

OFFICE OF THE TOWN CLERK TOWN HALL 511 MAIN STREET DUNSTABLE, MA 01827-1313 (978) 649-4514 x222 FAX (978) 649-4371 CSkerrett@dunstable-ma.gov

ANNUAL TOWN MEETING MAY 8, 2017

After determining that a quorum was present, the Annual Town Meeting was called to order at 7:04 pm by Moderator, Robert Nelson. The Tellers who included Geoff Neiley, Bettina Vlcek, Joseph Vlcek and John Callahan were sworn in by Town Clerk. The check-in table was staffed by Ann-Marie Wright and Mary Dow. The Pledge of Allegiance was led by members of the Boy Scouts, Cub Scouts and Girl Scouts.

Town Clerk Carol Skerrett read the greetings; a motion was made and seconded to dispense with the reading of the articles (voted in the affirmative), ending with the closing of the warrant and return of service.

Article 1. Motion made and seconded that the Town accept the 2016 Annual Town Report as printed.

ADVISORY BOARD AND BOARD OF SELECTMEN recommend support of this Article.

The dedication of George Tully in the Annual Town Report was mentioned by Selectman Dan Devlin. Joe Vlcek issued a brief report on the Master Plan update encouraging people to attend their meetings the third Tuesday of every month.

FISCAL YEAR 2017

Article 2. Motion made and seconded that the Town take no action (*supplemental appropriations*)

ADVISORY BOARD AND BOARD OF SELECTMEN recommend support of this Article (to take no action).

Majority Vote Required Voted in the Affirmative

Article 3. Motion made and seconded that the Town take no action (*free cash*).

ADVISORY BOARD AND BOARD OF SELECTMEN recommend support of this Article (to take no action).

Majority Vote Required Voted in the Affirmative

Motion made and seconded to recess the Annual Town Meeting until such time as the Special Town Meeting is recessed, adjourned or dissolved.

Majority Vote Required Voted in the Affirmative

Returning to the Annual Town Meeting -

Article 4. Motion made and seconded that the Town take no action (FY17 2017 transfers).

ADVISORY BOARD AND BOARD OF SELECTMEN recommend support of this Article (to take no action).

Majority Vote Required Voted in the Affirmative

Article 5. Motion made and seconded that the Town take no action (reserve fund).

ADVISORY BOARD AND BOARD OF SELECTMEN recommend support of this Article (to take no action).

Majority Vote Required Voted in the Affirmative

Article 6. Motion made and seconded that the Town take no action (*Community Preservation Committee Recommended Transfers*).

ADVISORY BOARD AND BOARD OF SELECTMEN recommend support of this Article (to take no action).

Article 7. Motion made and seconded that the Town take no action (*transfer for repair water enterprise fund*).

ADVISORY BOARD AND BOARD OF SELECTMEN recommend support of this Article (to take no action).

Majority Vote Required Voted in the Affirmative

Article 8. Motion made and seconded that the Town fix the salaries of the elected officers of the Town pursuant to Massachusetts General Laws Chapter 41, Section 108 for Fiscal Year 2018, beginning July 1, 2017, as follows:

Selectmen – Chairman	\$600
Member	\$600
Member	\$600
Assessors – Chairman	\$300
Member	\$300
Member	\$300
Town Clerk	\$33,167

Majority Vote Required Voted in the Affirmative

Article 9. Motion made and seconded that the Town take no action *(collective bargaining agreement).*

ADVISORY BOARD AND BOARD OF SELECTMEN recommend support of this Article (to take no action).

Article 10. Motion made and seconded that the Town raise and appropriate \$9,989,087 to fund the various departments, boards, committees, commissions, and other operating expenses of the Town for Fiscal Year 2018, beginning July 1, 2017, in the sums listed at lines 1 through 81 in the printed budget.

General Government		
Town Administrator - 120		0
Salaries	77,500	
Operations	3,300	
Selectmen – 122		
Salaries	1,800	
Operations	17,235	
Fincom - 131	150	
December 122	25.000	
Reserve Account – 132	35,000	
Accountant - 135		
Salaries	32,375	
Operations	19,300	
A		
Assessors - 141		
Salaries	43,560	
Operations	11,195	
Treasurer - 145		
Salaries	61,966	
Operations	21,917	
Town Legal Professional - 151	30,000	
Dog Program – 160	550	
Town Clerk - 161		
Salaries	34,167	
Operations	3,750	
Elections – 162		
Salaries	1,500	
Operations	7,000	
operations .	7,000	
Registrar - 163	225	

Conservation - 171		
Salaries	16,551	
Operations	1,405	
Planning Board - 175		
Salaries	16,551	
Operations	1,000	
Zoning Board - 176		
Salaries	0	
Operations	1,500	
Town Hall - 192		
Salaries	47,140	
Operations	44,000	
Town Reports – 195	3,500	
Town Engineer – 199	12,000	-
TOTAL GENERAL GOVERNMENT	546,137	
Salaries	333,335	
Operations	212,802	
Public Safety		
Police Department - 210		
Salaries	810,221	
Operations	230,890	
Fire Department - 220		
Fire Department - 220 Salaries	109,667	
	109,667 78,462	
Salaries Operations		
Salaries Operations Building Inspector - 241	78,462	
Salaries Operations Building Inspector - 241		
Salaries Operations Building Inspector - 241 Salaries Operations	78,462 25,974	
Salaries Operations Building Inspector - 241 Salaries Operations Gas Inspector - 242	78,462 25,974 1,500 2,750	
Salaries Operations Building Inspector - 241 Salaries	78,462 25,974 1,500	

Emergency Management – 291	5,500
Dog Officer - 292	11,570
	11,570
Forestry Public Works – 294	16,650
-	
TOTAL PUBLIC SAFETY	1,307,934
Salaries	973,232
Operations	334,702
Schools	
GDRSD - 300	
District	5,587,269
Debt	362,377
GLRVTS - 300	
High School	141,898
Debt	37,702
2001	37,702
Essex - 300	
Tuition	16,646
Transportation	36,000
TOTAL REGIONAL & VOCATIONAL	6,181,892
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Public Works	
Highway Department - 422	100 105
Salaries	183,487
Operations	201,700
Snow Removal - 423	
Salaries	54,539
Operations	229,710
Street Lights – 424	8,100
Transfer Station – 433	
Salaries	17,395
Operations	46,550
operations.	10,330
Cemetery - 491	
Salaries	11,016
Operations	4,600

TOTAL PUBLIC WORKS	757,098
Salaries	266,438
Operations	490,660
Human Services	
Board of Health - 510	
Salaries	8,799
Operations	9,750
Town Nurse Assessment - 522	3,224
Mental Health Assessment - 523	2,400
Council on Aging - 541	
Salaries	12,345
Operations	11,750
Veterans Affairs - 543	
Salaries	5,469
Operations	34,746
TOTAL HUMAN SERVICES	88,483
Salaries	26,613
Operations	61,870
Library, Parks and Recreation	
Library Operations - 610	
Salaries	88,525
Operations	57,134
Library Consortium and Other - 611	13,300
Technical Expense and Other - 620	25,750
Recreation Department - 631	2,100
Parks Department – 650	51,000
Memorial Day Committee – 692	700
TOTAL LIBRARY AND RECREATION	238,509
Salaries	88,525
Operations	149,984

Debt and Interest	
Long Term Debt – 710	230,000
Long Term Interest – 715	27,840
Temporary Loan Interest – 725	3,255
TOTAL DEBT AND INTEREST	261,095
Insurance and Assessments	
County Retirement System – 911	206,969
Group Health Insurance – 914	267,000
FICA Town Share – 919	23,970
Did-Wililaria out	110,000
Bldg./Vehicle Liab. Ins. – 945	110,000
TOTAL INSURANCE & ASSESSMENTS	607,939
TO THE MICE WINDS WINDS WINDS	001,707
TOTAL BUDGET FOR THE FISCAL YEAR	9,989,087

Questioned line items:

Line 1 – Town Administrator Salaries	\$77,500
Line 11 – Treasurer Salaries	61,966
Line 15 – Town Clerk Salaries	34,167
Line 20 – Conservation Salaries	16,551
Line 22 – Planning Board Salaries	16,551
Line 32 – Fire Department Salaries	78,462
Line 49 – Essex Agricultural Transportation	36,000
Line 59 – Board of Health Salaries	
Line 64 – Council on Aging Salaries	12,345
Line 73 – Parks Department	51,000

Motion made and seconded to approve the budget as presented minus those items in the line items questioned, listed.

After discussion of questioned line items, a motion was made and seconded to approve the questioned items as follows:	
Line 1 – Town Administrator Sala	ries\$77,500
Line 11 – Treasurer Salaries	Majority Vote Required Voted in the Affirmative \$61,966
	Majority Vote Required Voted in the Affirmative
Line 15 – Town Clerk Salaries	,\$34,167
	Majority Vote Required Voted in the Affirmative
Line 20 – Conservation Salaries	,\$16,551
	Majority Vote Required Voted in the Affirmative
Line 22 – Planning Board Salaries.	\$16,551
	Majority Vote Required Voted in the Affirmative
Line 32 – Fire Department Salaries	\$\$78,462
	Majority Vote Required Voted in the Affirmative
Line 49 – Essex Agricultural Trans	portation\$36,000
	Majority Vote Required Voted in the Affirmative
Line 59 – Board of Health Salaries.	\$8,799
	Majority Vote Required Voted in the Affirmative
Line 64 – Council on Aging Salaries	\$12,345
	Majority Vote Required Voted in the Affirmative

Line 73 – Parks Department.....\$51,000

Majority Vote Required Voted in the Affirmative

Article 11. Motion made and seconded that the Town appropriate \$178,310 from the proceeds due to the Town under the provisions of Massachusetts General Law Chapter 90 for the purposes relative to such funds under applicable law.

ADVISORY BOARD AND BOARD OF SELECTMEN recommend support of this Article (to take no action).

Majority Vote Required Voted in the Affirmative

Article 12. Motion made and seconded that the Town take no action (transfer to Stabilization).

ADVISORY BOARD AND BOARD OF SELECTMEN recommend support of this Article (to take no action).

Majority Vote Required Voted in the Affirmative

Article 13. Motion made and seconded that the Town appropriate \$190,000 to be expended by the Board of Water Commissioners for engineering costs associated with the replacement of the Town water system's hydropneumatic tanks and engineering costs associated with repairs to the Town well site, and to meet this appropriation, authorize the Town Treasurer, with the approval of the Board of Selectmen, to issue any bonds or notes that may be necessary for said purpose, provided that this appropriation and debt authorization shall be contingent upon an affirmative vote on a Proposition 2 ½ debt exclusion referendum.

ADVISORY BOARD AND BOARD OF SELECTMEN recommend support of this Article.

2/3 Vote Required
Yes: 132
No: 7
Voted in the Affirmative

Article 14. Motion made and seconded that the Town appropriate \$365,000 to be expended by the Board of Selectmen for the purchase of a new Engine 2 for the Fire Department, and to meet this appropriation, authorize the Town Treasurer, with the approval of the Board of Selectmen, to issue any bonds or notes that may be necessary for said purpose, provided that this appropriation and debt authorization shall be contingent, upon an affirmative vote on a Proposition 2 ½ debt exclusion referendum.

ADVISORY BOARD AND BOARD OF SELECTMEN recommend support of this Article.

2/3 Vote Required Voted in the Affirmative Unanimously

Article 15. Motion made and seconded that the Town appropriate \$165,000 to be expended by the Board of Road Commissioners for the purchase of a new Plow/Sander truck for the Highway Department, and to meet this appropriation, authorize the Town Treasurer, with the approval of the Board of Selectmen, to issue any bonds or notes that may be necessary for said purpose, provided that this appropriation and debt authorization shall be contingent, upon an affirmative vote on a Proposition 2 ½ debt exclusion referendum.

ADVISORY BOARD AND BOARD OF SELECTMEN recommend support of this Article.

2/3 Vote Required Voted in the Affirmative Unanimously

Article 16. Motion made and seconded that the Town appropriate \$70,000 to be expended by the Board of Selectmen for engineering costs associated with the construction of a sidewalk from High Street to Highland Street, and to meet this appropriation, authorize the Town Treasurer, with the approval of the Board of Selectmen, to issue any bonds or notes that may be necessary for said purpose, provided that this appropriation and debt authorization shall be contingent, however, upon an affirmative vote on a Proposition 2 ½ debt exclusion referendum.

ADVISORY BOARD AND BOARD OF SELECTMEN recommend support of this Article.

2/3 Vote Required Voted in the Affirmative Unanimously

Article 17. Motion made and seconded that the Town establish a new ANR Revolving Fund pursuant to Massachusetts General Laws Chapter 44, Section 53E ½, for the purpose of funding the engineering fees associated with the review of Approval Not Required Plans, into which funds generated from application fees for Approval Not Required Plans shall be deposited, to be spent under the direction of the Building Inspector, with an annual expenditure cap of Ten Thousand Dollars.

ADVISORY BOARD AND BOARD OF SELECTMEN recommend support of this Article.

Majority Vote Required Voted in the Affirmative

Article 18. Motion made and seconded that the Town authorize or reauthorize pursuant to Massachusetts General Laws Chapter 44, Section 53E1/2 for Fiscal Year 2018, beginning July 1, 2017 the Revolving Funds listed in the warrant for this meeting and subject to the terms and conditions stated therein.

ADVISORY BOARD AND BOARD OF SELECTMEN recommend support of this Article.

Majority Vote Required Voted in the Affirmative

Article 19. Motion made and seconded that the Town amend the General Bylaws by adopting a new Departmental Revolving Funds Bylaw, the text of which shall be verbatim as printed in the warrant for this meeting.

ADVISORY BOARD AND BOARD OF SELECTMEN recommend support of this Article.

Majority Vote Required Voted in the Affirmative

Article 20. Motion made and seconded that the Town appropriate the sum of \$63,863 to operate the Water Department, pursuant to a requested budget of \$22,649 for personnel and \$41,214 for operating for the ensuing fiscal year and that the full amount of this sum come from Water Enterprise revenues.

ADVISORY BOARD AND BOARD OF SELECTMEN recommend support of this Article.

Majority Vote Required Voted in the Affirmative

Article 21. Motion made and seconded that the Town appropriate \$14,797 from retained earnings in the Water Enterprise Fund to account 6500-04-451-5240-2010-002 for the purpose of funding major repairs to existing equipment or other capital assets as deemed necessary by the Board of Water Commissioners.

ADVISORY BOARD AND BOARD OF SELECTMEN recommend support of this Article.

Majority Vote Required Voted in the Affirmative

Article 22. Motion made and seconded that the Town transfer from Free Cash \$50,422 to meet the appropriations of Fiscal Year 2018, beginning July 1, 2017, or to authorize the Assessors to use to establish the tax rate.

ADVISORY BOARD AND BOARD OF SELECTMEN recommend support of this Article.

Article 23. Motion made and seconded that the Town appropriate and use from the Community Preservation revenue the following sums for the following purposes:

- Principal payment on Ferrari Farm Note, the sum of \$80,000.
- Interest on Ferrari Farm Note, the sum of \$31,000.
- Administrative Expense, the sum of \$9,000.
- Open Space Reserve, the sum of \$30,750.
- Historic Reserve, the sum of \$30,750.
- Community Housing Reserve, the sum of \$30,750.
- Balance to Undesignated, \$95,250.

ADVISORY BOARD AND BOARD OF SELECTMEN recommend support of this Article.

Majority Vote Required Voted in the Affirmative

Motion made and seconded that the Town appropriate and use from the Community Preservation Historic Preservation Reserve account the following sums for the following purposes:

- Historic Sign Restoration \$1,500
- Historic Stage Curtain Restoration \$15,000

ADVISORY BOARD AND BOARD OF SELECTMEN recommend support of this Article.

Majority Vote Required Voted in the Affirmative

Motion made and seconded that the Town appropriate and use from the Community Preservation Undesignated Reserve account \$226,656 for the Recreational Space at Swallow Union including a new playground and improved basketball courts.

ADVISORY BOARD AND BOARD OF SELECTMEN recommend support of this Article.

Article 24. Motion made and seconded that the Town appropriate \$10,000 from the Community Preservation Open Space Reserve account and appropriate \$70,000 from the Conservation Timber Fund for the purchase, through the Conservation Commission, on behalf of the Town, of the fee interest in certain real property together with any improvements thereon known as the Kendall Cranberry Bog, situated on/near High Street and on Salmon Brook, identified as Assessor's Parcel 15-9-0, and being a portion of the premises described in a deed dated December 6, 1985, recorded with Middlesex North District Registry of Deeds, Book 3278, Page 66, said premises being shown on Plan 221, page 42 as Lot 5B, containing 11.472 acres, more or less, including a parcel of 1.6 acres linking the larger portion of the parcel with High Street, all as shown on a draft plan prepared for Richard Henry by Flaherty Associates of Chelmsford, dated April 23, 2003, revised July 13, 2005;

And further that this appropriation be contingent upon the Town receiving a LAND Grant pursuant to General Laws Chapter 132A, Section 11 of not less than \$120,000, plus additional funds appropriated under this article sufficient to aggregate the total purchase price of \$200,000, intending by this vote to appropriate the entire such purchase price of \$200,000;

And further, that the Town Treasurer be authorized with the approval of the Board Selectmen to borrow in anticipation of reimbursement pursuant to Massachusetts General Laws Chapter 44, Section 8C any portion of the funds hereby appropriated;

And further, that the Conservation Commission hold the rights so acquired to ensure management of the property for conservation purposes pursuant to Massachusetts General Laws Chapter 40, Section 8C including appropriate public access to the property;

And further that the Conservation Commission be authorized to apply for said LAND Grant and accept any funds therefrom.

ADVISORY BOARD AND BOARD OF SELECTMEN recommend support of this Article.

2/3 Vote Required Voted in the Affirmative Unanimously

Article 25. Motion made and seconded that the Town adopt the Groton Dunstable Regional School District Agreement, the text of which shall be verbatim as printed in the document entitled "Amended Groton-Dunstable Regional School District Agreement" on file with the Town Clerk prior to this meeting.

ADVISORY BOARD AND BOARD OF SELECTMEN recommend support of this Article.

Article 26. Motion made and seconded that the Town authorize the Board of Selectmen to petition the General Court for the enactment of special legislation that would convert the Board of Park Commissioners from an elected to an appointed board in the form of the special legislation printed in the warrant for this meeting, provided however, that the General Court may make clerical or editorial changes of form only to the bill, unless the Board of Selectmen approves amendments thereto before enactment by the General Court, which amendments shall be within the public purposes of said petition.

ADVISORY BOARD AND BOARD OF SELECTMEN recommend support of this Article.

Majority Vote Required Voted in the Affirmative

Article 27. Motion made and seconded that the Town take no action (*Rescind Unused Borrowing Authority*).

ADVISORY BOARD AND BOARD OF SELECTMEN recommend support of this Article (take no action).

Majority Vote Required Voted in the Affirmative

Article 28. Motion made and seconded that the Town amend the General Bylaws by adopting a new Streets, Ways, and Driveways Bylaw, the text of which shall be verbatim as printed in the warrant for this meeting; and further that the Town amend Section 5 of the Non-Criminal Disposition Bylaw by replacing the phrase "Street Excavation Bylaw" with the phrase "Streets and Ways Bylaw"; and further that the Town amend the General Bylaws by deleting in its entirety the Driveway and Entrance Bylaw; and further that the Town amend the General Bylaws by deleting in its entirety the Street Excavation Bylaw.

ADVISORY BOARD AND BOARD OF SELECTMEN recommend support of this Article (take no action).

Majority Vote Required Voted in the Affirmative

Article 29. Motion made and seconded that the Town amend the General Bylaws by inserting in Article II of the Town Meeting, Town Elections & Records Bylaw, anew Section 3, the text of which shall be verbatim as printed in the warrant for this meeting (*Write-In Candidate Eligibility*).

ADVISORY BOARD AND BOARD OF SELECTMEN recommend support of this Article.

Article 30. Motion made and seconded that the Town amend the General Bylaws by inserting in Article II of the Town Meeting, Town Elections & Records Bylaw, a new Section 4, the text of which shall be verbatim as printed in the warrant for this meeting (*Town Moderator Term of Office*).

ADVISORY BOARD AND BOARD OF SELECTMEN recommend support of this Article.

Majority Vote Required Voted in the Affirmative

Article 31. Motion made and seconded that the Town amend General Bylaws by making deletions and insertions to Article II, Section 1, of the Town Meeting, Town Elections & Records Bylaw, the text of which shall be verbatim as printed in the warrant for this meeting (*Date of Town Election*).

ADVISORY BOARD AND BOARD OF SELECTMEN recommend support of this Article.

Majority Vote Required Voted in the Affirmative

Article 32. Motion made and seconded that the Town amend various sections of the Zoning Bylaw with respect to solar energy systems by making deletions and insertions verbatim as printed in the warrant for this meeting as well as the additional amendments set forth in document entitled "Additional Solar Zoning Bylaw Amendments" made available at this meeting.

ADVISORY BOARD AND BOARD OF SELECTMEN recommend support of this Article. PLANNING BOARD Recommend support of this Article.

2/3 Vote Required Voted in the Affirmative Unanimously

Article 33. Motion made and seconded that the Town amend the Zoning Bylaw by adopting a new Section 29, Community Housing, verbatim as printed in the warrant for this meeting, and amend the General Bylaws by deleting in its entirety the Community Housing Bylaw.

ADVISORY BOARD AND BOARD OF SELECTMEN recommend support of this Article. PLANNING BOARD Recommend support of this Article.

2/3 Vote Required Voted in the Affirmative Unanimously

Article 34. Motion made and seconded that the Town amend the Zoning Bylaw by adding a new Section 28, Temporary Moratorium on Marijuana Establishments, verbatim as printed in the warrant for this meeting.

ADVISORY BOARD AND BOARD OF SELECTMEN recommend support of this Article. PLANNING BOARD Recommend support of this Article.

2/3 Vote Required Voted in the Affirmative Unanimously

Article 35. Motion made and seconded that the Town amend the General Bylaws by adopting a new Municipal Stormwater Discharge Bylaw, verbatim as printed in the warrant for this meeting.

ADVISORY BOARD AND BOARD OF SELECTMEN recommend support of this Article.

Majority Vote Required Voted in the Affirmative

Motion made and seconded to dispense with the reading of the minutes.

Majority Vote Required Voted in the Affirmative

Motion made and seconded to adjourn the Annual Town Meeting at 10:04 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 8, 2017: 160

Respectfully submitted,

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Carol A. Skerrett