

Town of Boxford Special Town Meeting Minutes October 23, 2018

The Town of Boxford's Special Town Meeting was called to order by Town Moderator Gerald Johnston at 7:12 pm in the Masconomet Regional School Auditorium and Gymnasium with 721 voters present.

It was moved by Al Vaz, Board of Selectmen, and duly seconded, that the Moderator NOT be required to read articles or motions verbatim and further that he be authorized to summarize articles and motions as he deems appropriate. This motion carried by a majority hand count.

Sponsored and supported by Elementary School Committee

Finance Committee recommends adoption of this article

ARTICLE 1. To see if the Town will vote to raise and appropriate or transfer from available funds to supplement the FY 2019 budget appropriations adopted as Article #2 of the May 8, 2018 Annual Town Meeting and **increase the Salary Reserve line item by \$44,579** and to adopt the **Classification Plan and Compensation Plan** for FY 2019, as submitted by the Personnel Board under Chapter 23 of the Town Code; said Classification Plan and Compensation Plan as printed on pages 8 through 11 of this warrant; or take any other action thereon.

Sponsored and Supported by the Personnel Board

Finance Committee to make recommendation at Town Meeting

Board of Selectmen recommends adoption of this article

Backup information: www.town.boxford.ma.us/stm-documents

ARTICLE 1. It was moved by Tim Feeney of the Personnel Board, and duly seconded, to raise and appropriate to supplement the FY 2019 budget appropriations adopted as Article #2 of the May 8, 2018 Annual Town Meeting and increase the Salary Reserve line item by \$44,579 and to adopt the Classification Plan and Compensation Plan for FY 2019, as submitted by the Personnel Board under Chapter 23 of the Town Code; said Classification Plan and Compensation Plan as printed on pages 8 through 11 of this warrant. This motion passed by majority hand count.

ARTICLE 2. To see if the Town will vote to raise and appropriate or transfer from available funds to supplement the FY 2019 budget appropriations adopted as Article #2 of the May 8, 2018 Annual Town Meeting and **increase the Town Clerk salary line item by \$9,221 to fund a salary adjustment for the elected Town Clerk to a new FY19 salary of \$71,000**, or take any other action thereon.

Sponsored and supported by the Personnel Board

Board of Selectmen recommends adoption of this article

Finance Committee recommends adoption of this article

www.town.boxford.ma.us/stm-documents

ARTICLE 2. It was moved by Tim Feeney, and duly seconded, to raise and appropriate to supplement the FY 2019 budget appropriations adopted as Article #2 of the May 8, 2018 Annual Town Meeting and increase the Town Clerk salary line item by \$9,221 to fund a salary adjustment for the elected Town Clerk to a new FY19 salary of \$71,000. This motion passed by majority hand count.

ARTICLE 3. To see if the Town will vote to appropriate from the **Community Preservation Committee Undesignated Fund** the total sum of **\$1,000 to upgrade existing tennis courts** located adjacent to the Boxford Police Station to accommodate the playing of “Pickle ball” in addition to tennis, or take any other action thereon.

Sponsored and supported by the Community Preservation Committee

Board of Selectmen recommends adoption of this article

Finance Committee recommends adoption of this article

Backup information: www.town.boxford.ma.us/stm-documents

ARTICLE 3. It was moved by Peter Delaney of the Community Preservation Committee, and duly seconded, to appropriate from the Community Preservation Committee Undesignated Fund the total sum of \$1,000 to upgrade existing tennis courts located adjacent to the Boxford Police Station to accommodate the playing of

“Pickle ball” in addition to tennis. This motion passed by a greater than majority hand count.

ARTICLE 4. To see if the Town will vote to amend its bylaws by adding the phrase shown in *Underlined Bold Italic* below to Town Code, Chapter 7, Commissions, Committees and Boards, Article XI, Permanent Building Committee, §7-20 Membership, B. Temporary members:

- A. Regular members. The Permanent Building Committee shall consist of five regular voting members, all serving without compensation. The appointing authority shall endeavor to appoint, to the extent possible, one registered architect, one licensed engineer, one licensed builder, one accountant, and one attorney, none of whom serve on other regulatory boards within the Town. All regular members shall be residents of the Town of Boxford. All regular members shall be appointed for one-year terms by the Board of Selectmen.
- B. Temporary members. For each municipal project, two temporary members shall be appointed who are members, professional employees of the Town, and/or designees of the appointed or elected board or committee sponsoring or requesting a construction or major maintenance project; or in the case of major maintenance initiated by the Permanent Building Committee itself, the board or committee whose facility would be the recipient thereof. *In the case of a project with multiple buildings with simultaneous and coordinated design and construction, in addition to the two temporary members from the sponsoring committees cited above who have full membership and voting rights during deliberation on their respective building’s project; an additional two temporary members shall be appointed at large.* The temporary members shall be appointed at large for one-year terms by the Board of Selectmen. Temporary members shall be appointed at large for one-year terms by the Board of Selectmen. Temporary members shall have the right to vote on the activities of the Permanent Building Committee only with respect to the particular project for which such member was appointed.

Sponsored and supported by the Board of Selectmen

Backup information: www.town.boxford.ma.us/stm-documents

ARTICLE 4. It was moved by Mary Anne Nay of the Board of Selectmen, and duly seconded, to amend the Town’s bylaws by adding the phrase shown in Article #4 of this warrant in *Underlined Bold Italic* and thereby amend the section of the Town Code,

Chapter 7, Commissions, Committees and Boards, Article XI, Permanent Building Committee, §7-20 Membership, B. Temporary members. This article passed by a greater than two-thirds vote.

ARTICLE 5. To see if the Town will vote to appropriate the **sum of \$24,525,000 to pay costs of design, permitting, construction and all other incidental and related expenses to implement the Non-School Municipal Facilities Plan dated October 1, 2018** and on file with the Office of the Town Clerk which may include, but is not limited to, any or all of the following: **1) a new Department of Public Works building and associated structures on Town-owned land off Spofford Road; 2) expanded COA/Community Center at 4 Middleton Road and 3) an expanded Town Library at 7A Spofford Road;** said amount to be expended under the direction of the Permanent Building Committee; **and to meet this appropriation, 1) the sum of \$1,050,000 shall be transferred from Free Cash; 2) the sum of \$475,000 shall be transferred from the Library Stabilization Fund created and funded by Article #5 of the May 8, 2018 Annual Town Meeting and that the Library Stabilization Funds be used for the Library construction portion of the project; and 3) the Treasurer with the approval of the Board of Selectmen is authorized to borrow \$23,000,000** pursuant to Chapter 44 of the General Laws, as amended, or pursuant to any other enabling authority and to issue bonds or notes of the Town therefor, and that any premium received 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. 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, also known as Proposition 2½. The Permanent Building Committee is authorized 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. The Board of Selectmen, Council on Aging, and the Board of Library Trustees are authorized to solicit, seek, receive and accept, grants, donations and reimbursements for this project.

Sponsored and Supported by the Planning Board

Finance Committee recommends adoption of this article

Board of Selectmen recommends adoption of this article

Board of Library Trustees recommends adoption of this article

Council on Aging recommends adoption of this article

Historic District Committee/Historical Commission recommends adoption of this article

NOTE: As an implementation committee, the Permanent Building Committee (PBC) chooses not to advocate for particular project proposals as they come before Town Meeting. However, the PBC believes it can execute the plan based on the assumptions and contingencies put forth by the task force.

It was moved by Charles Costello of the Board of Selectmen and duly seconded by William Cargill, Jr., that Article 5 be voted on as written, without amendment. This article passed by a greater than two-thirds vote.

ARTICLE 5. It was moved by Robert Gore of the Planning Board, and duly seconded, that the Town appropriates the sum of \$24,525,000 to pay costs of design, permitting, construction and all other incidental and related expenses to implement the Non-School Municipal Facilities Plan dated October 1, 2018 and on file with the Office of the Town Clerk which may include, but is not limited to, any or all of the following: 1) a new Department of Public Works building and associated structures on Town-owned land off Spofford Road; 2) expanded COA/Community Center at 4 Middleton Road and 3) an expanded Town Library at 7A Spofford Road, said amount to be expended under the direction of the Permanent Building Committee; and to meet this appropriation, 1) the sum of \$1,050,000 shall be transferred from Free Cash; 2) the sum of \$475,000 shall be transferred from the Library Stabilization Fund created and funded by Article #5 of the May 8, 2018 Annual Town Meeting and that the Library Stabilization Funds be used for the Library construction portion of the project; and 3) the Treasurer with the approval of the Board of Selectmen is authorized to borrow \$23,000,000 pursuant to Chapter 44 of the General Laws, as amended, or pursuant to any other enabling authority and to issue bonds or notes of the Town therefor, and that any premium received 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. 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, also known as Proposition 2½. The Permanent Building Committee is authorized 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. The Board of Selectmen, Council on Aging, and the Board of Library Trustees are authorized to solicit, seek, receive and accept, grants,

donations and reimbursements for this project. This motion failed due to a less than two-thirds majority vote of 437 in favor, 320 opposed.

ARTICLE 6. To transact any other business to legally come before this meeting.

It was moved by Al Vaz, and duly seconded, to dissolve the Special Town Meeting. This motion passed by majority vote.

A true record,

Robin Phelan, Town Clerk