

**Boxford Special Town Meeting
Tuesday, October 23, 2012
Minutes**

Boxford Special Town Meeting was called to order by Moderator Gerald Johnston at 7:08pm. There were 132 voters in attendance.

A quorum being present, the Warrant Articles were disposed of as follows:

ARTICLE 1. To see if the Town will vote to raise and appropriate, or transfer from available funds to amend FY 2013 budget appropriations adopted as Article #4 of the May 8, 2012 Annual Town Meeting and **INCREASE the following department line items** by the amounts listed:

Council on Aging:	\$ 1,200
Recreation Committee	\$ 500
Technology	\$25,000

Or take any other action thereon.

Sponsored and supported by Board of Selectmen
Finance Committee to make recommendation at Town Meeting

Upon a motion made by Peter Perkins and duly seconded, it was voted by majority voice vote to amend the FY 2013 budget appropriations adopted as Article #4 of the May 8, 2012 Annual Town Meeting and **INCREASE the following department line items** by the amounts listed:

Council on Aging:	\$ 1,200
Recreation Committee	\$ 500
Technology	\$25,000

ARTICLE 2. To see if the Town will vote to raise and appropriate, or transfer from available funds, the sum of **\$10,285 to fund the first year of the FY 2013 through FY 2015 Collective Bargaining Agreement between the Town and the Boxford Communication Dispatchers and Police Secretary Employees Association**, funds to be expended under the direction of the Board of Selectmen; or take any other action thereon.

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

Upon a motion made by Selectwoman Mary Anne Nay and duly seconded, it was voted by unanimous voice vote to raise and appropriate, the sum of **\$10,285 to fund the first year of the FY 2013 through FY 2015 Collective Bargaining Agreement between the Town and the Boxford Communication Dispatchers and Police Secretary Employees Association**, funds to be expended under the direction of the Board of Selectmen.

ARTICLE 3. To see if the Town will vote to raise and appropriate, or transfer from available funds, the sum of **\$3,000 to fund an updated actuarial valuation study of the Town's Other Post Employment Benefit liability**, funds to be expended under the direction of the Board of Selectmen; or take any other action thereon.

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

Upon a motion made by Mary Anne Nay and duly seconded, it was voted by unanimous voice vote to transfer from Free Cash, the sum of **\$3,000 to fund an updated actuarial valuation study of the Town's Other Post Employment Benefit liability**, funds to be expended under the direction of the Board of Selectmen.

ARTICLE 4. To see if the Town will vote pursuant to G.L. Chapter 32B, § 20, as amended by Chapter 68, Section 57 of the Acts of 2011, to **designate the Health Care Security Trust (HCST) board of trustees to serve as custodian of the Town's OPEB Trust Fund**; and to authorize the Town Treasurer, with the approval of the Board of Selectmen, to execute and deliver the Custodian and Investment Agreement with HCST; and further to authorize the Town Treasurer to sign checks and wire OPEB Trust Funds to HCST or to the Pension Reserves Investment Trust (PRIT) or as otherwise directed by HCST and to make withdrawals and investments and enter into such agreements and deliver such certificates and other documents as HCST or the PRIT Management Board may direct; to authorize the Town Treasurer to transfer any and all funds that have been, and will in the future be, appropriated for the purpose of meeting the Town's OPEB funding requirement to HCST or PRIT; or take any other action thereon.

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

Upon a motion made by Mary Anne Nay and duly seconded, it was voted by unanimous voice vote pursuant to G.L. Chapter 32B, § 20, as amended by Chapter 68, Section 57 of the Acts of 2011, to **designate the Health Care Security Trust (HCST) board of trustees to serve as custodian of the Town's OPEB Trust Fund**; and to authorize the Town Treasurer, with the approval of the Board of Selectmen, to execute and deliver the Custodian and Investment Agreement with HCST; and further to authorize the Town Treasurer to sign checks and wire OPEB Trust Funds to HCST or to the Pension Reserves Investment Trust (PRIT) or as otherwise directed by HCST and to make withdrawals and investments and enter into such agreements and deliver such certificates and other documents as HCST or the PRIT Management Board may direct; to authorize the Town Treasurer to transfer any and all funds that have been, and will in the future be, appropriated for the purpose of meeting the Town's OPEB funding requirement to HCST or PRIT.

ARTICLE 5. To see if the Town will vote to raise and appropriate, or transfer from available funds, the sum of **\$20,625 to purchase tick control products for resale at cost to Town residents**, funds to be expended under the direction of the Board of Health; or take any other action thereon.

Sponsored and supported by Board of Health
Finance Committee does not recommend adoption of this article
Board of Selectmen recommends adoption of this article

Upon a motion made by Board of Health member Richard Fahrner and duly seconded, it was voted by a hand count of 72 yes, 44 no, to transfer from Free Cash, the sum of **\$19,800 to purchase tick control products for resale at cost to Town residents**, funds to be expended under the direction of the Board of Health.

ARTICLE 6. To see if the Town will authorize the establishment of a revolving account, as authorized by Chapter 44, §53E½ of the Massachusetts General Laws, contingent upon an annual report to the Town of the total receipts and expenditures of each account for each Fiscal Year, for a Tick Control Product Revolving Account, under the direction of the Board of Health, and used for the deposit of fees and receipts collected for tick control products, and, further, to allow the Board of Health, to expend funds not to exceed **\$20,000** for Fiscal Year 2013 from said account for the purchase of tick control products and associated expenses, or take any other action thereon.

Sponsored and supported by Board of Health
Finance Committee does not recommend adoption of this article
Board of Selectmen recommends adoption of this article

Upon a motion made by Richard Fahrner and duly seconded, it was voted by a majority voice vote to authorize the establishment of a revolving account, as authorized by Chapter 44, §53E½ of the Massachusetts General Laws, contingent upon an annual report to the Town of the total receipts and expenditures of each account for each Fiscal Year, for a Tick Control Product Revolving Account, under the direction of the Board of Health, and used for the deposit of fees and receipts collected for tick control products, and, further, to allow the Board of Health, to expend funds not to exceed **\$20,000** for Fiscal Year 2013 from said account for the purchase of tick control products and associated expenses.

ARTICLE 7. To see if the Town will vote to raise and appropriate, or transfer from available funds, the sum of **\$15,000 to fund the engineering, survey and permit expenses and construction costs and any other costs associated with the repair, reconstruction and replacement of the culvert at 585 Main Street,** funds to be expended under the direction of the Board of Selectmen; or take any other action thereon.

Sponsored and supported by Board of Selectmen
Finance Committee recommends adoption of this article
Capital Budgeting Committee to make recommendation at Town Meeting

Upon a motion made by Selectman Charles Killam, and duly seconded, it was voted by unanimous voice vote to transfer from Free Cash, the sum of **\$15,000 to fund the engineering, survey and permit expenses and construction costs and any other costs associated with the repair, reconstruction and replacement of the culvert at 585 Main Street,** funds to be expended under the direction of the Board of Selectmen.

ARTICLE 8. To see if the Town will vote to raise and appropriate, or transfer from available funds, the sum of **\$10,000 to fund the engineering, survey and permit expenses and construction costs and any other costs associated with the repair, reconstruction and replacement of the culvert at 20 Kelsey Road,** funds to be expended under the direction of the Board of Selectmen; or take any other action thereon.

Sponsored and supported by Board of Selectmen
Finance Committee recommends adoption of this article
Capital Budgeting Committee to make recommendation at Town Meeting

Upon a motion made by Charles Killam and duly seconded, it was voted by unanimous voice vote to pass over Article 8.

ARTICLE 9. To see if the Town will vote to raise and appropriate, or transfer from available funds, the sum of **\$38,000 to fund the first phase of engineering, survey and permit expenses and any other costs associated with the design of the repair, reconstruction and replacement of the floor drains at the East Fire Station, 6 Middleton Road and the West Fire Station, 585 Main Street,** funds to be expended under the direction of the Board of Selectmen; or take any other action thereon.

Sponsored and supported by Board of Selectmen
Finance Committee to make recommendation at Town Meeting
Capital Budgeting Committee to make recommendation at Town Meeting
Permanent Building Committee to make recommendation at Town Meeting

Upon a motion made by Charles Killam and duly seconded, it was voted by unanimous voice vote to transfer from Free Cash, the sum of **\$38,000 to fund the first phase of engineering, survey and permit expenses**

and any other costs associated with the design of the repair, reconstruction and replacement of the floor drains at the East Fire Station, 6 Middleton Road and the West Fire Station, 585 Main Street, funds to be expended under the direction of the Board of Selectmen.

ARTICLE 10. To see if the Town will vote to raise and appropriate, or transfer from available funds, the sum of **\$100,000 to purchase, including license fees, consultant expenses and all other costs, and install technology equipment in the Cole and Spofford Schools, including installation of wireless technology,** funds to be expended under the direction of the School Committee; or take any other action thereon.

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

Upon a motion made by School Committee member David Rivers and duly seconded, it was voted by majority voice vote to transfer from Free Cash, the sum of **\$100,000 to purchase, including license fees, consultant expenses and all other costs, and install technology equipment in the Cole and Spofford Schools, including installation of wireless technology,** funds to be expended under the direction of the School Committee.

ARTICLE 11. To see if the Town will vote to raise and appropriate, or transfer from available funds, the sum of **\$200,000 to purchase, including license fees, consultant expenses and all other costs, and install hardware and software technology equipment for municipal technology services, including installation of desktop and server equipment and accessories, and ongoing support, monitoring and technology service,** said funds to be expended under the direction of the Board of Selectmen; or take any other action thereon.

Sponsored and supported by Board of Selectmen
Computer Management Committee recommends adoption of this article
Finance Committee to make recommendation at Town Meeting
Capital Budgeting Committee to make recommendation at Town Meeting

Upon a motion made by Selectman Charles Costello and duly seconded, it was voted by majority voice vote to transfer from Free Cash, the sum of **\$222,000 to purchase, including license fees, consultant expenses and all other costs, and install hardware and software technology equipment for municipal technology services, including installation of desktop and server equipment and accessories, and ongoing support, monitoring and technology service,** said funds to be expended under the direction of the Board of Selectmen.

ARTICLE 12. To see if the Town will vote to amend its Personnel Classification Plan adopted as Article #3 of the May 8, 2012 Annual Town Meeting and **set the compensation for the Plumbing/Gas Inspector at a weekly stipend of \$222 and set the compensation for the Electrical Inspector at a weekly stipend of \$296,** and provide for an hourly rate for both at \$25 per hour for extraordinary hours and/or emergency call back; or take any other action thereon.

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

Upon a motion made by Peter Perkins and duly seconded, it was voted by unanimous voice vote to amend the Personnel Classification Plan adopted as Article #3 of the May 8, 2012 Annual Town Meeting and **set the compensation for the Plumbing/Gas Inspector at a weekly stipend of \$222 and set the compensation for the Electrical Inspector at a weekly stipend of \$296**, and provide for an hourly rate for both at \$25 per hour for extraordinary hours and/or emergency call back.

ARTICLE 13. To see if the Town will vote to raise and appropriate, or transfer from available funds to amend FY 2013 budget appropriations adopted as Article #4 of the May 8, 2012 Annual Town Meeting and **INCREASE the following department line items** by the amounts listed:

Animal Control Officer (to increase the salary of the Animal Control Officer)	\$3,030
Board of Health (to increase the salary of the Director of Public Health)	\$5,130
Council on Aging (to increase the salary of the Director of COA)	\$4,170
Library Salaries (to increase the salary of the Library Director)	\$2,420

Or take any other action thereon.

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

Upon a motion made by Personnel Board Chair Timothy Feeney and duly seconded, it was voted by a hand count of 57 yes, 47 no, to raise and appropriate to amend FY 2013 budget appropriations adopted as Article #4 of the May 8, 2012 Annual Town Meeting and **INCREASE the following department line items** by the amounts listed:

Animal Control Officer (to increase the salary of the Animal Control Officer)	\$3,030
Board of Health (to increase the salary of the Director of Public Health)	\$5,130
Council on Aging (to increase the salary of the Director of COA)	\$4,170
Library Salaries (to increase the salary of the Library Director)	\$2,420

ARTICLE 14. To see if the Town will vote to raise and appropriate, or transfer from available funds, the sum of **\$15,000 to fund engineering and surveying services associated with final closure of the Boxford Sanitary Landfill**, said funds to be expended under the direction of the Board of Health, or take any other action thereon.

Sponsored and supported by Board of Health
Finance Committee recommends adoption of this article
Capital Budgeting Committee to make recommendation at Town Meeting
Board of Selectmen recommends adoption of this article

Upon a motion made by Board of Health member Richard Taylor and duly seconded, it was voted by a unanimous voice vote to transfer from Free Cash, the sum of **\$15,000 to fund engineering and surveying services associated with final closure of the Boxford Sanitary Landfill**, said funds to be expended under the direction of the Board of Health.

ARTICLE 15. To see if the Town will vote to raise and appropriate, or transfer from available funds, the sum of **\$10,000 to fund the demolition and removal of the Town owned structure located at 158 Washington Street (formerly known as the Colby House) and for the construction of parking spaces by the Department of Public Works**, funds to be expended under the direction of the Board of Selectmen; or take any other action thereon.

Sponsored and supported by Board of Selectmen

Finance Committee to make recommendation at Town Meeting
Capital Budgeting Committee to make recommendation at Town Meeting

Upon a motion made by Peter Perkins and duly seconded, it was voted by a greater than two thirds voice vote to transfer from Free Cash, the sum of \$10,000 to fund the demolition and removal of the Town owned structure located at 158 Washington Street (formerly known as the Colby House) and for the construction of parking spaces by the Department of Public Works, funds to be expended under the direction of the Board of Selectmen.

ARTICLE 16. To see if the Town will vote to transfer the care, custody, management, and control of a parcel of Town-owned land, formerly part of the King Edward Court cul-de-sac, encompassing approximately 12,315 square feet and shown as Lot J on a plan entitled "Boxford, Massachusetts Plan of Land Prepared for: John J. & Ellen M. Marks," which plan is on file with the Town Clerk, from the board or officer currently having the care, custody, management and control thereof for its current purpose, to the Board of Selectmen for purpose of conveyance; and to authorize the Board of Selectmen to convey said parcel to John J. Marks and Ellen M. Marks, both of 3 King Edward Court, for the sum of \$1,979 and on such terms and conditions as the Board of Selectmen shall determine to be in the best interest of the Town; and further 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 undertake the purpose of this article; or take any other action thereon.

Sponsored and supported by Planning Board
Board of Selectmen recommends adoption of this article

Upon a motion made by Planning Board member Steve Merriam and duly seconded, it was voted by a greater than two thirds voice vote to allow Attorney Michael Barry, representative of John J. Marks and Ellen M. Marks, to speak.

Upon a motion made by Planning Board member Steve Merriam and duly seconded, it was voted by a greater than two thirds voice vote to transfer the care, custody, management, and control of a parcel of Town-owned land, formerly part of the King Edward Court cul-de-sac, encompassing approximately 12,315 square feet and shown as Lot J on a plan entitled "Boxford, Massachusetts Plan of Land Prepared for: John J. & Ellen M. Marks," which plan is on file with the Town Clerk, from the board or officer currently having the care, custody, management and control thereof for its current purpose, to the Board of Selectmen for purpose of conveyance; and to authorize the Board of Selectmen to convey said parcel to John J. Marks and Ellen M. Marks, both of 3 King Edward Court, for the sum of \$1,979 and on such terms and conditions as the Board of Selectmen shall determine to be in the best interest of the Town; and further 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 undertake the purpose of this article.

ARTICLE 17. To transact any other business to legally come before this meeting.

Upon a motion made by Peter Perkins and duly seconded, it was voted to adjourn Boxford's Special Town Meeting at 9:15pm.

Respectfully submitted,

Robin Phelan

Robin Phelan, Town Clerk