

## ANNUAL TOWN MEETING

May 12, 1992

Voters of the Town of Boxford met at the Masconomet Regional High School Auditorium on Tuesday, May 12, 1992. Moderator DeWitt T. Minich called the meeting to order at 7:35 p.m. Following a tribute to retiring Selectman Robert W. Conroy and a State of the Town message by Finance Committee Chairman Ruth Bortzfield, the meeting continued and the articles of the warrant were disposed of as follows:

**ARTICLE 1.** To see if the Town will vote to transfer from available funds a sum of money to pay bills of charge from prior fiscal years; or take any other action thereon.

1) Invoice for unpaid wages from three former members of the Board of Assessors, \$642.58.

Upon motion made and duly seconded, it was VOTED, by hand count vote, 227 in favor and 45 opposed, to raise and appropriate \$642.58 to fund an invoice for unpaid wages from three former members of the Board of Assessors.

NOTE: Bills of Charge require an 80% vote.

The Finance Committee did not recommend adoption of this Article.

**ARTICLE 2.** To hear and act on the reports of the Town Officers and Committees.

Upon motion made and duly seconded, it was VOTED, by majority voice vote, 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.

**ARTICLE 3.** To see if the Town will vote to accept the provisions of Chapter 44, Section 53F $\frac{1}{2}$  of the Massachusetts General Laws, with respect to the creation of a Roadside Collection Solid Waste and Recycling Enterprise Fund, effective fiscal year 1993, and under the direction of the Board of Health; or take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by majority voice vote, to accept the provisions of Chapter 44, Section 53F $\frac{1}{2}$  of the Massachusetts General Laws, with respect to the creation of a Roadside Collection Solid Waste and Recycling Enterprise Fund, effective fiscal year 1993, and under the direction of the Board of Health.

The Finance Committee recommended adoption of this Article.

**ARTICLE 4.** To see if the Town will vote to set the annual curbside solid waste collection fee at \$0.70 per 32 gallon bag or container (each use), said fee to fund the town wide curbside collection service and related expenses for FY 1993; or take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by majority voice vote, to set the annual curbside solid waste collection fee at \$0.70 per 32 gallon bag or container (each use), said fee to fund the town wide curbside collection service and related expenses for FY 1993.

The Finance Committee recommended adoption of this Article.

**ARTICLE 5.** To see if the Town will vote to raise and appropriate or transfer from available funds the following sums to be expended under the direction of the Board of Health for Roadside Collection of Solid wastes and Recycling:

Expenses-Contract	\$ 90,640
Expenses-Sticker printing	4,000
Expenses-Education/Mailing	<u>1,100</u>
Total	\$ 95,740

and that \$95,740 be raised from Roadside Solid Waste Collection fee receipts; or take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by majority voice vote, to raise \$95,740 from Roadside Waste Collection fee receipts, sums to be expended under the direction of the Board of Health for Roadside Collection of Solid wastes and Recycling:

Expenses-Contract	\$ 90,640
Expenses-Sticker printing	4,000
Expenses-Education/Mailing	<u>1,100</u>
Total	\$ 95,740

The Finance Committee recommended adoption of this Article.

**ARTICLE 6.** To see if the Town will authorize the establishment of a Recycling Revolving Account as authorized by Chapter 44, Section 53E<sup>1/2</sup> of the Massachusetts General Laws, said account to be 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 \$60,000 for Fiscal Year 1993 from said account for the operation and maintenance of the Town Recycling Center; said authorization to be contingent upon the creation of specific recycling fees by the Board of Health for construction and demolition materials, tires and other materials banned from disposal in the landfill; and contingent upon an annual report from the Board of Health to the Town on the total receipts and expenditures of the Account each fiscal year; or take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by majority voice vote, to authorize the establishment of a Recycling Revolving Account as authorized by Chapter 44, Section 53E<sup>1/2</sup> of the Massachusetts General Laws, said account to be 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 \$60,000 for Fiscal Year 1993 from said account for the operation and maintenance of the Town Recycling Center; said authorization to be contingent upon the creation of specific recycling fees by the Board of Health for construction and demolition materials, tires and other materials banned from disposal in the landfill;

and contingent upon an annual report from the Board of Health to the Town on the total receipts and expenditures of the Account each fiscal year.

The Finance Committee recommended adoption of this Article.

**ARTICLE 7.** To see if the Town will vote to amend Article 2 of its General Bylaws by including the following new sections to become effective July 1, 1992:

Section 8. General Requirements of Officers of the Town

2-8-1 All officers of the Town shall turn over all fees collected by them by virtue of their office to the town treasury, with the exception of the fees collected by the Deputy Collector of Taxes, as defined in M.G.L. Chapter 60, Sections 15.10 and 15.11, who shall be allowed to retain certain fees collected as payment for serving in the position; or take any other action thereon.

2-8-2 All offices at the Town Hall and Community Center shall maintain minimum office hours as may be established by the Board of Selectmen; or take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by majority voice vote, to amend Section 2-8-1 by adding the following sentence, "Adoption of this section shall not reflect on the integrity of persons who previously served in town offices where said fees were collected."

Upon motion made and duly seconded, it was VOTED, by unanimous voice vote to amend Article 2 of the Town's General Bylaws by including the following new section to become effective July 1, 1992:

Section 8. General Requirements of Officers of the Town

2-8-1 All officers of the Town shall turn over all fees collected by them by virtue of their office to the town treasury, with the exception of the fees collected by the Deputy Collector of Taxes, as defined in M.G.L. Chapter 60, Sections 15.10 and 15.11, and with the exception of the fees collected by the Constables of the Town, as defined in M.G.L. Chapter 262, Section 8, who shall be allowed to retain certain fees collected as payment for serving in the position. Adoption of this section shall not reflect on the integrity of persons who previously served in town offices where said fees were collected.

Upon motion made, and duly seconded, it was VOTED, by majority voice vote, to amend the motion on this section to read as follows: "All offices at the Town Hall and Community Center, under the jurisdiction of the Board of Selectmen, shall maintain minimum office hours as may be established by the Board of Selectmen."

Upon motion made and duly seconded, it was VOTED, by majority voice vote to amend Article 2 of the Town's General Bylaws by including the following new section to become effective July 1, 1992:

Section 8. General Requirements of Officers of the Town

2-8-2 All offices at the Town Hall and Community Center, under the jurisdiction of the Board of Selectmen, shall maintain minimum office hours as may be established by the Board of Selectmen; or take any other action thereon.

The Finance Committee recommended adoption of this Article.

**ARTICLE 8.** To see if the Town will vote to amend various portions of Article 5 of its Bylaws, known as the Personnel Bylaw, by amending the Position of Outreach Worker in the Classification Plan, of Section 9, "Position Classes: Salary, Wages and Miscellaneous Compensation Schedules" and replacing it with the Classification Plan as submitted by the Personnel Board as printed in this warrant; or take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by majority voice vote, to amend various portions of Article 5 of its bylaws, known as the Personnel Bylaw, by amending the Position of Outreach Worker in the Classification Plan, of Section 9, "Position Classes: Salary, Wages and Miscellaneous Compensation Schedules" and replacing it with the Classification Plan as submitted by the Personnel Board as printed in this warrant. [to read "Office Worker"]

**ARTICLE 9.** 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 use of several departments for fiscal year 1993, to wit: General Government, Finance, Public Safety, Education, Town Maintenance and all other necessary proper expenses during said fiscal year; or take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by unanimous voice vote, to raise and appropriate the sum of \$7,177,915 for use of several departments for fiscal year 1993, to wit: General Government, Finance, Public Safety, Education, Town Maintenance and all other necessary proper expenses during said fiscal year.

The Finance Committee recommended adoption of this Article.

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NOTE: At this time, we anticipate that Article 10 will be offered by the Finance Committee and the Board of Selectmen as a "contingent appropriation." This means that although the appropriation could be approved at the Annual Town Meeting, that appropriation would be fully contingent upon successful passage of a Proposition 2 1/2 override ballot question. Should the override question fail, the appropriation would be rendered null and void.  
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**ARTICLE 10.** To see if the Town will vote to raise and appropriate, the sum of \$130,789 to additionally fund the fiscal year 1993 Elementary School budget; or take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by unanimous voice vote, to raise and appropriate the sum of \$130,789 to additionally fund the fiscal year 1993 Elementary School budget, contingent upon the successful passage of the related override ballot question.

The Finance Committee recommended adoption of this article contingent upon passage of the related override question.

The Moderator allowed a five-minute recess at 9:58 p.m. The meeting was recalled to order at 10:03 p.m.

**ARTICLE 11.** To see if the Town will vote to appropriate from the Wetlands Protection Act fees collected, the sum of \$3,359.00, to offset the fiscal year 1993 Conservation Commission operating budget; or take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by unanimous voice vote, to appropriate from the Wetland Protection Act fees collected, the sum of \$3,359.00, to additionally fund the Conservation Commission/Planning Board office salary and wages account for permanent position, to offset the fiscal year 1993 Conservation Commission operating budget.

The Finance Committee recommended adoption of this Article.

**ARTICLE 12.** To see if the Town will vote to raise and appropriate, or transfer from available funds, the sum of \$7,500 to carry out the fifth year of testing in the five year annual water testing program under the direction of the Board of Health; said funds to be expended under the direction of the Board of Health; or take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by unanimous voice vote, to raise and appropriate the sum of \$7,500 to carry out the fifth year of testing in the five year annual water testing program under the direction of the Board of Health; said funds to be expended under the direction of the Board of Health.

The Finance Committee recommended adoption of this Article.

**ARTICLE 13.** To see if the Town will vote to raise and appropriate, or transfer from available funds the sum of \$12,650 for the support of the Tri-Town Council on Youth and Family Services, Inc.; said funds to be expended under the direction of the Board of Selectmen; or take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by unanimous voice vote, to raise and appropriate the sum of \$12,650 for the support of the Tri-Town Council on Youth and Family Services, Inc.; said funds to be expended under the direction of the Board of Selectmen.

The Finance Committee recommended adoption of this Article.

**ARTICLE 14.** To see if the Town will vote to raise and appropriate, or transfer from available funds, the sum of \$2,400 for the purchase of 1000 feet of  $1\frac{1}{8}$  inch Forestry hose, 500 feet of  $1\frac{3}{4}$  inch Forestry hose, 500 feet of  $1\frac{3}{4}$  inch Initial Attack hose, said funds to be spent under the direction of the Board of Selectmen; or take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by unanimous voice vote, to raise and appropriate the sum of \$2,400 for the purchase of 1000 feet of  $1\frac{1}{8}$  inch Forestry hose, 500 feet of 3 inch Forestry hose, 500 feet of  $1\frac{3}{4}$  inch Initial Attack hose, said funds to be spent under the direction of the Board of Selectmen.

The Finance Committee recommended adoption of this Article.

**ARTICLE 15.** To see if the Town will vote to raise and appropriate or transfer from available funds, the sum of \$20,400 to purchase and equip one police cruiser, and to authorize the Board of Selectmen to trade or dispose of the existing vehicle in any manner which they deem advisable, and to purchase two cruiser-mounted radar units, said funds to be expended under the direction of the Board of Selectmen; or take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by majority voice vote, to raise and appropriate the sum of \$20,400 to purchase and equip one police cruiser,

and to authorize the Board of Selectmen to trade or dispose of the existing vehicle in any manner which they deem advisable, and to purchase two cruiser-mounted radar units, said funds to be expended under the direction of the Board of Selectmen.

The Finance Committee recommended adoption of this Article.

**ARTICLE 16.** To see if the Town will vote to raise and appropriate, or transfer from available funds, the sum of \$5,000, said sum to represent the Town's member share costs in Merrimack Valley Library Consortium, said funds to be expended under the direction of the Trustees of the Boxford Town Libraries; or take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by unanimous voice vote, to raise and appropriate the sum of \$5,000, said sum to represent the Town's member share costs in Merrimack Valley Library Consortium, said funds to be expended under the direction of the Trustees of the Boxford Town Libraries.

The Finance Committee recommended adoption of this Article.

**ARTICLE 17.** To see if the Town will vote to raise and appropriate, or transfer from available funds, the sum of \$750 for the purpose of participation in the Help for Abused Women and their Children (HAWC) program; said funds to be expended under the direction of the Board of Selectmen; or take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by unanimous voice vote, to raise and appropriate the sum of \$750 for the purpose of participation in the Help for Abused Women and their Children (HAWC) program; said funds to be expended under the direction of the Board of Selectmen.

The Finance Committee recommended adoption of this Article.

**ARTICLE 18.** To see if the Town will vote to raise and appropriate, or transfer from available funds, the sum of \$41,500 for the purchase of a new dump truck for the Department of Public Works, and to authorize the Board of Selectmen to trade or dispose of the existing vehicle in any manner which they deem advisable, said funds to be expended under the direction of the Board of Selectmen; or take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by unanimous voice vote, to raise and appropriate the sum of \$41,500 for the purchase of a new dump truck for the Department of Public Works, and to authorize the Board of Selectmen to trade or dispose of the existing vehicle in any manner which they deem advisable, said funds to be expended under the direction of the Board of Selectmen.

**ARTICLE 19.** To see if the Town will vote to raise and appropriate, or transfer from available funds, the sum of \$30,875 to fund the renovations and maintenance of Town buildings, said funds to be expended under the direction of the Board of Selectmen; or take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by unanimous voice vote, to raise and appropriate the sum of \$30,875 to fund the renovations and maintenance of Town buildings, said funds to be expended under the direction of the Board of Selectmen.

**ARTICLE 20.** To see if the Town will vote to raise and appropriate or transfer from available funds, a sum of money to fund the following activities of the Recreation Commission: Fourth of July Parade, \$1,785; Passive Recreation support (trails maintenance, safety crossing signs), \$1,000; said funds to be expended under the direction of the Recreation Commission; or take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by majority voice vote, to raise and appropriate the sum of \$2,785 to fund the following activities of the Recreation Commission: Fourth of July Parade, \$1,785; Passive Recreation support (trails maintenance, safety crossing signs), \$1,000; said funds to be expended under the direction of the Recreation Commission.

The Finance Committee did not recommend adoption of this Article.

**ARTICLE 21.** To see if the Town will vote to raise and appropriate, or transfer from available funds, the sum of \$3000 to fund the purchase of 2 mobile radios for the Fire Department, 1 6-Channel radio for the Fire Department, and 2 1-channel portable radios for the DPW, said funds to be spent under the direction of the Board of Selectmen; or take any other action thereon.

Upon motion made and duly seconded, it was VOTED, by unanimous voice vote, to raise and appropriate the sum of \$3000 to fund the purchase of 2 mobile radios for the Fire Department, 1 6-Channel radio for the Fire Department, and 2 1-channel portable radios for the DPW, said funds to be spent under the direction of the Board of Selectmen.

The Finance Committee recommended adoption of this Article.

Upon motion made and duly seconded, it was VOTED, by majority voice vote, to adjourn the meeting at 10:30 p.m. to a time certain, Wednesday, May 13, at 7:30 p.m. in the Masconomet Regional High School auditorium.

Registered voters attending the meeting were 368.