



OFFICE OF THE  
T O W N C L E R K  
TOWN HALL  
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**ANNUAL TOWN MEETING  
May 11, 2009**

After determining that a quorum was present, the Annual Town Meeting was called to order at 7:05 pm by Moderator, Anne Farina. The format of the evening was outlined; the Moderator would accept a motion to recess the Annual Town Meeting and open the Special Town Meeting. Following the adjournment of the Special Town Meeting, a motion would be accepted to reopen the Annual Town Meeting. Upon returning to the business of the Annual Town Meeting, Article 2 would be stated by line item and a motion for unquestioned line items would be made and voted on. Questioned line items would then be considered. Town meeting tellers appointed were Stephen Smith, John Henry, Cheryl Mann and Kim Cushion who were sworn in by Town Clerk, Carol Skerrett. Voter check-in tables were staffed by Ann-Marie Wright and Amy Schembechler.

Announcements included the Memorial Day Parade with a WWII theme and the passing of Deputy Election Warden Jack Butterfield. Eagle Scouts Michael Banville and Jason Biggs were recognized. Michael's project included the construction of Lego tables for the Dana Farber Jimmy Fund Clinic (young cancer patients can play with them while undergoing treatment) and Jason's project included the clearing of a trail off Groton Street that leads to a fishing pond on Unkety Brook and also electronically mapped the trail. Troop 28 was recognized for their continued service of delivering town reports, and Mother's Day breakfast. The Girl Scouts were recognized for their service project where they raised over \$230 to create care baskets for seniors in Dunstable who are unable to leave their homes. Cub Pack 28 created May Day baskets for Senior Citizens, and a Christmas gift collection for needy children via Loaves and Fishes. They also organized a book collection drive for Swallow Union Library and valentine cards for hospitalized seniors.

The American flag was carried by Felix Shen, the Dunstable flag by Wylie Krishnaswany, Color Guards Kyle Walker, Evan Cao, Alex Ushamirsky and Matthew Murch.

Following the Pledge of Allegiance, Town Clerk Carol Skerrett read the greetings; a motion was made and seconded to dispense with the reading of the articles, ending with the closing of the warrant and return of service.

Motion made and seconded to recess the Annual Town Meeting at 7:14 pm.

Majority Vote Required  
Voted in the Affirmative

Following the Special Town Meeting; motion made and seconded to reopen the Annual Town Meeting at 7:37 pm.

Majority Vote Required  
Voted in the Affirmative

**ARTICLE 1.** Motion made and seconded that the Town accept the 2008 Annual Report as printed with the following corrections: Page 51 should read David G. Sweet, Electrical Inspector.

Majority Vote Required  
Voted in the Affirmative

**ARTICLE 2.** Motion made and seconded that the Town raise and appropriate the following sums to defray the expenses for the Town, to fix Salary and Compensation for all elected and appointed Town Officers.

<b>GENERAL GOVERNMENT</b>		
122.000	Selectmen Salaries.....	<b>1,800</b>
122.005	Selectmen Expense.....	<b>5,000</b>
122.006	Selectmen Specialized Legal.....	<b>7,500</b>
131.005	Finance Committee Expense.....	<b>130</b>
132.000	Reserve Account.....	<b>30,000</b>
135.000	Town Accountant Salary.....	<b>27,000</b>
135.001	Town Accountant Clerical.....	<b>6,212</b>
135.005	Town Accountant Expense.....	<b>10,300</b>
135.005	Audit.....	<b>10,000</b>
141.000	Assessor's Salaries.....	<b>900</b>
141.001	Assessor's Associate.....	<b>25,391</b>
141.002	Assessors Clerical.....	<b>12,188</b>
141.005	Assessors Expense.....	<b>6,000</b>
145.000	Treasurer Salary.....	<b>22,240</b>
145.001	Tax Collector Salary Certification.....	<b>1,000</b>
145.005	Treasurer Expense.....	<b>7,500</b>
146.000	Tax Collector Salary.....	<b>22,240</b>
146.005	Tax Collector Expense.....	<b>12,200</b>
151.000	Town Counsel Retainer.....	<b>30,000</b>
160.000	Dog License Program.....	<b>400</b>
161.000	Town Clerk Salary.....	<b>26,225</b>
161.001	Town Clerk Salary Certification.....	<b>1,000</b>
161.005	Town Clerk Expense.....	<b>3,000</b>
162.000	Election and Registration Wages.....	<b>1,000</b>
162.005	Election and Registration Expenses..	<b>4,000</b>

163.000	Registrar Salary.....	225
171.001	Conservation Commission Clerical...	14,838
171.005	Conservation Commission Expense.	1,000
171.006	Conservation Land Fund.....	-
175.001	Planning Board Clerical.....	14,838
175.005	Planning Board Expense.....	1,000
175.006	Planning Board Legal NRLC.....	-
176.005	Zoning Board of Appeals Expense ..	2,000
176.006	Northern Mdlx Council of Gov'ts....	717
192.000	Town Hall Clerical.....	43,344
192.001	Town Hall Caretaker Wages.....	7,500
192.005	Town Hall Expenses .....	30,000
195.000	Town Reports.....	5,000
199.005	Town Engineer.....	15,000
<b>TOTAL GENERAL GOVERNMENT</b>		<b>408,686</b>

<b>PUBLIC SAFETY</b>
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POLICE DEPARTMENT

210.000	Police Chief Salary.....	94,226
210.001	Police Wages.....	503,107
210.005	Police Expenses.....	29,715
210.006	Police Cruiser Expense.....	40,833
210.007	Police Radio Services.....	76,691
210.008	Police Lockup.....	3,500
210.009	Police Cruiser.....	29,412
211.000	Police Station Expense.....	20,379
<b>Subtotal Police</b>		<b>797,864</b>

FIRE DEPARTMENT

220.000	Fire Wages.....	8,500
220.001	Fire Chief Wages.....	16,500
220.005	Fire Expenses.....	24,400
220.007	Fire Dept Training.....	-
220.006	Fire Equipment.....	18,000
<b>Subtotal Fire</b>		<b>67,400</b>

OTHER

232.005	EMS Operating Expenses.....	8,500
241.000	Building Inspector Salary.....	15,298
241.005	Building Inspector Expense .....	1,300
242.000	Gas Inspector Salary.....	1,216

243.000	Plumbing Inspector Salary.....	1,584
245.000	Electrical Inspector Salary.....	3,580
249.001	Animal Inspector Expenses.....	400
291.000	Emergency Management.....	500
292.000	Dog Officer Wages and Expense....	8,500
294.000	Tree Warden Wages and Expense...	12,000
	<b>Subtotal Other Public Safety</b>	<b>52,878</b>
	<b>TOTAL PUBLIC SAFETY</b>	<b>918,142</b>

<b>SCHOOLS</b>
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G.D.R.S.D.

300.001	GDRSD Operating Budget.....	3,954,195
300.002	GDRSD Debt .....	571,158
	<b>Subtotal GDRSD</b>	<b>4,525,353</b>

G.L.R.V.T.S.

300.003	GLRVT Operating Budget.....	159,987
	<b>Subtotal GLRVT</b>	<b>159,987</b>
	<b>TOTAL SCHOOLS</b>	<b>4,685,340</b>

<b>PUBLIC WORKS</b>
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HIGHWAY DEPARTMENT

422.000	Highway Salaries.....	98,420
422.001	Highway Clerical.....	15,231
422.002	Highway Part Time Labor.....	-
422.006	Highway Maintenance.....	27,000
422.007	Highway Machinery Fund.....	32,786
422.008	Highway Lease/Purchase Equipment	12,895
422.009	Highway Brush Removal.....	-
422.010	Highway Sign Maintenance.....	-
422.011	Highway Line Painting.....	-
423.013	Highway Paving.....	15,000
422.014	Highway Brush, Sign, Line Painting.	7,500
423.000	Highway Snow Removal.....	138,795
424.000	Street Lights.....	7,200
	<b>Subtotal Highway Department</b>	<b>354,827</b>

OTHER PUBLIC WORKS

433.000	Transfer Station.....	35,000
433.001	Landfill Expenses.....	2,000
491.000	Cemetery Wages and Supplies.....	11,960

491.001	Cemetery Care of Lots.....	735
491.002	Cemetery Interments.....	-
	<b>Subtotal Other Public Works</b>	<b>49,695</b>
	<b>TOTAL PUBLIC WORKS</b>	<b>404,522</b>

<b>HUMAN SERVICES</b>
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510.002	Nashoba Health Assessment.....	4,760
510.005	Board of Health Expense.....	7,000
522.000	Nursing Services.....	1,646
523.000	Greater Lowell Mental Health.....	400
541.000	Council on Aging.....	5,000
541.005	Council on Aging Transportation....	7,000
543.000	Veterans Agent Salary.....	656
543.002	Veterans Agent Expense.....	500
543.006	Veterans Benefits.....	500
	<b>TOTAL HUMAN SERVICES</b>	<b>27,462</b>

<b>LIBRARY &amp; RECREATION</b>
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610.000	Library Salaries.....	68,972
610.005	Library Expenses.....	61,764
611.000	MVL Consortium Dues.....	10,550
630.000	Cable Television Committee.....	100
631.005	Recreation Department Expense.....	2,500
620.000	Technology.....	1,000
650.000	Parks Department Expense.....	7,680
650.001	Larter Field Maintenance.....	9,320
670.000	Arts Lottery Cultural Council.....	-
691.000	Historical Committee Expense.....	-
692.000	Memorial Day Committee.....	300
693.000	Summer Concert Series.....	-
	<b>TOTAL LIBRARY &amp; RECREATION</b>	<b>162,186</b>

<b>DEBT &amp; INTEREST</b>
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710.000	Long Term Debt.....	292,790
751.000	Long Term Interest.....	93,855
752.000	Short Term Interest.....	10,000
	<b>TOTAL DEBT &amp; INTEREST</b>	<b>396,645</b>

<b>INSURANCE &amp; ASSESSMENTS</b>
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910.000	Disability Insurance Claims.....	-
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911.000	County Retirement.....	162,119
914.000	Group Health Insurance.....	105,000
919.000	FICA.....	16,500
945.000	Property and Liability Insurance.....	67,000

**TOTAL INSURANCE & ASSESSMENTS 350,619**

<b>WATER DEPARTMENT</b>
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061.501	Water Dept. Clerical.....	5,852
061.502	Water Dept. Expense.....	625
061.503	Water Dept. Debt.....	-
061.505	Water Dept. Maintenance.....	43,373

**TOTAL WATER DEPARTMENT 49,850**

**TOTAL LINE ITEMS 7,403,452**

**Line Items Questioned:**

<b>135.000</b>	<b>Town Accountant Salary</b>	<b>27,000.00</b>
<b>195.000</b>	<b>Town Reports</b>	<b>5,000.00</b>
<b>210.000</b>	<b>Police Chief Salary</b>	<b>94,226.00</b>
<b>210.001</b>	<b>Police Wages</b>	<b>503,107.00</b>
<b>210.005</b>	<b>Police Expenses</b>	<b>29,715.00</b>
<b>220.006</b>	<b>Fire Equipment</b>	<b>18,000.00</b>
<b>300.001</b>	<b>GDRSD Operating Budget</b>	<b>3,954,195.00</b>
<b>300.003</b>	<b>GLRVT Operating Budget</b>	<b>159,987.00</b>

Motion made and seconded to raise and appropriate the line items not questioned.

Majority Vote Required  
Voted in the Affirmative

**135.000** *The Advisory Board surveyed salaries for the position of Town Accountant in comparable communities and found it to be in the range of \$22,000 - \$24,000. The Selectmen recommended an additional increase to redefine the position of Town Accountant with grant responsibilities. Motion made and seconded that the Town raise and appropriate the amount of \$27,000.00.*

Majority Vote Required  
Motion Defeated

**195.000** Motion made and seconded that the Town raise and appropriate \$5,000.00 for Town Reports.

Majority Vote Required  
Voted in the Affirmative

**210.000** *Funding of the Quinn Bill was questioned, specifically would the town continue to fund the Quinn Bill in the absence of state funding. Selectmen Alterisio responded in the affirmative, that the town is contractually obligated.* Motion made and seconded that the Town raise and appropriate the sum of \$94,226.00 for Police Chief Salary.

Majority Vote Required  
Voted in the Affirmative

**210.001** Motion made and seconded that the Town raise and appropriate the sum of \$503,107.00 for Police Wages.

Majority Vote Required  
Voted in the Affirmative

**210.005** Motion made and seconded that the Town raise and appropriate the sum of \$29,715.00 for Police Expenses.

Majority Vote Required  
Voted in the Affirmative

**220.006** Motion made and seconded that the Town raise and appropriate the sum of \$18,000.00 for Fire Equipment.

Majority Vote Required  
Voted in the Affirmative

**423.000** Motion made and seconded that the Town raise and appropriate the sum of \$138,795.00 for Highway Snow Removal.

Majority Vote Required  
Voted in the Affirmative

**433.000** Motion made and seconded that the Town raise and appropriate the sum of \$35,000.00 for Transfer Station.

Majority Vote Required  
Voted in the Affirmative

**135.000** Motion made and seconded to raise and appropriate the sum of \$18,723 for Town Account Salary, line item 135.000.

Majority Vote Required  
Voted in the Affirmative

**300.001** GDRSD Operating Budget

*Following a presentation by Jim Frey of the School Committee, the Advisory Board and Board of Selectmen, it was stated by Selectman Chair Walter Alterisio that the Dunstable Advisory Board has developed a budget which recommends level funding of the School District. As a Board of Selectmen, they can appreciate and respect the decision of the School Committee who have the charge to provide the best education opportunity that resources can support; however, the Board of Selectmen supports the Advisory Board's initiative and respectfully requests that town meeting disapprove the certified school committee budget. The School Committee recommends amending the recommended FY2010 budget.*

Motion made and seconded that the Town amend the standing motion on line item 300.001 to \$4,006,243.00 to be appropriated by the Town.

Majority Vote Required  
Motion Defeated

Motion made and seconded to raise and appropriate the original recommended amount of \$3,954,195.00.

Majority Vote Required  
Voted in the Affirmative

*Because the motion was defeated, Dr. Genovese informed the town meeting that the School District does not have a budget. The Budget and Finance subcommittee will now meet to develop a recommendation for the School Committee who will meet and take action. The District can recertify a new budget which will be sent to the towns within 7 days. The Towns will then reconvene at a new town meeting to approve a new budget and if the new budget is not adopted at town meeting, the District can call a District Meeting of both towns to propose and adopt a final budget. A District Meeting could be called under the provisions of MGL Chapter 71, Section 16B.*

**300.003** Motion made and seconded that the Town raise and appropriate the sum of \$159,987.00 for the GLRVT Operating Budget.

Majority Vote Required  
Voted in the Affirmative

**ARTICLE 3.** Motion made and seconded that the Selectmen appoint one Pound Keeper, two Fence Viewers, two Field Drivers and three Surveyors of Lumber for a one year term.

Majority Vote Required  
Voted in the Affirmative



**ARTICLE 4.** Motion made and seconded that the Town accept a gift of land as described in a deed of James C. Stoddard, recorded with the Middlesex North District Registry of Deeds at Book 21647, Page 203.

Majority Vote Required  
Voted in the Affirmative

**ARTICLE 5.** Motion made and seconded to take no action under this article as there are no additional gifts for acceptance.

Majority Vote Required  
Voted in the Affirmative

**ARTICLE 6.** Moderator inquired whether any committees desired to report. There were none. No motion was made.

**ARTICLE 7.** Motion made and seconded that the Town take no action under Article 7, pertaining to unpaid bills.

Majority Vote Required  
Voted in the Affirmative

**ARTICLE 8.** Motion made and seconded that the Town appropriate the sum of One Hundred Thirty Five Thousand Two Hundred Fifty Three Dollars and No Cents (\$135,253.00) for the construction and improvement to town roads of the Acts of 2006 State Reimbursement funds under MGL Chapter 90, Section 34, Clause 127(A).

Majority Vote Required  
Voted in the Affirmative

**ARTICLE 9.** Motion made and seconded that the Town take no action toward appropriating any sum of money for the resurfacing and/or repaving of town roads.

Majority Vote Required  
Voted in the Affirmative

**ARTICLE 10.** Motion made and seconded that the Town establish an account pursuant to the provisions of G.L. Chapter 40, Section 5B, to be known as the Highway Machinery Stabilization Account, for the purpose of appropriating therein and accumulating funds intended for the capital and equipment needs of the Highway Department, and that the Town appropriate by transfer from the Highway Machinery Reserve Fund Account the sum of Ten Thousand Dollars and No Cents (\$10,000.00) to be placed in said account for the coming fiscal year 2010.

Majority Vote Required  
Voted in the Affirmative

**ARTICLE 11.** Motion made and seconded that the Town accept the provisions of Massachusetts General Laws, Chapter 152, Section 69, providing for the applicability of the State Workers Compensation Law to certain town employees.

Majority Vote Required  
Voted in the Affirmative

**ARTICLE 12.** Motion made and seconded that the Town authorize the Tax Collector to impose a \$10.00 charge for each written demand issued by the collector, said amount to be added to and collected as part of the tax, as authorized by Massachusetts General Laws Chapter 60, Section 15 to be effective as of July 1, 2009.

Majority Vote Required  
Voted in the Affirmative

**ARTICLE 13.** Motion made and seconded that the Town appropriate the sum of One Thousand One Hundred Eighty Four (\$1,184.00) Dollars, being the sum collected from annual sales of Christmas Trees harvested from certain conservation lands, to be placed in the Conservation Fund authorized under MGL Chapter 40, Section 8C.

Majority Vote Required  
Voted in the Affirmative

**ARTICLE 14.** Motion made and seconded that the Town borrow, pursuant to Chapter 44 of the General Laws or any other authority, the sum of Two Hundred Eighty Five Thousand (\$285,000.00) Dollars, for the acquisition by purchase or lease of a tanker truck for the Fire Department contingent upon an affirmative vote on the debt exclusion ballot item in the next town election.

Majority Vote Required  
Voted in the Affirmative Unanimously

**ARTICLE 15.** Motion made and seconded that the Town take no action under Article 15, pertaining to tuition at the Minuteman Regional Vocational Technical School in school year 2009-2010.

Majority Vote Required  
Voted in the Affirmative

**ARTICLE 16.** Motion made and seconded that the Town raise and appropriate the sum of Five Thousand Forty (\$5,040.00) Dollars to purchase replacement bullet proof vests for all Dunstable Police Officers.

Majority Vote Required  
Voted in the Affirmative

**ARTICLE 17.** Motion made and seconded that the Town appropriate from the Community Preservation Fund annual revenues in the following amounts as recommended by the Committee for FY2010:

Principal payment, Ferrari Farm note.....	\$80,000.00
Interest on Ferrari Farm note.....	59,300.00
Open Space Reserve.....	32,000.00
Community Housing Reserve.....	32,000.00
Historic Reserve.....	32,000.00
Administrative Expense.....	9,600.00
Balance to Budgeted Reserve.....	70,300.00

Majority Vote Required  
Voted in the Affirmative

**ARTICLE 18.** Motion made and seconded that the Town appropriate or reserve Four Thousand Five Hundred (\$4,500.00) Dollars from the Community Preservation Fund annual revenues for the finalization of the “Center District” and “East District” in the National Register of Historic Places project as detailed in the application approved by the Community Preservation Committee on 3/3/09.

Majority Vote Required  
Voted in the Affirmative

**ARTICLE 19.** Motion made and seconded that the Town take no action under Article 19, pertaining to an appropriation for a Town Hall irrigation water source.

Majority Vote Required  
Voted in the Affirmative

**ARTICLE 20.** Motion made and seconded that the Town take no action under Article 20 pertaining to an appropriation for the inspection of the Woodward Mill Dam. *(The town has received a 1 year waiver from the Commonwealth).*

Majority Vote Required  
Voted in the Affirmative

**ARTICLE 21.** Motion made and seconded that the Town accept the provisions of Chapter 44, Section 53F1/2 of the Massachusetts General Laws establishing the Solid Waste Disposal/Transfer Station as an enterprise fund effective Fiscal Year 2010.

Majority Vote Required  
Voted in the Affirmative

**ARTICLE 22.** Motion made and seconded that the Town transfer from the Transfer Station Revolving Account, the sum of sixteen thousand (\$16,000.00) and no/100 dollars into the newly established Solid Waste Disposal/Transfer Station Enterprise Fund operating account.

Majority Vote Required  
Voted in the Affirmative

*At this point, the Board of Health drew 3 names; these lucky winners will each receive a free set of 2010 Transfer Station sets. Congratulations to Brian Poitras, Susan Tantillo and Andy Riebs.*

**ARTICLE 23.** Motion made and seconded that the Town make arrangements pursuant to Section 121 of Chapter 53 of the General Laws for the Town Caucus of next year, as follows:

- the caucus shall be held on March 30, 2010, at 7:00 pm;
- polls shall close at 8:00 pm;
- suitable ballots in compliance with applicable law shall be provided and used;

and further, that the Selectmen appoint a suitable committee of persons to look into the observance of the caucus in the town and to report to the next convenient town meeting in order to make such recommendations as the committee deems to be in the best interests of the town.

Majority Vote Required  
Voted in the Affirmative

**ARTICLE 24.** I move that the Town vote to amend the following sections of the Dunstable Zoning Bylaw, each separate item (A) through (H) representing a separate proposed amendment:

**(A): Section 6.2. Uses permitted by Special Permit of the Board of Appeals.** Insert the following sentence at the end of the first paragraph: *“Any such referral to the Planning Board shall be accompanied by a Site Plan in accordance with the Rules and Regulations of the Planning Board governing Site Plans, provided the application is subject to Site Plan review pursuant to this bylaw.”*

**(B): Section 6.6. Development Regulation – Open Space Development.** Insert the following sentence at the end of paragraph 6.6.1.: “Such application shall be accompanied by a site plan in accordance with Section 14 of this bylaw and the Rules and Regulations of the Planning Board governing Site Plans and Special Permits”.

**(C): Section 6.7. Uses Permitted by Special Permit of the Planning Board.**

(C1): 6.7.1. Insert the following clause near the end of paragraph 6.7.1., after “...Section 14 of this bylaw, ...: “and the Rules and Regulations of the Planning Board governing Site Plans and Special Permits.”

(C2): Section 6.7.5. Design Requirements. Insert the following clause at the end of 6.7.5. (B): “or open drainage systems complying with the Massachusetts Department of Environmental Protection’s regulations for storm-water management.”

(C3): Section 6.7.10. Submittal and Review Requirements. Insert the following phrase at the end of the first sentence: *“and Site Plans.”*

**(D): Section 7. R-2 General Residence District.** Insert the following clause at the end of Section 7.1(d): “and the Rules and Regulations of the Planning Board governing Site Plans.”

**(E): Section 8. B-1 Retail Business District.** Insert within subsection 8.2.2., after the phrase, “...under Section 14,” the following clause: “and the Rules and Regulations of the Planning Board governing Site Plans”.

**(F): Section 9. B-2 Service Business District.** Insert within subsection 9.3.2., after the phrase, “...the site plans requirements of,” the following clause: “and the Rules and Regulations of the Planning Board governing Site Plans and Special Permits”.

**(G): Section 10. B-3 Expanded Commercial District.** Insert within subsection 10.3. at the end of the first sentence, the following clause: “and the Rules and Regulations of the Planning Board governing Site Plans and Special Permits.”

**(H): Section 11. Development Rules and Regulations for All Districts.** Insert at the end of Section 11.7.2.(a), the following sentence “All shared or common driveways shall conform to the Planning Board’s Rules and Regulations Governing the Subdivision of Land related to common driveways.”

Planning Board approved the amendments during a duly posted public hearing.

2/3 Vote Required

Yes: 147

No: 1

Voted in the Affirmative

## **ARTICLE 25 (Citizen’s Petition).**

Motion made and seconded that the Town of Dunstable’s Zoning Bylaw, and the Zoning Map, by classifying lot 0 Block 41 on Assessor’s Map 12, a/k/a/ 213-215 Pleasant Street, as the “B-2 Service Business District” classification as shown on the map or plan filed with the Planning Board in connection with this ARTICLE 25, but excepting and deleting from that map the following details or elements:

- building details;
- topographical details;
- proposed parking areas and fences;
- 100’ line offset to Salmon Brook;
- reference to westerly abutter, Sweet;

said map as so modified to be incorporated into the Dunstable Zoning Bylaw.

*The Board of Selectmen are not in favor of the proposed zoning change, believing it would set a precedent which is inconsistent with the Master Plan. Respecting the authority of the Planning Board, the Board of Selectmen would present an alternative that would allow the landowner the opportunity to accomplish his objectives but protect the interests of the town should the property be sold to another owner and not subject to an application which by right would be afforded a new owner by a zoning change. An Overlay District could be established in which certain activities would be allowed by Special Permit. Should the activity be abandoned and/or property sold, it would revert*

*back to R1 and available for a new permit consideration. On April 14, the Planning Board by a majority vote at a Public Hearing, voted to not support this article. Karl Huber, Chairman of the Water Commissioners, stated that any applicant would have to abide by the rules and regulations of the Water Supply Protection Bylaw.*

2/3 Vote Required  
Total Votes Counted: 172  
Yes: 111 (115 Votes Required for 2/3 vote)  
Motion Defeated

More than 7 voters immediately questioned the vote. The Moderator called for a recount of the vote and the results of the second count were as follows:

2/3 Vote Required  
Total Votes Counted: 175  
Yes: 115 (117 Votes Required for 2/3 Vote)  
Motion Defeated

**ARTICLE 26.** Motion made and seconded that the Town authorize the Board of Health to enter into and/or extend a contract with any provider of household waste removal services, hazardous or otherwise, public or private, including by such vote the authority to enter into agreements under Massachusetts General Laws, Chapter 40, Section 4 and/or 4A, or any other provisions of law, and the authority in behalf of said Board of Health to determine terms and provisions of any such agreements, the costs of such services to be defrayed pursuant to an appropriation madder under Article 2 of this warrant, budget line items 433.000 and 433.001.

Majority Vote Required  
Voted in the Affirmative

**ARTICLE 27.** Motion made and seconded that the Town, in accordance with MGL Chapter 40, Section 4A, authorize the Board of Health to enter into an Inter-Municipal agreement with one or more other governmental units to provide public health services which the Board of Health is authorized to perform, in accordance with an Inter-Municipal Mutual Aid Agreement to be entered into between the Town and various governmental units, the costs of such services to be defrayed pursuant to an appropriation made under Article 2 of this warrant, budget line item #510.005.

Majority Vote Required  
Voted in the Affirmative

**ARTICLE 28.** Motion made and seconded that the Town authorize the use of a revolving fund for the next fiscal year pursuant to the authority of Section 53E1/2 of Chapter 44 of the General Laws, as established under Chapter 275 of the Acts of 1990, to be administered and expended by the Cemetery Commission for the operation and maintenance of the cemetery including the payment of wages or salaries of employees of such facility who are not full time employees of the Town, such fund to be funded by receipts collected from sale of lots, interment fees and other such pertinent fees appertaining to the cemetery, the maximum dollar limit to be expended from such fund during the next fiscal year will be \$20,000.00, and further, that the sum of five thousand

eight hundred fifty (\$5,850.00) and no/100 Dollars be transferred from the present Sale of Cemetery Lots Account into the revolving account hereby established.

Majority Vote Required  
Voted in the Affirmative

**ARTICLE 29.** Motion made and seconded that the Town take no action under Article 29, pertaining to a revolving account for the Board of Health to operate the Transfer Station.

Majority Vote Required  
Voted in the Affirmative

**ARTICLE 30.** Motion made and seconded that the Town authorize the Board of Selectmen to enter into and/or extend a contract with any provider of dispatch and related services, public or private, including by such vote the authority to enter into agreements under Massachusetts General Laws, Chapter 40, Section 4 and/or 4A, or any other provisions of law and the authority in behalf of said Board of Selectmen to determine terms and provisions of any such agreements the costs of such services to be defrayed pursuant to an appropriation made under Article 2 of this warrant, budget line #210.007.

Majority Vote Required  
Voted in the Affirmative

**ARTICLE 31.** Motion made and seconded that the Town authorize the use of a revolving fund for the next fiscal year pursuant to the authority of Section 53E1/2 of Chapter 44 of the General Laws, as established under Chapter 275 of the Acts of 1990, to be administered and expended by the Planning Board for engineering services and supervisory services related to subdivisions, special permits and site plans including the payment of wages or salaries of employees of the Town Engineer or any other engineering firm engaged by the Planning Board, who are not full time employees of the Town, such fund to be funded by receipts collected from engineering fees, and any other such permit fees appertaining to development of land as detailed by the Planning Board in their rules and regulations for subdivisions, the maximum dollar limit to be expended from such fund during the next fiscal year will be \$30,000.00.

Majority Vote Required  
Voted in the Affirmative

**ARTICLE 32.** Motion made and seconded that the Town authorize the use of a revolving fund for the next fiscal year pursuant to the authority of Section 53E1/2 of Chapter 44 of the General Laws, as established under Chapter 275 of the Acts of 1990, to be administered and expended by the Recreation Committee for repairs, maintenance, and/or improvements to town recreational sites (including Town Field, Larter Field, tennis courts, and any other facility under Recreation purview) such fund to be funded by donations, fund raising efforts, grants, and receipts for usage permits, etc. the maximum dollar limit to be expended from such fund during the next fiscal year will be \$20,000.00.

Majority Vote Required  
Voted in the Affirmative

**ARTICLE 33.** Motion made and seconded that the Town authorize the use of a revolving fund for the next fiscal year pursuant to the authority of Section 53E1/2 of Chapter 44 of the General Laws, as established under Chapter 275 of the Acts of 1990, to be administered and expended by the Council on Aging for van transportation and miscellaneous transportation costs, etc. such fund to be funded by donations, fund raising efforts, grants, and receipts from usage fees, etc., the maximum dollar limit to be expended from such fund during the next fiscal year will be \$7,000.00.

Majority Vote Required  
Voted in the Affirmative

**ARTICLE 34.** Motion made and seconded that the Town raise and appropriate \$10,000.00 for the Stabilization Fund, which was established in accordance with Section 5B of Chapter 40 of the General Laws.

Majority Vote Required  
Voted in the Affirmative

**ARTICLE 35.** Motion made and seconded that the Town allow the Board of Assessors to use \$97,024.00 Free Cash in the Treasurer's hands for the purpose of reducing the Tax Levy of 2010.

Majority Vote Required  
Voted in the Affirmative

Motion made and seconded to have the Town Clerk dispense reading the record of the Annual Town Meeting.

Majority Vote Required  
Voted in the Affirmative

Motion made and seconded to adjourn the Annual Town Meeting at 11:27 pm.

Majority Vote Required  
Voted in the Affirmative

**Quorum Certificate**

In accordance with The Town of Dunstable's Town Meetings, Town Elections & Records Bylaw, I hereby certify that the quorum for an Annual or Special Town Meeting is 50 registered voters of the Town of Dunstable. Total number of voters checked in at the Annual Town Meeting of May 11, 2009: 237

Respectfully submitted,

Carol A. Skerrett  
Town Clerk, CMMC