed Association

Upon a motion made and duly seconded it was VOTED by unanimous voice vote to authorize the Board of Selectmen to petition the General Court for special legislation, as set forth below, authorizing the Massachusetts Department of Transportation (Mass DOT) to conduct a comprehensive storm water/groundwater study of the I-95 Corridor within the Town of Boxford for the purpose of determining a means to restore safe drinking water to the affected and potentially affected residents within the I-95 Corridor. The study shall include development of the RFP, selection of a third party consulting firm, study implementation, and review of the study recommendations jointly and in collaboration with Boxford representatives as designated by the Board of Selectmen and Board of Health, provided, however, that the General Court may make clerical or editorial changes of form only to the bill, unless the Board of Selectmen approves amendments to the bill prior to enactment by the General Court; and to authorize the Board of Selectmen to approve amendments thereto which shall be within the scope of the general public objectives of this petition:

An Act to Identify a Means to Provide Safe Drinking Water in the Town of Boxford

Section 1. As used in this chapter, the following words shall, unless the context clearly requires otherwise, have the following meanings:

"Safe drinking water" is defined as water meeting or exceeding all primary and secondary standards, and recommended guidelines for drinking water as defined by the Massachusetts Department of Environmental Protection.

"I-95 Corridor" as used herein is defined as the area within the Town of Boxford located approximately 1,500 feet from any portion of Interstate Highway 95.

Section 2. The Massachusetts Department of Transportation (MASSDOT) shall conduct a comprehensive study to determine the cumulative and immediate effects of deicing chemical storage and deicing operations on the groundwater aquifer(s) and bedrock fissures within the I-95 Corridor. Specifically: the study shall determine how and why deicing chemicals applied to Interstate 95 have infiltrated the ground water aquifers and bedrock and what measures need to be taken to prevent it from occurring in the future. The study shall provide recommendations as to: (i) the proximate cause(s) of deicing chemicals, including sodium and chloride, infiltration into the groundwater aquifer(s) and bedrock fissures within the I-95 Corridor; (ii) short-term and long-term remedial action(s) necessary to restore groundwater quality to a Safe Drinking Water standard within the I-95 Corridor; (iii) a plan to modify highway drainage systems so as to

prevent storm water run-off and highway drainage from adversely impacting aquifers, bedrock and adjacent wetland resource areas; and (iv) an alternative means to provide a reliable and adequate safe drinking water supply to the residents located within the I-95 Corridor meeting all state and local requirements.

Section 3. The Department of Transportation shall conduct said study utilizing an independent consultant. The development of the study scope of work, the selection of the independent consultant, and review of study recommendations, shall all be conducted jointly by DOT and a Committee to be appointed by the Boxford Board of Selectmen and the Boxford Board of Health. Within one year of the passage of this act, the Department of Transportation shall file a report of its activities and the developed recommendations with the governor and the clerks of the House of Representatives and the Senate who shall forward the same to the House and Senate committees on ways and means and other committees as appropriate. To the extent the report provides for disbursement of appropriations or other moneys authorized by the general court, the plan shall be subject to the approval of the secretary of transportation and the secretary of administration and finance.

ARTICLE 18. To see if the Town will vote to amend its Bylaws, Town Code, Chapter 7, Article V, Board of Library Trustees by replacing § 7-7. Election Terms. As follows:

§ 7-7. Election; terms.

A Board of Trustees of the Boxford Town Library, of seven members, shall be elected from the town at large for three-year overlapping terms of office.
or take any other action thereon.

Sponsored by the Board of Library Trustees

Upon a motion made and duly seconded it was **VOTED by unanimous voice vote** to authorize the Board of Selectmen to petition the General Court for special legislation, as set forth in Article 17 of the warrant article to amend its Bylaws, Town Code, Chapter 7, Article V, Board of Library Trustees by replacing § 7-7. Election Terms. As follows:

§.7-7. Election; terms.

A Board of Trustees of the Boxford Town Library, of seven members, shall be elected from the town at large for three-year overlapping terms of office.
or take any other action thereon.

ARTICLE 19. To see if the Town will vote to amend its Bylaws, Town Code, Chapter 19, by inserting new Article X, Constables as follows:

ARTICLE X
Constables

§ 19-24. Elections; terms.

Two constables, one for each parish in town, shall be elected from the town at large for a three-year term of office.

or take any other action thereon.

Sponsored by the Board of Selectmen

Upon a motion made and duly seconded it was VOTED by unanimous voice vote to amend the Town Bylaws, Town Code, Chapter 19, by inserting new Article X, Constables as follows:

ARTICLE X
Constables

§ 19-24. Elections; terms.

Two constables, one for each parish in town, shall be elected from the town at large for a three-year term of office.

or take any other action thereon.

ARTICLE 20. To see if the Town will vote to have its elected Town Clerk become an appointed Town Clerk; or take any other action thereon.

Sponsored by the Board of Selectmen

Upon a motion made and duly seconded it was VOTED by a majority voice vote to move the question.

Upon a motion made and duly seconded it was VOTED by a majority show of hands to have the elected Town Clerk become an appointed Town Clerk.

ARTICLE 21. To transact any other business that may legally come before the said meeting.

Upon a motion made and duly seconded it was VOTED by unanimous voice vote to adjourn Town Meeting at 12:30 a.m.

Four hundred sixty-four registered voters were in attendance.

A True Record:

Robin Phelan
Robin Phelan, Town Clerk

**SPECIAL TOWN MEETING
OCTOBER 26, 2010**

Before the start of Special Town Meeting, Finance Committee Chair Geoffrey Buswick presented an overview of the town's budget process.

Voters of the Town of Boxford met at the Masconomet Regional District High School on Tuesday, October 26, 2010. Special Town Meeting was called to order at 7:10 p.m. by Moderator Jerry Johnston.

Articles of the Special Town Meeting were disposed of as follows:

ARTICLE 1. To see if the Town will amend FY 2011 budget appropriations voted under Article #3 of the May 11, 2010 Annual Town Meeting and **REDUCE** the Elementary School line item by \$30,000, and **REDUCE** the Department of Public Works line item by \$3,750, or take any other action thereon.

Sponsored and supported by the Finance Committee
Board of Selectmen recommends adoption of this article
Elementary School Committee to make recommendation at Town Meeting

Upon a motion made and duly seconded, it was VOTED by unanimous voice vote to amend the FY 2011 budget appropriations voted under Article #3 of the May 11, 2010 Annual Town Meeting and REDUCE the Elementary School line item by \$30,000 and REDUCE the Department of Public Works line item by \$3,750.

ARTICLE 2. To see if the Town will amend FY 2011 budget appropriations voted under Article #3 of the May 11, 2010 Annual Town Meeting and raise and appropriate, or transfer from available funds \$17,500 to **INCREASE** the Fire Department line item, or take any other action thereon.

Sponsored and supported by the Finance Committee
Board of Selectmen recommends adoption of this article

Upon a motion made and duly seconded, it was VOTED by a majority voice vote to amend the FY 2011 budget appropriations voted under Article #3 of the May 11, 2010 Annual Town Meeting and raise and appropriate, or transfer from available funds \$17,500 to INCREASE the Fire Department line item.

ARTICLE 3. To see if the Town will vote to adopt the **Classification Plan and Compensation Plan** for FY 2011, as submitted by the Personnel Board under Chapter 23 of the Town Code; said Classification Plan and Compensation Plan as printed on page 7 of this warrant; or take any other action thereon.

Sponsored and Supported by the Personnel Board

Finance Committee recommends adoption of this article
Board of Selectmen recommends adoption of this article

Upon a motion made and duly seconded, it was VOTED by a majority voice vote to adopt the Classification Plan and Compensation Plan for FY 2011, as submitted by the Personnel Board under Chapter 23 of the Town Code; said Classification Plan and Compensation Plan as printed on page 7 of the October 26, 2011 Special Town Meeting warrant.

ARTICLE 4. To see if the Town will vote to accept the amendment to General Laws, Chapter 59, Section 5K, as amended by Chapter 27 of the Acts of 2009, and to **increase the maximum amount of the deduction that eligible seniors may take to their property tax bill from the current limit of \$750 to the limit of \$1,000**, said \$1,000 limit to become effective for the fiscal year beginning July 1, 2010, or take any other action thereon.

Sponsored by the Board of Assessors
Council on Aging recommends adoption of this article
Finance Committee recommends adoption of this article
Board of Selectmen recommends adoption of this article

Upon a motion made and duly seconded, it was voted by a majority voice vote to accept the amendment to General Laws, Chapter 59, Section 5K, as amended by Chapter 27 of the Acts of 2009, and to increase the maximum amount of the deduction that eligible seniors may take to their property tax bill from the current limit of \$750 to the limit of \$1,000, said \$1,000 limit to become effective for the fiscal year beginning July 1, 2010.

ARTICLE 5. To see if the Town will vote to authorize the Board of Selectmen to **petition the General Court for special legislation, as set forth below, authorizing the Town to alter and amend employee group insurance policies without being subject to collective bargaining**; provided, however, that the General Court may make clerical or editorial changes of form only to the bill, unless the Board of Selectmen approves amendments to the bill prior to enactment by the General Court; and to authorize the Board of Selectmen to approve amendments which shall be within the scope of the general public objectives of this petition:

AN ACT AUTHORIZING THE TOWN OF BOXFORD TO NEGOTIATE AND
PURCHASE GROUP INSURANCE POLICIES

SECTION 1. Notwithstanding the provisions of chapter 32B and chapter 150E of the General Laws or any other general or special law to the contrary, the Town of Boxford is authorized at the discretion of the Board of Selectmen, without bargaining under said chapters 32B or 150E concerning the decision or the impact thereof, to negotiate and purchase group insurance policies for employees, retirees and their dependents; alter current and future group insurance plan design features including but not limited to co-

payments, deductibles and tiered provider network co-payments; and participate in or join a state program providing group insurance policies including those provided by the Group Insurance Commission or other similar program.

SECTION 2. The provisions of this act shall not affect the town's obligations under any collective bargaining agreements between the town and any unions in effect on the effective date of this act; provided, however, that for the purposes of this act, the town's collective bargaining obligations with respect to group insurance policies under any such collective bargaining agreement(s) shall cease as of the date of expiration of the agreement(s), regardless of whether a successor collective bargaining agreement has been approved.

SECTION 3. This action shall take effect upon its passage.

or take any other action thereon.

Sponsored and supported by the Board of Selectmen
Finance Committee recommends adoption of this article

Upon a motion made and duly seconded, it was VOTED by a majority voice vote to authorize the Board of Selectmen to petition the General Court for special legislation, as set forth below, authorizing the Town to alter and amend employee group insurance policies without being subject to collective bargaining; provided, however, that the General Court may make clerical or editorial changes of form only to the bill, unless the Board of Selectmen approves amendments to the bill prior to enactment by the General court; and to authorize the Board of Selectmen to approve amendments which shall be within the scope of the general public objectives of this petition:

ARTICLE 6. To see if the Town will vote to **change to Saturday Town Meetings by amending its Town Bylaws, Town Code, Chapter 36, Town Meeting and Elections, § 36-1 (A)** by deleting the word "Tuesday" as it appears and inserting in its place the word "Saturday" such that it now reads:

The date of the Annual Town Meeting shall be the second Saturday in May, and the date of the Annual Town Election shall be the following Tuesday. A Special Town Meeting shall be held at the discretion of the Board of Selectmen on the fourth Saturday in October on an annual basis.

or take any other action thereon.

Sponsored and supported by the Board of Selectmen

Upon a motion made and duly seconded it was VOTED by a majority hand count (256 yes, 213 no) to change to Saturday Town Meetings by amending its Town Bylaws,

Town Code, Chapter 36, Town Meeting and Elections, § 36-1 (A) by deleting the word "Tuesday" as it appears and inserting in its place the word "Saturday" such that now it reads:

The date of the Annual Town Meeting shall be the second Saturday in May, and the date of the Annual Town Election shall be the following Tuesday. A Special Town Meeting shall be held at the discretion of the Board of Selectmen on the fourth Saturday in October on an annual basis.

ARTICLE 7. To see if the Town will vote to appropriate \$7,261,280 to pay costs of architectural, engineering, permitting, bidding, renovation, construction, equipping and all other related expenses to renovate, expand and construct a new Boxford Village Library located at 10 Elm Street, and for the payment of all other costs incidental and related thereto, and that to meet this appropriation the Treasurer, with the approval of the Selectmen, is authorized to borrow \$4,477,038 under and pursuant to Chapter 44, Sections 7(3) and 7(21) of the General Laws, or pursuant to any other enabling authority, and to issue bonds or notes of the Town therefor; said design and construction generally in accordance with the approved 2004 library construction grant application which will provide up to \$2,784,242 in state reimbursement; provided however that no funds shall be borrowed or expended hereunder unless and until (i) the Selectmen shall have determined that the Town has been awarded a state reimbursement for this project in the amount of at least \$2,784,242, and (ii) that the Town shall have voted to exclude the amounts required to pay for any bonds or notes issued pursuant to this vote from the limitations of Chapter 59, section 21C of the General Laws, Proposition 2 1/2 so-called; and that in order to aid in the funding of said project, that the Board of Library Trustees be permitted to seek, receive and accept grants, donations or reimbursements for this purpose and to authorize the Board of Library Trustees and the Permanent Non-School Building Committee to enter into any and all agreements and execute any and all instruments as may be necessary on behalf of the Town of Boxford to affect the construction of said project; said funds to be expended under the direction of the Permanent Non-School Building Committee; or take any other action thereon.

Sponsored and supported by the Trustees of the Boxford Libraries
Finance Committee recommends adoption of this article
Board of Selectmen voted 3-1 not to support this article
Capital Budget Committee to make recommendation at Town Meeting

Upon a motion made and duly seconded it was VOTED by a greater than two-thirds voice vote to allow the architect to speak.

Upon a motion made and duly seconded it was VOTED by a majority voice vote to allow the engineer to speak.

Upon a motion made and duly seconded it was VOTED by a greater than two-thirds show of hands that the question be called.

Upon a motion made and duly seconded it was **VOTED** by a greater than two-thirds hand count (408 for, 175 against) to appropriate \$7,261,280 to pay costs of architectural, engineering, permitting, bidding, renovation, construction, equipping and all other related expenses to renovate, expand and construct a new Boxford Village Library located at 10 Elm Street, and for the payment of all other costs incidental and related thereto, and that to meet this appropriation the Treasurer, with the approval of the Selectmen, is authorized to borrow \$4,477,038 under and pursuant to Chapter 44, Sections 7(3) and 7(21) of the General Laws, or pursuant to any other enabling authority, and to issue bonds or notes of the Town therefor; said design and construction generally in accordance with the approved 2004 library construction grant application which will provide up to \$2,784,242 in state reimbursement; provided however that no funds shall be borrowed or expended hereunder unless and until (i) the Selectmen shall have determined that the Town has been awarded a state reimbursement for this project in the amount of at least \$2,784,242, and (ii) that the Town shall have voted to exclude the amounts required to pay for any bonds or notes issued pursuant to this vote from the limitations of Chapter 59, section 21C of the General Laws, Proposition 2 1/2 so-called; and that in order to aid in the funding of said project, that the Board of Library Trustees be permitted to seek, receive and accept grants, donations or reimbursements for this purpose and to authorize the Board of Library Trustees and the Permanent Non-School Building Committee to enter into any and all agreements and execute any and all instruments as may be necessary on behalf of the Town of Boxford to affect the construction of said project; said funds to be expended under the direction of the Permanent Non-School Building Committee; or take any other action thereon.

ARTICLE 8. To see if the Town will vote to appropriate the sum of \$384,300 from the Community Preservation Committee Undesignated Fund to fund the Haynes Land Athletic Fields Design and Permitting Project; as proposed by the Haynes Land Study Committee, such funds to be expended under the direction of the Community Preservation Committee; or take any other action thereon.

Sponsored and supported by the Haynes Land Committee
and Community Preservation Committee
Board of Selectmen recommends adoption of this article
Finance Committee recommends adoption of this article
Capital Budget Committee to make recommendation at Town Meeting

Upon a motion duly made and seconded it was **VOTED** by a majority show of hands vote to appropriate the sum of \$369,000 from the Community Preservation Committee Undesignated Fund to fund the Haynes Land Athletic Fields Design and Permitting Project; as proposed by the Haynes Land Study Committee, such funds to be expended under the direction of the Community Preservation Committee; or take any other action thereon.

ARTICLE 9. To see if the Town will vote to appropriate the sum of \$5,000 from the Community Preservation Committee Undesignated Fund to fund the **Haynes Land Future Turtle Studies Project**; as proposed by the Haynes Land Study Committee, such funds to be expended under the direction of the Community Preservation Committee; or take any other action thereon.

Sponsored and supported by the Haynes Land Committee
and Community Preservation Committee
Board of Selectmen recommends adoption of this article
Finance Committee recommends adoption of this article

Upon a motion duly made and seconded it was VOTED by a majority hand count to appropriate the sum of \$5,000 from the Community Preservation Committee Undesignated Fund to fund the Haynes Land Future Turtle Studies Project; as proposed by the Haynes Land Study Committee, such funds to be expended under the direction of the Community Preservation Committee; or take any other action thereon.

ARTICLE 10. To see if the Town will vote to appropriate the sum of \$1,200 from the Community Preservation Committee Historic Fund to fund the **Town Clerk Historic Document Preservation Training Project**; as proposed by the Town Clerk, such funds to be expended under the direction of the Community Preservation Committee; or take any other action thereon.

Sponsored and supported by the Town Clerk
and Community Preservation Committee
Board of Selectmen recommends adoption of this article
Finance Committee recommends adoption of this article

Upon a motion duly made and seconded it was VOTED by a majority voice vote to appropriate the sum of \$1,200 from the Community Preservation Committee Historic Fund to fund the Town Clerk Historic Document Preservation Training Project; as proposed by the Town Clerk, such funds to be expended under the direction of the Community Preservation Committee.

ARTICLE 11. To transact any other business to legally come before this meeting.

Upon a motion made and duly seconded, it was VOTED to adjourn Special Town Meeting at 10:15 p.m.

Attendance at Town Meeting was 644 registered voters.

A true record,

Robin Phelan
Robin Phelan