

WARRANT FOR THE SPECIAL TOWN MEETING

November 5, 2018

COMMONWEALTH OF MASSACHUSETTS

WORCESTER: SS

BOYLSTON

To either of the Constables of the Town of Boylston in the County of Worcester within the Commonwealth aforesaid:

GREETING:

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify the inhabitants of the Town of Boylston aforesaid, qualified to vote in elections and Town affairs, to meet at the

SPECIAL TOWN MEETING on Monday the fifth (5th) day of November, 2018 AD, at seven o'clock (7:00) P.M., at the Tahanto Regional High School Auditorium, 1001 Main Street, Boylston, MA, to take any action relative to the business of the Town as set forth in Articles one (1) through (11) of this warrant; and if necessary, at its adjournment which shall be Tuesday, the sixth (6th) day of November 2018 AD at seven o'clock (7:00) P.M. at the Tahanto Regional High School Auditorium;

Voters of the Town of Boylston, Massachusetts, met in the auditorium of the Tahanto Regional High School according to legal notice on November 5, 2018. With 82 registered voters, Selectmen James Wood, James Underwood and Michael May were present. Also, present were Town Administrator, April Steward, Town Counsel Stephen Madaus, and Town Clerk Lisa J. Johnson. Dennis Pojani, Moderator called the meeting to order at 7:00 pm. Mr. Pojani stated we had the required quorum present, Calling of the meeting and officer's return of service are in order as required. He set the bounds of the hall and introduced the Town officials. The Pledge of Allegiance was said.

ARTICLE 1: To see if the Town will vote to accept as a public way Pine Hill Drive, as laid out heretofore by the Board of Selectmen and according to the boundaries and measurements shown on a plan entitled "Acceptance Plan of Pine Hill Drive", dated July 12, 2018, prepared by Thompson-Liston Associates, Inc., and on file at the office of the Town Clerk, and to authorize the Board of Selectmen to acquire on behalf of the Town by purchase, gift, or taking by eminent domain an easement for public street purposes in said way and to acquire any other necessary easements, including drainage easements as shown on the plan, sufficient to use said way for all purposes for which public ways are used in the Town of Boylston; or act in any other way thereon.

MOTION was made by Mr. Underwood, seconded by Mr. Wood, to accept this article as read. Planning Board recommends approval. Vote was taken on MOTION. MOTION passes unanimously.

ARTICLE 2: To see if the Town will vote to accept as a public way Nature's View Way, as laid out heretofore by the Board of Selectmen and according to the boundaries and measurements shown on a plan entitled "Plan of Acceptance of Nature's View Way", dated August 17, 2018, prepared by WDA Design Group, and on file at the office of the Tow Clerk, and to authorize the Board of Selectmen to acquire on behalf of the Town by purchase, gift, or taking by eminent domain an easement for public street purposes in said way and to acquire any other necessary easements, including drainage easements as shown on the plan, sufficient to use said way for all purposes for which public ways are used in the Town of Boylston; or act in any other way thereon.

MOTION was made by Mr. May, seconded by Mr. Wood, to accept this article as read. Planning Board recommends approval. Vote taken on MOTION. MOTION passes unanimously.

ARTICLE 3: To see if the Town will vote to transfer from available funds in the Treasury obtained from the sale of real estate and appropriate a sum not to exceed \$50,000 for the purpose of purchasing a new, 4-wheel drive pickup truck for the Fire Department; or act in any other way thereon.

MOTION made by Chief Flanagan, seconded by Mr. Wood. Chief Flanagan explained the need for a new truck. Finance Committee recommends approval. Money from sale of town owned land to pay for truck. Comment from Wayne McNeil, Board of Assessors: Not happy to see these articles for spending money on STM warrant from free cash. He feels we are circumventing the budget process unless it is a serious dire emergency need. Mr. Underwood clarified that the money from the sale of town owned land cannot go into the General Fund. Mr. Butler, Finance Committee, was initially not in favor until the amount of free cash was certified. Bill Manter stated we need to take care of our departments more and to move the question to vote with second from audience member. Vote taken and passed unanimously to move question. Vote taken on MOTION. MOTION passes unanimously.

ARTICLE 4: To see if the Town will vote to transfer from available funds in the Ambulance Receipts Reserved Account and appropriate a sum of \$30,000 for the purposes of acquiring two Stryker Power Cot stretchers for the Fire Department, or act in any other way thereon.

MOTION was made by Chief Flanagan to accept this article as read, seconded by Dave Butler. Finance Committee recommends approval. Chief Flanagan explained what the Stryker Power Cot is and the need for such. Vote taken on MOTION. MOTION passes with a majority vote.

ARTICLE 5: To see if the Town will vote to transfer from available funds in the Treasury and appropriate a sum not to exceed \$43,750.00 for the purpose of purchasing and implementing Life-scan fingerprinting equipment for the Police Department, or act in any other way thereon.

MOTION was made by Mr. Wood to accept this article as read, seconded by Mr. May. Finance committee recommends approval. Police Chief explained the need for this equipment. Vote taken on MOTION. MOTION passes with a majority vote.

ARTICLE 6: To see if the Town will vote to transfer from available funds in the Treasury obtained from the sale of real estate and appropriate a sum not to exceed \$215,000 for the purpose of purchasing a new Dump Truck/Sander/Plow for the Highway Department to replace the 2004 Sterling Dump Truck; or act in any other way thereon.

MOTION made by Steve Mero, Highway Superintendent, to accept this article as read, seconded by Mr. Wood. Mr. Mero explained the need for this new equipment and that over \$30K has already been spent on repairs to the current one and more repairs are needed. Finance Committee recommends approval. Vote taken on MOTION. MOTION passes with a majority vote.

ARTICLE 7: To see if the Town will vote to authorize the following amendment to APPENDIX I – APPORTIONMENT OF CHAPTER 70 AND REGIONAL TRANSPORTATION AID of the Berlin-Boylston Regional Agreement:

delete the following:

Regional Transportation Aid

Regional Transportation Aid shall be allocated its share of aid, based on its relative share of in-district students, according the following formula:

Boylston Elementary: $71AID = BORE / (BORE + BMFE + BBRE)$

Berlin Elementary: $71AID = BERE / (BORE + BMFE + BBRE)$

Berlin-Boylston Middle-High School: $71AID = BBRE / (BORE + BBFE + BBRE)$

and insert in lieu thereof the following:

Regional Transportation Aid

Regional Transportation Aid shall be allocated its share of aid, based on its relative share of in-district students, according the following formula:

Boylston Elementary: $71AID = BORE / (BORE + BMRE + BBRE)$

Berlin Memorial: $71AID = BMRE / (BORE + BMRE + BBRE)$

Berlin-Boylston Middle-High School: $71AID = BBRE / (BORE + BMRE + BBRE)$;

or act in any other way thereon.

MOTION made by Lorie Martiska to accept as read, seconded by Mr. Underwood. Lorie explained this is to correct typeographical errors with no difference in formulas for proportional amounts. Vote taken on MOTION. MOTION passes unanimously.

ARTICLE 8: To see if the Town will vote to accept Section 23D of Chapter 39 of the general laws, to be applicable for any board, committee or commission of the Town when holding an adjudicatory hearing, including but not limited to the Conservation Commission, the Earth Removal Board, the Board of Health, the Planning Board, the Zoning Board of Appeals, and the Board of Selectmen, whereby a member of any such municipal board, committee or commission shall not be disqualified from voting on a matter solely due to the member's absence from no more than a single session of the hearing at which testimony or other evidence is received, provided that, before any such vote the member shall certify in writing that he has examined all evidence received at the missed session, which evidence shall include an audio or video recording of the missed session or a transcript thereof; or act in any other way thereon.

MOTION made by Mr. May to accept as read, seconded by Mr. Wood. Mr. May explained the need for this change. Vote taken on MOTION. MOTION passes with a majority vote.

MOTION was made to adjourn this meeting with all business completed, seconded. Vote taken on the MOTION.
MOTION passed unanimously.

Meeting adjourned at 7:33PM.

Respectfully Submitted,

Lisa J. Johnson

Boylston Town Clerk