

**ANNUAL TOWN MEETING
MAY 14, 2002**

Voters of the Town of Boxford met at the Masconomet Regional High School on Tuesday, May 14, 2002. Moderator Gerald R. Johnston called the Town Meeting to order at 7:45 p.m. The Articles of the Warrant were disposed of accordingly. Moderator Johnston presented Citizen Awards to Karen L. Sheridan and Charles E. Killam for many years of volunteer services to the Town of Boxford.

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; or take any other action thereon.

*Upon a motion made and duly seconded, it was **VOTED**, by unanimous voice vote, to receive and place on file the reports of the Town Officers and Committees without ratification.*

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) A **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 **\$20,000** for Fiscal Year 2003 from said account for the operation and maintenance of the Town Recycling Center;
- 2) A **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; to expend funds not to exceed **\$10,000** for Fiscal Year 2003 from said account for the costs to the Town for printing supplies, equipment and reimbursable advertising;
- 3) A **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 both the Boxford Village and West Boxford libraries; and further to allow the Board of Library Trustees to expend fees not to exceed **\$5,000** for fiscal year 2003 from said account for ongoing supplies and maintenance of the copy machines, and purchase of other library supplies;

A **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 further to allow the Conservation Commission, with the written approval of the Selectmen, to expend fees not to exceed \$50,000 for fiscal year 2003 from said account for management of land under Conservation Commission control, and for other Conservation Commission expenses approved by a majority of the Commission;

- 4) A **Highway Safety Revolving Account** under the direction of the Board 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 2003 from said account for the purchase and maintenance of equipment related to highway safety;

or take any other action thereon.

Sponsored 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 revolving accounts as listed in Article 2 of the Warrant and 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 see if the Town will vote to adopt the **Classification Plan and Compensation Plan** for FY 2003, as submitted by the Personnel Board under Chapter 23 of the Town Code; said Classification Plan and Compensation Plan as printed on page 11 of this warrant; or take any other action thereon.

Sponsored by the Personnel Board
Finance Committee recommends adoption of this article

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote, to adopt the Classification Plan and Compensation Plan for FY 2003, as submitted by the Personnel Board under Chapter 23 of the Town Code; said Classification Plan and Compensation Plan as printed on Page 11 of the Warrant.

ARTICLE 4. To see if the Town will vote to **rescind** the action taken on Article 3 of the Annual Town Meeting on May 12, 1992 and thereby terminate, effective July 1, 2002, the **Roadside Collection Solid Waste and Recycling Enterprise Fund** created pursuant to M.G.L. Chapter 44 § 27B½; or to take any other action thereon.

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

Upon a motion made and duly seconded, it was **VOTED**, by a majority voice vote, to rescind the action taken on Article 3 of the Annual Town Meeting on May 12, 1992 and thereby terminate, effective July 1, 2002, **the Roadside Collection Solid Waste and Recycling Enterprise Fund** created pursuant to M.G.L. Chapter 44 § 53F½.

ARTICLE 5. To see if the Town will vote to set the annual curbside solid waste collection fee at **\$2.00** 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

*Upon a motion made and duly seconded, it was **VOTED**, by unanimous voice vote, to set the annual curbside solid waste collection fee at **\$2.00** per 32-gallon bag or container (each use).*

ARTICLE 6. 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 2003, to wit: General Government, Finance, Public Safety, Education, Town Maintenance, Health & Human Services, Culture & Recreation, Insurance & Pensions, 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 by the Finance Committee
Estimate: **\$ 20,564,463.**
The proposed budget is printed on pages 12 & 13 of this warrant

*Upon a motion made and duly seconded, it was **VOTED**, by unanimous voice vote, to raise the sum of \$20,542,466 and transfer \$21,997 from the "Receipts Reserved for Appropriation – Septic Loan Program" for a total appropriation of \$20,564,463 for the use of several departments for fiscal year 2003, to wit: General Government, Finance, Public Safety, Education, Town Maintenance, Health & Human Services, Culture & Recreation, Insurance & Pensions, and all other necessary proper expenses during said fiscal year; and authorize expenditure of these funds under the direction of the appropriate listed department.*

ARTICLE 7. To act upon the list of proposed Capital Purchases for FY 2003 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 the Fiscal Year 2003, and authorize expenditure of these funds under the direction of the appropriate listed department; or take any other action thereon.

Sponsored by the Board of Selectmen
Estimate: **\$ 723,337.**
Finance Committee recommends adoption of this article
Capital Budgeting Committee recommendations are printed on capital budget
The proposed Capital Budget is printed on page 14 of this warrant

Upon a motion made and duly seconded, it was VOTED, by unanimous voice vote, to transfer from free cash the sum of \$718,337 to fund the list of proposed capital purchases as shown on Page 14 of the warrant (with the exception that the DPW Cab & Chassis be reduced to read \$75,000 and the totals to be adjusted accordingly), for the use of several departments for the Fiscal Year 2003, and authorize expenditure of these funds under the direction of the appropriate listed department.

ARTICLE 8. To see if the Town will vote to appropriate \$50,000 in debt acquisition and legal costs, \$3,410,000 in land purchase expense, for a total appropriation of **\$3,460,000**, to enable the Town of Boxford to acquire for Open Space and Conservation purposes, and to accept the deed to the town of fee simple interest or less, a parcel of land known as the **Sawyer-Richardson Property** consisting of 135 acres, more or less, described as portions of parcels 39-1-1; 36-1-2; 40-2-16; 40-1-36; and 40-1-37.1 in the records of the Boxford Assessors, further shown as Lot 4, on a plan of land entitled, "Plan of Land in Boxford, MA, Prepared for Habitech Development, LLC" prepared by Thomas E. Neve Associates, Inc., dated March 22, 2002 on file with the Town Clerk, together with all flowage rights and easements and subject to all well rights and easements; that said land be conveyed to the Town of Boxford under the provisions of Massachusetts General Laws, Chapter 44B and Massachusetts General Laws, Chapter 40 § 8C, as they may hereafter be amended; said land to be managed and controlled by the Boxford Conservation Commission; and that the treasurer, with the approval of the Selectmen, be authorized to issue debt to fund said purchase as follows: \$210,000 to be authorized under Article #37 of the Boxford Annual Town Meeting held May 14, 1997; \$3,250,000 be authorized under the Community Preservation Program for open space land acquisition, pursuant to Massachusetts General Laws, Chapter 44B or any other enabling authority; and to authorize the Conservation Commission and the Board of Selectmen to submit, on behalf of the town, any and all applications deemed necessary for grants and/or reimbursements from the Commonwealth of Massachusetts or the United States under the Self-Help Act (Chapter 132A, § 11) and/or any other state or federal programs including those in aid of conservation land acquisition and to receive and accept such grants or reimbursements for this purpose, and/or any others in any way connected with the scope of this Article, and that the Town and Conservation Commission and Board of Selectmen be authorized to grant a perpetual conservation restriction to be held by the Massachusetts Department of Environmental Management and to enter into all agreements and execute any and all instruments as may be necessary on behalf of the Town of Boxford to affect said purchase; or take any other action thereon.

Sponsored by the Community Preservation Committee, Board of
Selectmen, and Land Committee
Finance Committee recommends adoption of this article
Capital Budgeting Committee Recommendation: "B" High Priority

Note on Article #8: The total purchase price for these 135 acres is \$4.75 million, of which the Town of Boxford's share is \$3.41 million (the Commonwealth of Massachusetts and private donations fund the rest). In addition, of the Town's share, we are approved to be reimbursed \$250,000 through a Self-Help Grant.

Upon a motion made and duly seconded, it was **VOTED**, by a greater than 2/3 voice vote, to appropriate \$50,000 in debt acquisition and legal costs, \$3,410,000 in land purchase expense, for a total appropriation of **\$3,460,000**, to enable the Town of Boxford to acquire for Open Space and Conservation purposes, and to accept the deed to the town of fee simple interest or less, a parcel of land known as the **Sawyer-Richardson Property** consisting of 135 acres, more or less, described as portions of parcels 39-1-1; 36-1-2; 40-2-16; 40-1-36; and 40-1-37.1 in the records of the Boxford Assessors, further shown as Lot 4, on a plan of land entitled, "Plan of Land in Boxford, MA, Prepared for Habitech Development, LLC" prepared by Thomas E. Neve Associates, Inc., dated March 22, 2002 on file with the Town Clerk, together with all flowage rights and easements and subject to all well rights and easements; that said land be conveyed to the Town of Boxford under the provisions of Massachusetts General Laws, Chapter 44B and Massachusetts General Laws, Chapter 40 § 8C, as they may hereafter be amended; said land to be managed and controlled by the Boxford Conservation Commission; and that the treasurer, with the approval of the Selectmen, be authorized to issue debt to fund said purchase as follows: \$210,000 to be authorized under Article #37 of the Boxford Annual Town Meeting held May 14, 1997; \$3,250,000 be authorized under the Community Preservation Program for open space land acquisition, pursuant to Massachusetts General Laws, Chapter 44B or any other enabling authority; and to authorize the Conservation Commission and the Board of Selectmen to submit, on behalf of the town, any and all applications deemed necessary for grants and/or reimbursements from the Commonwealth of Massachusetts or the United States under the Self-Help Act (Chapter 132A, § 11) and/or any other state or federal programs including those in aid of conservation land acquisition and to receive and accept such grants or reimbursements for this purpose, and/or any others in any way connected with the scope of this Article, and that the Town and Conservation Commission and Board of Selectmen be authorized to grant a perpetual conservation restriction to be held by the Massachusetts Department of Environmental Management and to enter into all agreements and execute any and all instruments as may be necessary on behalf of the Town of Boxford to affect said purchase.

ARTICLE 9. To see if the Town will vote to **rescind** the action taken under Article F55 of the Annual Town Meeting, May 9, 2000, which authorized **the purchase of 6± acres known as the Hebb Land** from the Conservation Land Purchase serial bond; or take any other action thereon.

Sponsored by the Conservation Commission
Finance Committee recommends adoption of this article

Upon a motion made and seconded, it was **VOTED**, by unanimous voice vote, to **rescind** the action taken under Article F55 of the Annual Town Meeting, May 9, 2000, which authorized **the purchase of 6± acres known as the Hebb Land** from the Conservation Land Purchase serial bond.

ARTICLE 10. To see if the Town will vote to authorize the Board of Selectmen and the Boxford Town Forest Committee to grant a conservation restriction, on such terms and conditions as they shall determine, to BTA/BOLT, Inc. on the Boxford Town Forest as described in the records of the Boxford Assessors as map 2, block 2, parcel 11 and map 5, block 2, parcel 4, said assessors' map and proposed conservation restriction on file with the Town Clerk, and further to authorize the Board of Selectmen to petition the General Court to authorize the granting of this conservation restriction; or take any other action thereon.

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

Upon a motion made and seconded, it was VOTED, by unanimous voice vote, to authorize the Board of Selectmen and the Boxford Town Forest Committee to grant a conservation restriction, on such terms and conditions as they shall determine, to BTA/BOLT, Inc. on the Boxford Town Forest as described in the records of the Boxford Assessors as map 2, block 2, parcel 11 and map 5, block 2, parcel 4, said assessors' map and proposed conservation restriction on file with the Town Clerk, and further to authorize the Board of Selectmen to petition the General Court to authorize the granting of this conservation restriction.

ARTICLE 11. 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 2003, with each item to be considered a separate appropriation:

Appropriations:

From FY 2002 Open Space Reserve for Sawyer-Richardson Open Space Bond Expense
\$30,000.00

From FY 2003 estimated revenues for Sawyer-Richardson Open Space Bond Expense
\$67,500.00

From FY 2003 estimated revenues for Committee Administrative Expenses
\$15,000.00

Reserves:

From FY 2003 estimated revenues for Historic Resources Reserve
\$60,000.00

From FY 2003 estimated revenues for Community Housing Reserve
\$60,000.00

or take any other action thereon.

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

*Upon a motion made and seconded, it was VOTED, by unanimous 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, debt service, community preservation projects and other expenses in Fiscal Year 2003, with each item to be considered a separate appropriation:*

Appropriations:

*From FY 2002 Open Space Reserve for Sawyer-Richardson Open Space Bond Expense
\$30,000.00*

*From FY 2003 estimated revenues for Sawyer-Richardson Open Space Bond Expense
\$67,500.00*

*From FY 2003 estimated revenues for Committee Administrative Expenses
\$15,000.00*

Reserves:

*From FY 2003 estimated revenues for Historic Resources Reserve
\$60,000.00*

*From FY 2003 estimated revenues for Community Housing Reserve
\$60,000.00*

ARTICLE 12. To see if the Town will vote to raise and appropriate, or transfer from available funds, the sum of **\$3,000** to fund the municipal share of the **Local Cultural Council's Matching Incentive Program** application for a matching grant from the Massachusetts Cultural Arts Council, said funds to be spent under the direction of the Boxford Cultural Arts Council; or take any other action thereon.

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

Upon a motion made and seconded, it was VOTED, by unanimous voice vote, to transfer from free cash the sum of \$3,000 to fund the municipal share of the Local Cultural Council's Matching Incentive Program application for a matching grant from the Massachusetts Cultural Arts Council, said funds to be spent under the direction of the Boxford Cultural Arts Council.

ARTICLE 13. To see if the Town will vote to raise and appropriate, or transfer from available funds, the sum of **\$2,000** for the purpose of participation in the **Help for Abused Women and their Children (HAWC)** program, said funds to be spent under the direction of the Board of Selectmen; or take any other action thereon.

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

Upon a motion made and seconded, it was VOTED, by unanimous voice vote, to transfer from free cash the sum of \$2,000 for the purpose of participation in the Help for Abused Women and their Children (HAWC) program, said funds to be spent under the direction of the Board of Selectmen.

ARTICLE 14. To see if the Town will vote to raise and appropriate, or transfer from available funds, the sum of **\$24,665** for fiscal year 2003 for the support of the **Tri-Town Council on Youth and Family Services, Inc.**, said funds to be spent under the direction of the Board of Selectmen; or take any other action thereon.

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

Upon a motion made and seconded, it was VOTED, by unanimous voice vote, to transfer from free cash the sum of \$24,665 for fiscal year 2003 for the support of the Tri-Town Council on Youth and Family Services, Inc., said funds to be spent under the direction of the Board of Selectmen.

ARTICLE 15. To see if the Town will vote to raise and appropriate, or transfer from available funds, the sum of \$100,000 to partially fund the expected legal costs, expert fees, environmental studies, environmental remediation and any other expenses related to the defense of the town in the pending lawsuit, **Jeffrey A. Walker and Pamela A. Walker v. Town of Boxford and Full Circle Construction, Essex Superior Court, C.A. No. 01-1687A**, said funds to be spent under the direction of the Board of Selectmen; or take any other action thereon.

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

Upon a motion made and seconded, it was VOTED, by unanimous voice vote, to transfer from free cash the sum of \$100,000 to partially fund the expected legal costs, expert fees, environmental studies, environmental remediation and any other expenses related to the defense of the town in the pending lawsuit, Jeffrey A. Walker and Pamela A. Walker v. Town of Boxford and Full Circle Construction, Essex Superior Court, C.A. No. 01-1687A, said funds to be spent under the direction of the Board of Selectmen.

ARTICLE 16. To see if the Town will vote to **accept the following roads** described below, as public ways, including any appurtenant easements and to authorize the Board of Selectmen to acquire any necessary easements by gift; said plans on file with the Town Clerk:

Ashland Road in its entirety, from Station 0+00 to Station 18+17 as shown on a plan entitled, "Subdivision As Built, Village Estates Subdivision, Hickory Lane and Ashland Road", Boxford MA, prepared for Hill & Associates, dated October 1999, by Apple Associates, Inc. and recorded in Essex South Registry of Deeds in Plan Book 290, Plan 65;

Hickory Lane in its entirety, from Station 0+00 to Station 29+35 as shown on a plan entitled, "Subdivision As Built, Village Estates Subdivision, Hickory Lane and Ashland Road", Boxford MA, prepared for Hill & Associates, dated October 1999, by Apple Associates, Inc. and recorded in Essex South Registry of Deeds in Plan Book 290, Plan 65;

Joseph Smith Lane from Station 0+00 to Station 8+43.79 as shown on a plan entitled, "Subdivision As Built, Joseph Smith Lane", Boxford MA, prepared for Town of Boxford, dated January 8, 2002, by Hancock Survey Associates and recorded in Essex South Registry of Deeds in Plan Book 248, Plan 22;

Walker Lane in its entirety, from Station 0+00 to Station 6+71.35 as shown on a plan entitled, "Subdivision As Built, Walker Lane", Boxford MA, prepared for Walker Development Corp., dated November 19, 1997, by Thomas E. Neve Associates and recorded in Essex South Registry of Deeds in Plan Book 324, Plan 21;

Andrews Farm Road in its entirety, from Station 0+00 to Station 18+54.51 as shown on a plan entitled, "Subdivision As Built, Plan of Andrews Farm Subdivision", Boxford MA, prepared for 94 Lockwood Lane Realty Trust, dated April 24, 1995, by Hancock Survey, Inc. and recorded in Essex South Registry of Deeds in Plan Book 307, Plan 20;

Upton Lane in its entirety, from Station 0+00 to Station 5+24.93 as shown on a plan entitled, "Subdivision As Built, Plan of Andrews Farm Subdivision", Boxford MA, prepared for 94 Lockwood Lane Realty Trust, dated April 24, 1995, by Hancock Survey, Inc. and recorded in Essex South Registry of Deeds in Plan Book 307, Plan 20;

Gina Way in its entirety, from Station 0+00 to Station 11+58.27 as shown on a plan entitled, "Subdivision As Built, Wolcott Island Estates at Boxford", Boxford MA, prepared for B.B.M.M. Realty Trust, dated November 6, 1996, by Hancock Survey Associates and recorded in Essex South Registry of Deeds in Plan Book 308, Plan 65;

or take any other action thereon.

Sponsored by Planning Board

*Upon a motion made and seconded, it was **VOTED**, by unanimous voice vote, to accept the roads described and listed in Article 16 of the warrant, as public ways, including any appurtenant easements and to authorize the Board of Selectmen to acquire any necessary easements by gift; said plans on file with the Town Clerk.*

AN AMENDMENT TO ARTICLE 16 was introduced as follows:

To see if the Town will vote to accept the roads described and listed in Article 16 of the warrant, as public ways as written, deleting the Paragraphs starting with Ashland Road, Hickory Lane and Andrews Farm Road, including any appurtenant easements and to authorize the Board of Selectmen to acquire any necessary easements by gift; said plans on file with the Town Clerk.

*Upon a motion made and seconded, it was **VOTED**, by a majority voice vote, to accept the roads described and listed in Article 16 of the warrant, as public ways as written, deleting the Paragraphs starting with Ashland Road, Hickory Lane and Andrews Farm Road, including any appurtenant easements and to authorize the Board of Selectmen to acquire any necessary easements by gift; said plans on file with the Town Clerk.*

ARTICLE 17. To see if the Town will vote to **amend its bylaws**, as codified in the Code of the Town of Boxford, Chapter 150, Smoking, Section 3., "Violations and Penalties", subsection A, which currently reads:

Violations of this section shall be non-criminal in nature, and violators shall be subject to the following fines:

- (1) First Offense: \$25
- (2) Second Offense: \$50
- (3) Third and Subsequent Offense: \$100.

to be amended to read:

A. Violators of this section shall be subject to the following fines:

- (1) First Offense: \$25
- (2) Second Offense: \$50
- (3) Third and Subsequent Offense: \$100.;

or take any other action thereon.

Sponsored by the Board of Selectmen

Upon a motion made and seconded, it was **VOTED**, by a majority voice vote, to amend the Town bylaws, as codified in the Code of the Town of Boxford, Chapter 150, Smoking, Section 3, "Violations and Penalties", subsection A, which currently reads:

A. Violations of this section shall be non-criminal in nature, and violators shall be subject to the following fines:

- (1) First Offense: \$25
- (2) Second Offense: \$50
- (3) Third and Subsequent Offense: \$100.;

to be amended to read:

A. Violators of this section shall be subject to the following fines:

- (1) First Offense: \$25
- (2) Second Offense: \$50
- (3) Third and Subsequent Offense: \$100.;

 NOTE: At this time, we anticipate that Article 18 will be offered as a "contingent appropriation." This means that although the appropriation and building project could be approved at the Annual Town Meeting, that appropriation would be fully contingent upon successful passage of the related proposition 2½ debt exclusion ballot question. Should the ballot question fail at the May 21, 2002 Annual Town Election, the appropriation would be rendered null and void, and the building project could be defeated.

ARTICLE 18. To see if the Town will vote to authorize, appropriate and raise by borrowing or otherwise, the sum of \$4,270,000 for constructing, originally equipping and furnishing a New Town Hall on town owned land off Spofford Road, including site improvements, additional parking facilities and other costs incidental and related to the project, its design, permitting and estimate construction; or take any other action thereon.

110.

Sponsored by the Board of Selectmen
Finance Committee recommends adoption of this article
Capital Budgeting Committee Recommendation: "A" Essential

*Upon a motion made and seconded, it was **VOTED**, by a greater than 2/3 voice vote, that that the sum of \$4,270,000 be hereby appropriated, to be expended at the direction of the Selectmen for constructing, originally equipping and furnishing a **New Town Hall** on town owned land off Spofford Road, including site improvements, additional parking facilities and other costs incidental and related to the project, its design, permitting and ultimate construction, and that to meet this appropriation, the Treasurer, with the approval of the Selectmen, is hereby authorized to borrow said sum under and pursuant to Chapter 44, Section 7, Clause (3) of the General Laws, or any other enabling authority, and to issue bonds or notes of the Town therefore, provided, however, that no sums shall be borrowed or expended hereunder unless and until the Town shall have voted to exclude the amounts necessary to repay any bonds or notes issued hereunder from the limitations imposed by Chapter 59, Section 21C of the General Laws, also known as Proposition 2 ½.*

ARTICLE 19. To see if the Town will vote to appropriate the sum of **\$105,413.96** for **highway maintenance and construction** in accordance with Chapter 53 of the Acts of 1999, as authorized by a contract with the Commonwealth of Massachusetts and executed by the Town on March 24, 2002, funds to be expended under the direction of the Board of Selectmen; or take any other action thereon.

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

*Upon a motion made and seconded, it was **VOTED**, by unanimous voice vote, to appropriate the sum of \$105,413.96 for **highway maintenance and construction** in accordance with Chapter 53 of the Acts of 1999, as authorized by a contract with the Commonwealth of Massachusetts and executed by the Town on March 24, 2002, 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, the sum of **\$10,000** to replenish the Town Unemployment Fund, said funds to be spent under the direction of the Board of Selectmen; or take any other action thereon.

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

*Upon a motion made and seconded, it was **VOTED**, by unanimous voice vote, to transfer from free cash the sum of \$10,000 to replenish the Town Unemployment Fund, said funds to be spent under the direction of the Board of Selectmen.*

ARTICLE 21. To see if the Town will vote to raise and appropriate, or transfer from available funds, the sum of **\$175,000** to fund the **Reserve Fund**, said funds to be spent under the direction of the Finance Committee; or take any other action thereon.

Sponsored by the Finance Committee

*Upon a motion made and seconded, it was **VOTED**, by unanimous voice vote, to transfer from free cash the sum of **\$175,000** to fund the **Reserve Fund**, said funds to be spent under the direction of the Finance Committee.*

ARTICLE 22. To see if the Town will vote to raise and appropriate, or transfer from available funds, the sum of **\$75,000** to fund the **Stabilization Fund**; or take any other action thereon.

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

*Upon a motion made and seconded, it was **VOTED**, by unanimous voice vote, to transfer from free cash the sum of **\$75,000** to fund the **Stabilization Fund**.*

ARTICLE 23. To see if the Town will vote to authorize the Selectmen to petition the Massachusetts Legislature to **change the Town boundary line** between the Towns of Boxford and North Andover in the vicinity of Bradford Street, and to authorize the Selectmen to define the exact location of the new town boundary line. The proposed boundary line being generally as shown on the plan entitled, "Conceptual Plan: Town Boundary Relocation Between the Towns of North Andover and Boxford, Massachusetts" dated February 26, 2002, scale 1"=100', prepared by Huntress Associates, Inc., a copy of which is on file in the office of the Town Clerk, and to authorize the Board of Selectmen to approve amendments to the proposed boundary line which are within the scope of the general public objectives of this petition; or take any other action thereon.

Sponsored by Initiative Petition
Finance Committee recommends adoption of this article

*Upon a motion made and seconded, it was **VOTED**, by a majority voice vote, to authorize the Selectmen to petition the Massachusetts Legislature to **change the Town boundary line** between the Towns of Boxford and North Andover in the vicinity of Bradford Street, and to authorize the Selectmen to define the exact location of the new town boundary line. The proposed boundary line being generally as shown on the plan entitled, "Conceptual Plan: Town Boundary Relocation Between the Towns of North Andover and Boxford, Massachusetts" dated February 26, 2002, scale 1"=100', prepared by Huntress Associates, Inc., a copy of which is on file in the office of the Town Clerk, and to authorize the Board of Selectmen to approve amendments to the proposed boundary line which are within the scope of the general public objectives of this petition.*

AN AMENDMENT TO ARTICLE 23 was introduced to pass over this Article.

*Upon a motion made and seconded, it was **VOTED**, by a majority voice vote, to deny passing over this Article.*

ARTICLE 24. To transact any other business that may legally come before said meeting.

*Upon a motion made and seconded, it was **VOTED**, by unanimous voice vote, to dissolve this Town Meeting at 11:13 p.m.*

Registered voters attending the meeting were 440. Town Clerk Patricia Shields appointed counters and checkers for the meeting.

A true record.

ATTEST:



Patricia Shields
Town Clerk

BORROW:

Article 8 (To purchase Sawyer-Richardson Property)	\$3,460,000.00
Article 18 (To build a New Town Hall - Proposition 2-1/2 Override)	4,270,000.00

TOTAL TO BE BORROWED

\$ 7,730,000.00

APPROPRIATION:

Article 6 General Budget	\$ 20,542,466.00
Article 19 (Highway Maintenance - Chapter 53 of The Acts of 1999)	<u>105,413.96</u>

TOTAL TO BE APPROPRIATED

\$20,647,879.96

TRANSFER:

Article 6 (from Receipts Reserved for Appropriation – Septic Loan Program	\$ 21,997.00
Article 7 (from Free Cash for capital purchases for FY2003)	718,337.00
Article 12 (from Free Cash for Cultural Council's Matching Incentive Program)	
	3,000.00
Article 13 (From Free Cash to HAWC)	2,000.00
Article 14 (From Free Cash to Tri-Town Council)	24,665.00
Article 15 (from Free Cash to partially fund legal costs, Expert fees, environmental studies and Environmental remediation and any other Expenses related to the defense of the town in a pending lawsuit)	100,000.00
Article 20 (from Free Cash to replenish the Town Unemployment Fund)	10,000.00
Article 21 (From Free Cash to The Reserve Fund)	175,000.00
Article 22 (From Free Cash to The Stabilization Fund)	<u>75,000.00</u>

TOTAL TO BE TRANSFERRED

\$ 1,129,999.00