

## ***Section II***

# ***Town Meeting Attendance & Minutes***



## **TOWN MEETING MEMBER ATTENDANCE**

| NAME         | PRECINCT     | 4/12 | 4/14          | 4/26 | 4/28 | 5/3 | 10/18 | 10/20 | 10/25 |
|--------------|--------------|------|---------------|------|------|-----|-------|-------|-------|
| Ackerley     | Jeanne       | 5    | -             | -    | -    | -   | -     | -     | -     |
| Adams        | Andrea T.    | 1    | -             | Y    | -    | Y   | Y     | -     | Y     |
| Arena, Jr.   | James V.     | 10   | -             | -    | -    | -   | -     | -     | -     |
| Avalos       | Mary E.      | 9    | Y             | Y    | Y    | Y   | Y     | Y     | Y     |
| Avitzur      | Michael      | 9    | Y             | Y    | -    | -   | Y     | Y     | Y     |
| Bacon        | Kathleen     | 10   | Y             | Y    | Y    | -   | Y     | Y     | -     |
| Ball         | Erica E.     | 5    | Y             | Y    | Y    | Y   | Y     | Y     | Y     |
| Barrera      | Mari         | 7    | Y             | -    | -    | Y   | -     | -     | -     |
| Berggren     | Raymond B.   | 2    | Y             | Y    | Y    | Y   | -     | Y     | Y     |
| Berkowitz    | Adam M.      | 10   | Y             | Y    | Y    | Y   | -     | Y     | Y     |
| Blaha        | Michael D.   | 1    | Y             | Y    | Y    | Y   | Y     | Y     | Y     |
| Boggia       | Betsy        | 6    | Y             | Y    | Y    | -   | Y     | Y     | -     |
| Bortman      | Elaine C.    | 7    | -             | -    | -    | -   | -     | -     | -     |
| Bradford     | John         | 8    | appt. 4-13-11 | Y    | Y    | Y   | Y     | Y     | Y     |
| Broekel      | Peggy R.     | 6    | Y             | -    | Y    | -   | -     | Y     | Y     |
| Brown, Jr.   | James E.     | 8    | Y             | Y    | Y    | Y   | Y     | Y     | Y     |
| Brown        | Mary A.      | 8    | Y             | Y    | Y    | Y   | Y     | Y     | Y     |
| Carew        | Paul         | 1    | Y             | Y    | Y    | Y   | Y     | Y     | Y     |
| Casey        | Donna Volpe  | 3    | Y             | Y    | Y    | Y   | Y     | -     | Y     |
| Cavanaugh    | John R.      | 4    | Y             | -    | Y    | Y   | Y     | Y     | Y     |
| Cercone      | Leonard      | 7    | appt. 4-13-11 | -    | -    | Y   | -     | -     | -     |
| Chinetti     | Barbara A.   | 6    | Y             | Y    | Y    | Y   | Y     | Y     | Y     |
| Chouinard    | Wayne        | 9    | Y             | -    | Y    | Y   | Y     | -     | Y     |
| Coburn, Jr   | Frederick    | 4    | Y             | Y    | -    | Y   | Y     | Y     | Y     |
| Collins      | Cathleen M.  | 9    | -             | Y    | Y    | Y   | Y     | -     | -     |
| Condon       | Kimberly M.  | 2    | Y             | Y    | Y    | Y   | Y     | -     | Y     |
| Conley       | Stephen      | 10   | -             | -    | -    | -   | -     | -     | -     |
| Connolly     | Paul         | 6    | Y             | Y    | Y    | Y   | Y     | Y     | Y     |
| Coughlin     | Catherine M. | 6    | Y             | Y    | Y    | Y   | Y     | -     | Y     |
| Coughlin     | Kathryn M.   | 2    | -             | -    | -    | -   | Y     | -     | -     |
| Coughlin     | Michael P.   | 6    | Y             | Y    | -    | Y   | Y     | Y     | -     |
| Culkin       | John R.      | 2    | Y             | -    | Y    | -   | -     | -     | -     |
| Dellarocca   | Paul         | 2    | Y             | Y    | Y    | Y   | Y     | Y     | Y     |
| DelPapa      | Ken          | 8    | Y             | Y    | -    | -   | Y     | Y     | Y     |
| Desveaux     | Sandra       | 8    | Y             | Y    | -    | Y   | -     | Y     | Y     |
| DiMento      | Daniel P.    | 7    | -             | -    | -    | -   | -     | Y     | -     |
| Diozzi       | Robert J.    | 3    | Y             | Y    | Y    | Y   | -     | Y     | Y     |
| Donovan, III | John A.      | 4    | -             | Y    | Y    | Y   | -     | Y     | Y     |
| Drolet       | Lawrence     | 5    | Y             | Y    | Y    | Y   | Y     | Y     | Y     |
| Elizabeth    | Amy          | 1    | Y             | Y    | Y    | Y   | Y     | Y     | Y     |
| Evans        | Bruce        | 7    | -             | Y    | Y    | Y   | Y     | Y     | Y     |
| Evans        | Teresa M.    | 7    | -             | Y    | Y    | Y   | Y     | Y     | Y     |
| Everett      | James L.     | 5    | Y             | Y    | Y    | Y   | Y     | Y     | Y     |
| Farquharson  | Douglas S.   | 2    | Y             | -    | Y    | Y   | Y     | -     | Y     |
| Farquharson  | Nanci S.     | 2    | Y             | -    | Y    | Y   | Y     | -     | Y     |

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|--------------|-------------|------|---------------|------|------|-----|-------|-------|-------|---|
| Filledes     | Tass        | 3    | Y             | Y    | Y    | Y   | -     | Y     | Y     | Y |
| Foley        | Richard A.  | 4    | Y             | Y    | Y    | Y   | Y     | Y     | Y     | Y |
| Forshner     | Lawrence W. | 6    | Y             | -    | Y    | Y   | Y     | -     | Y     | Y |
| Foss         | Charlene B. | 6    | Y             | Y    | -    | -   | Y     | Y     | Y     | Y |
| Foster       | Karen A.    | 6    | -             | Y    | Y    | Y   | Y     | Y     | Y     | Y |
| Foster       | Robert B.   | 6    | -             | Y    | -    | Y   | Y     | -     | -     | - |
| Freedman     | Jonathan H. | 4    | Y             | Y    | Y    | Y   | Y     | Y     | Y     | Y |
| Friswell     | Donald P.   | 9    | Y             | Y    | Y    | Y   | Y     | Y     | Y     | Y |
| Galvin       | Perry       | 1    | -             | Y    | -    | -   | Y     | -     | -     | - |
| Gaziano, Jr. | John D.     | 3    | Y             | Y    | Y    | Y   | Y     | Y     | Y     | Y |
| Gees         | Amanda      | 4    | -             | -    | -    | -   | -     | -     | -     | - |
| Geiser       | Susan L.    | 7    | Y             | -    | -    | Y   | Y     | Y     | Y     | Y |
| Gillenwater  | Todd M.     | 5    | Y             | Y    | Y    | Y   | Y     | Y     | Y     | Y |
| Gillis       | John W.     | 8    | Y             | -    | -    | -   | -     | -     | -     | - |
| Glaser       | Richard     | 2    | Y             | Y    | Y    | Y   | Y     | Y     | Y     | Y |
| Glater       | Glen B.     | 8    | Y             | Y    | Y    | Y   | Y     | Y     | Y     | - |
| Golden       | Peter S.    | 6    | Y             | Y    | Y    | Y   | Y     | Y     | Y     | Y |
| Goldman      | Kenneth S.  | 10   | Y             | Y    | Y    | Y   | -     | Y     | -     | Y |
| Gols         | Lorie K.    | 1    | Y             | Y    | Y    | Y   | Y     | Y     | Y     | Y |
| Gove         | Marjorie    | 8    | Y             | Y    | Y    | Y   | Y     | Y     | Y     | Y |
| Hanna        | Sara R.     | 8    | Y             | Y    | Y    | Y   | Y     | Y     | Y     | Y |
| Hannon       | James P.    | 3    | -             | -    | -    | -   | -     | -     | -     | - |
| Haugland     | Henry W.    | 7    | Y             | Y    | -    | -   | -     | Y     | -     | Y |
| Hawley       | Glynn E.    | 8    | -             | -    | Y    | Y   | -     | Y     | -     | - |
| Hayes        | Andrew P.   | 10   | Y             | Y    | Y    | Y   | -     | Y     | Y     | Y |
| Hayre        | Dylan       | 7    | Y             | Y    | Y    | Y   | Y     | Y     | Y     | Y |
| Healey       | Robert      | 3    | Y             | Y    | Y    | Y   | Y     | Y     | Y     | Y |
| Hetherington | Mark        | 4    | Y             | Y    | -    | -   | -     | -     | -     | - |
| Honthumb     | Barbara R.  | 3    | Y             | Y    | Y    | Y   | Y     | Y     | Y     | Y |
| Horrigan     | John F.     | 9    | Y             | Y    | Y    | Y   | -     | -     | Y     | Y |
| Hoyt         | Kenneth B.  | 9    | Y             | -    | Y    | Y   | -     | Y     | -     | Y |
| Hubbard      | Thomas E.   | 8    | Y             | -    | Y    | Y   | Y     | Y     | Y     | - |
| Hughes       | Charles     | 2    | Y             | Y    | Y    | Y   | Y     | Y     | Y     | Y |
| Idzal        | Wilson E.   | 9    | Y             | Y    | Y    | -   | Y     | Y     | -     | - |
| Jennett, Jr  | Richard     | 7    | Y             | Y    | Y    | Y   | Y     | Y     | -     | Y |
| Johnson      | Edward A.   | 9    | Y             | -    | Y    | Y   | Y     | Y     | -     | - |
| Johnson      | Lesley L.   | 5    | Y             | -    | Y    | Y   | -     | -     | Y     | Y |
| Joseph       | Paul R.     | 9    | Y             | Y    | Y    | Y   | -     | Y     | Y     | Y |
| Joseph       | Scott A.    | 9    | Y             | -    | -    | -   | -     | Y     | -     | Y |
| Kane         | Jonathan    | 2    | appt. 4-20-11 |      | Y    | Y   | -     | -     | -     | - |
| Kane         | Stephen M.  | 2    | Y             | -    | -    | Y   | -     | -     | -     | - |
| Keefe        | Joseph A.   | 7    | Y             | Y    | Y    | -   | Y     | Y     | Y     | - |
| Kessel       | Martin      | 10   | Y             | Y    | Y    | Y   | Y     | Y     | Y     | Y |
| Kiggen, Jr   | Joseph M.   | 4    | Y             | -    | Y    | Y   | -     | -     | -     | - |
| Knapik       | Debra O.    | 6    | -             | Y    | Y    | -   | -     | Y     | Y     | - |

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|---------------|-----------------|---------------|------------------|------|------|-----|-------|-------|-------|
| Krentzman     | David A. 10     | Y             | Y                | Y    | Y    | Y   | Y     | Y     | Y     |
| Kruczynski    | Christina E. 4  | Y             | -                | -    | -    | -   | Y     | -     | -     |
| Kruczynski    | Christopher A.4 | -             | -                | Y    | Y    | -   | -     | -     | Y     |
| Kuhn          | Judith 3        | Y             | Y                | Y    | Y    | Y   | Y     | Y     | Y     |
| Kuhn          | Leonard P. 3    | Y             | Y                | Y    | Y    | Y   | Y     | Y     | Y     |
| Kupchik       | Herbert Z. 2    | Y             | -                | -    | Y    | -   | Y     | -     | Y     |
| Lamont        | Arthur L. 3     | Y             | -                | Y    | -    | -   | Y     | -     | Y     |
| Lamont        | Michael K. 9    | Y             | Y                | Y    | Y    | Y   | Y     | Y     | Y     |
| Landry        | Douglas 4       | Y             | Y                | Y    | Y    | -   | -     | -     | Y     |
| Laurent       | Paul H. 7       | Y             | Y                | -    | Y    | -   | Y     | -     | Y     |
| Lavash        | Nancy A. 1      | Y             | Y                | Y    | Y    | Y   | Y     | Y     | Y     |
| Lee, III      | Christopher 7   | appt. 4-13-11 |                  | Y    | -    | Y   | -     | -     | -     |
| Lentini       | Kathleen A. 8   | Y             | -                | -    | -    | -   | -     | -     | -     |
| Leonard       | Alissa R.E. 4   | -             | resigned 4/20/11 |      | -    | -   | -     | -     | -     |
| Levine        | Seth 10         | Y             | Y                | Y    | -    | -   | Y     | -     | -     |
| Levinsky      | Steven 4        | -             | Y                | Y    | -    | Y   | Y     | Y     | -     |
| Libbin        | Joseph S. 3     | Y             | Y                | -    | -    | -   | Y     | Y     | -     |
| Linehan       | Michael F. 6    | Y             | Y                | Y    | Y    | -   | Y     | Y     | Y     |
| Luke          | Andrew W. 5     | Y             | Y                | Y    | Y    | Y   | Y     | Y     | Y     |
| Magee         | James L. 8      | -             | -                | Y    | -    | -   | -     | -     | -     |
| Magee, IV     | John J. 1       | Y             | Y                | Y    | Y    | Y   | Y     | -     | -     |
| Magee         | Tricia R. Y. 1  | Y             | Y                | -    | -    | -   | -     | -     | -     |
| Maguire       | Hugh T. 2       | Y             | Y                | -    | -    | Y   | Y     | Y     | Y     |
| Manago        | Domenico M. 8   | -             | -                | -    | -    | -   | -     | -     | -     |
| Mangano       | Robert P. 7     | Y             | Y                | Y    | Y    | -   | Y     | Y     | Y     |
| Mathews       | Joan R. 3       | Y             | -                | -    | -    | -   | -     | -     | -     |
| McKenzie      | Donna 3         | Y             | Y                | Y    | Y    | -   | Y     | Y     | Y     |
| McKeon-Levine | Ellen 10        | Y             | -                | Y    | -    | Y   | -     | -     | -     |
| McNally       | Lorraine C. 7   | Y             | Y                | Y    | Y    | Y   | Y     | Y     | Y     |
| Melchiorri    | Steve 10        | Y             | -                | Y    | Y    | Y   | Y     | Y     | Y     |
| Meyer         | Andrew J. 3     | Y             | -                | Y    | -    | Y   | Y     | Y     | Y     |
| Miller        | Theresa M. 8    | Y             | Y                | Y    | Y    | Y   | -     | -     | Y     |
| Mooradian     | John M. 1       | -             | Y                | -    | Y    | Y   | -     | -     | -     |
| Munnich       | Julian J. 5     | Y             | Y                | Y    | Y    | Y   | Y     | Y     | Y     |
| Nichols       | Janet M. 5      | Y             | Y                | Y    | Y    | -   | Y     | Y     | Y     |
| O'Brien       | Garry M. 3      | Y             | Y                | -    | Y    | -   | Y     | -     | Y     |
| Ordway        | Ronald V. 4     | -             | Y                | Y    | Y    | Y   | Y     | Y     | -     |
| Ostroff       | Jeanne W. 6     | Y             | Y                | Y    | Y    | Y   | Y     | Y     | Y     |
| Ostroff       | Joshua 6        | Y             | Y                | Y    | Y    | Y   | -     | Y     | Y     |
| Oxman         | Lois B. 1       | Y             | Y                | -    | Y    | -   | Y     | Y     | Y     |
| Parritt       | Deborah M. 6    | Y             | Y                | Y    | Y    | Y   | -     | Y     | -     |
| Parsons       | Janice L. 9     | Y             | Y                | Y    | Y    | Y   | Y     | Y     | Y     |
| Pierce        | Jerry L. 10     | Y             | Y                | Y    | Y    | Y   | Y     | Y     | Y     |
| Potts, Sr.    | George W. 9     | -             | Y                | Y    | Y    | Y   | -     | -     | -     |
| Price         | Michael J. 4    | -             | Y                | -    | -    | -   | Y     | -     | -     |

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|---------------|--------------|------|---------------|------|------|-----|-------|-------|-------|---|
| Putnam        | Peter        | 9    | Y             | Y    | -    | -   | -     | Y     | -     | Y |
| Rao           | Anand J.     | 1    | -             | -    | -    | -   | -     | -     | -     | Y |
| Resmini       | Christoper   | 4    | Y             | -    | Y    | Y   | Y     | Y     | Y     | - |
| Rich          | Beverly      | 10   | Y             | Y    | Y    | Y   | Y     | Y     | Y     | Y |
| Richards, III | George L.    | 10   | -             | -    | Y    | -   | -     | Y     | -     | Y |
| Robb          | Stephen E.   | 2    | Y             | Y    | Y    | Y   | Y     | Y     | Y     | Y |
| Robert        | Arthur       | 8    | appt. 4-15-11 | Y    | Y    | Y   | Y     | Y     | Y     | Y |
| Rodino        | Ross J.      | 2    | Y             | -    | Y    | -   | -     | -     | -     | - |
| Rollins       | Theodore E.  | 2    | Y             | Y    | Y    | Y   | Y     | Y     | Y     | Y |
| Rosen         | Lori         | 9    | Y             | Y    | Y    | Y   | Y     | Y     | Y     | Y |
| Rosenman      | Alan         | 10   | appt. 4-15-11 | Y    | Y    | Y   | Y     | Y     | Y     | Y |
| Rosenthal     | Bonnie S.    | 5    | Y             | Y    | Y    | Y   | -     | -     | Y     | Y |
| Ross          | Craig S.     | 4    | Y             | -    | Y    | -   | -     | -     | -     | Y |
| Ross          | Daniel L.    | 3    | -             | -    | -    | -   | -     | -     | -     | - |
| Ruben         | Eric W.      | 1    | Y             | Y    | Y    | Y   | Y     | -     | -     | - |
| Ryan          | Christine M. | 9    | -             | -    | Y    | Y   | -     | -     | -     | - |
| Salamoff      | Edward M.    | 10   | Y             | Y    | Y    | Y   | Y     | Y     | Y     | Y |
| Salamoff      | Susan G.     | 10   | Y             | Y    | Y    | Y   | Y     | Y     | Y     | Y |
| Sanchez       | Barbara      | 4    | appt. 4-22-11 | Y    | Y    | Y   | Y     | Y     | Y     | Y |
| Sanford       | Paul         | 5    | Y             | Y    | Y    | Y   | Y     | Y     | Y     | Y |
| Shea          | Susan A.     | 10   | -             | -    | -    | -   | -     | Y     | -     | - |
| Sidney        | Richard      | 8    | Y             | Y    | Y    | Y   | Y     | Y     | Y     | Y |
| Siegel        | Matthew D.   | 5    | Y             | Y    | -    | -   | -     | Y     | -     | - |
| Snow          | Bruce A.     | 5    | Y             | Y    | Y    | Y   | Y     | Y     | Y     | Y |
| Sohl          | Daniel C.    | 4    | Y             | Y    | Y    | -   | Y     | Y     | Y     | Y |
| Spiegel       | Scott B.     | 2    | -             | Y    | Y    | Y   | Y     | Y     | Y     | Y |
| Stephen       | Richard C.   | 6    | Y             | Y    | Y    | Y   | Y     | Y     | Y     | Y |
| Stevens       | Aaron Z.     | 8    | -             | Y    | Y    | Y   | Y     | -     | -     | - |
| Strauss       | Harlee S.    | 7    | -             | -    | -    | -   | -     | Y     | Y     | Y |
| Sullivan      | Richard T.   | 7    | Y             | -    | Y    | -   | Y     | Y     | -     | Y |
| Swartz        | Charlotte    | 5    | Y             | -    | Y    | Y   | Y     | -     | Y     | Y |
| Tutuny        | Gregory W.   | 9    | Y             | -    | Y    | -   | -     | Y     | -     | Y |
| Vabulas       | Diane V.     | 5    | Y             | Y    | Y    | Y   | Y     | Y     | Y     | Y |
| Volpe         | Frank J.     | 1    | Y             | Y    | Y    | -   | -     | Y     | -     | Y |
| Weithman      | Christine    | 5    | -             | -    | -    | -   | -     | -     | Y     | Y |
| Whitney       | Bruce D.     | 3    | Y             | Y    | Y    | -   | Y     | Y     | Y     | Y |
| Wollschlager  | Linda        | 7    | Y             | Y    | -    | Y   | Y     | -     | -     | Y |
| Wright        | Bruce P.     | 5    | -             | Y    | Y    | -   | -     | Y     | Y     | - |
| Yang          | Kenneth E.   | 5    | Y             | Y    | -    | Y   | -     | Y     | Y     | - |
| Young         | Patrick A.   | 6    | Y             | Y    | Y    | Y   | Y     | Y     | Y     | Y |
| Zucker        | Richard      | 2    | Y             | Y    | Y    | -   | Y     | Y     | Y     | Y |
| Zucker        | Susan Mande  | 2    | Y             | Y    | Y    | -   | Y     | -     | Y     | Y |

WARRANT  
FOR  
ANNUAL TOWN MEETING  
MARCH 29, 2011

THE COMMONWEALTH OF MASSACHUSETTS

Middlesex, ss

To any Constable of the Town of Natick in said County:

GREETING:

In the name of the Commonwealth of Massachusetts you are hereby required to notify the qualified voters of the said Town of Natick to meet:

|                           |                               |
|---------------------------|-------------------------------|
| The voters of Precinct 1  | in Kennedy Middle School      |
| The voters of Precinct 2  | in Cole Recreational Building |
| The voters of Precinct 3  | in Kennedy Middle School      |
| The voters of Precinct 4  | in Wilson Middle School       |
| The voters of Precinct 5  | in Wilson Middle School       |
| The voters of Precinct 6  | in Lilja School               |
| The voters of Precinct 7  | in Lilja School               |
| The voters of Precinct 8  | in Morse Institute Library    |
| The voters of Precinct 9  | in Morse Institute Library    |
| The voters of Precinct 10 | in Memorial School            |

on TUESDAY, THE TWENTY-NINTH DAY OF MARCH 2011, from 7:00 A.M. to 8:00 P.M. for the following purpose:

To cast their votes in the Annual Town Election for the candidates for the following offices:

Board of Selectmen for Three Years - Vote for not more than two  
School Committee for Three Years - Vote for not more than two  
School Committee for Two Years - Vote for not more than one  
Board of Assessors for Three Years - Vote for not more than one  
Constables for Two Years - Vote for not more than two  
Board of Health for Three Years - Vote for not more than one  
Planning Board for Five Years - Vote for not more than one  
Planning Board Associate Member for Three Years – Vote for not more than one  
Recreation & Parks Commissioner for Three Years - Vote for not more than two  
Natick Housing Authority for Five Years - Vote for not more than one  
Natick Housing Authority for Two Years - Vote for not more than one

In addition – SEVENTY TOWN MEETING MEMBERS:

Precinct 1 Six for 3 years, two for 2 years, one for 1 year  
Precinct 2 Six for 3 years  
Precinct 3 Six for 3 years, one for 1 year  
Precinct 4 Six for 3 years  
Precinct 5 Six for 3 years  
Precinct 6 Six for 3 years  
Precinct 7 Six for 3 years, one for 2 years

Precinct 8 Six for 3 years, two for 2 years  
Precinct 9 Six for 3 years, two for 2 years  
Precinct 10 Six for 3 years, one for one year

QUESTION NO. 1

Shall this Town approve the Charter Amendment proposed by vote of the 2010 Natick Spring Annual Town Meeting under Article 26, summarized below?

Yes \_\_\_\_\_ No \_\_\_\_\_

Section 2-11(d) of the Natick Home Rule Charter presently reads:

“Publication -Within five days following the date the warrant for any town meeting shall close the board of selectmen shall cause copies of the warrant articles for such meeting to be posted in each precinct of the town and copies of said warrant articles to be mailed to the town moderator, the chairman of the finance committee, and to such other persons as may be designated by by-law. Additional copies of the warrant articles shall be made available for general distribution in the office of the town clerk.”

The proposed amendment would revise Section 2-11(d) to read:

“Publication and Posting – Within five days following the date the warrant for any town meeting shall close the board of selectmen shall cause copies of the full text of the warrant articles for such meeting to be posted on the town bulletin board and to be mailed to the town clerk, the town moderator, the chairman of the finance committee, and to such other persons as may be designated by by-law. Within five days after the board of selectmen has attested the warrant, the board of selectmen shall cause copies of said attested warrant to be posted on the town bulletin board and as designated by by-law. Copies of the warrant articles shall be made available for general distribution in the office of the town clerk”.

QUESTION NO. 2

Shall this Town approve the Charter Amendment proposed by vote of the 2010 Natick Spring Annual Town Meeting under Article 27, summarized below?

Yes \_\_\_\_\_ No \_\_\_\_\_

Article 4, Section 4-2 of the Natick Home Rule Charter involves powers and duties of the Town Administrator.

Article 4, Section 4-2 (8) presently reads:

“He shall prepare and submit, in the manner provided in Article 5 a proposed annual operating budget and a proposed capital outlay program for the town.”

The proposed amendment would revise Article 4, Section 4-2 (8) to read:

“He shall prepare and submit, in the manner provided in Article 5, the fiscal documents pertaining to the annual operating budget and proposed capital outlay program for the town.”

QUESTION NO. 3

Shall this Town approve the Charter Amendment proposed by vote of the 2010 Natick Spring

Annual Town Meeting under Article 28, summarized below?

Yes \_\_\_\_\_ No \_\_\_\_\_

1. Article 5, Section 5-2(b) of the Natick Home Rule Charter involves the public hearing on the School Department Budget. The proposed amendment would change a reference at the end of the first sentence of Section 5-2(b) from “its proposed budget” to “the proposed budget” so that said first sentence would read: “At least seven days before the meeting at which the school committee is to vote on its final budget request, the school committee shall cause to be published in a local newspaper a general summary of the proposed budget”.
  
2. Article 5, Section 5-5 of the Natick Home Rule Charter involves the preliminary budget submitted by the Town Administrator. The proposed amendment would delete the words “the means” in the second sentence of Section 5-5 and insert in their place the words “identify one or more scenarios”, so that the second sentence of Article 5, Section 5-5 would read: “The preliminary budget must clearly identify any variances between the total recommended appropriations and projected available revenues and identify one or more scenarios for addressing such variances”.
  
3. The present last sentence of Article 5, Section 5-5 begins with the language “The budget shall be arranged to show...”. The proposed amendment would revise this language to read “Any and all submitted budgets shall be arranged to show...”:
  
4. Article 5, Section 5-6(b) of the Natick Home Rule Charter involves review by the Finance Committee in the budget process. The proposed amendment would delete the words “the preliminary” in the second sentence of Article 5, Section 5-6(b) and replace it with the words “any submitted” so that said second sentence would read: “The finance committee may require the town administrator, or any other town agency, to furnish it with such additional information as it may deem necessary to assist it in its review of any submitted budget”.

s/Joshua Ostroff  
*JOSHUA OSTROFF*  
 Chairman

s/Carol A. Gloff  
*CAROL A. GLOFF*  
 Vice Chair

s/Paul R. Joseph  
*PAUL R. JOSEPH*  
 Clerk

s/Charles M. Hughes  
*CHARLES M. HUGHES*  
 Member

s/John J. Connolly  
*JOHN J. CONNOLLY*  
 Member

*Board of Selectmen for the Town of Natick*

You are directed to serve this warrant by causing an attested copy of said Warrant to be posted in the two Post Offices in said Natick, to wit: Precinct 1: Reliable Cleaners, 214 West Central Street; Precinct 2: Fire Station, Speen Street; Precinct 3: Station 5 Grille, 17 Watson Street; Precinct 4: TCAN; Summer Street; Precinct 5: Wilson Middle School, 24 Rutledge Road; Precinct 6: East Natick Fire Station, 2 Rhode Island Avenue; Precinct 7: Bacon Street Farm, 100 Bacon Street; Precinct 8: Natick High School: 15 West Street; Precinct 9: Natick Town Hall, 13 East Central Street; and Precinct 10: South Natick Fire Station, 45 Eliot Street.

Above locations being at least one public place in each Precinct in the Town of Natick, and also posted in the two Natick Post Offices, Bacon Free Library, and Morse Institute Library seven days at least before March 29, 2011.

Given under our hands this 28th day of February A.D., 2011

Certified copies of the Warrant available at the Office of the Town Clerk, First Floor, Natick Town Hall, 13 East Central Street, Natick, MA 01760 between the hours of 8:00am-5:00pm, Monday-Friday, and the Town web site [www.natickma.gov](http://www.natickma.gov).

Natick Annual Town Election Results

March 29, 2011

Total Ballots Cast: 3,084

Turnout: 13.4%

| Votes by Precinct | 1     | 2     | 3     | 4     | 5     | 6     | 7     | 8     | 9     | 10    | Total  |
|-------------------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|--------|
| Registered voters | 2,069 | 2,359 | 2,281 | 2,098 | 2,172 | 2,350 | 2,440 | 2,274 | 2,368 | 2,668 | 23,079 |
| Ballots Cast      | 82    | 367   | 232   | 315   | 327   | 296   | 338   | 350   | 376   | 403   | 3,086  |
| % Turnout         | 4.0%  | 15.6% | 10.2% | 15.0% | 15.1% | 12.6% | 13.9% | 15.4% | 15.9% | 15.1% | 13.4%  |

| Board of Selectmen (Three Years) | 1   | 2   | 3   | 4   | 5   | 6   | 7   | 8   | 9   | 10  | Total | %     |
|----------------------------------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-------|-------|
| Vote for not more than 2         | 39  | 214 | 151 | 178 | 186 | 190 | 217 | 192 | 215 | 241 | 1,823 | 59.1% |
| Carol A. Gloff                   | 16  | 31  | 28  | 23  | 31  | 26  | 30  | 33  | 27  | 23  | 268   | 8.7%  |
| Lawrence J. Delaney              | 67  | 316 | 209 | 242 | 247 | 251 | 262 | 283 | 321 | 332 | 2,530 | 82.0% |
| Nicholas S. Mabardy              | 12  | 19  | 27  | 41  | 47  | 27  | 51  | 39  | 34  | 62  | 359   | 11.6% |
| Edward J. Wynne                  | 0   | 0   | 0   | 0   | 5   | 0   | 1   | 1   | 2   | 1   | 10    |       |
| Write-ins                        | 30  | 154 | 49  | 146 | 138 | 98  | 115 | 152 | 153 | 147 | 1,182 |       |
| Blanks                           | 164 | 734 | 464 | 630 | 654 | 592 | 676 | 700 | 752 | 806 | 6,172 |       |
| Total                            |     |     |     |     |     |     |     |     |     |     |       |       |

| School Committee (Three Years) | 1   | 2   | 3   | 4   | 5   | 6   | 7   | 8   | 9   | 10  | Total | %     |
|--------------------------------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-------|-------|
| Vote for not more than 2       | 52  | 220 | 156 | 192 | 188 | 186 | 213 | 204 | 208 | 224 | 1,843 | 59.7% |
| Frederick Coburn Jr.           | 50  | 226 | 153 | 196 | 182 | 188 | 219 | 210 | 219 | 241 | 1,884 | 61.0% |
| Amy K. Mistrot                 | 0   | 0   | 2   | 0   | 2   | 0   | 0   | 1   | 0   | 2   | 7     |       |
| Write-ins                      | 62  | 288 | 153 | 242 | 282 | 218 | 244 | 285 | 325 | 339 | 2,438 |       |
| Blanks                         | 164 | 734 | 464 | 630 | 654 | 592 | 676 | 700 | 752 | 806 | 6,172 |       |
| Total                          |     |     |     |     |     |     |     |     |     |     |       |       |

Natick Annual Town Election Results

March 29, 2011

Total Ballots Cast: 3,084

Turnout: 13.4%

| <b>School Committee (Two Years)</b> |    |     |     |     |     |     |     |     |     |     |       |       |
|-------------------------------------|----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-------|-------|
|                                     | 1  | 2   | 3   | 4   | 5   | 6   | 7   | 8   | 9   | 10  | Total | %     |
| Vote for not more than 1            |    |     |     |     |     |     |     |     |     |     |       |       |
| Paul H. Laurent                     | 66 | 247 | 162 | 213 | 199 | 194 | 226 | 214 | 216 | 238 | 1,975 | 64.0% |
| Write-ins                           | 0  | 0   | 1   | 0   | 0   | 0   | 0   | 0   | 0   | 2   | 3     |       |
| Blanks                              | 16 | 120 | 69  | 102 | 128 | 102 | 112 | 136 | 160 | 163 | 1,108 |       |
| Total                               | 82 | 367 | 232 | 315 | 327 | 296 | 338 | 350 | 376 | 403 | 3,086 |       |

| <b>Board of Assessors (Three Years)</b> |    |     |     |     |     |     |     |     |     |     |       |       |
|---|----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-------|-------|
|   | 1  | 2   | 3   | 4   | 5   | 6   | 7   | 8   | 9   | 10  | Total | %     |
| Vote for not more than 1                |    |     |     |     |     |     |     |     |     |     |       |       |
| Stephen Hansen                          | 67 | 245 | 174 | 204 | 191 | 202 | 232 | 225 | 240 | 259 | 2,039 | 66.1% |
| Write-ins                               | 0  | 0   | 1   | 0   | 1   | 0   | 0   | 2   | 0   | 1   | 5     |       |
| Blanks                                  | 15 | 122 | 57  | 111 | 135 | 94  | 106 | 123 | 136 | 143 | 1,042 |       |
| Total                                   | 82 | 367 | 232 | 315 | 327 | 296 | 338 | 350 | 376 | 403 | 3,086 |       |

| <b>Constable (Two Years)</b> |     |     |     |     |     |     |     |     |     |     |       |       |
|------------------------------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-------|-------|
|                              | 1   | 2   | 3   | 4   | 5   | 6   | 7   | 8   | 9   | 10  | Total | %     |
| Vote for not more than 2     |     |     |     |     |     |     |     |     |     |     |       |       |
| Harold T. Garvey             | 56  | 215 | 145 | 190 | 162 | 168 | 188 | 197 | 189 | 221 | 1,731 | 56.1% |
| James Lavezzo                | 62  | 225 | 167 | 200 | 196 | 211 | 216 | 208 | 213 | 220 | 1,918 | 62.2% |
| Write-ins                    | 0   | 0   | 0   | 0   | 0   | 0   | 0   | 1   | 0   | 0   | 1     |       |
| Blanks                       | 46  | 294 | 152 | 240 | 296 | 213 | 272 | 294 | 350 | 365 | 2,522 |       |
| Total                        | 164 | 734 | 464 | 630 | 654 | 592 | 676 | 700 | 752 | 806 | 6,172 |       |

| <b>Board of Health (Three Years)</b> |    |     |     |     |     |     |     |     |     |     |       |       |
|--------------------------------------|----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-------|-------|
|                                      | 1  | 2   | 3   | 4   | 5   | 6   | 7   | 8   | 9   | 10  | Total | %     |
| Vote for not more than 1             |    |     |     |     |     |     |     |     |     |     |       |       |
| Ian L. Wong                          | 68 | 249 | 163 | 202 | 189 | 189 | 234 | 221 | 221 | 244 | 1,980 | 64.2% |
| Write-ins                            | 0  | 2   | 1   | 0   | 0   | 0   | 0   | 2   | 0   | 0   | 5     |       |
| Blanks                               | 14 | 116 | 68  | 113 | 138 | 107 | 104 | 127 | 155 | 159 | 1,101 |       |
| Total                                | 82 | 367 | 232 | 315 | 327 | 296 | 338 | 350 | 376 | 403 | 3,086 |       |

Natick Annual Town Election Results

March 29, 2011

Total Ballots Cast: 3,084

Turnout: 13.4%

| <b>Planning Board (Five Years)</b> |    |     |     |     |     |     |     |     |     |     |       |       |
|------------------------------------|----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-------|-------|
|                                    | 1  | 2   | 3   | 4   | 5   | 6   | 7   | 8   | 9   | 10  | Total | %     |
| Vote for not more than 1           |    |     |     |     |     |     |     |     |     |     |       |       |
| Andrew J. Meyer                    | 64 | 237 | 163 | 207 | 181 | 187 | 227 | 219 | 219 | 247 | 1,951 | 63.2% |
| Write-ins                          | 0  | 0   | 0   | 0   | 0   | 0   | 0   | 0   | 1   | 0   | 1     |       |
| Blanks                             | 18 | 130 | 69  | 108 | 146 | 109 | 111 | 131 | 156 | 156 | 1,134 |       |
| Total                              | 82 | 367 | 232 | 315 | 327 | 296 | 338 | 350 | 376 | 403 | 3,086 |       |

| <b>Planning Board Associate Member (Three Years)</b> |    |     |     |     |     |     |     |     |     |     |       |       |
|--|----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-------|-------|
|  | 1  | 2   | 3   | 4   | 5   | 6   | 7   | 8   | 9   | 10  | Total | %     |
| Vote for not more than 1                             |    |     |     |     |     |     |     |     |     |     |       |       |
| Peter A. Nottonson                                   | 65 | 234 | 153 | 195 | 182 | 186 | 227 | 203 | 210 | 227 | 1,882 | 61.0% |
| Write-ins  | 0  | 0   | 1   | 0   | 0   | 0   | 0   | 1   | 0   | 0   | 2     |       |
| Blanks   | 17 | 133 | 78  | 120 | 145 | 110 | 111 | 146 | 166 | 176 | 1,202 |       |
| Total  | 82 | 367 | 232 | 315 | 327 | 296 | 338 | 350 | 376 | 403 | 3,086 |       |

| <b>Recreation and Parks (Three Years)</b> |     |     |     |     |     |     |     |     |     |     |       |       |
|---|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-------|-------|
|   | 1   | 2   | 3   | 4   | 5   | 6   | 7   | 8   | 9   | 10  | Total | %     |
| Vote for not more than 2                  |     |     |     |     |     |     |     |     |     |     |       |       |
| Michael J. Fair                           | 57  | 269 | 185 | 210 | 188 | 193 | 223 | 210 | 230 | 261 | 2,026 | 65.7% |
| John L. Griffith                          | 38  | 146 | 111 | 125 | 108 | 124 | 152 | 148 | 167 | 151 | 1,270 | 41.2% |
| James M. McMullin                         | 32  | 96  | 62  | 85  | 112 | 88  | 89  | 86  | 76  | 94  | 820   | 26.6% |
| Write-ins                                 | 0   | 0   | 0   | 0   | 0   | 0   | 0   | 1   | 0   | 0   | 1     |       |
| Blanks                                    | 37  | 223 | 106 | 210 | 246 | 187 | 212 | 255 | 279 | 300 | 2,055 |       |
| Total                                     | 164 | 734 | 464 | 630 | 654 | 592 | 676 | 700 | 752 | 806 | 6,172 |       |

| <b>Natick Housing Authority (Five Years)</b> |    |     |     |     |     |     |     |     |     |     |       |       |
|--|----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-------|-------|
|  | 1  | 2   | 3   | 4   | 5   | 6   | 7   | 8   | 9   | 10  | Total | %     |
| Vote for not more than 1                     |    |     |     |     |     |     |     |     |     |     |       |       |
| Lawrence J. Delaney                          | 30 | 80  | 59  | 86  | 102 | 67  | 65  | 79  | 79  | 83  | 730   | 23.7% |
| Charlene B. Foss                             | 44 | 213 | 140 | 167 | 157 | 206 | 219 | 220 | 223 | 220 | 1,809 | 58.6% |
| Write-ins                                    | 0  | 0   | 0   | 0   | 0   | 0   | 0   | 0   | 0   | 0   | 0     |       |
| Blanks                                       | 8  | 74  | 33  | 62  | 68  | 23  | 54  | 51  | 74  | 100 | 547   |       |
| Total  | 82 | 367 | 232 | 315 | 327 | 296 | 338 | 350 | 376 | 403 | 3,086 |       |

Natick Annual Town Election Results

March 29, 2011

Total Ballots Cast: 3,084

Turnout: 13.4%

| <b>Natick Housing Authority (Two Years)</b> |           |            |            |            |            |            |            |            |            |            |              |          |
|---|-----------|------------|------------|------------|------------|------------|------------|------------|------------|------------|--------------|----------|
|   | <b>1</b>  | <b>2</b>   | <b>3</b>   | <b>4</b>   | <b>5</b>   | <b>6</b>   | <b>7</b>   | <b>8</b>   | <b>9</b>   | <b>10</b>  | <b>Total</b> | <b>%</b> |
| Vote for not more than 1                    |           |            |            |            |            |            |            |            |            |            |              |          |
| Richard R. MacPherson                       | 39        | 143        | 116        | 130        | 133        | 92         | 112        | 150        | 171        | 168        | 1,254        | 40.6%    |
| Jeanne Williamson Ostroff                   | 38        | 170        | 91         | 137        | 138        | 167        | 186        | 152        | 157        | 172        | 1,408        | 45.6%    |
| Write-ins                                   | 0         | 0          | 0          | 0          | 0          | 0          | 0          | 0          | 0          | 0          | 0            | 0        |
| Blanks                                      | 5         | 54         | 25         | 48         | 56         | 37         | 40         | 48         | 48         | 63         | 424          |          |
| <b>Total</b>                                | <b>82</b> | <b>367</b> | <b>232</b> | <b>315</b> | <b>327</b> | <b>296</b> | <b>338</b> | <b>350</b> | <b>376</b> | <b>403</b> | <b>3,086</b> |          |

| <b>Question 1</b>  |           |            |            |            |            |            |            |            |            |            |              |          |
|--|-----------|------------|------------|------------|------------|------------|------------|------------|------------|------------|--------------|----------|
| Shall this Town approve the Charter Amendment proposed by vote of the 2010 Natick Spring Annual Town Meeting under Article 25, summarized below? |           |            |            |            |            |            |            |            |            |            |              |          |
|  | <b>1</b>  | <b>2</b>   | <b>3</b>   | <b>4</b>   | <b>5</b>   | <b>6</b>   | <b>7</b>   | <b>8</b>   | <b>9</b>   | <b>10</b>  | <b>Total</b> | <b>%</b> |
| Yes  | 59        | 267        | 183        | 225        | 214        | 210        | 247        | 196        | 243        | 275        | 2,119        | 68.7%    |
| No   | 11        | 35         | 12         | 24         | 43         | 34         | 35         | 36         | 32         | 33         | 295          | 9.6%     |
| Blanks   | 12        | 65         | 37         | 66         | 70         | 52         | 56         | 118        | 101        | 95         | 672          |          |
| <b>Total</b>   | <b>82</b> | <b>367</b> | <b>232</b> | <b>315</b> | <b>327</b> | <b>296</b> | <b>338</b> | <b>350</b> | <b>376</b> | <b>403</b> | <b>3,086</b> |          |

| <b>Question 2</b>  |           |            |            |            |            |            |            |            |            |            |              |          |
|--|-----------|------------|------------|------------|------------|------------|------------|------------|------------|------------|--------------|----------|
| Shall this Town approve the Charter Amendment proposed by vote of the 2010 Natick Spring Annual Town Meeting under Article 27, summarized below? |           |            |            |            |            |            |            |            |            |            |              |          |
|  | <b>1</b>  | <b>2</b>   | <b>3</b>   | <b>4</b>   | <b>5</b>   | <b>6</b>   | <b>7</b>   | <b>8</b>   | <b>9</b>   | <b>10</b>  | <b>Total</b> | <b>%</b> |
| Yes  | 59        | 259        | 170        | 218        | 213        | 210        | 246        | 200        | 227        | 270        | 2,072        | 67.1%    |
| No   | 10        | 48         | 17         | 28         | 48         | 35         | 33         | 33         | 43         | 39         | 334          | 10.8%    |
| Blanks   | 13        | 60         | 45         | 69         | 66         | 51         | 59         | 117        | 106        | 94         | 680          |          |
| <b>Total</b>   | <b>82</b> | <b>367</b> | <b>232</b> | <b>315</b> | <b>327</b> | <b>296</b> | <b>338</b> | <b>350</b> | <b>376</b> | <b>403</b> | <b>3,086</b> |          |

Natick Annual Town Election Results

March 29, 2011

Total Ballots Cast: 3,084

Turnout: 13.4%

**Question 3**

Shall the Town approve the Charter Amendment proposed by vote of the 2010 Natick Spring Annual Town Meeting under Article 28, summarized below?

| Votes by Precinct | 1  | 2   | 3   | 4   | 5   | 6   | 7   | 8   | 9   | 10  | Total | %     |
|-------------------|----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-------|-------|
| Yes               | 60 | 266 | 164 | 216 | 209 | 208 | 252 | 198 | 227 | 273 | 2,073 | 67.2% |
| No                | 10 | 31  | 19  | 30  | 46  | 36  | 28  | 33  | 41  | 33  | 307   | 9.9%  |
| Blanks            | 12 | 70  | 49  | 69  | 72  | 52  | 58  | 119 | 108 | 97  | 706   |       |
| Total             | 82 | 367 | 232 | 315 | 327 | 296 | 338 | 350 | 376 | 403 | 3,086 |       |

# Natick Annual Town Election Results

March 29, 2011

| Votes by Precinct |       |       |       |       |       |       |       |       |       |       |        |
|-------------------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|--------|
|                   | 1     | 2     | 3     | 4     | 5     | 6     | 7     | 8     | 9     | 10    | Total  |
| Registered voters | 2,069 | 2,359 | 2,281 | 2,098 | 2,172 | 2,350 | 2,440 | 2,274 | 2,368 | 2,668 | 23,079 |
| Ballots Cast      | 82    | 367   | 232   | 315   | 327   | 296   | 338   | 350   | 376   | 403   | 3,086  |
| % Turnout         | 4.0%  | 15.6% | 10.2% | 15.0% | 15.1% | 12.6% | 13.9% | 15.4% | 15.9% | 15.1% | 13.4%  |

| <b>Town Meeting, Precinct 1</b>                  |       |       |
|--|-------|-------|
| Six for 3 years, two for 2 years, one for 1 year |       |       |
|  | Votes | %     |
| Perry M. Galvin                                  | 61    | 74.4% |
| John J. Magee IV                                 | 60    | 73.2% |
| Tricia RY Magee                                  | 57    | 69.5% |
| Michael D. Blaha                                 | 57    | 69.5% |

| <b>Town Meeting, Precinct 2</b> |       |       |
|---------------------------------|-------|-------|
| Six for 3 years                 |       |       |
|                                 | Votes | %     |
| Stephen M. Kane                 | 238   | 64.9% |
| Raymond B. Berggren             | 221   | 60.2% |
| Stephen Edwin Robb              | 220   | 59.9% |
| Richard A. Zucker               | 216   | 58.9% |
| Richard Glaser                  | 12    | 3.3%  |
| Charles Hughes                  | 11    | 3.0%  |

| <b>Town Meeting, Precinct 3</b> |       |       |
|---------------------------------|-------|-------|
| Six for 3 years, one for 1 year |       |       |
|                                 | Votes | %     |
| Bruce D. Whitney                | 158   | 68.1% |
| Judith A. Kuhn                  | 150   | 64.7% |
| Andrew J. Meyer                 | 149   | 64.2% |
| Donna Volpe Casey               | 147   | 63.4% |
| Joan R. Mathews                 | 142   | 61.2% |
| Donna M. McKenzie               | 140   | 60.3% |
| Sandra J. Desveaux              | 130   | 56.0% |

| <b>Town Meeting, Precinct 4</b> |       |       |
|---------------------------------|-------|-------|
| Six for 3 years                 |       |       |
|                                 | Votes | %     |
| Ronald V. Ordway                | 217   | 68.9% |
| Craig S. Ross                   | 204   | 64.8% |
| John R. Cavanaugh               | 190   | 60.3% |
| Christina E. Kruczynski         | 186   | 59.0% |

## Natick Annual Town Election Results

March 29, 2011

| Votes by Precinct |       |       |       |       |       |       |       |       |       |       |        |
|-------------------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|--------|
|                   | 1     | 2     | 3     | 4     | 5     | 6     | 7     | 8     | 9     | 10    | Total  |
| Registered voters | 2,069 | 2,359 | 2,281 | 2,098 | 2,172 | 2,350 | 2,440 | 2,274 | 2,368 | 2,668 | 23,079 |
| Ballots Cast      | 82    | 367   | 232   | 315   | 327   | 296   | 338   | 350   | 376   | 403   | 3,086  |
| % Turnout         | 4.0%  | 15.6% | 10.2% | 15.0% | 15.1% | 12.6% | 13.9% | 15.4% | 15.9% | 15.1% | 13.4%  |

### Town Meeting, Precinct 5

Six for 3 years

|                   | Votes | %     |
|-------------------|-------|-------|
| Erica E. Ball     | 178   | 54.4% |
| Paul M. Sanford   | 177   | 54.1% |
| Kenneth E. Yang   | 147   | 45.0% |
| Matthew D. Siegel | 141   | 43.1% |
| James L. Everett  | 139   | 42.5% |
| Julian J. Munnich | 137   | 41.9% |
| Stephen E. Meyler | 128   | 39.1% |
| James M. McMullin | 116   | 35.5% |

### Town Meeting, Precinct 6

Six for 3 years

|                      | Votes | %     |
|----------------------|-------|-------|
| Peggy R. Broekel     | 190   | 58.1% |
| Barbara A. Chinetti  | 187   | 57.2% |
| Lawrence W. Forshner | 190   | 58.1% |
| Karen A. Foster      | 191   | 58.4% |
| Michael F. Linehan   | 174   | 53.2% |
| Joshua Ostroff       | 190   | 58.1% |

### Town Meeting, Precinct 7

Six for 3 years, 1 for 2 years

|                     | Votes | %     |
|---------------------|-------|-------|
| Joseph A. Keefe     | 247   | 73.1% |
| Susan L. Geiser     | 215   | 63.6% |
| Richard T. Sullivan | 214   | 63.3% |
| Bruce T. Evans      | 213   | 63.0% |
| Dylan Hayre         | 209   | 61.8% |

# Natick Annual Town Election Results

March 29, 2011

| Votes by Precinct |       |       |       |       |       |       |       |       |       |       |        |
|-------------------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|--------|
|                   | 1     | 2     | 3     | 4     | 5     | 6     | 7     | 8     | 9     | 10    | Total  |
| Registered voters | 2,069 | 2,359 | 2,281 | 2,098 | 2,172 | 2,350 | 2,440 | 2,274 | 2,368 | 2,668 | 23,079 |
| Ballots Cast      | 82    | 367   | 232   | 315   | 327   | 296   | 338   | 350   | 376   | 403   | 3,086  |
| % Turnout         | 4.0%  | 15.6% | 10.2% | 15.0% | 15.1% | 12.6% | 13.9% | 15.4% | 15.9% | 15.1% | 13.4%  |

| <b>Town Meeting, Precinct 8</b>  |       |       |
|----------------------------------|-------|-------|
| Six for 3 years, Two for 2 years |       |       |
|                                  | Votes | %     |
| Sara R. Hanna                    | 217   | 62.0% |
| Thomas E. Hubbard                | 211   | 60.3% |
| Mary A. Brown                    | 210   | 60.0% |
| Marjorie Gove                    | 195   | 55.7% |
| Eric W. Ruben                    | 195   | 55.7% |

| <b>Town Meeting, Precinct 9</b>  |       |       |
|----------------------------------|-------|-------|
| Six for 3 years, Two for 2 years |       |       |
|                                  | Votes | %     |
| Gregory W. Tutuny                | 217   | 57.7% |
| Paul R. Joseph                   | 210   | 55.9% |
| Donald P. Friswell               | 204   | 54.3% |
| Cathleen M. Collins              | 198   | 52.7% |
| John F. Horrigan                 | 197   | 52.4% |
| Scott A. Joseph                  | 183   | 48.7% |
| Michael Avitzur                  | 172   | 45.7% |
| Michael Lamont                   | 10    | 2.7%  |

| <b>Town Meeting, Precinct 10</b>  |       |       |
|-----------------------------------|-------|-------|
| Six for 3 years, One for one year |       |       |
|                                   | Votes | %     |
| Steve Melchiorri                  | 258   | 64.0% |
| Kathleen Bacon                    | 252   | 62.5% |
| Edward M. Salamoff                | 250   | 62.0% |
| David A. Krentzman                | 232   | 57.6% |
| Andrew Patrick Hayes              | 225   | 55.8% |
| Beverly Rich                      | 24    | 6.0%  |

WARRANT  
SPRING ANNUAL TOWN MEETING  
APRIL 12, 2011

THE COMMONWEALTH OF THE MASSACHUSETTS

The following articles are to be acted upon and determined exclusively by Town Meeting Members in accordance with Chapter 2 of the Acts of 1938 and Amendments thereto and the Town Charter. Town Meeting will meet in the Wilson Middle School Auditorium, Natick on Tuesday Evening April 12, 2011 at 7:30 PM, then and there to act on the articles listed below:

- Article 1 Omnibus Budget FY11
- Article 2 Stabilization Fund
- Article 3 Stabilization Fund – Capital
- Article 4 Stabilization Fund – Create Operational Stabilization Fund
- Article 5 Stabilization Fund – Fund Operational Stabilization Fund
- Article 6 Morse Institute Library
- Article 7 Bacon Free Library
- Article 8 Elected Officials Salary
- Article 9 Collective Bargaining
- Article 10 Personnel Board Pay Plan
- Article 11 Omnibus Budget FY12
- Article 12 Capital Equipment
- Article 13 Capital Improvement
- Article 14 School Bus Transportation Subsidy
- Article 15 Appropriate Funds to Re-Write Zoning By-Law
- Article 16 Repeal of Quinn Bill Law
- Article 17 Appropriation of Funds for Sidewalk Construction
- Article 18 Appropriation of Mall Cochituate Rail Trail Mitigation Funds
- Article 19 Unpaid Bills
- Article 20 Establish Board of Health Revolving Fund For Immunization Programs
- Article 21 Re-authorization of Revolving Funds
- Article 22 Assessors: Increase Personal Property Exemptions
- Article 23 Home Rule Petition: Beer & Wine Licenses
- Article 24 Home Rule Petition: To Lease Portion of Speen Street National Guard Site
- Article 25 Appropriation of Funds Regarding Lease of National Guard Speen Street Site
- Article 26 Amend By-Laws: Building Commissioner Hiring Process
- Article 27 Home Rule Petition: Removal of Building Commissioner Position from Civil Service
- Article 28 Home Rule Petition: Removal of Fire Chief Position from Civil Service
- Article 29 Amend By-Law to Provide for Procedure for Appointment of Fire Chief
- Article 30 Street Acceptance: Main Street
- Article 31 Abandonment of Driveway Easement: College Road
- Article 32 Charter Amendment Regarding Applicability of Civil Service Laws
- Article 33 Amend By-Laws: Allow Town Meeting to Limit Maximum Speaking Time
- Article 34 By-Law Amendment Regarding Applicability of Civil Service Laws
- Article 35 By-Law Amendments Regarding Police Chief Selection Process
- Article 36 Amendments to Personnel By-Law

- Article 37 Amendments to By-Law Article 41 Regarding Disposal of Property
- Article 38 Amend By-Laws: Construction Hours
- Article 39 Amend Zoning By-Laws: Special Permit Granting Authority
- Article 40 Amend Zoning By-Laws: Definitions
- Article 41 Amend Zoning By-Laws: Off-Street Loading and Parking Requirements
- Article 42 Amend By-Laws: Removal of Snow and Ice from Sidewalks
- Article 43 Committee Article

An attested copy may be viewed at the following locations: Precinct 1: Reliable Cleaners, West Central Street; Precinct 2: Fire Station, Speen Street; Precinct 3: Station 5 Grille, Watson Street; Precinct 4: TCAN, Summer Street; Precinct 5: Wilson Middle School; Precinct 6: East Natick Fire Station, Rhode Island Avenue; Precinct 7: Bacon Street Farm, Bacon Street; Precinct 8: Natick Senior High School, West Street; Precinct 9: Natick Town Hall, East Central Street and Precinct 10: South Natick Fire Station, Eliot Street and the two Natick U.S. Post Offices, Bacon Free Library and Morse Institute Library.

s/Charles M. Hughes  
 CHARLES M. HUGHES  
 Chairman

s/Carol A. Gloff  
 CAROL A. GLOFF  
 Vice Chair

s/Paul R. Joseph  
 PAUL R. JOSEPH  
 Clerk

s/Joshua Ostroff  
 JOSHUA OSTROFF  
 Member

s/Nicholas Mabardy  
 NICHOLAS MABARDY  
 Member

***Board of Selectmen for the Town of Natick***

Certified copies of the Warrant are available at the Office of the Town Clerk, Natick Town Hall, 13 East Central St., Natick, MA between the hours of 8:00 AM – 5:00 PM, Monday through Friday and at the Town web site [www.natickma.gov](http://www.natickma.gov).




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Paul R. Joseph, Clerk

2011 Spring Annual Town Meeting  
Wilson Middle School  
Marshall Lebowitz Town Meeting Hall  
April 12, 2011  
First Session

The First Session of the 2011 Spring Annual Town Meeting was called to order by the Moderator, Frank W. Foss, at 7:30 pm who declared a quorum present. The Moderator welcomed residents, taxpayers, town officials, Town Meeting Members and interested parties to the First Session of 2011 Spring Annual Town Meeting. Mr. Foss presented the official warrant signed by the Board of Selectmen with the officer's return thereon, which had been duly posted. The Moderator turned the document over to the Town Clerk to be entered into the official record of the town. At this time the Moderator asked that all newly elected or appointed members of Town Meeting stand to be sworn in. Mr. Foss provided the oath of office to all new Town Meeting members. The hall stood for the Pledge of Allegiance. Dr. Seth Asare, Pastor at Fisk Memorial United Methodist Church, gave the invocation followed by a moment of silence in recognition of all the men and women serving on our behalf throughout the world.

The Moderator introduced the officials present on stage and in the well of the auditorium. The following people were present: Diane Packer, Town Clerk; Richard Jennett, Finance Committee Chair; Jonathan Freedman, Finance Committee Secretary; Martha White, Town Administrator; John Flynn, Town Counsel; and Charles Hughes, Chair of the Board of Selectmen.

The Moderator reviewed the general rules and procedures of Town Meeting. He indicated that all residents and taxpayers of the town and town officers and employees, whether or not residents, have the same right to speak as Town Meeting Members; however they do not have the right to submit motions for consideration at Town Meeting, nor vote on any matter before Town Meeting. Non-residents may only speak at Town Meeting after approval of Town Meeting Members. The proceedings of Town Meetings shall be governed by Town Meeting Time, the Natick By-Laws, the Town of Natick Home Rule Charter and the General Laws of the Commonwealth of Massachusetts.

All motions offered for the consideration of the Town Meeting shall be in writing if required by the Moderator; and all motions involving the expenditure of money shall be in writing when required by any Town Meeting Member. No person shall speak upon an article more than once when any other person desires to be heard, nor more than twice on the same question without permission of Town Meeting; and no person shall speak more than ten (10) minutes at one time without permission of Town Meeting. Consistent with the Natick By-Laws, once a member is recognized, it is the practice of Town Meeting Members to first ask questions, then propose a motion and/or debate the highest ranking motion. This practice is unchanged. Once a speaker is called upon, by the Moderator, the speaker's time will begin. Time expended asking questions will be considered part of the speaker's time, pursuant to the Natick By-Laws. Responses to the speaker's question will not be considered part of the speaker's requisite time. Each speaker will be limited to three questions, whether or not they are stated singularly or in a compound question and divided by the Moderator. When a question on an article is before Town Meeting, motions shall be received and have precedence as listed in the table entitled "Precedence of Motions," found in the Natick By-Laws, the Town Meeting Member Handbook and Town Meeting Time. Any person having a monetary or equitable interest in any matter under discussion at a Town Meeting, and any person employed by another having such an interest, shall disclose the fact of his/her interest or employment before speaking thereon. The motion

for the previous question shall not be entertained by the Moderator if three or more persons, who have not previously spoken to the question, are seeking recognition. By rule, indefinite postponement shall be considered a negative main motion and may be entered by the Moderator whenever any main motion or subsidiary motion is in order. This shall not change the order of precedence of motions as specified in section 6 of our by-laws or any other practice regarding indefinite postponement as specified in our Charter, the Natick By-Laws or Town Meeting Time. Without objection, the preceding statements are accepted as rules of 2011 Spring Annual Town Meeting. There were no objections.

At that time the Moderator suggested a motion to waive the reading articles and motions. Move to waive reading the text of all 2011 Spring Annual Town Meeting warrant articles and move to waive reading the text of motions, excluding the amounts to be appropriated and sources of said amounts to be appropriated when motions are provided in the text of Recommendations of the Natick Finance Committee publication. The motion was moved by Mr. Sidney and seconded by Mr. Hughes.

Motion passed unanimously.

Mr. Foss informed Town Meeting that with their approval the agenda for the meeting would be to consider Articles 1 and 2 and then articles 10 and 11. Mr. Hughes stood and introduced the new Police Chief, James Hicks. Mr. Levinsky rose to offer a resolution as follows:

Whereas, from time to time town meeting chooses to recognize members for outstanding contributions to our community; and whereas, Richard P. Jennett Jr. has served on the Natick Finance Committee for the last 11 years and as skilled chairman for the last 4 ; and

Whereas, Rick has made many positive contributions for the good of the town while serving as Chair of the Finance Committee, including increasing the amount of important and valuable information provided to Town Meeting members in the Finance Committee Recommendations Handbook; and

Whereas, Rick is also a member of the Community/Senior Center Building Committee, the Financial Planning Committee, a Town Meeting Member and in the past has been a member of the Gravel Pit Study Committee, the Senior/Community Center Study Committee, and the Police Chief Screening Committee; and

Whereas, the Jennett's have made Town Meeting a family affair with his wife Nancy serving for 14 years as a Town Meeting Member and daughters Kimberly, Pamela, and Allison working as pages; and

Whereas, this is Rick's last Town Meeting session as Chairman of the Finance Committee.

Now, therefore, be it resolved: That Town Meeting extends its warmest good wishes for the future and acknowledges Rick's many, many contributions to Natick. We thank Rick for attending hundreds of meetings, taking thousands of telephone calls and reading countless numbers of emails.

Let it be further resolved: That Rick's humor, insight, fairness, and steady, yet firm, hand as Finance Committee Chairman will be sorely missed, and that Town Meeting extends a heartfelt thank you to Richard P. Jennett Jr. for his service to Natick. Lastly and without any doubt, let it be also resolved that Natick is a far better place because of Richard P. Jennett Jr's devotion to our town.

The resolution was seconded by Mr. Freedman and Town Meeting unanimously voted to enter the proclamation into the record.

Mr. Coburn moved, seconded by Mr. Hughes to take Article 43 out of order and to set the time for consideration of that at the start of business for the Town Meeting session of Thursday, April 28.

The motion passed by majority vote.

Ms. White gave a presentation regarding accomplishments during the year, FY 2012 budget and future budgets. The Moderator announced that this is just a presentation and will be broad in scope. There will not be an opportunity to ask questions or debate any issues at this time but there will opportunities during debate of specific articles during the course of Town Meeting.

**ARTICLE 1: Fiscal 2011 Omnibus Budget (Town Administrator)**

To determine what sum or sums of money the Town will appropriate and raise, or transfer from available funds, for the operation of the government of the Town of Natick, including debt and interest, during Fiscal Year 2011 (July 1, 2010 through June 30, 2011) and to provide for a reserve fund for Fiscal Year 2011, and to see what budgets for Fiscal 2011 will be reduced to offset said additional appropriations, or otherwise act thereon.

**RECOMMENDATION:** By a vote of 12-0-0 on March 28, 2011, the Finance Committee recommends no action with regard to the subject matter of Article 1.

**MOTION:** (Requires a majority vote)

Moved by Mr. Freedman, seconded Mr. Jennett that no action be taken.

No action on the subject matter of Article 1 passed unanimously.

**ARTICLE 2: Stabilization Fund (Town Administrator)**

To see if the Town will vote to appropriate a sum of money from available funds for the purpose of supplementing the stabilization fund under Article 22 of the warrant for Annual Town Meeting of 1961, as authorized by Chapter 40, Section 5B of the General Laws, as amended, or otherwise act thereon.

**RECOMMENDATION:** By a vote of 10-0-1 on March 22, 2011, the Finance Committee recommends no action with regard to the subject matter of Article 2.

**MOTION:** (Requires a two-thirds vote)

Moved by Mr. Freedman, seconded Mr. Jennett that no action be taken.

No action on the subject matter of Article 2 passed by majority vote.

Mr. Hughes moved, seconded by Mr. Jennett, that Town take Articles 10 and 11 out of order and consider them prior to Article 3.

This motion passed by two-thirds vote.

**ARTICLE 10: Personnel Board Pay Plan (Town Administrator)**

To see if the Town, pursuant to the authority contained in Section 108A of Chapter 41 of the General Laws, will vote to amend the by-laws by adding to Article 24, Section 3, a new paragraph deleting certain position titles, adding new position titles and effecting changes in the salary ranges as presently established and will provide the money necessary therefore, or otherwise act thereon.

**RECOMMENDATION:** By a vote of 13-0-0, on March 24, 2011 the Finance Committee recommends favorable action with regard to the subject matter of Article 10.

**MOTION:** (Requires a majority vote)

Moved by Mr. Freedman, seconded by Mr. Hughes that the Town vote to amend the By-Laws by changing in its entirety the table entitled Classification and Pay Plan that is incorporated by reference into Article 24, Section 3, Paragraph 3.10. The new Classification and Pay Plan is as follows: (see attached chart)

Mr. Levinsky, Chair of the Personnel Board gave a presentation on this article. Mr. Linehan moved, seconded by Mr. Yang to separate the article into two motions, one for the full-time pay plan and the other for the part-time pay plan.

The motion to divide failed.

Mr. Jennett moved, seconded by Mr. Hughes to amend main motion to move Public Health Nurse, Sr. Environmental Health Agent and Environmental Health Agent from Grade 2 to Grade 3. Mr. Yang moved to close debate on the amendment which passed by 2/3 vote.

The amendment to the main motion passed unanimously.

Mr. Munnich moved, seconded by Mr. Hughes to amend the chart as presented in the Recommendations of the Natick Finance Committee on page 74 by striking the asterisk (\*) after the position of Supt of Parks and Recreation and Environmental Comp Officer and remove the footnote at the bottom of the chart on pg 74 and to amend Parks and Recreation to Recreation and Park.

The amendment to the main motion passed unanimously.

Mr. Pierce moved, seconded by Mr. Goldman to close debate.

The motion to close debate passed by two thirds vote.

The main motion, as amended under Article 10 passed by majority vote.



**Town of Natick  
Classification and Pay Plan  
Fiscal Year 2012  
Effective July 1, 2011**

Full-Time Positions

| Grade | Minimum  | Point 1  | Point 2   | Maximum   |
|-------|----------|----------|-----------|-----------|
| 5     | \$85,000 | \$98,333 | \$111,667 | \$125,000 |
| 4     | \$70,000 | \$81,667 | \$93,333  | \$105,000 |
| 3     | \$55,000 | \$63,333 | \$71,667  | \$80,000  |
| 2     | \$45,000 | \$52,500 | \$60,000  | \$67,500  |
| 1     | \$37,500 | \$44,167 | \$50,833  | \$57,500  |

**GRADE 5**  
Deputy Town Administrator  
Supt. Rec and Parks  
Dir Finance/Treas/Coll  
Dir Public Works  
Fire Chief

**GRADE 4**  
Building Commissioner  
Comptroller  
Dir Assessing  
Dir Community Dev.  
Dir Human Serv & COA  
Dir Info Technology  
Dir Morse Library  
Dir Personnel  
Dir Public Health  
Environmental Comp. Officer

**GRADE 3**  
Asst Assessor  
Veterans Agent  
Asst Comptroller  
Asst Library Dir Morse  
Asst Treas / Collector  
Benefits Coordinator  
Dir Bacon Free Library  
Golf Course Prof  
Housing/Gen Planner  
Info Systems DBA  
Info Syst Network Admin  
Local Building Insp  
Procurement Officer  
Public Health Nurse  
Sr. Env. Health Agent  
Env Health Agent

**GRADE 2**  
Admin. Analyst  
Clinical Social worker  
Exec Asst  
Farm Administrator  
Asst Dir/COA  
Social Worker Elderly  
Sr. Exec Asst  
Comm. Rel. Coord.

**GRADE 1**  
Animal Control Officer  
Outreach Coordinator  
Asst Library Director BFL

|  |  |  |  |  |
|--|--|--|--|--|
|  |  |  |  |  |
|--|--|--|--|--|

| Part-Time Positions   |              | Town of Natick<br>Classification and Pay Plan<br>Fiscal Year 2012<br>Effective July 1, 2011 |                |         |         |         |         |         |  |
|---|--------------|---|----------------|---------|---------|---------|---------|---------|--|
| <b>Hourly Wage Scale:</b>   |              | ----- STEPS -----   |                |         |         |         |         |         |  |
| Description / Position  | Grade / Code | Start   | 1              | 2       | 3       | 4       | 5       | Maximum |  |
| Laborer, Town Meeting Page, Custodian   | H1           | \$8.40  | \$8.80         | \$9.21  | \$9.67  | \$10.09 | \$10.48 | \$10.81 |  |
| Laborer, Census Taker, Building Monitor   | H2           | \$9.21  | \$9.67         | \$10.09 | \$10.48 | \$10.90 | \$11.34 | \$11.65 |  |
| Student Sanitarian, Clerical Assistant, Laborer,  | H3           | \$10.09   | \$10.90        | \$11.74 | \$12.61 | \$13.41 | \$14.25 | \$14.69 |  |
| Deputy Animal Control Officer, Clerk, Instructor,   | H4           | \$10.90   | \$11.74        | \$12.61 | \$13.41 | \$14.25 | \$15.08 | \$15.53 |  |
| Admin Support (Grants), Recycling Attendant,<br>Nurse, Vol Coord, Vol Resources Mgr.                          | H5           | \$12.61   | \$13.41        | \$14.25 | \$15.08 | \$15.93 | \$16.78 | \$17.28 |  |
| Police Matron   | H6           | \$18.45   | \$19.00        | \$19.55 | \$20.14 |         |         |         |  |
| Bus Coordinator, Volunteer Coordinator  | H7           | \$17.60   | \$18.13        | \$18.67 | \$19.22 | \$19.82 | \$20.40 | \$21.01 |  |
| Bus Driver  | H8           | \$12.61   | \$13.41        | \$14.25 | \$15.09 | \$15.62 | \$16.78 | \$17.28 |  |
| Bus Dispatcher  | H9           | \$12.61   | \$13.41        | \$14.25 | \$15.09 | \$15.93 | \$16.78 | \$16.94 |  |
| Social Worker, Accounts Payable Clerk   | H10          | \$20.72   | \$21.35        | \$21.99 | \$22.63 | \$23.27 | \$24.01 |         |  |
| Police Transcriber, Sealer Weights & Measures   | H11          | \$19.44   | \$20.02        | \$20.61 | \$21.23 | \$21.89 |         |         |  |
| <b>Library Personnel:</b>   |              | ----- STEPS -----   |                |         |         |         |         |         |  |
| Descriptions / Positions  |              | Start   | 1              | 2       | 3       | 4       | 5       | Maximum |  |
| Library Page (Morse)  | L1           | \$8.40  | \$8.67         | \$8.92  | \$9.19  | \$9.47  | \$9.75  | \$10.05 |  |
| Library Clerk (Bacon)   | L2           | \$11.55   | \$11.89        | \$12.24 | \$12.62 | \$13.01 | \$13.38 | \$13.79 |  |
| Library Assistant (Bacon)   | L3           | \$14.97   | \$15.41        | \$15.87 | \$16.36 | \$16.84 | \$17.35 | \$17.88 |  |
| <b>Recreation Revolving:</b>  |              |   |                |         |         |         |         |         |  |
| <b>Session Wage Schedule:</b>   |              | <b>Start</b>  | <b>Maximum</b> |         |         |         |         |         |  |
| Descriptions / Positions  |              |   |                |         |         |         |         |         |  |
| Timer/Scorer  | S2           | \$10.82   | \$11.16        |         |         |         |         |         |  |
| Farm Instructor   | S4           | \$13.91   | \$14.33        |         |         |         |         |         |  |
| Adult Contractor, Yoga Instructor   | S9           | \$27.83   | \$30.35        |         |         |         |         |         |  |
| Certified Sports Official   | S12          | \$37.10   | \$38.22        |         |         |         |         |         |  |
| <b>Hourly Wage Scale:</b>   |              | ----- STEPS -----   |                |         |         |         |         |         |  |
| Descriptions / Positions  |              | Start   | 1              | 2       | 3       | 4       | 5       | Maximum |  |
| Attendant, Assistant Leader, Jr Counselor, Assistant<br>Instructor  | R1           | \$8.46  | \$8.86         | \$9.23  | \$9.60  | \$9.99  | \$10.36 | \$10.70 |  |
| Leader, Instructor, Part-time Laborer   | R2           | \$9.23  | \$9.60         | \$9.99  | \$10.36 | \$10.73 | \$11.10 | \$11.47 |  |
| Sr. Counselor (certified)   | R2A          | \$9.85  | \$10.24        | \$10.65 | \$11.08 | \$11.52 | \$11.98 | \$12.46 |  |
| Lifeguard, Program Instructor, Specialist,<br>Concession Manager, Assistant Swim Coach                        | R3           | \$10.67   | \$11.28        | \$11.92 | \$12.55 | \$13.19 | \$13.80 | \$14.45 |  |
| Assistant Director, Head Lifeguard, Swim Coach,<br>Water Safety Instructor, Director Medium Sized<br>Programs | R4           | \$12.55   | \$13.19        | \$13.80 | \$14.45 | \$15.07 | \$15.70 | \$16.31 |  |
| Manager, Supervisor Major Programs  | R5           | \$15.07   | \$15.70        | \$16.31 | \$16.96 | \$17.57 | \$18.19 | \$18.82 |  |
| Beach Manager   | R8           | \$18.00   | \$19.00        | \$20.00 |         |         |         |         |  |
| Camp Woodtrail Director, Certified Camp Nurse   | R9           | \$20.00   | \$21.00        | \$22.00 |         |         |         |         |  |
| Nurse   | R12          | \$29.00   | \$30.00        | \$31.00 |         |         |         |         |  |
| Part-Time Positions   |              | Town of Natick<br>Classification and Pay Plan<br>Fiscal Year 2012<br>Effective July 1, 2011 |                |         |         |         |         |         |  |
| <b>Clinic Nurse:</b>  |              |   |                |         |         |         |         |         |  |
| Descriptions / Positions  |              | Start   |                |         |         |         |         |         |  |
| Nurse   | N1           | \$24.83   |                |         |         |         |         |         |  |
| <b>Annual Wage Schedule: (Annual Rates)</b>   |              |   |                |         |         |         |         |         |  |
| Descriptions / Positions  |              | Start   | Maximum        |         |         |         |         |         |  |
| Registrar of Voters   | A1           | \$579.60  | \$615.08       |         |         |         |         |         |  |
| Inspector of Animals, Civil Defense Fire Coordinator  | A2           | \$3,377.51  |                |         |         |         |         |         |  |
| Secretary to the Board  | A2-1         | \$978.21  | \$1,007.77     |         |         |         |         |         |  |
|   | A3           | \$1,931.57  | \$1,989.52     |         |         |         |         |         |  |
|   | A4           | \$2,703.28  | \$2,783.67     |         |         |         |         |         |  |
| Parking Clerk   | A5           | \$3,902.17  | \$4,019.26     |         |         |         |         |         |  |
|   | A6           | \$6,154.28  | \$6,338.80     |         |         |         |         |         |  |
|   | A7           | \$1,378.00  | \$1,419.40     |         |         |         |         |         |  |
|   | A8           | \$965.20  | \$993.58       |         |         |         |         |         |  |
| Library Custodian (Bacon)   | L4           | \$2,508.31  |                |         |         |         |         |         |  |
| <b>School Crossing Guards:</b>  |              |   |                |         |         |         |         |         |  |
| Descriptions / Positions  |              | Start   | Maximum        |         |         |         |         |         |  |
| M1 Monthly School Year  | M1           | \$717.97  | \$738.08       |         |         |         |         |         |  |
| M3 Monthly School Year (2 Posts)  | M3           |   | \$1,103.76     |         |         |         |         |         |  |
| M2 Daily School Year  | M2           | \$39.87   | \$41.00        |         |         |         |         |         |  |

**ARTICLE 11: Fiscal 2012 Omnibus Budget (Town Administrator)**

To determine what sum or sums of money the Town will appropriate and raise, or transfer from available funds, for the operation of the government of the Town of Natick, including debt and interest during Fiscal Year 2012 (July 1, 2011 to June 30, 2012), and to provide for a reserve fund for Fiscal Year 2012, or to otherwise act thereon.

**RECOMMENDATION:** By a vote of 10-0-0 on March 31, 2011, the Finance Committee recommends favorable action with regard to the subject matter of Article 11 and recommends the appropriation of \$116,858,705 to operate the various Town departments during Fiscal Year 2012.

Each individual section of the budget is voted as a separate budget and each section will be discussed separately. Ms. White made a presentation of the overview of the budget.

**SECTION A: EDUCATION AND LEARNING**

**MOTION:** Favorable action moved by Mr. Freedman, seconded by Mr. Jennett with regards to Article 11, Motion A.

Dr. Sanchioni gave a presentation regarding the Natick Public School budget. Mr. Lynch gave a presentation regarding the South Middlesex Regional Technical School (Keefe Tech) budget.

**Motions for Section A: Education & Learning**

|   |                      |
|---|----------------------|
| <b>Motion for Section A under Article 11:</b>   |                      |
| Move that the Town vote to appropriate the Total Budget Amount shown below for the purpose of operating the departments shown under the associated categories, said funds are to be expended under the direction of each Department Head or Director: |                      |
| <b>Natick Public Schools</b>  |                      |
| Salaries & Expenses   | 46,406,138           |
| <b>Total Natick Public Schools</b>  | <b>\$ 46,406,138</b> |
| <b>Keefe Tech</b>   |                      |
| Expenses (Assessment)   | \$ 1,396,865         |
| <b>Total Keefe Tech</b>   | <b>\$ 1,396,865</b>  |
| <b>Motion Total</b>   | <b>\$ 47,803,003</b> |
| And that the above <u>Total Budget Amount</u> be raised from the following  |                      |
| <b>Tax Levy of Fiscal Year 2012</b>   | \$ 47,803,003        |
|   | <b>\$ 47,803,003</b> |

Motion A under Article 11 passed by majority vote.

SECTION B: PUBLIC SAFETY

MOTION: Favorable action moved by Mr. Freedman, seconded by Mr. Jennett with regards to Article 11, Motion B.

**Motions for Section B: Public Safety**

|   |                      |
|---|----------------------|
| <b>Motion for Section B under Article 11:</b>   |                      |
| Move that the Town vote to appropriate the Total Budget Amount shown below for the purpose of operating the departments shown under the associated categories, said funds are to be expended under the direction of each Department Head or Director: |                      |
| <b>Emergency Management</b>   |                      |
| Expenses  | \$ 4,100             |
| <b>Total Emergency Management</b>   | <b>\$ 4,100</b>      |
| <b>Police</b>   |                      |
| Salaries  | \$ 5,492,384         |
| Expenses  | \$ 218,100           |
| Other Chgs. & Expenses  | \$ 9,500             |
| <b>Total Police</b>   | <b>\$ 5,719,984</b>  |
| <b>Fire</b>   |                      |
| Salaries  | \$ 6,968,461         |
| Expenses  | \$ 170,625           |
| <b>Total Fire</b>   | <b>\$ 7,139,086</b>  |
| <b>Motion Total</b>   | <b>\$ 12,863,170</b> |
| <b>And that the above <u>Total Budget Amount</u> be raised from the following</b>   |                      |
| <b>Tax Levy of Fiscal Year 2012</b>   | \$ 12,863,170        |
|   | <b>\$ 12,863,170</b> |

Motion B under Article 11 passed unanimously.

SECTION C: PUBLIC WORKS

MOTION: Favorable action moved by Mr. Freedman, seconded by Mr. Hughes with regards to Article 11, Motion C.

**Motions for Section C: Public Works**

|   |                     |
|---|---------------------|
| <b>Motion for Section C under Article 11:</b>   |                     |
| Move that the Town vote to appropriate the Total Budget Amount shown below for the purpose of operating the departments shown under the associated categories, said funds are to be expended under the direction of each Department Head or Director: |                     |
| <b>DPW Administration</b>   |                     |
| Salaries  | \$ 235,046          |
| Expenses  | \$ 44,620           |
| <b>Total DPW Administration</b>   | <b>\$ 279,666</b>   |
| <b>DPW Building Maintenance</b>   |                     |
| Salaries  | \$ 329,505          |
| Expenses  | \$ 449,900          |
| <b>Total DPW Build. Maint.</b>  | <b>\$ 779,405</b>   |
| <b>DPW Energy</b>   |                     |
| Purchase of Services  | \$ 1,491,900        |
| Other Charges   | \$ 1,500            |
| <b>Total DPW Energy</b>   | <b>\$ 1,493,400</b> |
| <b>DPW Engineering</b>  |                     |
| Salaries  | \$ 376,517          |
| Expenses  | \$ 100,200          |
| <b>Total DPW Engineering</b>  | <b>\$ 476,717</b>   |
| <b>DPW Equipment Maintenance</b>  |                     |
| Salaries  | \$ 510,190          |
| Expenses  | \$ 266,850          |
| Other - Capital Outlay  | \$ 5,000            |
| <b>Total DPW Equip. Maint.</b>  | <b>\$ 782,040</b>   |
| <b>DPW Highway &amp; Sanitation</b>   |                     |
| Salaries  | \$ 1,280,190        |
| Expenses  | \$ 389,450          |
| Other - Charges & Expenditures  | \$ 1,457,700        |
| <b>Total DPW Highway &amp; San.</b>   | <b>\$ 3,127,340</b> |
| <b>DPW Land, Facilities &amp; Nat. Resources</b>  |                     |
| Salaries  | \$ 449,961          |
| Expenses  | \$ 219,881          |
| <b>Total DPW LF &amp; NR</b>  | <b>\$ 669,842</b>   |
| <b>Motion Total</b>   | <b>\$ 7,608,410</b> |
| And that the above Total Budget Amount be raised from the following   |                     |
| Tax Levy of Fiscal Year 2012  | \$ 7,608,410        |
|   | <b>\$ 7,608,410</b> |

Motion C under Article 11 passed by majority vote.

SECTION D: HEALTH AND HUMAN SERVICES

MOTION: Favorable action moved by Mr. Freedman, seconded by Mr. Jenett with regards to Article 11, Motion D.

**Motions for Section D: Health and Human Services**

|   |                     |
|---|---------------------|
| <b>Motion for Section D under Article 11:</b>   |                     |
| Move that the Town vote to appropriate the Total Budget Amount shown below for the purpose of operating the departments shown under the associated categories, said funds are to be expended under the direction of each Department Head or Director: |                     |
| <b>Human Services &amp; Council on Aging</b>  |                     |
| Salaries  | \$ 376,934          |
| Expenses  | \$ 25,122           |
| Other Changes & Expenditures  | \$ 17,000           |
| <b>Total Council on Aging</b>   | <b>\$ 419,056</b>   |
| <b>Veterans Services</b>  |                     |
| Salaries  | \$ 113,504          |
| Expenses  | \$ 7,775            |
| Other Changes & Expenditures  | \$ 171,310          |
| <b>Total Veterans Services</b>  | <b>\$ 292,589</b>   |
| <b>Board of Health</b>  |                     |
| Salaries  | \$ 372,846          |
| Expenses  | \$ 24,450           |
| Other Changes & Expenditures  | \$ 15,000           |
| <b>Total Board of Health</b>  | <b>\$ 412,296</b>   |
| <b>Recreation</b>   |                     |
| Salaries  | \$ 502,285          |
| Operating Expenses  | \$ 36,737           |
| Other Supplies  | \$ 21,550           |
| <b>Total Recreation</b>   | <b>\$ 560,572</b>   |
| <b>Motion Total</b>   | <b>\$ 1,684,513</b> |
| And that the above <u>Total Budget Amount</u> be raised from the following  |                     |
| <b>Tax Levy of Fiscal Year 2012</b>   | \$ 1,684,513        |
|   | <b>\$ 1,684,513</b> |

Motion D under Article 11 passed by majority vote.

SECTION E: ADMINISTRATIVE SUPPORT SERVICES

MOTION: Favorable action moved by Mr. Freedman, seconded by Mr. Jennett with regards to the subject matter of Article 11, Motion E.

**Motions for Section E: Administrative Support Services**

|   |                   |
|---|-------------------|
| <b>Motion for Section E under Article 11:</b>   |                   |
| Move that the Town vote to appropriate the Total Budget Amount shown below for the purpose of operating the departments shown under the associated categories, said funds are to be expended under the direction of each Department Head or Director: |                   |
| <b>Board of Selectmen</b>   |                   |
| Salaries  | \$ 573,329        |
| Expenses  | \$ 164,250        |
| Other Charges & Expenditures  | \$ 18,357         |
| <b>Total Board of Selectmen</b>   | <b>\$ 755,936</b> |
| <b>Personnel Board</b>  |                   |
| Other Charges & Expenditures  | \$ 1,000          |
| <b>Total Personnel Board</b>  | <b>\$ 1,000</b>   |
| <b>Town Report</b>  |                   |
| Professional Services   | \$ 5,500          |
| <b>Total Town Report</b>  | <b>\$ 5,500</b>   |
| <b>Legal</b>  |                   |
| Expenses  | \$ 294,480        |
| Other Charges & Expenditures  | \$ 10,000         |
| <b>Total Legal Services</b>   | <b>\$ 304,480</b> |
| <b>Comptroller</b>  |                   |
| Salaries  | \$ 307,550        |
| Expenses  | \$ 29,900         |
| <b>Total Comptroller</b>  | <b>\$ 337,450</b> |
| <b>Assessors</b>  |                   |
| Salaries  | \$ 308,478        |
| Expenses  | \$ 40,800         |
| Other Charges & Expenditures  | \$ 75,000         |
| <b>Total Assessors</b>  | <b>\$ 424,278</b> |
| <b>Collector</b>  |                   |
| Salaries  | \$ 202,056        |
| Expenses  | \$ 174,250        |
| <b>Total Collector</b>  | <b>\$ 376,306</b> |
| <b>Motion continued on next Page ---&gt;</b>  |                   |

## Motions for Section E: Administrative Support Services

|   |                     |
|---|---------------------|
| <b>Treasurer</b>  |                     |
| Salaries  | \$ 152,650          |
| Expenses  | \$ 60,750           |
| <b>Total Treasurer</b>  | <b>\$ 213,400</b>   |
| <b>Information Technology</b>   |                     |
| Salaries  | \$ 238,945          |
| Expenses  | \$ 374,100          |
| Other Chgs. & Expenditures  | \$ 265,000          |
| <b>Total Information Technology</b>   | <b>\$ 878,045</b>   |
| <b>Town Clerk</b>   |                     |
| Salaries  | \$ 203,260          |
| Expenses  | \$ 21,100           |
| <b>Total Town Clerk</b>   | <b>\$ 224,360</b>   |
| <b>Elections</b>  |                     |
| Salaries (Registrars)   | \$ 35,150           |
| Expenses (Registrars)   | \$ 50,000           |
| <b>Total Elections</b>  | <b>\$ 85,150</b>    |
| <b>Sealer of Weights &amp; Measures</b>   |                     |
| Salaries  | \$ 14,659           |
| Expenses  | \$ 850              |
| <b>Total Sealer Weights/Meas.</b>   | <b>\$ 15,509</b>    |
| <b>Parking Enforcement</b>  |                     |
| Salaries  | \$ 31,909           |
| Expenses  | \$ 72,400           |
| <b>Total Parking Enforcement</b>  | <b>\$ 104,309</b>   |
| <b>Community Development</b>  |                     |
| Salaries  | \$ 643,350          |
| Expenses  | \$ 26,811           |
| <b>Total Community Development</b>  | <b>\$ 670,161</b>   |
| <b>Motion Total</b>   | <b>\$ 4,395,885</b> |
| <b>And that the above <u>Total Budget Amount</u> be raised from the following</b> |                     |
| <b>Tax Levy of Fiscal Year 2012</b>   | \$ 4,335,885        |
| <b>Parking Meter Revenues</b>   | \$ 60,000           |
|   | <b>\$ 4,395,885</b> |

Motion E under Article 11 passed by majority vote.

SECTION F: COMMITTEES AND COMMISSIONS

MOTION: Favorable action moved by Mr. Freedman, seconded by Mr. Jennett with regards to the subject matter of Article 11, Motion F.

**Motions for Section F: Committees and Commissions**

|   |                  |
|---|------------------|
| <b>Motion for Section F under Article 11:</b>   |                  |
| Move that the Town vote to appropriate the Total Budget Amount shown below for the purpose of operating the departments shown under the associated categories, said funds are to be expended under the direction of each Department Head or Director: |                  |
| <b>Finance Committee</b>  |                  |
| Expenses  | \$ 21,500        |
| <b>Total Finance Committee</b>  | <b>\$ 21,500</b> |
| <b>Commission on Disability</b>   |                  |
| Expenses  | \$ 1,810         |
| <b>Total Commission on Disability</b>   | <b>\$ 1,810</b>  |
| <b>Natick Cultural Council</b>  |                  |
| Expenses  | \$ 700           |
| <b>Total Natick Cultural Council</b>  | <b>\$ 700</b>    |
| <b>Historical Commission</b>  |                  |
| Expenses  | \$ 1,000         |
| <b>Total Historical Commission</b>  | <b>\$ 1,000</b>  |
| <b>Historic District Commission</b>   |                  |
| Expenses  | \$ 500           |
| <b>Total Historic District Commission</b>   | <b>\$ 500</b>    |
| <b>Motion Total</b>   | <b>\$ 25,510</b> |
| And that the above <u>Total Budget Amount</u> be raised from the following  |                  |
| Tax Levy of Fiscal Year 2012  | \$ 25,510        |
|   | <b>\$ 25,510</b> |

Motion F under Article 11 passed by majority vote.

SECTION G: SHARED EXPENSES (UNCLASSIFIED)

MOTION: Favorable action moved by Mr. Freedman, seconded by Mr. Hughes with regards to the subject matter of Article 11, Motion G.

**Motions for Section G: Shared Expenses (Unclassified)**

|  |                      |
|--|----------------------|
| <b>Motion for Section G under Article 11:</b>  |                      |
| Move that the Town vote to appropriate the Total Budget Amount shown below for the purpose of funding the accounts and funds shown below.  |                      |
| Said funds are to be expended under the direction of the following officials or committees: (con't) Reserve Fund – Finance Committee; Property and Liability Insurance - Town Administrator; Employee Fringe Benefits - Town Administrator; Debt Service - Finance Director/Treasurer, Collector; Contributory Retirement System Pension Liability – Finance Director/Treasurer, Collector; Non Contributory Retirement Pension Liability - Comptroller. |                      |
| <b>Employee Fringe</b>   |                      |
| Other Personnel Services   | \$ 15,231,712        |
| Other Personnel Services   | \$ 37,500            |
| <b>Total Employee Fringe</b>   | <b>\$ 15,269,212</b> |
| <b>Property &amp; Liability Insurance</b>  |                      |
| Purchased Services   | \$ 520,958           |
| <b>Total Prop. &amp; Liab. Insurance</b>   | <b>\$ 520,958</b>    |
| <b>Contributory Retirement</b>   |                      |
| Pension Assessment   | \$ 5,626,663         |
| <b>Total Contributory Retirement</b>   | <b>\$ 5,626,663</b>  |
| <b>Non-Contributory Retirement</b>   |                      |
| Pensions   | \$ 90,369            |
| <b>Total Non-Contributory Retire.</b>  | <b>\$ 90,369</b>     |
| <b>Debt Service</b>  |                      |
| Leased Equipment   | \$ 40,000            |
| Principal  | \$ 5,638,585         |
| Interest   | \$ 3,103,770         |
| <b>Total Debt Service</b>  | <b>\$ 8,782,355</b>  |
| <b>Reserve Fund</b>  |                      |
| Other Charges  | \$ 400,000           |
| <b>Total Reserve Fund</b>  | <b>\$ 400,000</b>    |
| <b>Motion Total</b>  | <b>\$ 30,689,557</b> |
| And that the above <u>Total Budget Amount</u> be raised from the following   |                      |
| Tax Levy of Fiscal Year 2012   | \$ 25,024,611        |
| Free Cash  | \$ 1,998,212         |
| Stabilization Fund   | \$ -                 |
| Overlay Surplus  | \$ 1,000,000         |
| Title V Septic   | \$ 7,684             |
| Water-Sewer User Fees  | \$ 2,535,883         |
| School Building Assistance   | \$ 123,167           |
|  | <b>\$ 30,689,557</b> |

Motion G under Article 11 passed by majority vote.

SECTION H: WATER/SEWER ENTERPRISE

MOTION: Favorable action moved by Mr. Freedman, seconded by Mr. Jennett with regards to the subject matter of Article 11, Motion H 1.

**Motions for Section H: Water/Sewer Enterprise**

|  |                      |
|--|----------------------|
| <b>Motion for Water/Sewer Enterprise Fund - Section H under Article 11:</b>  |                      |
| <b>Move that the Town vote to appropriate the Total Budget Amount shown below for the purpose of operating the departments shown under the associated categories, said funds are to be expended under the direction of each Department Head or Director:</b> |                      |
| <b>Sanitary Sewer</b>  |                      |
| Salaries   | \$ 659,524           |
| Expenses   | \$ 192,650           |
| Other - Chgs. & Expenditures   | \$ 4,548,588         |
| <b>Total Sanitary Sewer</b>  | <b>\$ 5,400,762</b>  |
| <b>Water</b>   |                      |
| Salaries   | \$ 968,870           |
| Expenses   | \$ 910,700           |
| Other - Chgs. & Expenditures   | \$ 193,000           |
| <b>Total Water</b>   | <b>\$ 2,072,570</b>  |
| <b>Utility Billing</b>   |                      |
| Salaries   | \$ 103,618           |
| Expenses   | \$ 120,700           |
| <b>Total Utility Billing</b>   | <b>\$ 224,318</b>    |
| <b>Fringe Benefits</b>   |                      |
| Other Personal Services  | \$ 442,499           |
| Other - Chgs. & Expenditures   | \$ 187,526           |
| <b>Total Benefits</b>  | <b>\$ 630,025</b>    |
| <b>Water &amp; Sewer Debt Service</b>  |                      |
| Principal  | \$ 1,827,139         |
| Interest   | \$ 514,079           |
| <b>Total Debt Service</b>  | <b>\$ 2,341,218</b>  |
| <b>Water &amp; Sewer Reserve Fund</b>  |                      |
| Expenses   | \$ 200,000           |
| <b>Total W &amp; S Reserve Fund</b>  | <b>\$ 200,000</b>    |
| <b>Motion Total</b>  | <b>\$ 10,868,893</b> |
| <b>And that the above <u>Total Budget Amount</u> be raised from the following</b>  |                      |
| <b>Water-Sewer User Fees</b>   | \$ 10,868,893        |
|  | <b>\$ 10,868,893</b> |

Motion H 1 under Article 11 passed unanimously.

**SECTION H: WATER/SEWER ENTERPRISE**

MOTION: Favorable action moved by Mr. Freedman, seconded by Mr. Hughes with regards to the subject matter of Article 11, Motion H 2.

**Motions for Section H: Water/Sewer Enterprise**

| <b>Water/Sewer Indirect Cost Allocations - Motion under Article 11</b>  |                     |
|---|---------------------|
| <b>Move that the Town vote to approve the following indirect cost allocations raised in the General Fund:</b> |                     |
| <b>PERCENTAGE ALLOCATIONS</b>   | <b>TOTAL</b>        |
| DPW ADMINISTRATION  | \$ 122,675          |
| BUILDING MAINTENANCE  | 112,618             |
| ENGINEERING SERVICES  | 318,870             |
| GIS SERVICES  | (66,936)            |
| EQUIPMENT MAINTENANCE   | 328,142             |
| HIGHWAY MAINTENANCE   | 363,134             |
| <br>  |                     |
| PUBLIC SAFETY   | 374,211             |
| <br>  |                     |
| FINANCIAL / ADMINISTRATIVE  | 593,844             |
| DEBT SERVICE  | 69,626              |
| PROPERTY INSURANCE  | 208,383             |
| ENERGY  | 111,315             |
| <br>  |                     |
| <b>SUBTOTAL - GENERAL FUND</b>  | <b>2,535,883</b>    |
| <br>  |                     |
| <b>And that the Sum of \$2,535,883 appropriated in the General Fund be raised from the</b>                    |                     |
| <b>Water-Sewer User Fees</b>  | \$ 2,535,883        |
| <b>(See Motion for Section G, Article 11: Shared Expenses (Unclassified))</b>                                 | <b>\$ 2,535,883</b> |

Motion H 2 under Article 11 passed by majority vote.

SECTION I: SASSAMON TRACE ENTERPRISE

MOTION: Favorable action moved by Mr. Freedman, seconded by Mr. Jennett with regards to the subject matter of Article 11, Motion I.

**Motions for Section I: Sassamon Trace Enterprise Fund**

|  |                   |
|--|-------------------|
| <b>Motion for Sassamon Trace Enterprise Fund - Section I under Article 11:</b>   |                   |
| <b>Move that the Town vote to appropriate the Total Budget Amount shown below for the purpose of operating the departments shown under the associated categories, said funds are to be expended under the direction of each Department Head or Director:</b> |                   |
| <b>Sassamon Trace Operations</b>   |                   |
| Salaries   | \$ 144,707        |
| Expenses   | \$ 454,131        |
| <b>Total GC Operations</b>   | <b>\$ 598,838</b> |
| <b>Sassamon Trace Reserve Fund</b>   |                   |
| Expenses   | \$ -              |
| <b>Total GC Reserve Fund</b>   | <b>\$ -</b>       |
| <b>Sassamon Trace Fringe Benefits</b>  |                   |
| Other Personal Services  | \$ 13,262         |
| Other - Chgs. & Expenditures   | \$ 12,331         |
| <b>Total GC Fringe Benefits</b>  | <b>\$ 25,593</b>  |
| <b>Sassamon Trace Debt Service</b>   |                   |
| Principal  | \$ 195,931        |
| Interest   | \$ 99,402         |
| <b>Total GC Debt Service</b>   | <b>\$ 295,333</b> |
| <b>Motion Total</b>  | <b>\$ 919,764</b> |
| <b>And that the above <u>Total Budget Amount</u> be raised from the following</b>  |                   |
| <b>Tax Levy of Fiscal Year 2012</b>  | \$ 320,000        |
| <b>Golf User Fees</b>  | \$ 551,400        |
| <b>Golf Retained Earnings</b>  | \$ 48,364         |
|  | <b>\$ 919,764</b> |

Motion I under Article 11 passed by majority vote.

A motion to adjourn was made by Mr. Sidney and seconded by Mr. Hughes. The motion to adjourn passed by two-thirds vote. The meeting adjourned at 10:20 PM.

A record of the First Session of Annual Spring Town Meeting, April 12, 2011

\_\_\_\_\_  
Diane Packer, Town Clerk

2011 Spring Annual Town Meeting  
Wilson Middle School  
Marshall Lebowitz Town Meeting Hall

April 14, 2011

Second Session

The Second Session of the 2011 Spring Annual Town Meeting was called to order by Moderator, Frank W. Foss, at 7:35 pm who declared a quorum present. The Moderator welcomed residents, taxpayers, town officials, Town Meeting Members and interested parties to the Second Session of 2011 Spring Annual Town Meeting. At this time the Moderator asked that all newly elected or appointed members of Town Meeting stand to be sworn in. Mr. Foss provided the oath of office to all new Town Meeting members. The hall stood for the Pledge of Allegiance followed by a moment of silence in recognition of all the men and women serving on our behalf throughout the world.

The Moderator introduced the officials present on stage and in the well of the auditorium. The Moderator informed the body that the same general rules and procedures for Town Meeting were in effect including waiving the reading of the warrant. He also reiterated that all motions must be received in time for them to be reviewed by the Moderator and if necessary, Town Counsel.

**ARTICLE 3: Capital Stabilization Fund (Town Administrator)**

To see if the Town will vote to appropriate a sum of money from available funds for the purpose of supplementing the Capital Stabilization Fund under Article 2 of the warrant for Fall Annual Town Meeting of 2010, as authorized by Chapter 40, Section 5B of the General Laws, as amended, or take other action relative thereto.

**RECOMMENDATION:** By a vote of 10-1-0 on March 22, 2011, the Finance Committee recommends favorable action in the amount of \$687,440 with regard to the subject matter of Article 3.

**MOTION:** (Requires a two-thirds vote)

Moved by Mr. Freedman, seconded by Mr. Jennett, that the Town vote to appropriate the sum of \$687,440 from Free Cash for the purpose of supplementing the Capital Stabilization Fund established under Article 2 of the warrant for Fall Annual Town Meeting of 2010, as authorized by Chapter 40, Section 5B of the General Laws, as amended.

***The main motion for Article 3 passed unanimously.***

Mr. Hughes moved, seconded by Mr. Ostroff, postponement of Articles 4, 5 and 9 until April 28, 2011 immediately after consideration of Article 43.

***The motion to postpone passed by two thirds vote.***

**ARTICLE 6: Fiscal 2012 Morse Institute Library Budget (Morse Institute Library Trustees)**

To see what sum of money the Town will vote to raise and appropriate, or otherwise provide, for the maintenance and operation of the Morse Institute Library, for Fiscal Year 2012 (July 1, 2011

through June 30, 2012), or otherwise act thereon.

**RECOMMENDATION:** By a vote of 13-0-0 on March 28, 2011, the Finance Committee recommends favorable action with regards to the subject matter of Article 6 and that the sum of \$1,851,860 be appropriated from the Tax Levy and Free Cash.

**MOTION:** (Requires majority vote)

Favorable action moved by Mr. Freedman, seconded by Mr. Hughes.

|  |                     |
|--|---------------------|
| <b>Motion for Morse Institute Library (Article 6)</b>  |                     |
| Motion: Move that the Town vote to appropriate the Total Budget Amount shown below to be expended under the direction of the Morse Institute Library Board of Trustees for the operation of the Morse Institute Library, for the Fiscal Year July 1, 2011 through June 30, 2012. |                     |
| <b>Morse Institute Library</b>   |                     |
| Salaries & Expenses  | \$ 1,848,818        |
| <b>Total Morse Institute Library</b>   | <b>\$ 1,848,818</b> |
| And that the above <u>Total Budget Amount</u> be raised from the following   |                     |
| Tax Levy of Fiscal Year 2012   | \$ 1,823,818        |
| Free Cash  | \$ 25,000           |
|  | <b>\$ 1,848,818</b> |

Need corrected information on disk it is at 10min

Motion passed by majority vote.

The motion for this article differs from the recommendation that was printed on page 50 of the Finance Committee Recommendation book as there was a calculation error which was corrected prior to Town Meeting but after the Finance Committee met and the book of recommendations was printed.

*The main motion for Article 6, as printed above, passed by majority vote.*

ARTICLE 7: Fiscal 2012 Bacon Free Library Budget

(Bacon Free Library Trustees and Bacon Free Library Maintenance Committee)

To see what sum of money the Town will raise, borrow or transfer for the maintenance and operation of the Bacon Free Library, for Fiscal Year 2012 (July 1, 2011 through June 30, 2012), or otherwise act thereon.

**RECOMMENDATION:** By a vote of 13-0-0 on March 28, 2011, the Finance Committee recommends favorable action with regards to the subject matter of Article 7 and that the sum of \$118,827 be appropriated from the Tax Levy.

**MOTION:** Favorable action moved by Mr. Freedman and seconded by Mr. Jennett.

**Motion for Bacon Free Library (Article 7)**

Motion: Move that the Town vote to appropriate the Total Budget Amount shown below to be expended under the direction of the Bacon Free Library Committee for the operation of the Bacon Free Library, for the Fiscal Year July 1, 2011 through June 30, 2012.

**Bacon Free Library**

|                                 |                   |
|---------------------------------|-------------------|
| Salaries & Expenses             | \$ 118,827        |
| <b>Total Bacon Free Library</b> | <b>\$ 118,827</b> |

And that the above Total Budget Amount be raised from the following

|                              |                   |
|------------------------------|-------------------|
| Tax Levy of Fiscal Year 2012 | \$ 118,827        |
|                              | <b>\$ 118,827</b> |

**RECOMMENDATION:** By a vote of 13-0-0 on March 28, 2011, the Finance Committee recommends favorable action with regards to the subject matter of Article 6 and that the sum of \$1,851,860 be appropriated from the Tax Levy and Free Cash.

A motion to adjourn was made by Mr. Sidney and seconded by Mr. Hughes. *The motion to adjourn passed by two-thirds vote.* The meeting adjourned at 10:20 PM.

*The main motion under Article 7 passed unanimously.*

**ARTICLE 8: Elected Officials Salary (Town Administrator)**

To see if the Town will vote to fix the salary and compensation of all elected officers of the Town of Natick for Fiscal Year 2012 (July 1, 2011 through June 30, 2012) as provided by Section 108 of Chapter 41 of the General Laws, as amended, or otherwise act thereon.

**RECOMMENDATION:** By a vote of 12-0-0 on March 28, 2011, the Finance Committee recommends favorable action with regards to the subject matter of Article 8 and that the salary be set for the following Natick elected officers:

Natick Town Clerk: \$65,000

**MOTION:** (Requires a majority vote)

Moved by Mr. Freedman, seconded by Mr. Hughes that the town vote to fix the salary and compensation of the following elected officer of the Town for the Fiscal Year July 1, 2011 through June 30, 2012 as provided by Section 108 of Chapter 41 of the Massachusetts General Laws:

Town Clerk..... \$65,000

Mr. Sidney moved, seconded by Mr. Brown, an amendment to the main motion, that the Town vote to fix the salary and compensation of the following elected officer of the Town of Natick for the Fiscal year July 1, 2011 through June 30, 2012 as provided by Section 108 of Chapter 41 of the General Laws:

Town Clerk..... \$68,000

Mr. Hayes moved, seconded by Mr. Berggren, to amend the amendment to the main motion and fix the salary at \$75,000.

Ms. Foss moved the question, seconded by Mr. Yang. However, the Moderator was unable to take the motion as there were three or more people seeking the floor to speak.

Mr. Yang moved indefinite postponement on the amendment to change the salary to \$75,000. The moderator ruled that motion out of order. Mr. Yang, moved seconded by Ms. Foss to move the previous question and end debate on the amendment.

*The motion to close debate passed by a 2/3 vote.*

*The amendment for the \$75,000 salary failed.*

*The amendment to the main motion for a salary of \$68,000 passed 71 for and 44 opposed.*

*The amended main motion passed by majority vote.*

ARTICLE 12: Capital Equipment (Town Administrator)

To see if the Town will vote to appropriate and raise, or otherwise provide, a sum or sums of money as may be required for capital equipment for the various departments of the Town of Natick; to determine whether this appropriation shall be raised by borrowing or otherwise; or otherwise act thereon.

RECOMMENDATION: By a vote of 11-0-0 on March 22, 2011, the Finance Committee recommends favorable action with regards to the subject of Article 12.

MOTION: Favorable action moved by Mr. Freedman, seconded by Mr. Jennett with regards to Article 12, Motion A.

**MOTION A: (majority vote required)**

Move that the Town vote to appropriate the sum of \$349,560 to be expended under the direction of the Morse Institute Library for the purpose of replacing furniture, under the direction of the Police Department for the purpose of replacing police cruisers and replacing radio equipment, under the direction of the Fire Department for the purpose of replacing Fire Hose and the acquisition of electrically powered stretchers, under the direction of the Department of Public Works for the purpose of replacing vehicle B-3 and a core aerator and the acquisition of a road planer attachment, under the direction of the Recreation Department for the purpose of replacing playground equipment at the East School, and under the direction of the Town Administrator for the purpose of replacing vehicle TH-1, individually shown as items 1, 2, 3, 4, 5, 6, 11, 14, 17, and 18 in the Table A below, and that to meet this appropriation the sum of \$349,560 be raised from Free Cash.

**TABLE A, MOTION A: Article 12 - Capital Equipment - 2011 Spring Annual Town Meeting**

| <u>Item #</u> | <u>Department</u>  | <u>Item</u>                        | <u>Funding Source</u> | <u>Amount</u> |
|---------------|--------------------|------------------------------------|-----------------------|---------------|
| 1             | Morse Library      | Replacement of Furniture           | Free Cash             | \$ 24,000     |
| 2             | Police             | Replacement of Police Cruisers     | Free Cash             | \$ 71,560     |
| 3             | Police             | Replacement of Radio Equipment     | Free Cash             | \$ 48,000     |
| 4             | Fire               | Replacement of Fire Hose           | Free Cash             | \$ 25,000     |
| 5             | Fire               | Electrically Powered Stretchers    | Free Cash             | \$ 28,000     |
| 6             | DPW                | Replace Vehicle B-3                | Free Cash             | \$ 30,000     |
| 11            | DPW                | Road Planer Attachment             | Free Cash             | \$ 24,000     |
| 14            | DPW                | Core Aerator                       | Free Cash             | \$ 25,000     |
| 17            | Recreation         | East School Playground Replacement | Free Cash             | \$ 60,000     |
| 18            | Town Administrator | Replace Vehicle TH-1               | Free Cash             | \$ 14,000     |

**Appropriation under Article 12: MOTION A** **\$ 349,560**

Ms. White provided a presentation regarding all of the capital items including those included in Articles 12 and 13.

*Motion A under Article 12 passed by majority vote.*

**MOTION:** Favorable action moved by Mr. Freedman, seconded by Mr. Hughes with regards to Article 12, Motion B.

**MOTION B: (two-thirds vote required)**

Move that the Town vote to appropriate the sum of \$907,000 to be expended under the direction of the Department of Public Works for the purpose of funding the replacement of two heavy duty dump trucks H-45 and LF-6, heavy duty truck H-40, a sidewalk tractor, a field mowing tractor, and a backhoe H-59, under the direction of the Council on Aging for the purpose of purchasing a generator for the new Community/Senior Center, under the direction of the Recreation Department for the purpose of replacing a bus, individually shown as items 7, 8, 9, 10, 12, 13, 15 and 16 in the Table B below, and that to meet this appropriation the Treasurer with the approval of the Board of Selectmen is authorized to borrow \$907,000 under Massachusetts General Laws Chapter 44, Section 7, as amended, or any other enabling authority and to issue bonds or notes of the Town therefor aggregating not more than \$907,000 in principal amount and that the Town Administrator with the approval of the Board of Selectmen is authorized to take any action necessary to carry out this program.

**TABLE B, MOTION B: Article 12 - Capital Equipment - 2011 Spring Annual Town Meeting**

| <u>Item #</u> | <u>Department</u> | <u>Item</u>                                 | <u>Funding Source</u> | <u>Amount</u> |
|---------------|-------------------|---|-----------------------|---------------|
| 7             | DPW               | Replace Dump Truck H-45                     | Tax Levy Borrowing    | \$ 190,000    |
| 8             | DPW               | Replace Sidewalk Machine                    | Tax Levy Borrowing    | \$ 142,000    |
| 9             | DPW               | Replace Backhoe H-59                        | Tax Levy Borrowing    | \$ 125,000    |
| 10            | DPW               | Replace Heavy Duty Truck H-40               | Tax Levy Borrowing    | \$ 60,000     |
| 12            | DPW               | Replace Dump Truck LF-6                     | Tax Levy Borrowing    | \$ 130,000    |
| 13            | DPW               | Replace Field Mowing Tractors LF-14 & LF-15 | Tax Levy Borrowing    | \$ 70,000     |
| 15            | Council on Aging  | Generator - Community/Senior Center         | Tax Levy Borrowing    | \$ 120,000    |
| 16            | Recreation        | Replace Recreation Bus #2                   | Tax Levy Borrowing    | \$ 70,000     |

**Appropriation under Article 12: MOTION B**

**\$ 907,000**

Mr. Everett, moved, seconded by Mr. Sidney, to divide Motion B as such, first motion will be items 7, 8, 9, 10, 12, 13, and 16 and the second motion will be item 15.

*The motion to divide prevailed.*

Mr. Coburn moved, seconded by Mr. Sidney to waive the reading of the divided motions.

*Motion to waive the reading of the divided motions passed.*

*Motion B1 under Article 12 passed unanimously.*

*Motion B2 under Article 12 passed by 2/3 vote.*

**MOTION:** Favorable action moved by Mr. Freedman, seconded by Mr. Jennett with regards to Article 12, Motion C.

**MOTION C: (two-thirds vote required)**

Move that the Town vote to appropriate the sum of \$150,000 to be expended under the direction of the Department of Public Works for the purpose of replacing water meter radio transmitters, individually shown as item 19 in the Table C below, and that to meet this appropriation the Treasurer with the approval of the Board of Selectmen is authorized to borrow \$150,000 under Massachusetts General Laws Chapter 44, Section 8, as amended, or any other enabling authority and to issue bonds or notes of the Town therefor aggregating not more than \$150,000 in principal amount and that the Town Administrator with the approval of the Board of Selectmen is authorized to take any action necessary to carry out this program.

**TABLE C, MOTION C: Article 12 - Capital Equipment - 2011 Spring Annual Town Meeting**

|   |             |                                |          |           |                |
|---|-------------|--------------------------------|----------|-----------|----------------|
| 19  | Water/Sewer | Water Meter Radio Transmitters | W/S Debt | \$        | 150,000        |
| <b>Appropriation under Article 12: MOTION C</b> |             |                                |          | <b>\$</b> | <b>150,000</b> |

*Motion C under Article 12 passed unanimously.*

**MOTION:** Favorable action moved by Mr. Freedman, seconded by Mr. Hughes with regards to Article 12, Motion D.

**MOTION D: (majority vote required)**

Move that the Town vote to appropriate the sum of \$245,000 to be expended under the direction of the Department of Public Works for the purpose of upgrading chlorine & water systems, and the replacement of dump truck W-20, skid steer W-13, technology and vehicle W-3, individually shown as items 20, 21, 22, 23 and 24 in the Table D below, and that to meet this appropriation the sum of \$245,000 be raised from Water & Sewer Retained Earnings.

**TABLE D, MOTION D: Article 12 - Capital Equipment - 2011 Spring Annual Town Meeting**

|   |             |  |                    |           |                |
|---|-------------|--|--------------------|-----------|----------------|
| 20  | Water/Sewer | Chlorine Upgrade Elm Bank/Pine Oaks/Morse Pond | W/S Retained Earn. | \$        | 90,000         |
| 21  | Water/Sewer | Replace Dump Truck W-20                        | W/S Retained Earn. | \$        | 60,000         |
| 22  | Water/Sewer | Replace Skid Steer W-13                        | W/S Retained Earn. | \$        | 45,000         |
| 23  | Water/Sewer | GPS Base Station                               | W/S Retained Earn. | \$        | 25,000         |
| 24  | Water/Sewer | Replace Vehicle W-3                            | W/S Retained Earn. | \$        | 25,000         |
| <b>Appropriation under Article 12: MOTION D</b> |             |  |                    | <b>\$</b> | <b>245,000</b> |

*Motion D under Article 12 passed unanimously.*

**ARTICLE 13: Capital Improvement (Town Administrator)**

To see if the Town will vote to appropriate and raise, or otherwise provide, a sum or sums of money to implement a Capital Improvement Program, to protect the physical infrastructure of the Town of Natick; to determine whether this appropriation shall be raised by borrowing or otherwise; or to otherwise act thereon.

**RECOMMENDATION:** By a vote of 11-0-0 on March 22, 2011, the Finance Committee recommends favorable action with regards to the subject of Article 13.

**MOTION:** Favorable action moved by Mr. Freedman, seconded by Mr. Hughes with regards to Article 13, Motion A.

**MOTION A: (majority vote required)**

Move that the Town vote to appropriate the sum of \$363,000 to be expended under the direction of the Bacon Free Library for the purpose of replacing a boiler, under the direction of the Department of Public Works for the purpose of replacing carpeting and floor surfaces in municipal buildings, painting the exterior surfaces at the Eliot School, installing a sidewalk on a portion of Speen Street, and replacing the backstops at Memorial School, under the direction of the Town Administrator for the purpose of upgrading technology in meeting rooms at Town Hall, under the direction of the Information Technology Department for the purpose of acquiring electronic permitting software, and under the direction of the Town Clerk for the purpose of codifying the Charter and By-laws of the Town of Natick, individually shown as items 1, 2, 3, 5, 7, 10, 11, and 12 in the Table A below, and that to meet this appropriation the sum of \$363,000 be raised from Free Cash.

**TABLE A, MOTION A: Article 13 - Capital Improvement - 2011 Spring Annual Town Meeting**

| <u>Item #</u>                                   | <u>Department</u>  | <u>Item</u>   | <u>Funding Source</u> | <u>Amount</u>     |
|---|--------------------|---|-----------------------|-------------------|
| 1   | Bacon              | Boiler Replacement  | Free Cash             | \$ 90,000         |
| 2   | DPW                | Replacement of Carpets and Floor Furnishings in Municipal Buildings | Free Cash             | \$ 16,000         |
| 3   | DPW                | Exterior Painting (Eliot School)                                    | Free Cash             | \$ 75,000         |
| 5   | DPW                | Pedestrian Sidewalk - Speen Street                                  | Free Cash             | \$ 12,000         |
| 7   | DPW                | Replacement of Backstops at Memorial School                         | Free Cash             | \$ 15,000         |
| 10  | Town Administrator | Town Hall Meeting Room Technology Upgrades                          | Free Cash             | \$ 25,000         |
| 11  | Information Tech.  | Electronic Permitting Software                                      | Free Cash             | \$ 100,000        |
| 12  | Town Clerk         | Codification of Charter & By-Laws                                   | Free Cash             | \$ 30,000         |
| <b>Appropriation under Article 13: MOTION A</b> |                    |   |                       | <b>\$ 363,000</b> |

Mr. Snow moved, seconded by Mr. Maguire to amend Motion A by deleting item 12, Town Clerk Codification of Charter & By-Laws and reducing the total by \$30,000.

*The amendment failed.*

Mr. Pierce moved, seconded by Mr. Jennett to close debate on this question.

*The motion to close debate passed by 2/3 vote.*

*Motion A under Article 13 passed by majority vote.*

MOTION: Favorable action moved by Mr. Freedman, seconded by Mr. Jennett with regards to Article 13, Motion B.

**MOTION B: (two-thirds vote required)**

Move that the Town vote to appropriate the sum of \$439,000 to be expended under the direction of the Department of Public Works for the purpose of reroofing the vehicle storage garage and reconfiguring the intersection of Eliot and South Street, under the direction of the Recreation Department for the purpose renovating the interior of the Cole Recreation Center and renovating the exterior surfaces adjacent to the north field at the Cole Recreation Center, individually shown as items 4, 6, 8, and 9, in the Table B below, and that to meet this appropriation the Treasurer with the approval of the Board of Selectmen is authorized to borrow \$439,000 under Massachusetts General Laws Chapter 44, Section 7, as amended, or any other enabling authority and to issue bonds or notes of the Town therefor aggregating not more than \$439,000 in principal amount and that the Town Administrator with the approval of the Board of Selectmen is authorized to take any action necessary to carry out this program.

**TABLE B, MOTION B: Article 13 - Capital Improvement - 2011 Spring Annual Town Meeting**

| <u>Item #</u> | <u>Department</u> | <u>Item</u>                                   | <u>Funding Source</u> | <u>Amount</u> |
|---------------|-------------------|---|-----------------------|---------------|
| 4             | DPW               | Reroof DPW Vehicle Storage Garage             | Tax Levy Borrowing    | \$ 99,000     |
| 6             | DPW               | Reconfigure Eliot & South Street Intersection | Tax Levy Borrowing    | \$ 105,000    |
| 8             | Recreation        | Interior Renovations (Cole)                   | Tax Levy Borrowing    | \$ 155,000    |
| 9             | Recreation        | Cole North Field Renovations                  | Tax Levy Borrowing    | \$ 80,000     |

**Appropriation under Article 13: MOTION B** **\$ 439,000**

*Motion B under Article 13 passed unanimously.*

**MOTION:** Favorable action moved by Mr. Freedman, seconded by Mr. Jennett with regards to Article 13, Motion C.

**MOTION C: (two-thirds vote required)**

Move that the Town vote to appropriate the sum of \$626,000 to be expended under the direction of the Department of Public Works for the purpose of reroofing the DPW vehicle storage garage, replacing ground water wells and replacing VFD installs and controls, individually shown as items 4, 13 and 14 in the Table C below, and that to meet this appropriation the Treasurer with the approval of the Board of Selectmen is authorized to borrow \$626,000 under Massachusetts General Laws Chapter 44, Section 8, as amended, or any other enabling authority and to issue bonds or notes of the Town therefor aggregating not more than \$626,000 in principal amount and that the Town Administrator with the approval of the Board of Selectmen is authorized to take any action necessary to carry out this program.

**TABLE C, MOTION C: Article 13 - Capital Improvement - 2011 Spring Annual Town Meeting**

|    |             |                                   |               |            |
|----|-------------|-----------------------------------|---------------|------------|
| 4  | Water/Sewer | Reroof DPW Vehicle Storage Garage | W/S Borrowing | \$ 66,000  |
| 13 | Water/Sewer | Replace Ground Water Wells        | W/S Borrowing | \$ 300,000 |
| 14 | Water/Sewer | Replace VFD Installs & Controls   | W/S Borrowing | \$ 260,000 |

**Appropriation under Article 13: MOTION C** **\$ 626,000**

*Motion C under Article 13 passed unanimously.*

**MOTION:** Favorable action moved by Mr. Freedman, seconded by Mr. Jennett with regards to Article 13, Motion D.

**MOTION D: (majority vote required)**

Move that the Town vote to appropriate the sum of \$150,000 to be expended under the direction of the Department of Public Works for the purpose of relining sewer mains, individually shown as item 15 in the Table D below, and that to meet this appropriation the sum of \$150,000 be raised from Water & Sewer Inflow & Infiltration Fund.

**TABLE D, MOTION D: Article 13 - Capital Improvement - 2011 Spring Annual Town Meeting**

|   |             |                     |            |           |                |
|---|-------------|---------------------|------------|-----------|----------------|
| 15  | Water/Sewer | Sewer Main Relining | I & I Fund | \$        | 150,000        |
| <b>Appropriation under Article 13: MOTION D</b> |             |                     |            | <b>\$</b> | <b>150,000</b> |

***Motion D under Article 13 passed unanimously.***

**MOTION:** Favorable action moved by Mr. Freedman, seconded by Mr. Hughes with regards to Article 13, Motion E.

**MOTION E: (majority vote required)**

Move that the Town vote to appropriate the sum of \$75,000 to be expended under the direction of the Department of Public Works for the purpose of creating a computer model of the water system, individually shown as item 16 in the Table E below, and that to meet this appropriation the sum of \$75,000 be raised from Water & Sewer Retained Earnings.

**TABLE E, MOTION E: Article 13 - Capital Improvement - 2011 Spring Annual Town Meeting**

|   |             |                             |                    |           |               |
|---|-------------|-----------------------------|--------------------|-----------|---------------|
| 16  | Water/Sewer | Water System Computer Model | W/S Retained Earn. | \$        | 75,000        |
| <b>Appropriation under Article 13: MOTION E</b> |             |                             |                    | <b>\$</b> | <b>75,000</b> |

***Motion E under Article 13 passed by majority vote.***

**ARTICLE 14: School Bus Transportation Subsidy (Superintendent of Schools)**

To see if the Town will vote to appropriate and raise, or transfer from available funds, a sum of money for the purpose of operation and administration of the school bus transportation system, and to reduce or offset fees charged for students who elect to use the school bus transportation system for transportation to and from school; or otherwise act thereon.

**RECOMMENDATION:** By a vote of 10-0-0 on March 10, 2011, the Finance Committee recommends favorable action with regard to the subject of Article 14 and that the sum of \$330,137 be appropriated from the Tax Levy.

**MOTION:** (Majority Vote Required)

Moved by Mr. Freedman, seconded by Mr. Jennett that the Town vote to appropriate the sum of \$330,137 from Tax Levy for the purposes of operation and administration of the school bus transportation system, and to reduce or offset fees charged to students who elect to use the school bus transportation system for transportation to and from school, said funds to be expended under the direction of the Natick School Committee.

***The main motion for Article 14 passed by majority vote.***

Mr. Sidney moved, seconded by Mr. Goldman to adjourn.

*The motion to adjourn passed by 2/3 vote.*

Town Meeting adjourned at 10:10 PM.

A record of the Second Session of

Annual Spring Town Meeting, April 14, 2011

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Diane Packer, Town Clerk

2011 Spring Annual Town Meeting  
Wilson Middle School  
Marshall Lebowitz Town Meeting Hall

April 26, 2011

Third Session

Mr. Hughes, Chair of the Board of Selectmen announced that the Moderator, Frank Foss, had taken ill and would not be able to be at Town Meeting. Mr. Hughes explained that according to the Natick Home Rule Charter, Article 3, Section 5 (b) the Town Clerk serves as the town moderator in the event that the incumbent town moderator is unable to preside over Town Meeting. In her capacity as town moderator, Town Clerk Diane Packer welcomed residents, taxpayers, town officials, Town Meeting Members and interested parties to the Third Session of 2011 Spring Annual Town Meeting at 7:36 PM, as there was a quorum present.

Ms. Packer asked, with Town Meeting's approval, that Mr. Levinsky be appointed as clerk for the Third Session of the 2011 Spring Annual Town Meeting. At this time Ms. Packer asked that all newly elected or appointed members of Town Meeting and Mr. Levinsky stand for the oath of office. Mr. Levinsky and all new members of Town Meeting were sworn in at this time. The hall stood for the Pledge of Allegiance followed by a moment of silence in recognition of Mr. Foss and all the men and women serving on our behalf throughout the world.

The Moderator introduced the officials present on stage and in the well of the auditorium. Ms. Packer made several announcements. The Moderator informed the body that the same general rules and procedures for Town Meeting were in effect including waiving the reading of the warrant. She also reiterated that all motions must be received in time for them to be reviewed by the Moderator and if necessary, Town Counsel.

Mr. Freedman moved, seconded by Ms. Salamoff, that Fire Chief James Sheridan be permitted to address Town Meeting for the purpose of presenting a Natick Fire Department, Certificate of Merit.

***Motion passed unanimously.***

Chief Sheridan spoke and made the following presentation:

On Monday, March 14<sup>th</sup>, 2011, Daniel Shupert, a 9 year old student, who attends the 3<sup>rd</sup> grade at the Bennett Hemenway School noticed that his classmate, Tommy Moreth was choking on something in the school cafeteria. Danny, calmly and efficiently, performed the Heimlich Maneuver on his classmate and was able to restore his breathing. In recognition of this act of bravery, The Natick Fire Department wishes to award Daniel Shupert with this Certificate of Merit. "In recognition of his deeds of 14 March 2011, when he did demonstrate personal bravery, quick thinking, and decisive action, and through the performance of life saving skill, did thereby avert tragedy we, the Natick Fire Department, present to Daniel Shupert, this certificate of meritorious achievement.

Mr. Freedman moved, seconded by Mr. Ostroff, that 2011 Spring Annual Town Meeting recognize Daniel Shupert for his life saving deed and enter into the official record of said Town Meeting the Natick Fire Department, Certificate of Merit. ***The motion passed unanimously.***

Ms. Packer introduced the visiting dignitaries from Pakistan. Mr. Faisal Ahmed and Mr. Mohamad are local government administrators participating in a professional partnership program run

through the Massachusetts Municipal Association and the Institute for Training and Development at UMass-Amherst. They will be in Natick for the next two weeks and be exposed to a variety of departmental operations and cultural opportunities.

Mr. Hughes moved, seconded by Mr. Jennett to postpone consideration of Article 31 until Thursday, April 28, 2011 immediately after prior articles postponed to said date.

***The motion to postpone Article 31 until April 28, 2011 passed unanimously.***

Mr. Forshner moved, seconded by Ms. Coughlin that in the event that Town Meeting takes up Articles 26 and 27 this evening that their order be reversed and Article 27 be considered prior to Article 26.

***This motion failed.***

**ARTICLE 15: Appropriate Funds to Re-Write Zoning By-Law (Town Administrator)**

To see if the Town will vote to appropriate a sum of money to fund consulting services to review and re-write the Zoning By-Law and to determine how said appropriation shall be raised, whether by transfer from available funds, borrowing or otherwise or take other action relative thereto.

**RECOMMENDATION:** By a vote of 11-1-0 on March 17, 2011, the Finance Committee recommends favorable action with regard to the subject matter of Article 15.

**MOTION:** (Majority Vote Required)

Moved by Mr. Freedman, seconded by Mr. Jennett that the Town vote to appropriate the sum of \$100,000 from Free Cash to fund consulting services to review and re-write the Zoning By-Law, said funds to be expended under the direction of the Board of Selectmen.

Mr. Reffett spoke to this article. Mr. Hughes moved, seconded by Mr. Linehan to amend the main motion to insert the words “and revisions to the Zoning map” after the words “Zoning By-Law” and before the words “said funds”. Mr. Flynn suggested a friendly amendment to the amendment which would insert the words “and review and update the Zoning maps”. Mr. Hughes and Mr. Linehan both accepted the friendly amendment.

***The amendment passed by majority vote.***

The new amended main motion will read: “Moved that the Town vote to appropriate the sum of \$100,000 from Free Cash to fund consulting services to review and re-write the Zoning By-Law, and review and update the zoning maps, said funds to be expended under the direction of the Board of Selectmen.

***The main motion, as amended, under Article 15 passed by majority vote.***

**ARTICLE 16: Repeal of Quinn Bill (Town Administrator)**

To see if the Town will vote to repeal their acceptance of MGL Chapter 41, section 108L (the so-called Quinn bill law) or take other action relative thereto.

**RECOMMENDATION:** By a vote of 11-1-0 on March 15, 2011, the Finance Committee recommends no action with regard to the subject matter of Article 16.

**MOTION:** (Majority Vote Required)

No action moved by Mr. Freedman and seconded by Mr. Jennett.

***The motion of no action under Article 16 passed unanimously.***

ARTICLE 17: Appropriation of Funds for Sidewalk Construction (Town Administrator)

To see if the Town will vote to appropriate a sum of money from mitigation funds from MathWorks, Inc. to fund the construction of a sidewalk approximately 2,112 feet in length along the southerly side of Route 9 and the northerly side of Town Forest, or take other action relative thereto.

**RECOMMENDATION:** By a vote of 10-0-0 on March 3, 2011, the Finance Committee recommends favorable action with regard to the subject matter of Article 17 and that the sum of \$980,000 be appropriated from MathWorks Mitigation Funds.

**MOTION:** (Majority Vote Required)

Moved by Mr. Freedman, seconded by Mr. Jennett that the Town vote to appropriate the sum \$980,000 from mitigation funds from MathWorks, Inc. to fund the construction of a sidewalk approximately 2,112 feet in length along the southerly side of Route 9 and the northerly side of Town Forest.

Mr. Reffett spoke to this article.

***The main motion under Article 17 passed by majority vote.***

ARTICLE 18: Appropriation of Mall Cochituate Rail Trail Mitigation Funds

(Board of Selectmen)

To see if the Town will vote to appropriate a sum of money for development of the Cochituate Rail Trail or for open space acquisition consistent with the Open Space Plan, or otherwise act thereon.

**RECOMMENDATION:** By a vote of 8-5-0 on March 15, 2011, the Finance Committee recommends favorable action with regard to the subject of Article 18.

**MOTION:** (Majority Vote Required)

Moved by Mr. Freedman, seconded by Mr. Jennett that the Town vote to appropriate the sum of \$362,750 to be expended under the direction of the Board of Selectmen and the Conservation Commission for development of the proposed Cochituate Rail Trail and/or for open space acquisition, and that the sum of \$362,750 be raised from Receipts Reserved Natick Mall Mitigation Fees.

Mr. Ostroff moved, seconded by Mr. Sidney, an amendment to insert the following words "that relates to bicycle, pedestrian or transit related improvements," after the word acquisition and before the word and.

***The amendment to the main motion passed by majority vote.***

Mr. Ostroff made a presentation regarding this article.

Mr. Connolly moved, seconded by Mr. Snow to postpone consideration of the remainder of this article until Thursday, April 28, 2011.

Mr. Volpe moved, seconded by Mr. Pierce, to end debate on the motion for postponement.

*The motion to end debate on postponement passed by 2/3 vote.*

*The motion to postpone failed.*

Mr. Golden moved, seconded by Mr. Pierce the question to end debate on the main motion.

*The motion to end debate passed by a 2/3 vote.*

*The amended main motion under Article 18 passed by majority vote.*

ARTICLE 19: Unpaid Bills (Town Administrator)

To see if the Town will vote to raise and appropriate, or otherwise provide such sums of money as may be required for the payment of unpaid bills of previous years, incurred by the departments, boards and officers of the Town of Natick, or otherwise act thereon.

RECOMMENDATION: By a vote of 13-0-0 on March 24, 2011, the Finance Committee recommends no action with regard to the subject of Article 19.

MOTION: (Majority Vote Required)

Moved by Mr. Freedman, seconded by Mr. Jennett that no action be taken.

*The motion of no action under Article 19 passed unanimously.*

ARTICLE 20: Establish Revolving Fund for Immunization Programs (Board of Health)

To see if the Town will vote pursuant to Chapter 44, Section 53E1/2 of the Massachusetts General Laws, to establish an Immunization Program and Emergency Preparedness Revolving Fund in order to utilize money received from Medicare, Medicaid and Health Insurance reimbursements from the Board of Health's annual flu clinics in order to provide subsidized funding for future flu clinics, children and adult immunization programs, pandemic and

emergency preparedness; to authorize the Public Health Director, under the supervision of the Board of Health, to expend money from such revolving fund; and to limit the total amount which may be expended from such fund up to and including \$40,000 during the fiscal year beginning July 1, 2011; or take other action relative thereto.

RECOMMENDATION: By a vote of 11-0-0 on March 8, 2011, the Finance Committee recommends favorable action with regard to the subject of Article 20 with a \$40,000 spending limit.

MOTION: (Majority Vote Required)

Moved by Mr. Freedman, seconded by Mr. Jennett that the Town vote pursuant to Chapter 44, Section 53E1/2 of the Massachusetts General Laws, to establish an Immunization Program and Emergency Preparedness Revolving Fund in order to utilize money received from Medicare, Medicaid and Health Insurance reimbursements from the Board of Health's annual flu clinics in order to provide subsidized funding for future flu clinics, children and adult immunization programs, pandemic and emergency preparedness; to authorize the Public Health Director, under the supervision of the Board of Health, to expend money from such revolving fund; and to limit the total amount which may be expended from such fund up to and including \$40,000 during the fiscal year beginning July 1, 2011.

Mr. White, Director of the Health Department spoke to this article.

***The main motion under Article 20 passed by majority vote.***

**ARTICLE 21: Re-authorization of Revolving Funds (Town Administrator)**

To see if the Town will vote to authorize the use of revolving funds previously established pursuant to votes of Town Meeting; to determine: 1) the programs and purposes for which each such revolving fund may be expended; 2) the departmental receipts which shall be credited to each such revolving fund; 3) the board, department or officer authorized to expend money from each such revolving fund; and 4) a limit on the total amount which may be expended from each such revolving fund in the fiscal year which begins on July 1, 2011; or otherwise act thereon.

**RECOMMENDATION:** By six (6) separate votes on March 24, 2011 the Finance Committee recommends favorable action with regard to the subject matters of Article 21.

**MOTION A:** (Majority vote required)

Moved by Mr. Freedman, seconded by Mr. Jennett that the Town vote to authorize the Director of Human Services and Council on Aging, with oversight by the Council on Aging, to expend up to and including \$15,000 during the fiscal year beginning July 1, 2011 for the purpose of operating a subsidized transportation program for senior citizens, pursuant to Chapter 44 §53E½ of the Massachusetts General Laws, from the revolving fund established by vote of the April 1995 Annual Town Meeting under Article 27 for receipts received in connection with the subsidized transportation program.

Ms. White spoke to all the motions under this article.

***Motion A under Article 21 passed unanimously.***

**MOTION B:** (Majority vote required)

Moved by Mr. Freedman, seconded by Mr. Jennett that the Town vote to authorize the Conservation Commission to expend up to and including \$15,000 during the fiscal year beginning July 1, 2011 in order to utilize fees paid to the Conservation Commission by applicants for the purpose of hiring consultants pursuant to Chapter 44 §53E½ of the Massachusetts General Laws, from the revolving fund established by vote of the October 2000 Special Town Meeting #2 under Article 8.

***Motion B under Article 21 passed unanimously.***

**MOTION C:** (Majority vote required)

Moved by Mr. Freedman, seconded by Mr. Jennett that the Town vote to authorize the Department of Public Works to expend up to and including \$35,000 during the fiscal year beginning July 1, 2011 under the direction of the Department of Public Works and the Town Administrator in order to utilize revenue from the sale of surplus vehicles and fund the purchases of vehicles and equipment at auction pursuant to Chapter 44 §53E½ of the Massachusetts General Laws, from the revolving fund established by vote of the April 2005 Annual Town Meeting under Article 17.

***Motion C under Article 21 passed by majority vote.***

**Motion D:** (Majority vote required)

Moved by Mr. Freedman, seconded by Mr. Jennett that the Town vote to authorize the Director of the Morse Institute Library, with oversight by the Library Trustees, to expend up to and including \$85,000 during the fiscal year beginning July 1, 2011 in order to utilize revenues collected from fines

for overdue materials, and from charges for lost or damaged materials, for the purpose of purchasing new books and other related materials, pursuant to Chapter 44 §53E½ of the Massachusetts General Laws, from the revolving fund established by vote of the April 2006 Annual Town Meeting under Article 19.

***Motion D under Article 21 passed unanimously.***

**Motion E:** (Majority vote required)

Moved by Mr. Freedman, seconded by Mr. Jennett that the Town vote to authorize the Director of the Morse Institute Library, with oversight by the Library Trustees, to expend up to and including \$25,000 during the fiscal year beginning July 1, 2011 in order to utilize fees collected from rental of facilities at the Morse Institute Library for the purpose of maintenance and repair of the Library facilities and equipment for the Library, pursuant to Chapter 44 §53E½ of the Massachusetts General Laws, from the revolving fund established by vote of the April 2006 Annual Town Meeting under Article 20.

***Motion E under Article 21 passed unanimously.***

**MOTION F:** (Majority vote required)

Moved by Mr. Freedman seconded by Mr. Jennett that the Town vote to authorize the Director of Human Services and Council on Aging, with oversight by the Council on Aging, to expend up to and including \$15,000 during the fiscal year beginning July 1, 2011 in order to utilize money received from building rental fees and donations for the purpose of funding maintenance of the Senior Center building and its successors, by whatever name such building or buildings are identified, and improvement projects for such building or buildings, pursuant to Chapter 44 §53E½ of the Massachusetts General Laws, from the revolving fund established by vote of the April 2008 Annual Town Meeting under Article 28.

***Motion F under Article 21 passed by majority vote.***

**ARTICLE 22: Increase Personal Exemption Amounts (Board of Assessors)**

To see if the town will vote to increase the Personal Exemption Amounts by 37.5% under the provisions of Chapter 73 of the Acts of 1986 as amended by Chapter 126 of the Acts of 1988 which provides for "Optional Additional Property Tax Exemptions" allowing an annually determined, uniform increase in the amount of exemption in General Laws, Chapter 59 Section 5 Clauses 17D, 22, 22A, 22B, 22C, 22D, 22E, 37A, and 41C (elderly person, disabled veteran, or blind person).

**RECOMMENDATION:** By a vote of 11-0-0 on March 8, 2011, the Finance Committee recommends favorable action with regard to the subject of Article 22 at the rate of 37.5%.

**MOTION:** (Majority Vote Required)

Moved by Mr. Freedman, seconded by Mr. Jennett that the town vote to increase the Personal Exemption Amounts by 37.5% under the provisions of Chapter 73 of the Acts of 1986 as amended by Chapter 126 of the Acts of 1988 which provides for "Optional Additional Property Tax Exemptions" allowing an annually determined, uniform increase in the amount of exemption in General Laws, Chapter 59 Section 5 Clauses 17D, 22, 22A, 22B, 22C, 22D, 22E, 37A, and 41C (elderly person, disabled veteran, or blind person).

Ms. Dangleo, Chair of the Board of Assessors and Director of Assessing spoke to this article.

*The main motion under Article 22 passed unanimously.*

ARTICLE 23: Home Rule Petition: Beer & Wine Licenses (Board of Selectmen)

To see if the Town will vote to authorize the Board of Selectmen to petition the General Court to enact legislation which would reduce the minimum seating requirement for a restaurant to be granted a license for the sale of wines and malt beverages and would increase the number of such licenses which may be in effect at any one time for such a restaurant within the total number of

licenses which the Town of Natick may grant under Chapter 138 of the Massachusetts General Laws, provided the General Court may reasonably vary the form and substance of the requested legislation within the scope of the general public objectives of the petition; Or otherwise act thereon.

RECOMMENDATION: By a vote of 14-0-0 on March 15, 2011, the Finance Committee recommends favorable action with regard to the subject of Article 23.

MOTION: (Majority Vote Required)

Moved by Mr. Freedman, seconded by Mr. Jennett that the Town vote to authorize the Board of Selectmen to submit a petition to the General Court to enact legislation in substantially the following form, provided that the General Court may reasonably vary the form and substance of the requested legislation within the scope of the general public objectives of this petition.

AN ACT FURTHER AUTHORIZING THE TOWN OF NATICK  
TO GRANT CERTAIN LICENSES FOR THE SALE OF WINES AND MALT  
BEVERAGES TO BE DRUNK ON THE PREMISES

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. Notwithstanding the provisions of section 11 of chapter 138 of the General Laws, chapter 19 of the Acts and Resolves of 2002 is hereby amended by striking the first section, which reads:

Notwithstanding section 11 of chapter 138 of the General Laws or any other general or special law to the contrary, the town of Natick may grant to restaurants with seating capacities of not less than 50 persons licenses for the sale of wines and malt beverages to be drunk on the premises; provided, however, that not more than 7 such licenses shall be in effect at any 1 time for restaurants with seating capacities of not less than 50 but not more than 99 persons. The licenses shall be subject to all of said chapter 138, except said section 11.

And replacing it with the follow language

Notwithstanding section 11 of chapter 138 of the General Laws or any other general or special law to the contrary, the town of Natick may grant to restaurants with seating capacities of not less than 15 persons licenses for the sale of wines and malt beverages to be drunk on the premises; provided, however, that not more than 17 such licenses shall be in effect at any 1 time for restaurants with seating capacities of not less than 15 but not more than 99 persons. The licenses shall be subject to all of said chapter 138, except said section 11.

SECTION 2. The authority conferred by this act shall not increase the number of licenses authorized to be issued by the board of selectmen of the town of Natick for the sale of alcoholic beverages

to be drunk on the premises.

SECTION 3. This act shall take effect upon its passage

Mr. Hughes, Chair of the Board of Selectmen spoke to this article.

*The main motion under Article 23 passed by majority vote.*

ARTICLE 24: Home Rule Petition to Lease Portion of Speen Street National Guard Site

(Town Administrator)

To see if the Town will vote to authorize the Board of Selectmen to petition the General Court to enact legislation in substantially the following form, provided that the General Court may reasonably vary the form and substance of the requested legislation within the scope of the general public objectives of this petition.

AN ACT AUTHORIZING THE TOWN OF NATICK TO LEASE CERTAIN PROPERTY IN NATICK OWNED BY THE COMMONWEALTH OF MASSACHUSETTS

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same as follows:*

SECTION 1

The town of Natick is hereby authorized to lease from the commissioner of asset management and maintenance, and the commissioner is hereby authorized subject to sections 40E to 40J inclusive, of chapter 7, to lease to the town certain property located on Speen Street in the town which is a portion of a parcel shown on the town of Natick's assessors' maps as map 41, lot 84,

which property is used now or formerly in relation to the national guard armory on Speen Street. The exact boundaries of the parcel shall be determined by the commissioner in consultation with the military division after completion of a survey. The term of the lease shall not exceed 30 years, subject to the requirements of section 4 and subject to such additional terms and conditions as the commissioner may prescribe in consultation with the military division.

SECTION 2

The lease shall provide that land may be used by said town for municipal or any other public purposes.

SECTION 3

The town of Natick shall pay for all costs of the survey of the property required by section 1 of this act.

SECTION 4

The lease shall provide that in the event of military necessity the lease may be terminated upon 30 days prior written notice from the commissioner to the town.

SECTION 5

This act shall take effect upon its passage.

Or take any other action relative thereto.

**RECOMMENDATION:** By a vote of 13-0-0 on March 24, 2011, the Finance Committee recommends referral to the Town Administrator with regard to the subject of Article 24.

**MOTION:** (Majority Vote Required)

Moved by Mr. Freedman, seconded that the Town vote to refer the subject matter of Article 24 to the Town Administrator.

***The referral motion under Article 24 passed unanimously.***

**ARTICLE 25: Appropriation of Funds Regarding Lease of National Guard Speen Street Site (Town Administrator)**

To see if the Town will vote to appropriate a sum of money to fund appraisal, engineering, surveying, legal, environmental and other services as may be needed in association with the lease of land on Speen Street owned now or formerly by the Commonwealth of Massachusetts and shown on the Town of Natick Assessors' Maps as Map 41, Lot 84; said land to be used for the purpose of constructing a training tower for the Natick Fire Department; to determine how said appropriation shall be raised, whether by transfer from available funds, borrowing or otherwise; or take other action relative thereto.

**RECOMMENDATION:** By a vote of 13-0-0 on March 24, 2011, the Finance Committee recommends referral to the Town Administrator with regard to the subject of Article 25.

**MOTION:** (Majority Vote Required)

Moved by Mr. Freedman, seconded by Mr. Jennett that the Town vote to refer the subject matter of Article 25 to the Town Administrator.

***The referral motion for Article 25 passed unanimously.***

**ARTICLE 26: Amend By-Laws: Building Commissioner Hiring Process**

(Board of Selectmen and Planning Board)

To see if the Town will vote to amend the Town of Natick Bylaws to establish the responsibilities, duties and appointment process for the office of the Building Commissioner, provided, however, that such amendments will be effective only if the position is taken out of Civil Service under Article 27 of this Town Meeting warrant or otherwise act thereon.

**RECOMMENDATION:** By a vote of 9-2-1 on March 17, 2011, the Finance Committee recommends favorable action with regard to subject of Article 26.

**MOTION:** (Majority Vote Required)

Moved by Mr. Freedman, seconded by Mr. Jennett that the Town vote to insert a new Article 21B in the Town of Natick Bylaws as follows:

**ARTICLE 21B**

**BUILDING COMMISSIONER**

**Section 1 Applicability**

This bylaw shall apply to the position of Building Commissioner when such position is not subject to the provisions of Chapter 31 of the Massachusetts General laws.

### Section 2 Responsibilities

There shall be a Building Commissioner with responsibilities as required by law and/or regulation, who shall be competent by virtue of professional training, education and experience in building inspections, engineering, design and construction, and who shall serve as the chief Code Enforcement Officer for the Town. The responsibilities of the Building Commissioner shall include those specified in applicable sections of the Code of Massachusetts Regulations (CMR) and Massachusetts General Law (MGL).

### Section 3 Duties

The duties of the Building Commissioner shall include those specified in applicable sections of CMR and MGL, and other duties as may be specified in a job description to be maintained by the Personnel Director, provided that the duties of the position are consistent with the requirements of CMR and MGL.

### Section 4 Appointment, Term of Office, Compensation

In the event of a vacancy or anticipated vacancy in the position of Building Commissioner, the Town Administrator shall seek applicants who are qualified by experience and training. The Town Administrator shall appoint or re-appoint the Building Commissioner after hearing the recommendation of the majority of the members of the Planning Board. The term of office shall be at least one year but not more than three years, and the compensation for the position shall be established under Article 24 of the Town of Natick Bylaws.

Mr. Forshner moved, seconded by Ms. Brown adjournment.

***The motion to adjourn passed by majority vote.***

Town meeting adjourned at 9:48 PM.

A record of the Third Session of

Annual Spring Town Meeting, April 26, 2011

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Steve Levinsky, Acting Town Clerk

2011 Spring Annual Town Meeting  
Wilson Middle School  
Marshall Lebowitz Town Meeting Hall

April 28, 2011

Fourth Session

Ms. Packer, presided over the Fourth Session of the 2011 Spring Annual Town Meeting as town moderator. The meeting was called to order at 7:44 pm with a quorum present. Ms. Packer welcomed residents, taxpayers, town officials, Town Meeting Members and interested parties to Town Meeting. Ms. Packer expressed Mr. Foss' appreciation for all the kind thoughts, well wishes and cards that he has received.

Ms. Packer, with Town Meeting's consent appointed Ms. Lorraine McNally as Town Clerk for this session of Town Meeting. Ms. Packer provided the oath of office to Ms. McNally and any other new town meeting members. The hall stood for the Pledge of Allegiance followed by a moment of silence in recognition of Mr. Foss and all the men and women serving on our behalf throughout the world.

The Moderator introduced the officials present on stage and in the well of the auditorium. Ms. Packer made several announcements. The Moderator informed the body that the same general rules and procedures for Town Meeting were in effect including waiving the reading of the warrant. She also reiterated that all motions must be received in time for them to be reviewed by the Moderator and if necessary, Town Counsel. Ms. Packer announced that the first order of business is Article 43, then Articles 4, 5, 9 and then 31. After that we will continue with Article 26 through the remainder of the warrant. Ms. Packer explained that under Article 43, Dr. Sanchioni and Mr. Hurley will make a presentation regarding the progress on the High School Building project and Mr. Ciccariello will provide a report on the Community/Senior Center building project. The scope of this article does not provide any opportunity for questions or discussion on these reports. Dr. Sanchioni has requested 20 minutes for this presentation and without objection, such time was granted by the Moderator.

**ARTICLE 43: Committee Article (Board of Selectmen)**

To hear the reports of the several Town officers and reports of committees authorized by vote of any further Town Meeting and to authorize a sum of money for the purpose thereof.

**RECOMMENDATION:** By a vote of 12-0-0 on March 28, 2011, the Finance Committee recommends favorable action with regard to the subject matter of Article 43.

**MOTION:** (Majority Vote Required)

Mr. Freedman moved, seconded by Mr. Jennett to receive and place the reports on file without ratification of any action taken, or authorization of action taken, or authorization of any action proposed.

***The main motion under Article 43 passed by majority vote.***

Dr. Sanchioni gave a presentation on the High School building project. Mr. Ciccariello gave a presentation on the Community/Senior Center building project.

Mr. Jennett moved, seconded by Mr. Pierce to postpone consideration of Articles 4, 5, and 9 until

Tuesday, May 3, 2011 at 7:30 PM.

***The motion to postpone consideration of Articles 4, 5, and 9 passed by majority vote.***

ARTICLE 31: Abandonment of Driveway Easement: College Road

(Jeremy Goodman, et al)

To see if the Town will vote to authorize the Board of Selectmen to release any interest it has acquired, if any there be, in the Goodman parcels in the area of College Road, Natick, and specifically an Easement for driveway purposes or interest therein over the Goodman parcels that may have been acquired by the Town at the time the Town took by eminent domain certain parcels of land in the area of College Road to protect the "Morses Pond Well", so called, although such Taking did not call out such Easement. In connection with the requirement for protection of the "Morses Pond Well", and the Town's Taking to protect same, the residence (formally owned by the Seaburys) on the Taken parcels, for which the Easement provided access, has been removed. Rights to such Easement apparently accrued to the Town in a Taking of the Seabury parcel by a "Taking By The Town of Natick", dated November 4, 1974, pursuant to the Natick Department of Public Works order to the Water Commissioners of the Town of Natick to acquire all land within 400 feet of the so called "Morses Pond Well". Such Taking is recorded at Middlesex South District Registry of Deeds, Book 12723, Page 222. The Easement is located on the Goodman parcels which are shown on the current Assessor's Map 30 Parcel 37D and Map 30 Parcel 36A.

**RECOMMENDATION:** By a vote of 13-0-0 on March 15, 2011, the Finance Committee recommends favorable action with regard to the subject matter of Article 31.

**MOTION:** (2/3 Vote Required)

Moved by Mr. Freedman seconded by Mr. Jennett, that the Town vote to abandon and/or release whatever interest the Town of Natick holds in the land described as "Area of Easement For Way = 2,249±Sq. Ft" in a deed from John E. Goodman and Barbara A. Goodman to Gordon H. Seabury and Ruth T. Seabury dated July 25, 1964 and recorded with the Middlesex South Registry of Deeds at Book 10612, Page 408. Said "Area of Easement For Way = 2,249±Sq. Ft" is shown on a plan entitled "Plan of Land in Natick, Mass. Property of Gordon H. Seabury et ux" Scale: 1" = 40', dated November 4, 1957, prepared by Schofield Brothers Reg. Civil Engineers, 48 Park Street, Framingham, Ma., which plan is recorded with the Middlesex South Registry of Deeds as Plan No. 998 of 1964 at Book 10612, Page 408; and, further, to authorize the Board of Selectmen to take any action necessary to accomplish this purpose.

The Moderator informed Town Meeting that this is a 2/3 vote. It is correct on the screen but was incorrect in the Finance Committee Book of Recommendations. Mr. Richard Glaser, spoke to this article. He is a local attorney and a Town Meeting Member from Precinct 2. He is speaking as an attorney on behalf of his client and recused himself from voting on the article.

Moved by Ms. Kuhn, seconded by Ms. Coughlin, to permit the engineer who provided the plans with respect to Article 31, namely Joseph Sullivan of Sullivan Survey, as a non-resident, to address town meeting.

***The permissive motion passed unanimously.*** Mr. Sullivan addressed Town Meeting.

***The main motion under Article 31 passed by 2/3 vote.***

The next order of business is Article 26. At the time that Town Meeting adjourned from the previ-

ous session there was a positive main motion for Article 26 on the floor. The main motion is printed below.

## **ARTICLE 26: Amend By-Laws: Building Commissioner Hiring Process**

### **MOTION: (Majority Vote Required)**

Moved by Mr. Freedman, seconded by Mr. Jennett that the Town vote to insert a new Article 21B in the Town of Natick Bylaws as follows:

## **ARTICLE 21B**

### **BUILDING COMMISSIONER**

#### **Section 1 Applicability**

This bylaw shall apply to the position of Building Commissioner when such position is not subject to the provisions of Chapter 31 of the Massachusetts General laws.

#### **Section 2 Responsibilities**

There shall be a Building Commissioner with responsibilities as required by law and/or regulation, who shall be competent by virtue of professional training, education and experience in building inspections, engineering, design and construction, and who shall serve as the chief Code Enforcement Officer for the Town. The responsibilities of the Building Commissioner shall include those specified in applicable sections of the Code of Massachusetts Regulations (CMR) and Massachusetts General Law (MGL).

#### **Section 3 Duties**

The duties of the Building Commissioner shall include those specified in applicable sections of CMR and MGL, and other duties as may be specified in a job description to be maintained by the Personnel Director, provided that the duties of the position are consistent with the requirements of CMR and MGL.

#### **Section 4 Appointment, Term of Office, Compensation**

In the event of a vacancy or anticipated vacancy in the position of Building Commissioner, the Town Administrator shall seek applicants who are qualified by experience and training. The Town Administrator shall appoint or re-appoint the Building Commissioner after hearing the recommendation of the majority of the members of the Planning Board. The term of office shall be at least one year but not more than three years, and the compensation for the position shall be established under Article 24 of the Town of Natick Bylaws.

Mr. Forshner moved, seconded by Ms. Coughlin, to amend section 4 as follows: Insert the words "Personnel Board shall select a screening committee to" after Building Commissioner, in the first sentence and delete the remainder of the paragraph and replace it with the following text: "The Town Administrator shall appoint or re-appoint the Building Commissioner after hearing the recommendation of the Screening Committee. The term of the office shall be as stipulated in M.G.L. 143, Section 3Y. "In any city or town which accepts the provisions of this section, Inspector of buildings, building commissioner or local inspector so employed and designated under this section shall be appointed for a term of three years and such three year term or more shall not be diminished by an unexpired term of a predecessor and he shall not be removed from office during his term except for just cause and after a hearing has been held on charges by and before the appointing authority.

The compensation for the position shall be established under Article 24 of the Town of Natick By-Laws.”

*The amendment to the main motion failed.*

*The main motion under Article 26 passed by majority vote.*

**ARTICLE 27: Home Rule Petition: Removal of Building Commissioner Position from Civil Service (Board of Selectmen)**

To see if the Town will vote to authorize the Board of Selectmen to petition the General Court to enact legislation in substantially the following form, that the General Court may reasonably vary the form and substance of the requested legislation within the scope of the general public objectives of this petition.

**AN ACT EXEMPTING THE POSITION OF INSPECTOR OF BUILDINGS, ALSO KNOWN AS THE BUILDING COMMISSIONER, OF THE TOWN OF NATICK FROM THE PROVISIONS OF CIVIL SERVICE LAWS**

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

**SECTION 1.** Chapter 19 of the Acts and Resolves of 1936 is hereby repealed

**SECTION 2.** The position of Inspector of Buildings, also known as Building Commissioner, in the town of Natick shall be exempt from the provisions of chapter thirty-one of the General Laws.

**SECTION 3.** The provisions of Section 1 and Section 2 of this act shall not impair the civil service status of the person holding the position of Inspector of Buildings, also known as Building Commissioner, in the town of Natick on the effective date of this act.

**SECTION 4.** This act shall take effect upon its passage. or otherwise act thereon.

**RECOMMENDATION:** By a vote of 12-0-0 on March 17, 2011, the Finance Committee recommends favorable action with regard to the subject matter of Article 27.

**MOTION:** (Majority Vote Required)

Moved by Mr. Freedman, seconded by Mr. Jennett that the Town vote to authorize the Board of Selectmen to petition the General Court to enact legislation in substantially the following form, that the General Court may reasonably vary the form and substance of the requested legislation within the scope of the general public objectives of this petition.

**AN ACT EXEMPTING THE POSITION OF INSPECTOR OF BUILDINGS,  
ALSO KNOWN AS THE BUILDING COMMISSIONER, OF THE TOWN OF  
NATICK FROM THE PROVISIONS OF CIVIL SERVICE LAWS**

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

**SECTION 1.** Chapter 19 of the Acts and Resolves of 1936 is hereby repealed.

**SECTION 2.** The position of Inspector of Buildings, also known as Building Commissioner, in the

town of Natick shall be exempt from the provisions of chapter thirty-one of the General Laws.

SECTION 3. The provisions of Section 1 and Section 2 of this act shall not impair the civil service status of the person holding the position of Inspector of Buildings, also known as Building Commissioner, in the town of Natick on the effective date of this act.

SECTION 4. This act shall take effect upon its passage.

***The main motion under Article 27 passed by majority vote.***

ARTICLE 28: Home Rule Petition: Removal of Fire Chief Position from Civil Service  
(Board of Selectmen)

To see if the Town will vote to authorize the Board of Selectmen to petition the General Court to enact legislation in substantially the following form, provided that the General Court may reasonably vary the form and substance of the requested legislation within the scope of the general public objectives of this petition.

AN ACT EXEMPTING THE POSITION OF FIRE CHIEF OF THE TOWN OF  
NATICK FROM THE PROVISIONS OF CIVIL SERVICE LAW

Be it enacted by the Senate and House of Representatives in General

Court assembled, and by the authority of the same, as follows:

SECTION 1. Chapter 8 of the Acts and Resolves of 1925 is hereby repealed

SECTION 2. The position of fire chief in the town of Natick shall be exempt from the provisions of chapter thirty-one of the General Laws.

SECTION 3. The provisions of Section 1 and Section 2 of this act shall not impair the civil service status of the person holding the position of fire chief in the town of Natick on the effective date of this act.

SECTION 4. This act shall take effect upon its passage.

or otherwise act thereon.

**RECOMMENDATION:** The Finance Committee had no recommendation with regard to the subject matter of Article 28.

**MOTIONS:** (Majority Vote Required)

Mr. Sidney moved, seconded by Mr. Pierce indefinite postponement.

Mr. Hughes moved, seconded by Mr. Ostroff, that the Town vote to authorize the Board of Selectmen to petition the General Court to enact legislation in substantially the following form, provided that the General Court may reasonably vary the form and substance of the requested legislation within the scope of the general public objectives of this petition.

AN ACT EXEMPTING THE POSITION OF FIRE CHIEF OF THE TOWN  
OF NATICK FROM THE PROVISIONS OF CIVIL SERVICE LAW

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. Chapter 8 of the Acts and Resolves of 1925 is hereby repealed.

SECTION 2. The position of fire chief in the town of Natick shall be exempt from the provisions of chapter thirty-one of the General Laws.

SECTION 3. The provisions of Section 1 and Section 2 of this act shall not impair the civil service status of the person holding the position of fire chief in the town of Natick on the effective date of this act.

SECTION 4. This act shall take effect upon its passage.

Mr. Munnich moved, seconded by Mr. Kruczynski, that we postpone discussion of Article 28 until after discussion of Article 29.

Mr. Hughes moved, seconded by Mr. Ostroff to end debate on the motion to postpone discussion of Article 28 until after Article 29.

***The motion to end debate passed by 2/3 vote. The motion to postpone Article 28 until after discussion of Article 29 passed by majority vote.***

ARTICLE 29: Amend by-Law to Provide for Procedure for Appointment of Fire Chief

(Board of Selectmen)

To see if the Town will vote to amend the Town of Natick By-Laws Article 24, by

inserting a new Section 15 to read as follows:

“Section 15 Procedure for Appointment of Fire Chief

#### 15.1 Applicability

This bylaw shall apply to the selection of a candidate to fill the position of Fire Chief when such position is not subject to the provisions of Chapter 31 of the Massachusetts General Laws. Pursuant to Article 24, Section 3.6 of the Town of Natick Bylaws, a current job description shall be maintained for this position. A Fire Chief appointed by the Board of Selectmen pursuant to this Bylaw will meet the minimum entrance requirements set forth in said job description.

#### 15.2 Procedure for Appointment of Fire Chief

- a. Within one year of the time when it is known that the position of Fire Chief shall become vacant, the Board of Selectmen may initiate the selection process. Within six months of the time the position of Fire Chief is to become vacated, the Board of Selectmen shall initiate the selection process if it has not already done so. In the event that less than six months notice is provided to the Selectmen that the position of Fire Chief shall become vacant, the selection process shall begin forthwith after receipt by the Board of Selectmen of such notice.
- b. The Board of Selectmen shall initiate the selection process by giving notice of its intention to establish a screening committee to review applications for the position of Fire Chief and shall send a copy of such notice to each town agency or officer responsible for designating persons to serve on the committee. The Board of Selectmen shall appoint to the screening committee all such persons designated pursuant to the provisions of section ZZ.2 c. and ZZ.2 d. herein, pro-

vided that their names have been received in writing the day before the screening committee is to be appointed. The Board of Selectmen shall appoint the screening committee not earlier than twenty-one days nor later than twenty-eight days after such notice is sent.

- c. For the position of Fire Chief, a screening committee shall consist of nine voting members and one non-voting member. The School Committee, Finance Committee and Personnel Board shall each designate one person to serve on the screening committee. Persons chosen by said agencies may, but need not, be members of the agency by which they are chosen. The Town Administrator and Police Chief shall serve as members of the screening committee. The Board of Selectmen shall designate one resident of Natick to the screening committee. This designee may not be a member of the Board of Selectmen, School Committee, Finance Committee or Personnel Board. The most senior member of the Fire Department in the second-highest non-chief rank who is able to serve and is not a candidate for the position of Fire Chief shall serve on the screening committee. In the event that no member of that rank is able to serve, the most senior member of the next lowest rank who is able to serve and is not a candidate for the position of Fire Chief shall serve on the screening committee. This individual may not be a member of the Board of Selectmen, School Committee, Finance Committee or Personnel Board. The Town Moderator shall designate one member of Town Meeting. This designee may not be a member of the Board of Selectmen, School Committee, Finance Committee or Personnel Board. The Town Administrator shall designate to the screening committee one Fire chief from another community. The Personnel Director shall serve as the non-voting member of the committee. Designees of the Board of Selectmen, School Committee, Finance Committee, Personnel Board and Town Moderator shall be residents of Natick. No member of the screening committee –other than the Town Administrator, Police Chief, Personnel Director and the specified member of the Fire Department –may be a paid employee of the Town.
- d. Not more than thirty days following the appointment of the screening committee by the Board of Selectmen, the persons chosen shall meet to organize and plan a process for solicitation by advertisement, including, without limitation, in appropriate professional journals, and by other means, to receive applications for the position of Fire Chief. The screening committee shall conduct its work in an expeditious manner; employees of the Town shall provide all reasonable assistance to the committee in the conduct of its work.
- e. The screening committee shall review all applications received and shall provide for interviews to be conducted with such number of candidates for the position as it may decide. Such interview(s) may be conducted before and/or after the assessment center described in paragraph f. below, as the committee may determine best suits its needs.
- f. The screening committee shall also use as an evaluative tool an assessment center specifically designed to examine candidates' knowledge, skills and abilities, including, without limitation, their technical, tactical, professional, managerial and strategic skills. The assessment center shall be designed and conducted by a consultant specifically hired for this purpose by the Town. Said consultant shall be selected by the Town through competitive procurement in accordance with applicable law and procedures and shall have significant experience conducting assessment centers in the relevant public safety department.
- g. The results of the assessment center conducted pursuant to paragraph (f) shall be made available to the screening committee.
- h. Not more than one hundred eighty days following the date the screening committee meets to organize, the screening committee shall submit to the Board of Selectmen the names of not less

than three but not more than five candidates whom it believes to be best suited to perform the duties of Fire Chief.

- i. If the screening committee determines that there are not at least three candidates qualified to perform the duties of the Fire Chief, the screening committee shall report to the Board of Selectmen that it is unable to complete its assigned task. In that event, the Board of Selectmen shall direct the screening committee to reopen the search process and the foregoing procedure shall apply.
- j. Within sixty days following the date that a list of nominees is submitted to it, the Board of Selectmen shall:
  1. interview candidates referred to it by the screening committee, and
  2. determine if it will select one of the candidates to serve as Fire Chief, and
  3. choose a nominee to be appointed as Fire Chief; or
  4. if the Board of Selectmen decides not to appoint any of the nominees as Fire Chief, it shall direct the screening committee to reopen the search process, and the foregoing procedure shall apply.
- k. Upon the appointment of the Fire Chief, the screening committee established pursuant to this Article shall be considered discharged.

### 15.3 Appointment, Review, Other Activities

- a. Appointment, Term - The Board of Selectmen shall appoint the Fire Chief to serve for a term of up to three years, provided, however, that the first six months of any individual's first appointment to the office shall be considered a probationary period. The Fire Chief shall be appointed solely on the basis of his or her technical, tactical, professional, managerial and executive qualifications and shall be especially fitted by previous experience, training and education to perform the duties of the position.
- b. Review of Performance - The Town Administrator shall annually provide to the Board of Selectmen a review of the job performance of the Fire Chief which shall, at least in summary form, be a public record.
- c. Restriction on Other Activities –The Fire Chief shall devote his or her full time to the duties of the position of Fire Chief and shall not hold any other public office, elective or appointive, nor shall he or she engage in other business, occupation or profession during his or her term, unless such action or appointment is approved, in advance, in writing, by the Board of Selectmen.”

Or take other action relative thereto.

**RECOMMENDATION:** By a vote of 11-0-1 on March 22, 2011, the Finance Committee recommends favorable action with regard to the subject of Article 29.

**MOTION:** (Majority Vote Required)

Moved by Mr. Freedman, seconded by Mr. Jennett that the Town vote to amend the Town of Natick By-Laws Article 24, by inserting a new Section 15 to read as follows:

Section 15 Procedure for Appointment of Fire Chief

## 15.1 Applicability

This bylaw shall apply to the selection of a candidate to fill the position of Fire Chief when such position is not subject to the provisions of Chapter 31 of the Massachusetts General Laws. Pursuant to Article 24, Section 3.6 of the Town of Natick Bylaws, a current job description shall be maintained for this position. A Fire Chief appointed by the Board of Selectmen pursuant to this Bylaw will meet the minimum entrance requirements set forth in said job description.

## 15.2 Procedure for Appointment of Fire Chief

- a. Within one year of the time when it is known that the position of Fire Chief shall become vacant, the Board of Selectmen may initiate the selection process. Within six months of the time the position of Fire Chief is to become vacated, the Board of Selectmen shall initiate the selection process if it has not already done so. In the event that less than six months notice is provided to the Selectmen that the position of Fire Chief shall become vacant, the selection process shall begin forthwith after receipt by the Board of Selectmen of such notice.
- b. The Board of Selectmen shall initiate the selection process by giving notice of its intention to establish a screening committee to review applications for the position of Fire Chief and shall send a copy of such notice to each town agency or officer responsible for designating persons to serve on the committee. The Board of Selectmen shall appoint to the screening committee all such persons designated pursuant to the provisions of section 15.2 c. herein, provided that their names have been received in writing the day before the screening committee is to be appointed. The Board of Selectmen shall appoint the screening committee not earlier than twenty-one days nor later than twenty-eight days after such notice is sent.
- c. For the position of Fire Chief, a screening committee shall consist of nine voting members and one non-voting member. The School Committee, Finance Committee and Personnel Board shall each designate one person to serve on the screening committee. Persons chosen by said agencies may, but need not, be members of the agency by which they are chosen. The Town Administrator and Police Chief shall serve as members of the screening committee. The Board of Selectmen shall designate one resident of Natick to the screening committee. This designee may not be a member of the Board of Selectmen, School Committee, Finance Committee or Personnel Board. The most senior member of the Fire Department in the second-highest non-chief rank who is able to serve and is not a candidate for the position of Fire Chief shall serve on the screening committee. In the event that no member of that rank is able to serve, the most senior member of the next lowest rank who is able to serve and is not a candidate for the position of Fire Chief shall serve on the screening committee. This individual may not be a member of the Board of Selectmen, School Committee, Finance Committee or Personnel Board. The Town Moderator shall designate one member of Town Meeting. This designee may not be a member of the Board of Selectmen, School Committee, Finance Committee or Personnel Board. The Town Administrator shall designate to the screening committee one Fire chief from another community. The Personnel Director shall serve as the non-voting member of the committee. Designees of the Board of Selectmen, School Committee, Finance Committee, Personnel Board and Town Moderator shall be residents of Natick. No member of the screening committee –other than the Town Administrator, Police Chief, Personnel Director and the specified member of the Fire Department –may be a paid employee of the Town.
- d. Not more than thirty days following the appointment of the screening committee by the Board of Selectmen, the persons chosen shall meet to organize and plan a process for solicitation by advertisement, including, without limitation, in appropriate professional journals, and by other

means, to receive applications for the position of Fire Chief. The screening committee shall conduct its work in an expeditious manner; employees of the Town shall provide all reasonable assistance to the committee in the conduct of its work.

- e. The screening committee shall review all applications received and shall provide for interviews to be conducted with such number of candidates for the position as it may decide. Such interview(s) may be conducted before and/or after the assessment center described in paragraph f. below, as the committee may determine best suits its needs.
- f. The screening committee shall also use as an evaluative tool an assessment center specifically designed to examine candidates' knowledge, skills and abilities, including, without limitation, their technical, tactical, professional, managerial and strategic skills. The assessment center shall be designed and conducted by a consultant specifically hired for this purpose by the Town. Said consultant shall be selected by the Town through competitive procurement in accordance with applicable law and procedures and shall have significant experience conducting assessment centers in the relevant public safety department.
- g. The results of the assessment center conducted pursuant to paragraph (f) shall be made available to the screening committee.
- h. Not more than one hundred eighty days following the date the screening committee meets to organize, the screening committee shall submit to the Board of Selectmen the names of not less than three but not more than five candidates whom it believes to be best suited to perform the duties of Fire Chief.
- i. If the screening committee determines that there are not at least three candidates qualified to perform the duties of the Fire Chief, the screening committee shall report to the Board of Selectmen that it is unable to complete its assigned task. In that event, the Board of Selectmen shall direct the screening committee to reopen the search process and the foregoing procedure shall apply.
- j. Within sixty days following the date that a list of nominees is submitted to it, the Board of Selectmen shall:
  - 1. interview candidates referred to it by the screening committee, and
  - 2. determine if it will select one of the candidates to serve as Fire Chief, and
  - 3. choose a nominee to be appointed as Fire Chief; or
  - 4. if the Board of Selectmen decides not to appoint any of the nominees as Fire Chief, it shall direct the screening committee to reopen the search process, and the foregoing procedure shall apply.
- k. Upon the appointment of the Fire Chief, the screening committee established pursuant to this Article shall be considered discharged.

### 15.3 Appointment, Review, Other Activities

- a. Appointment, Term - The Board of Selectmen shall appoint the Fire Chief to serve for a term of up to three years, provided, however, that the first six months of any individual's first appointment to the office shall be considered a probationary period. The Fire Chief shall be appointed solely on the basis of his or her technical, tactical, professional, managerial and

executive qualifications and shall be especially fitted by previous experience, training and education to perform the duties of the position.

- b. Review of Performance - The Town Administrator shall annually provide to the Board of Selectmen a review of the job performance of the Fire Chief which shall, at least in summary form, be a public record.
- c. Restriction on Other Activities –The Fire Chief shall devote his or her full time to the duties of the position of Fire Chief and shall not hold any other public office, elective or appointive, nor shall he or she engage in other business, occupation or profession during his or her term, unless such action or appointment is approved, in advance, in writing, by the Board of Selectmen.”

***The main motion under Article 29 passed by majority vote.***

Town Meeting returned to Article 28. There was the positive main motion and indefinite postponement on the floor prior to the discussion and vote on Article 29. Town Meeting continued discussion on both motions at the same time.

Ms. Brown moved, seconded by Mr. Yang that the subject matter of Article 28 be placed on the March 2012 Annual Town Election ballot to be voted by the voters of the Town. Mr. Flynn spoke to this motion and stated that Town Meeting does not have the authority to put this question on the March 2012 ballot through this motion. The only manner in which this can be put on ballot is through the legislative process. Ms. Brown’s motion was therefore ruled out of order.

Mr. Yang moved, seconded by Mr. Sidney to limit debate to three (3) minutes per speaker. Mr. Hughes moved, seconded by Mr. Ostroff to close debate on limiting speaking time.

***The motion to end debate on this issue passed by 2/3 vote.***

***The motion to limit speaking time to three (3) minutes on this question only passed by majority vote.***

Discussion continued on Article 28. Mr. Hughes moved, seconded by Mr. Ostroff to end debate on Article 28.

***The motion to close debate on Article 28 passed by 2/3 vote. The motion to indefinitely postpone Article 28 failed. The main motion under Article 28 passed, 67 in favor and 42 opposed.***

Mr. Sidney moved, seconded by Mr. Goldman adjournment.

***The motion to adjourn passed by majority vote and the meeting adjourned at 10: 40 PM.***

A record of the Fourth Session of

Annual Spring Town Meeting, April 28, 2011

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Lorraine McNally, Acting Town Clerk

2011 Spring Annual Town Meeting  
Wilson Middle School  
Marshall Lebowitz Town Meeting Hall

May 3, 2011

Fifth Session

Ms. Packer, presided over the Fifth Session of the 2011 Spring Annual Town Meeting as Moderator. The meeting was called to order at 7:45 PM with a quorum present. Ms. Packer welcomed residents, taxpayers, town officials, Town Meeting Members and interested parties to Town Meeting.

Ms. Packer, with Town Meeting's consent appointed Ms. Lorraine McNally as Clerk for this session of Town Meeting. Ms. Packer provided the oath of office to Ms. McNally and any new town meeting members. The hall stood for the Pledge of Allegiance followed by a moment of silence in recognition of Mr. Foss and all the men and women serving on our behalf throughout the world.

The Moderator introduced the officials present on stage and in the well of the auditorium. Ms. Packer explained that Mr. Moss is in attendance as Town Counsel. Ms. Packer made several announcements. The Moderator informed the body that the same general rules and procedures for Town Meeting are in effect including waiving the reading of the warrant. She also reiterated that all motions must be received in time for them to be reviewed by the Moderator and if necessary, Town Counsel. Ms. Packer announced that the order of business would be consideration of Articles 4, 5, 9 and then Article 30 continuing through the rest of the warrant.

The Moderator recognized Mr. Hughes who offered the following resolution.

WHEREAS John J. Connolly has served the citizens of Natick as a member of the Board of Selectmen for two terms; and

WHEREAS John is a lifelong resident, a man of strong principles and faith, and a champion of seniors, veterans, the disabled and all who struggle; and

WHEREAS John is frugal, yet has a generous heart, and is beloved and trusted by thousands of Natick residents to whom he has been an inspiration, a friend, and a source of comfort; and

WHEREAS John has accomplished many things as a member of the Natick Board of Selectmen, both individually and as a member of a team, to bring positive change to Natick while preserving the town he loves as a home to people from all walks of life;

NOW THEREFORE the Natick Town Meeting congratulates John J. Connolly on his service, dedication and compassion, and ask that Natick Town Meeting wish him a productive and healthy retirement from elective office in which he may reap the rewards of friendship, family and the joys of being a grandparent.

Moved by Mr. Hughes, seconded by Mr. Brown, that the resolution be entered into the Town Meeting record. The Moderator read that resolution into the Town Meeting record. ***The motion passed unanimously.***

**ARTICLE 4: Create Operational Stabilization Fund (Town Administrator)**

To see if the Town will vote to create an Operational Stabilization Fund for the purpose of supplementing declines in revenues during periods of economic downturn, as authorized by Chapter 40,

Section 5B of the General Laws, as amended, or take other action relative thereto.

**RECOMMENDATION:** By a vote of 11-0-0 on March 22, 2011, the Finance Committee recommends favorable action with regard to the subject of Article 4.

**MOTION:** (Requires a two-thirds vote)

Moved by Mr. Freedman, seconded by Mr. Jennett that the Town vote to create an Operational Stabilization Fund for the purpose of supplementing declines in revenues during periods of economic downturn, as authorized by Chapter 40, Section 5B of the General Laws, as amended.

Ms. White spoke to this article.

***The main motion under Article 4 passed by two thirds vote.***

ARTICLE 5: Funding of Operational Stabilization Fund (Town Administrator)

To see if the Town will vote to appropriate a sum of money from available funds for the purpose of supplementing the Operational Stabilization Fund under Article 4 of the warrant for Spring Annual Town Meeting of 2011, as authorized by Chapter 40, Section 5B of the General Laws, as amended, or take other action relative thereto.

**RECOMMENDATION:** By a vote of 13-1-0 on April 28, 2011, the Finance Committee recommends favorable action with regard to the subject of Article 5 in the amount of \$529,934; \$351,856 to be raised from the Tax Levy and \$178,078 from Free Cash.

**MOTION:** (Requires a two-thirds vote)

Moved by Mr. Freedman, seconded by Mr. Jennett that the Town vote to appropriate the sum of \$529,934 for the purpose of supplementing the Operational Stabilization Fund established under Article 4 of the warrant for Spring Annual Town Meeting of 2011, as authorized by Chapter 40, Section 5B of the General Laws; of this total appropriation, \$351,856 shall be raised from the Tax Levy and \$178,078 shall be appropriated from Free Cash.

Moved by Mr. Sidney, seconded by Mr. Pierce to waive the reading of the motion. ***The motion to waive the reading of the motion passed.***

***The main motion under Article 5 passed by two thirds vote.***

ARTICLE 9: Collective Bargaining (Town Administrator)

To see if the Town will vote to raise and appropriate, or otherwise provide, the funds necessary to implement the Terms of Agreements reached between the Town and the following collective bargaining units:

- a) Public Employees Local Union 1116 of the Laborers International Union of North America  
–Public Works Laborers unit
- b) The Natick Patrol Officers Association
- c) Local 1707 International Association of Firefighters

Or otherwise act thereon.

**RECOMMENDATION:** By a vote of 15-0-0 on April 28, 2011, the Finance Committee recommends

favorable action with regard to the subject of Article 9. These will be voted in separate motions.

**MOTION A:** (Requires a majority vote)

Mr. Freedman moved, seconded by Mr. Jennett no action on Motion A.

Mr. Freedman moved, seconded by Mr. Jennett to waive the reading of the motions under Article 9. The motion to waive the reading of the motions passed unanimously.

***The motion to take no action on Motion A, under Article 9 passed unanimously.***

**MOTION B:** (Requires a majority vote)

Moved by Mr. Freedman, seconded by Mr. Jennett that the Town vote to appropriate from Free Cash the sum of \$7,600 to implement the Fiscal Year 2011 terms of the agreement reached between the Town of Natick and the Natick Patrol Officers' Association, said funds to be added to the Fiscal Year 2011 Salaries line item within the Police Department budget approved at the 2010 Spring Annual Town Meeting under Article 2, Motion B; and that Town vote to appropriate from Free Cash the sum of \$142,457 to implement the Fiscal Year 2012 terms of the agreement reached between the Town of Natick and the Natick Patrol Officers' Association, said funds to be added to the Fiscal Year 2012 Salaries line item within the Police Department budget approved at the 2011 Spring Annual Town Meeting under Article 11, Motion B.

***Motion B under Article 9 passed by majority vote.***

**MOTION C:** (Requires a majority vote)

Moved by Mr. Freedman, seconded by Mr. Jennett that the Town vote to appropriate from Free Cash the sum of \$442,975 to fund the agreed-upon back pay and liquidated damages for past FLSA overtime payments pursuant to agreements reached between the Town of Natick and Local 1707 – Natick Firefighters' Union and Deputy Fire Chief's Association, said amount to supplement funds appropriated for this purpose under Article 13 of the 2010 Spring Annual Town Meeting.

***Motion C under Article 9 passed by majority vote.***

**ARTICLE 30: Street Acceptance: Main Street (Town Administrator)**

To see if the Town will vote to accept Main Street as a public way, and any appurtenant easements thereto, as laid out by the Board of Selectmen and as shown on a plan or plans, a copy of which is on file in the office of the Town Clerk; to see if the Town will vote to authorize the Board of Selectmen to acquire by gift, purchase, eminent domain or otherwise, easements in any land necessary for laying out and acceptance of Main Street, and any appurtenant drainage, utility or other easements related to said Main Street, and/or to accept grants thereof; and, further, to authorize the Board of Selectmen and other applicable Town of Natick boards and personnel to take all related actions necessary or appropriate to accomplish the purposes of this article, or take other action relative thereto.

**MOTION (Majority Vote Required)**

Moved by Mr. Freedman, seconded by Mr. Jennett that no action be taken on the subject matter of Article 30.

***The motion to take no action on Article 30 passed unanimously.***

**ARTICLE 32: Charter Amendment Regarding Applicability of Civil Service Laws**

(Town Administrator)

To see if the Town will vote to amend Section 3-2(c) of the Town of Natick Charter by deleting the clause “a police chief, in accordance with the civil service laws and rules;” and replacing it with the clause “a police chief, in accordance with the provisions of the Town of Natick By-Laws Article 24, Section 14;” or take other action relative thereto.

**RECOMMENDATION:** By a vote of 14-0-0 on March 15, 2011, the Finance Committee recommends favorable action with regard to the subject of Article 32.

**MOTION (2/3 Vote Required)**

Moved by Mr. Freedman, seconded by Mr. Jennett that the Town vote to amend Section 3-2(c) of the Town of Natick Charter by deleting the clause “a police chief, in accordance with the civil service laws and rules;” and replacing it with the clause “a police chief, in accordance with the provisions of the Town of Natick By-Laws Article 24, Section 14;”.

Referral to the Town Administrator moved by Mr. Connolly, seconded by Mr. Maguire.

Mr. Sidney moved, seconded by Mr. Maguire to amend the motion to strike the words “Article 24, Section 14 at the end of the motion.

***The amendment to the main motion passed by 2/3 vote. The motion to refer Article 32 to the Town Administrator passed by majority vote.***

**ARTICLE 33: Amend By-Laws: Allow Town Meeting to Limit Maximum Speaking Time**

(Paul E. Connolly, et al)

To see if the Town will vote to amend Section 3 of Article 3 of the Town of Natick By-Laws in order to permit, by by-law, the use of the subsidiary motion to limit debate and thereby allow Town Meeting to vote to limit maximum speaking time after considerable debate has already occurred. The proposed amendment is as follows:

1. After the last paragraph, add two new paragraphs as follows:

Notwithstanding any other provisions of this section to the contrary pertaining to the length of time to speak, whenever a question is before Town Meeting, it shall be in order for the Moderator to entertain a motion to limit the time for each succeeding speaker to a lesser amount of time as specified in the motion. This motion may not be amended or debated, and it requires a two thirds (2/3) vote.

Notwithstanding any other provisions of this section to the contrary, a motion to permit a specified amount of time for a particular person to speak, greater than the limit then in effect, may be entertained by the Moderator, provided the motion is made before the person is recognized to speak in debate. This motion may not be amended or debated, and it requires a majority vote.

2. In the existing first paragraph, delete the phrase “without permission of the Town Meeting” only in the second of two places where it occurs.

**RECOMMENDATION:** By a vote of 12-1-0 on March 24, 2011, the Finance Committee recommends referral to the Sponsor with regard to the subject of Article 33.

**MOTION:** (2/3 vote required)

Moved by Mr. Connolly, seconded by Ms. Foss that the Town vote to amend Section 3 of Article 3 of the Town of Natick By-Laws in order to permit, by by-law, the use of the subsidiary motion to limit debate and thereby allow Town Meeting to vote to limit maximum speaking time after considerable debate has already occurred. The proposed amendment is as follows:

1. After the last paragraph, add two new paragraphs as follows:

Notwithstanding any other provisions of this section to the contrary pertaining to the length of time to speak, whenever a question is before Town Meeting, it shall be in order for the Moderator to entertain a motion to limit the time for each succeeding speaker to a lesser amount of time as specified in the motion. This motion may not be amended or debated, and it requires a two thirds (2/3) vote.

Notwithstanding any other provisions of this section to the contrary, a motion to permit a specified amount of time for a particular person to speak, greater than the limit then in effect, may be entertained by the Moderator, provided the motion is made before the person is recognized to speak in debate. This motion may not be amended or debated, and it requires a majority vote.

2. In the existing first paragraph, delete the phrase “without permission of the Town Meeting” only in the second of two places where it occurs.

Moved by Mr. Foster, seconded by Mr. Golden, to refer Article 33 to the Sponsor. Ms. Brown moved, seconded by Mr. Pierce indefinite postponement of Article 33.

The referral motion has precedence over the other motions and will be voted first.

***The motion to refer Article 33 to the Sponsor passed by majority vote.***

ARTICLE 34: By-Law Amendment Regarding Applicability of Civil Service Laws

(Town Administrator)

To see if the Town will vote to amend the Town of Natick By-Laws Article 10, specifically the chart entitled “Appointments Made by the Board of Selectmen” to add the following Citation next to Chief of Police: “(B) Art. 24” and to delete the following Additional Reference next to Chief of Police: “C.S. laws and rules” or take other action relative thereto.

**RECOMMENDATION:** By a vote of 14-0-0 on March 15, 2011, the Finance Committee recommends favorable action with regard to the subject of Article 34.

**MOTION:** (Majority Vote Required)

Moved by Mr. Freedman, seconded by Mr. Jennett that the Town vote to amend the Town of Natick By-Laws Article 10, specifically the chart entitled “Appointments Made by the Board of Selectmen” to add the following Citation next to Chief of Police: “(B) Art. 24” and to delete the following Additional Reference next to Chief of Police: “C.S. laws and rules”.

Moved by Mr. Connolly, seconded by Mr. Maguire to substitute the motion with the following: that the Town vote to amend the Town of Natick By-Laws, Article 10, specifically the chart entitled “Appointments Made by the Board of Selectmen” to add the following Citation next to Chief of Police “(C) s. 3-2 (c)” and to delete the following Additional Reference next to Chief of Police: “C.S. laws and rules” and insert in its place “(B) Art. 24, s 14”.

Moved by Mr. Sidney, seconded by Mr. Jennett to waive the reading of the motion. ***The motion to***

*waive the reading passed.*

*The substitute motion under Article 34 passed unanimously.*

Mr. Hughes moved, seconded by Mr. Jennett favorable action on the amended main motion for Article 34. *The amended main motion passed unanimously.*

ARTICLE 35: By-Law Amendments Regarding Police Chief Selection Process

(Town Administrator)

To see if the Town will vote to amend the Town of Natick By-Laws Article 24,

Section 14 as follows:

1. By adding a title thereto as follows “Section 14 Procedure for Appointment of Police Chief”
2. Within sub-section 14.2, paragraph c., second sentence, changing the word “may” to “shall” such that the second sentence reads as follows: “The School Committee, Finance Committee and Personnel Board shall each designate one person to serve on the screening committee.”
3. Within sub-section 14.2, paragraph e, add a new sentence at the end thereof to read as follows: “Such interview(s) may be conducted before and/or after the assessment center described in paragraph f. below, as the committee may determine best suits its needs.”
4. Within sub-section 14.2, paragraph f, delete the first sentence in its entirety and replace it with the following: “The screening committee shall also use as an evaluative tool an assessment center specifically designed to examine candidates’ knowledge, skills and abilities, including without limitation, their technical, tactical, professional, managerial and strategic skills.”
5. Within sub-section 14.2, paragraph g, delete the following phrase at the end thereof “prior to its interview of candidates for the position of Police Chief” such that paragraph g. reads as follows: “The results of the assessment center conducted pursuant to paragraph f. shall be made available to the screening committee.”
6. Within sub-section 14.2, paragraph h, change the word “then” to “than” Or take other action relative thereto.

**RECOMMENDATION:** By a vote of 14-0-0 on March 15, 2011, the Finance Committee recommends favorable action with regard to the subject of Article 35.

**MOTION:** (Majority Vote Required)

Moved by Mr. Freedman, seconded by Mr. Jennett that the Town vote to amend the Town of Natick By-Laws Article 24, Section 14 as follows:

1. By adding a title thereto as follows “Section 14 Procedure for Appointment of Police Chief”
2. Within sub-section 14.2, paragraph c., second sentence, changing the word “may” to “shall” such that the second sentence reads as follows: “The School Committee, Finance Committee and Personnel Board shall each designate one person to serve on the

screening committee.”

3. Within sub-section 14.2, paragraph e, add a new sentence at the end thereof to read as follows: “Such interview(s) may be conducted before and/or after the assessment center described in paragraph f. below, as the committee may determine best suits its needs.”

4. Within sub-section 14.2, paragraph f, delete the first sentence in its entirety and replace it with the following: “The screening committee shall also use as an evaluative tool an assessment center specifically designed to examine candidates’ knowledge, skills and abilities, including without limitation, their technical, tactical, professional, managerial and strategic skills.”

5. Within sub-section 14.2, paragraph g, delete the following phrase at the end thereof “prior to its interview of candidates for the position of Police Chief” such that paragraph g. reads as follows: “The results of the assessment center conducted pursuant to paragraph f. shall be made available to the screening committee.”

Within sub-section 14.2, paragraph h, change the word “then” to “than”.

Ms. White spoke to this article.

***The main motion under Article 35 passed by majority vote.***

**ARTICLE 36: Amendments to Personnel By-Law**

**(Personnel Board and Town Administrator)**

To see if the Town will vote to amend the Town of Natick By-Laws Article 24, as follows:

1. In Section 3, delete paragraph 3.10 in its entirety and replace with the following: “The Classification and Pay Plan most recently adopted by the Natick Town Meeting is incorporated into this paragraph by reference. The Pay Plan shall be adjusted on an annual basis as necessary to reflect cost of living allowances (COLAs) commensurate to those granted to Town unions.”

2. In Section 7, paragraph 7.1, add “Day after Thanksgiving” to the list of holidays.

3. In Section 7, paragraph 7.1, delete the last paragraph in its entirety and replace with the following: “If a holiday listed above falls on a Full-Time or Regular Part-Time employee’s approved vacation day, the employee shall receive holiday pay in lieu of being charged vacation time.”

4. Section 7, paragraph 7.2.6, delete in its entirety

5. Section 7, paragraph 7.2.7, renumber as paragraph 7.2.6

Or take other action relative thereto.

**RECOMMENDATION:** By a vote of 13-0-0 on March 24, 2011, the Finance Committee recommends favorable action with regard to the subject of Article 36.

**MOTION:** (Majority Vote Required)

Moved by Mr. Freedman, seconded by Mr. Jennett that the Town vote to amend the Town of Natick By-Laws Article 24, as follows:

1. In Section 3, delete paragraph 3.10 in its entirety and replace with the following: “The Classification and Pay Plan most recently adopted by the Natick Town Meeting is incorporated into this para-

graph by reference. The Pay Plan shall be adjusted on an annual basis as necessary to reflect cost of living allowances (COLAs) commensurate to those granted to Town unions.”

2. In Section 7, paragraph 7.1, add “Day after Thanksgiving” to the list of holidays.

3. In Section 7, paragraph 7.1, delete the last paragraph in its entirety and replace with the following: “If a holiday listed above falls on a Full-Time or Regular Part-Time employee’s approved vacation day, the employee shall receive holiday pay in lieu of being charged vacation time.”

4. Section 7, paragraph 7.2.6, delete in its entirety.

5. Section 7, paragraph 7.2.7, renumber as paragraph 7.2.6.

Mr. Levinsky spoke to this article.

Moved by Mr. Connolly, seconded by Mr. Coburn to delete the second sentence in item 1 which is Section 3 of the By-Law. ***The amendment passed by majority vote.***

***The amended main motion under Article 36 passed by majority vote.***

ARTICLE 37: Amendments to By-Law Article 41 Regarding Disposal of Property

(Town Administrator)

To see if the Town will vote to amend the Town of Natick By-Laws Article 41, Section 5, by adding the following sentence at the end thereof: “The procedures required by MGL Chapter 30B, Section 15 must be followed for the disposition of surplus supplies with a value of \$5,000 or more.” Or take other action relative thereto.

**RECOMMENDATION:** By a vote of 10-0-0 on March 3, 2011, the Finance Committee recommends favorable action with regard to the subject of Article 37.

**MOTION:** (Majority Vote Required)

Moved by Mr. Freedman, seconded by Mr. Jennett that the Town vote to amend the Town of Natick By-Laws Article 41, Section 5, by adding the following sentence at the end thereof: “The procedures required by MGL Chapter 30B, Section 15 must be followed for the disposition of surplus supplies.”

Ms. White spoke to this article.

***The main motion under Article 37 passed by majority vote.***

ARTICLE 38: Amend Town By-Laws: Construction Hours (Planning Board)

To see if the Town will vote to amend the Town Bylaws to set hours for construction activity, or otherwise act thereon.

**RECOMMENDATION:** The Finance Committee had no recommendation on the subject matter of Article 38.

**MOTION:** (Majority Vote Required)

Moved by Mr. Munnich, seconded by Mr. Foster that the Town vote to amend the Natick By-Laws by adding a new section to Article 50 (Police Regulations), to read as follows:

“Section 24 Construction Hours

No construction activity shall be conducted in the Town of Natick on Monday through Friday other than between the hours of 7:00 A.M. through 6:00 P.M. No construction activity shall be conducted in the Town of Natick on a Saturday or Sunday other than between the hours of 8:00 A.M. through 6:00 P.M.

Construction activity may be conducted outside of the foregoing times only if the Planning Board, after consideration of a request therefor at a public meeting, makes a determination that compelling circumstances exist to justify such a request.

In this context ‘construction activity’ means any activity for which a building permit is required. The restrictions set forth in this bylaw shall not apply to construction activity where there is no evidence of such activity audible at the property line of the property where construction is taking place.

Notwithstanding any other provision of this section, construction activity may be permitted outside of the foregoing times where required by emergency conditions as determined by the Building Commissioner or, in the Building Commissioner’s absence, by the Chief of Police or the designee of the Chief of Police.

Notwithstanding the foregoing, nothing in this section shall limit the authority of a Special Permit Granting Authority to set or limit construction hours as part of the issuance of a special permit.”

Mr. Stevens moved, seconded by Ms. Avalos to insert the words “work for hire” after the words “construction activity”. The Moderator did not accept this motion. The intent was clear, however, the amendment was not drafted appropriately.

Referral to the Planning Board moved by Mr. Luke seconded by Mr. Farquarhson.

Ms. Salamoff moved, seconded by Ms. Parritt to amend the main motion to change the weekday end time until 7:30 PM. The amendment takes precedence over the referral motion. The Moderator asked for the vote on the amendment to be counted.

***The amendment to the main motion under Article 38 passed (53 yea and 39 opposed).***

Mr. Hughes moved, seconded by Mr. Sidney to move the question and end debate on the article. The motion to end debate passed by two thirds vote.

The next motion on the table is the referral motion. The Moderator asked that this vote be counted. ***The motion to refer did not pass (54 against and 44 yes).***

The next vote was for the amended main motion. ***The amended main motion for Article 38 passed by majority vote.***

ARTICLE 39: Amend Zoning By-Laws: Special Permit Granting Authority

(Planning Board)

To see if the Town will vote to amend the Zoning By-Laws to modify the designation of the Board responsible for Site Plan Review and for action as the Special Permit Granting Authority (SPGA) for certain non-residential zoning districts, or otherwise act thereon.

**RECOMMENDATION:** By a vote of 12-0-0 on March 17, 2011, the Finance Committee recommends favorable action with regard to the subject of Article 39.

**MOTION:** (2/3 Vote Required)

Moved by Mr. Freedman, seconded by Mr. Jennett that the Town vote to amend the Natick Zoning Bylaws, Section VI-DD (Site Plan Review) subsection 2.d) t as follows:

In the first sentence, strike the words “Board of Appeals” and insert instead in their place the words “Planning Board”.

***The main motion under Article 39 passed unanimously.***

ARTICLE 40: Amend Zoning By-Laws: Definitions (Planning Board)

To see if the Town will vote to amend Section 200 (Definitions) of the Zoning By-Laws to revise existing definitions in that section, or otherwise act thereon.

RECOMMENDATION: By a vote of 12-0-0 on March 17, 2011, the Finance Committee recommends favorable action with regard to the subject of Article 40.

MOTION: (2/3 Vote Required)

Moved by Mr. Freedman, seconded by Mr. Jennett, to see if the Town will vote to amend Section 200 (Definitions) of the Zoning By-Laws to revise existing definitions in that section, as follows:

(A) To amend the definition of “Restaurant” by adding after the words “more than four (4) guests.” the sentence “This shall not include establishments engaged in the sale of packaged foods prepared on or off the premises exclusively for consumption off the premises.”

(B) To amend the definition of “Retail Store” by deleting the definition:

“Retail Store: A structure containing goods for sale. Such goods may include individual items displayed on shelves or racks, free standing or hung on a wall. Such structures may also include those having goods stored in bulk and not readily accessible to the customer, e.g. a retail warehouse where goods are stored on pallets and/or in boxes, in addition to being on sale.”

and replacing it with the following:

“Retail Store: A structure containing goods for sale. Such goods may include individual items displayed on shelves or racks, free standing or hung on a wall. A retail store shall include establishments engaged in the sale of packaged foods prepared on or off the premises exclusively for consumption off the premises. A retail store may also include those having goods stored in bulk and not readily accessible to the customer, e.g. a retail warehouse where goods are stored on pallets and/or in boxes, in addition to being on sale.”

***The main motion under Article 40 passed unanimously.***

ARTICLE 41: Amend Zoning By-Laws: Off-Street Parking and Loading Requirements

(Planning Board)

To see if the Town will vote to amend Section V-D of the Zoning Bylaws to change the parking requirements in the Downtown Mixed Use District, or otherwise act thereon.

RECOMMENDATION: By a vote of 11-0-1 on March 17, 2011, the Finance Committee recommends favorable action with regard to the subject of Article 41.

MOTION: (2/3 Vote Required)

Moved by Mr. Freedman, seconded by Mr. Jennett that the Town vote to amend the Natick Zoning By-Laws (Off-Street Parking and Loading Requirements) by inserting the following at the end of said Section V-D.3.e):

“Within the DM District, 1 space for each five hundred (500) square feet of gross floor area.”

It is further moved that Section V-D.3.g) of the Natick Zoning Bylaws (Off-Street Parking and Loading Requirements) is hereby amended by striking the second sentence thereof and inserting instead in its place the following:

“Within the DM District, 1 space for every twenty-five (25) seats.”

It is further moved that Section V-D.5 of the Natick Zoning Bylaws (Off- Street Parking and Loading Requirements) is hereby amended by inserting the following at the end of the first paragraph:

“Further notwithstanding the minimum requirements enumerated in sections 3 c) through 3 q) above, in a DM District the SPGA may, as part of a special permit or site plan review for a change in use or expansion of prior use, in its discretion reduce the required number of parking spaces by an amount equal to the number of spaces by which the prior use is below the minimum number of spaces required for that use, but only upon a finding that the new or expanded use is not detrimental to the intent of this bylaw and that the new or expanded use (a) increases architectural accessibility, (b) accommodates mixed use on the parcel, (c) improves pedestrian and/or vehicular movements, (d) enhances the streetscape for abutting properties, (e) creates affordable housing, or (f) accommodates mass transit facilities.”

***The main motion under Article 41 passed by 2/3 vote.***

ARTICLE 42: Amend By-Laws: Snow and Ice Removal from Sidewalks

(Glen B. Glater, et al)

To see if the town will vote to amend the town By-Laws to include regulations regarding the removal of snow and ice from sidewalks within the town of Natick.

**RECOMMENDATION:** By a vote of 13-0-0 on March 24, 2011, the Finance Committee recommends referral to the Sponsor, Board of Selectmen and the Bicycle & Pedestrian Advisory Committee with regard to the subject of Article 42.

**MOTION:** (Majority Vote Required)

Moved by Mr. Freedman, seconded by Mr. Jennett that the Town vote to refer the subject matter of Article 42 to the Sponsor, Board of Selectmen and the Bicycle & Pedestrian Advisory Committee.

***The referral motion for Article 42 passed by majority vote.***

***Mr. Sidney moved, seconded by Pierce to dissolve the 2011 Spring Annual Town Meeting. The motion passed unanimously. 2011 Spring Annual Town Meeting dissolved on May 3, 2011 at 10:45 PM.***

A record of the Fifth Session of

Annual Spring Town Meeting, May 3, 2011

Lorraine McNally, Acting Town Clerk



s/Charles M. Hughes  
CHARLES M. HUGHES  
Chairman

s/Carol A. Gloff  
CAROL A. GLOFF  
Vice Chair

s/Paul R. Joseph  
PAUL R. JOSEPH  
Clerk

s/Joshua Ostroff  
JOSHUA OSTROFF  
Member

s/Nicholas Mabardy  
NICHOLAS MABARDY  
Member

***Board of Selectmen for the Town of Natick***

Certified copies of the Warrant are available at the Office of the Town Clerk, Natick Town Hall, 13 East Central St., Natick, MA between the hours of 8:00 AM – 5:00 PM, Monday through Thursday and 8:00 AM-12:30 PM Friday and at the Town web site [www.natickma.gov](http://www.natickma.gov).



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Paul R. Joseph, Clerk

2011 Fall Annual Town Meeting  
Wilson Middle School  
Marshall Lebowitz Town Meeting Hall

October 18, 2011

First Session

The First Session of the 2011 Fall Annual Town Meeting was called to order at 7:30 PM by the Town Moderator, Frank W. Foss, who declared a quorum present. The Moderator welcomed residents, taxpayers, town officials, Town Meeting Members and interested parties to the First Session of 2011 Fall Annual Town Meeting. Mr. Foss presented the official duly posted warrant signed by the Board of Selectmen with the officer's return thereon to the Town Clerk to be entered into the official record of the town. The hall stood for the Pledge of Allegiance followed by a moment of silence in recognition of all the men and women serving on our behalf throughout the world.

The Moderator introduced the officials present on stage and in the well of the auditorium. The following people were present: Diane Packer, Town Clerk; Jonathan Freedman, Finance Committee Chair; James Everett, Finance Committee Secretary; Martha White, Town Administrator; John Flynn, Town Counsel; and Charles Hughes, Chair of the Board of Selectmen.

The Moderator reviewed the general rules and procedures of Town Meeting. He indicated that all residents and taxpayers of the town and town officers and employees, whether or not residents, have the same right to speak as Town Meeting Members; however they do not have the right to submit motions for consideration at Town Meeting, nor vote on any matter before Town Meeting. Non-residents may only speak at Town Meeting after approval by Town Meeting Members. The proceedings of Town Meetings shall be governed by *Town Meeting Time*, the Natick By-Laws, the Town of Natick Home Rule Charter and the General Laws of the Commonwealth of Massachusetts.

All motions offered for the consideration of the Town Meeting shall be in writing if required by the Moderator; and all motions involving the expenditure of money shall be in writing when required by any Town Meeting Member. No person shall speak upon an article more than once when any other person desires to be heard, nor more than twice on the same question without permission of Town Meeting; and no person shall speak more than ten (10) minutes at one time without permission of Town Meeting. Consistent with the Natick By-Laws, once a member is recognized, it is the practice of Town Meeting Members to first ask questions, then propose a motion and/or debate the highest ranking motion. This practice is unchanged. Once a speaker is called upon, by the Moderator, the speaker's time will begin. Time expended asking questions will be considered part of the speaker's time, pursuant to the Natick By-Laws. Responses to the speaker's question will not be considered part of the speaker's requisite time. Each speaker will be limited to three questions, whether or not they are stated singularly or in a compound question and divided by the Moderator. When a question on an article is before Town Meeting, motions shall be received and have precedence as listed in the table entitled "Precedence of Motions," found in the Natick By-Laws, the Town Meeting Member Handbook and *Town Meeting Time*. Any person having a monetary or equitable interest in any matter under discussion at a Town Meeting, and any person employed by another having such an interest, shall disclose the fact of his/her interest or employment before speaking thereon. The motion for the previous question shall not be entertained by the Moderator if three or more persons, who have not previously spoken to the question, are seeking recognition. By rule, indefinite postponement shall be considered a negative main motion and may be entered by the Moderator when-

ever any main motion or subsidiary motion is in order. This shall not change the order of precedence of motions as specified in section 6 of our by-laws or any other practice regarding indefinite postponement as specified in our Charter, the Natick By-Laws or *Town Meeting Time*. Without objection, the preceding statements are accepted as rules of 2011 Spring Annual Town Meeting. There were no objections.

At that time the Moderator suggested a motion to waive the reading articles and motions. Move to waive reading the text of all 2011 Fall Annual Town Meeting warrant articles and move to waive reading the text of motions, excluding the amounts to be appropriated and sources of said amounts to be appropriated when motions are provided in the text of Recommendations of the Natick Finance Committee publication. The motion was moved by Mr. Sidney and seconded by Mr. Hughes.

***Motion passed unanimously.***

The Moderator granted the Diane Packer, Town Clerk an opportunity to speak to Town Meeting regarding the upcoming Annual Town Election and redistricting. She explained that all Town Meeting members will need to run for re-election. Those members who either moved or were redistricted to a new precinct will have to run as new Town Meeting members. Ms. Packer explained that more information will be available soon and that every member will receive a letter regarding this matter during November.

#### ARTICLE 1: Authorization to Reorganize Certain Town Departments

(Town Administrator)

To see if the Town will vote to authorize the Town Administrator, pursuant to Article 6 of the Natick Home Rule Charter, to reorganize certain Town departments, or otherwise act thereon.

**RECOMMENDATION:** By a vote of 8-3-0 on October 4, 2011 the Finance Committee recommends favorable action with regard to the subject matter of Article 1.

**MOTION:** (Majority Vote Required)

Moved by Mr. Everett, seconded by Mr. Freedman that the Town vote to authorize the Town Administrator, pursuant to Article 6 of the Natick Home Rule Charter, to reorganize certain Town departments, specifically by combining the current departments of Human Services and Council on Aging, Veterans' Services, and Recreation and Parks, in their entirety and including all personnel and services, into one department to be known as the Department of Community Services.

Ms. White spoke to this article and discussion ensued. Ms. Shea moved, seconded by Mr. Hughes, to end discussion on the article. ***The motion to end discussion passed by 2/3 vote.***

***The main motion under Article 1 passed by majority vote.***

Prior to taking up Article 2, the Moderator explained that Town Meeting, under the Charter, only has the authority to accept or reject the Town Administrator's proposal. Town Counsel advised that only a positive main motion could be put before Town Meeting.

#### ARTICLE 2: Authorization to Consolidate General Government and School Department Functions (Town Administrator)

To see if the Town will vote to authorize the consolidation of general government and school department facility maintenance and management functions pursuant to MGL Chapter 71, section 37M;

further to authorize the Town Administrator, pursuant to Article 6 of the Natick Home Rule Charter, to reorganize the Town Department of Public Works, or otherwise act thereon.

**RECOMMENDATION:** By a vote of 13-0-0 on October 11, 2011 the Finance Committee recommends rejection of the Town Administrator's proposal.

**MOTION:** (Majority Vote Required)

Moved by Mr. Freedman, seconded by Mr. Hughes, that Town, pursuant to Chapter 71, Section 37 M of the Massachusetts General Laws, vote to consolidate the general government and school department facility maintenance and management functions; and further, that the Town, pursuant to Article 6, Section 6-1 (b) of the Natick Home Rule Charter, vote to approve the plan of reorganization of the Town Department of Public Works submitted by the Town Administrator.

Mr. Hughes moved, seconded by Mr. Sidney to waive the reading of the motion. *The motion to waive the reading of the motion passed unanimously.*

Ms. White and Dr. Sanchioni spoke to this article. Both requested that Town Meeting reject the positive main motion.

*The positive main motion failed. The proposal was rejected by Town Meeting.*

**ARTICLE 3: Personnel Board Pay Plan (Town Administrator)**

To see if the Town, pursuant to the authority contained in Section 108A of Chapter 41 of the General Laws, will vote to amend the by-laws by adding to Article 24, Section 3, a new paragraph deleting certain position titles, adding new position titles and effecting changes in the salary ranges as presently established and will provide the money necessary therefor, or otherwise act thereon.

**RECOMMENDATION:** By a vote of 11-0-0 on September 27, 2011 the Finance Committee recommends favorable action with regard to the subject matter of Article 3.

**MOTION:** (Majority Vote Required)

Moved by Mr. Everett, seconded by Mr. Freedman that the Town vote to amend the By-Laws by changing in its entirety the table entitled Classification and Pay Plan that is incorporated by reference into Article 24, Section 3, Paragraph 3.10. The new Classification and Pay Plan is as follows:

Full-Time Positions

Town of Natick  
 Classification and Pay Plan  
 Fiscal Year 2012  
 Effective July 1, 2011

| <b>Grade</b> | <b>Minimum</b> | <b>Point 1</b> | <b>Point 2</b> | <b>Maximum</b> |
|--------------|----------------|----------------|----------------|----------------|
| 5            | \$85,000       | \$98,333       | \$111,667      | \$125,000      |
| 4            | \$70,000       | \$81,667       | \$93,333       | \$105,000      |
| 3            | \$55,000       | \$63,333       | \$71,667       | \$80,000       |
| 2            | \$47,000       | \$55,000       | \$62,500       | \$70,000       |
| 1            | \$37,500       | \$44,167       | \$50,833       | \$57,500       |

**GRADE 5**

Deputy Town Administrator  
 Dir Finance/Treas/Coll  
 Dir Public Works  
 Supt. Parks and Rec  
 Fire Chief Public  
 Director of Community Services  
 Director of Facility Management

**GRADE 4**

Building Commissioner  
 Comptroller  
 Dir Assessing  
 Dir Community Dev.  
 Dir Human Serv & COA  
 Dir Info Technology  
 Dir Morse Library  
 Dir Personnel  
 Dir Public Health  
 Environmental Comp. Officer  
 Director of Recreation & Parks

**GRADE 3**

Asst Assessor (w/certs)  
 Asst Comptroller  
 Asst Library Dir Director, Morse  
 Asst Treas / Collector  
 Benefits Coordinator  
 Dir Bacon Free Library  
 Env Health Agent  
 Golf Course Prof  
 Housing/Gen Planner  
 Info Systems DBA

**GRADE 3 Continued**

Info Syst Network Admin  
 Local Building Insp (w/cert)  
 Planner/Con Agent  
 Procurement Manager  
 Health Nurse  
 Sr. Env. Health Spec  
 Veterans Agent  
 Asst. Dir. Recreation  
 Recreation Program/Sp. Events Dir.  
 Farm Director

**GRADE 2**

Asst Dir Bacon Free Library  
 Asst Dir/COA  
 Asst. Assessor (w/o certs)  
 Clinical Social worker  
 Data Analyst  
 Assistant Farm Director  
 Exec Asst  
 Office Admin Farm  
 Sanitarian  
 Social Worker Elderly  
 Sr. Exec Asst  
 Data Analyst  
 Facility Management Data Analyst

**GRADE 1**

Animal Control Officer  
 Asst Golf Shop Manager  
 Outreach Coord  
 Asst. Dir. Bacon Free  
 Student Police Officers

Mr. Levinsky spoke to this article. Mr. Hughes moved, seconded by Mr. Sidney to remove the position of Asst Dir Bacon Free Library and one of the Data Analyst positions from Grade 2. ***The amendment to the main motion passed by majority vote.***

Mr. Connolly moved, seconded by Mr. Sidney to remove the Director of Facility Management from Grade 5. ***This amendment to main motion passed by majority vote.***

***The amended main motion passed by majority vote.***

ARTICLE 4: Fiscal 2012 Omnibus Budget (Town Administrator)

To determine what sum or sums of money the Town will appropriate and raise, or transfer from available funds, for the operation of the government of the Town of Natick, including debt and interest, during Fiscal Year 2012 (July 1, 2011 through June 30, 2012) and to provide for a reserve fund for Fiscal Year 2012, and to see what budgets for Fiscal 2012 will be reduced to offset said additional appropriations, or otherwise act thereon.

**RECOMMENDATION:** By a vote of 11-0-0 on October 4, 2011 the Finance Committee recommends favorable action with regard to the subject matter of Article 4.

**MOTION A:** (Requires a Majority Vote)

Moved by Mr. Everett, seconded by Mr. Freedman that the Town vote to reduce the following appropriations voted at the Annual Spring Town Meeting commencing on April 12, 2011 under Article 11 as follows:

|  |                     |
|--|---------------------|
| Article 11, Motion D Human Services & Council on Aging Salaries                        | \$ (376,934)        |
| Article 11, Motion D Human Services & Council on Aging Expenses                        | \$ (25,122)         |
| Article 11, Motion D Human Services & Council on Aging Other Charges<br>& Expenditures | \$ (17,000)         |
| Article 11, Motion D Veterans Services Salaries  | \$ (113,504)        |
| Article 11, Motion D Veterans Services Expenses  | \$ (7,775)          |
| Article 11, Motion D Veterans Services Other Charges & Expenditures                    | \$ (171,310)        |
| Article 11, Motion D Recreation Salaries   | \$ (502,285)        |
| Article 11, Motion D Recreation Operating Expenses                                     | \$ (36,737)         |
| Article 11, Motion D Recreation Other Supplies   | \$ (21,550)         |
| <u>Article 11, Motion G Employee Fringe - Other Personnel Services</u>                 | <u>\$ (203,251)</u> |
| Total  | \$ (1,475,468)      |

Ms. White made a presentation to Town Meeting regarding the financial state of the Town.

***Motion A passed by majority vote.***

**MOTION B:** (Requires a Majority Vote)

Moved by Mr. Everett seconded by Mr. Freedman that the Town vote to appropriate the sum of \$3,661,361 as amendments to the following appropriations voted at the Annual Spring Town Meeting commencing on April 12, 2011 under Article 2 as follows:

|   |           |
|---|-----------|
| Article 11, Motion B Fire Department Salaries | \$ 14,116 |
|---|-----------|

|  |              |
|--|--------------|
| Article 11, Motion C Public Works Building Maintenance Salaries      | \$ 45,000    |
| Article 11, Motion D Community Services Salaries                     | \$ 1,041,723 |
| Article 11, Motion D Community Services Expenses                     | \$ 69,634    |
| Article 11, Motion D Community Services Other Charges & Expenditures | \$ 209,860   |
| Article 11, Motion E Town Clerk Salaries                             | \$ 3,000     |
| Article 11, Motion E Community Development Salaries                  | \$ 60,000    |
| Article 11, Motion G Employee Fringe - Other Personnel Services      | \$ 10,389    |
| Article 11, Motion G Debt Service Principal                          | \$ 1,953,684 |
| Article 11, Motion G Debt Service Interest                           | \$ 253,956   |

And that to meet this appropriation, the sum of \$3,570,680 be raised from the Tax Levy and \$90,681 from Receipts Reserved.

***Motion B passed unanimously.***

**ARTICLE 5: Stabilization Fund (Town Administrator)**

To see if the Town will vote to appropriate a sum of money from available funds for the purpose of supplementing the stabilization fund established by vote of the 1961 Annual Town Meeting under Article 22, as authorized by Chapter 40, Section 5B of the General Laws, as amended, or otherwise act thereon.

**RECOMMENDATION:** By a vote of 11-0-0 on October 4, 2011 the Finance Committee recommends no action with regard to the subject matter of Article 5.

**MOTION:** (Requires a two-thirds vote)

Moved by Mr. Everett, seconded by Mr. Freedman that no action be taken on this article.

The motion to take no action passed unanimously.

**ARTICLE 6: Operational/Rainy Day Stabilization Fund (Town Administrator)**

To see if the Town will vote to appropriate a sum of money from available funds for the purpose of supplementing the Operational Stabilization Fund established by vote of the 2011 Spring Annual Town Meeting under Article 4, as authorized by Chapter 40, Section 5B of the General Laws, as amended, or otherwise act thereon.

**RECOMMENDATION:** By a vote of 11-0-0 on October 4, 2011 the Finance Committee recommends favorable action with regard to the subject matter of Article 6.

**MOTION:** (Requires a two-thirds vote)

Moved by Mr. Everett, seconded by Mr. Freedman that the Town vote to appropriate the sum of \$326,544 for the purpose of supplementing the Operational Stabilization Fund established under Article 4 of the warrant for the Spring Annual Town Meeting of 2011, as authorized by Chapter 40, section 5B of the General Laws; and that to meet this appropriation, the sum of \$326,544 shall be raised from the Tax Levy.

***The main motion under Article 6 passed by two-thirds vote.***

**ARTICLE 7: Capital Stabilization Fund (Town Administrator)**

To see if the Town will vote to appropriate a sum of money from available funds for the purpose of supplementing the Capital Stabilization Fund established by vote of the 2010 Fall Annual Town Meeting under Article 2, as authorized by Chapter 40, Section 5B of the General Laws, as amended, or otherwise act thereon.

**RECOMMENDATION:** By a vote of 11-0-0 on October 4, 2011 the Finance Committee recommends favorable action with regard to the subject matter of Article 7.

**MOTION:** (Requires a two-thirds vote)

Moved by Mr. Everett, seconded by Mr. Freedman that the Town vote to appropriate the sum of \$1,172,071 from Free Cash for the purpose of supplementing the Capital Stabilization Fund established under Article 2 of the warrant for Fall Annual Town Meeting of 2010, as authorized by Chapter 40, Section 5B of the General Laws, as amended.

***The main motion under Article 7 passed by two-thirds vote.***

**ARTICLE 8: Establishment of Trust Fund to Fund OPEB (Other Post Employment Benefits) Obligations (Board of Selectmen)**

To see if the Town will vote to accept the provisions of M.G.L. Chapter 32B, Section 20, as amended, which provides that a town may establish a separate trust fund to be known as an Other Post Employment Benefits Liability Trust Fund to reduce the unfunded actuarial liability of health care and other post-employment benefits, or otherwise act thereon.

**RECOMMENDATION:** By a vote of 11-0-0 on October 4, 2011 the Finance Committee recommends favorable action with regard to the subject matter of Article 8.

**MOTION:** (Requires a majority vote)

Moved by Mr. Everett, seconded by Mr. Freedman that the Town vote to accept the provisions of M.G.L. Chapter 32B, Section 20, as amended, and further to authorize the Board of Selectmen to establish a separate trust fund to be known as an Other Post Employment Benefits Liability Trust Fund to reduce the unfunded actuarial liability of health care and other post-employment benefits.

Mr. Palmer spoke to this article.

***The main motion under Article 8 passed by majority vote.***

Mr. Goldman moved, seconded by Mr. Golden to adjourn. The motion to adjourn passed by majority vote and the meeting adjourned at 10:05 PM.

A record of the First Session of Annual Fall Town Meeting, October 18, 2011

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Diane Packer, Town Clerk

2011 Fall Annual Town Meeting  
Wilson Middle School  
Marshall Lebowitz Town Meeting Hall

October 20, 2011

Second Session

The second session of the 2011 Fall Annual Town Meeting was called to order at 7:39 PM by the Town Moderator, Frank W. Foss, who declared a quorum present. The Moderator welcomed residents, taxpayers, town officials, Town Meeting Members and interested parties to the second session of 2011 Fall Annual Town Meeting. The hall stood for the Pledge of Allegiance followed by a moment of silence in recognition of all the men and women serving on our behalf throughout the world.

The Moderator introduced the officials present on stage and in the well present were: Diane Packer, Town Clerk; Jonathan Freedman, Finance Committee Chair; James Everett, Finance Committee Secretary; Martha White, Town Administrator; Brandon Moss, Town Counsel; and Charles Hughes, Board of Selectmen Chair.

The Moderator informed the body that the same general rules and procedures for Town Meeting were in effect including waiving the reading of the warrant and motions under certain conditions. He also reiterated that any person who has a monetary or equitable interest must disclose that prior to speaking on an article.

**ARTICLE 9: Capital Equipment (Town Administrator)**

To see if the Town will vote to appropriate and raise, or otherwise provide, a sum or sums of money as may be required for capital equipment for the various departments of the Town of Natick; to determine whether this appropriation shall be raised by borrowing or otherwise; or otherwise act thereon.

**RECOMMENDATION:** By a vote of 12-0-0 on September 15, 2011 the Finance Committee recommends favorable action with regard to the subject matter of Article 9.

**MOTION:** (Two thirds vote required)

The motion was moved by Mr. Everett and seconded by Mr. Freedman.

## Article 9 - Capital Equipment - 2011 Fall Annual Town Meeting

### MOTION: (Two-thirds vote required)

Move that the Town vote to appropriate the sum of \$236,840 to be expended under the direction of the Natick Public Schools for the purpose of replacing vehicle NSD-86, under the direction of the Police Department for the purpose of replacing three (3) police cruisers, under the direction of the Department of Public Works for the purpose of replacing guardrails and dumpsters and improving irrigation systems, under the direction of the Board of Health for the purpose replacing vehicle Health-1, and under the direction of the Community Development Department for the purpose replacing vehicle CD-1, individually shown as items 1, 2, 3, 4, 5, 6, and 7 in the table below, and that to meet this appropriation the sum of \$236,840 be raised from the Capital Stabilization Fund.

Table Article 9 - Capital Equipment - 2011 Fall Annual Town Meeting

| Item #                               | Department              | Item                                | Funding Source | Amount            |
|--------------------------------------|-------------------------|-------------------------------------|----------------|-------------------|
| 1                                    | Natick Public Schools   | REPLACE NSD 86 (Pickup Truck)       | Capital SF     | \$ 38,500         |
| 2                                    | Police Department       | CRUISER REPLACEMENT                 | Capital SF     | \$ 107,340        |
| 3                                    | Public Works - Highway  | GUARDRAIL (VARIOUS LOCATIONS)       | Capital SF     | \$ 10,000         |
| 4                                    | Public Works - Highway  | REPLACE DUMPSTERS                   | Capital SF     | \$ 10,000         |
| 5                                    | Public Works - LF, & NR | IRRIGATION SYSTEM IMPROVEMENTS      | Capital SF     | \$ 25,000         |
| 6                                    | Board of Health         | REPLACE HEALTH-1 (1999 Ford Taurus) | Capital SF     | \$ 23,000         |
| 7                                    | Community Development   | REPLACE CD-1 (1998 Ford Explorer)   | Capital SF     | \$ 23,000         |
| <b>Appropriation under Article 9</b> |                         |                                     |                | <b>\$ 236,840</b> |

Ms. White spoke to all capital items included in Articles 9 and 10 at this point. Mr. Connolly moved, seconded by Mr. Hughes to amend line two of the motion to read “for the purpose of replacing three (3) police cruisers,”. The motion above reflects the amendment. *The amendment passed unanimously.*

*The amended main motion passed by a two-thirds vote.*

### ARTICLE 10: Capital Improvement (Town Administrator)

To see if the Town will vote to appropriate and raise, or otherwise provide, a sum or sums of money to implement a Capital Improvement Program, to protect the physical infrastructure of the Town of Natick; to determine whether this appropriation shall be raised by borrowing or otherwise; or to otherwise act thereon.

RECOMMENDATION: By a vote of 10-0-2 on September 27, 2011 the Finance Committee recommends favorable action with regard to the subject matter of Article 10.

Motion A moved by Mr. Everett, seconded by Mr. Freedman.

## Article 10 - Capital Improvement - 2011 Fall Annual Town Meeting

### MOTION A: (Two-thirds vote required)

Move that the Town vote to appropriate the sum of \$452,500 to be expended under the direction of the Natick Public Schools for the purpose of replacing air conditioning units at Brown and Lilja Elementary Schools, compressors at the Bennett-Hemenway Elementary School, exhaust fans at the Brown Elementary School, flooring at Brown and Lilja Elementary Schools, and hot water heaters at the Bennett-Hemenway Elementary School, under the direction of the Police Department for the purpose of upgrading and improving the Emergency Operations Center, under the direction of the Department of Public Works for the purpose of making security upgrades, replacing streetlights and improving softball fields at Memorial School, under the direction of the Council on Aging for the purpose of acquiring programming software, and under the direction of Recreation and Parks Department for the purpose of restoring historic monuments, individually shown as items 3, 4, 5, 6, 7, 8, 9, 10, 11, 12 and 13 in the Table A below, and that to meet this appropriation the sum of \$452,500 be raised from the Capital Stabilization Fund.

### TABLE A, MOTION A: Article 10 - Capital Improvement - 2011 Fall Annual Town Meeting

| Item #  | Department                          | Item                                    | Funding Source | Amount            |
|---|-------------------------------------|---|----------------|-------------------|
| 3   | Natick Public Schools               | BROWN & LILJA-REPLACE A/C UNITS         | Capital SF     | \$ 75,000         |
| 4   | Natick Public Schools               | BEN-HEM-REBUILD/REPLACE A/C COMPRESSORS | Capital SF     | \$ 50,000         |
| 5   | Natick Public Schools               | BROWN-REPLACE EXHAUST FANS              | Capital SF     | \$ 30,000         |
| 6   | Natick Public Schools               | BROWN & LILJA - FLOORING REPLACEMENTS   | Capital SF     | \$ 49,000         |
| 7   | Natick Public Schools               | BEN-HEM-REPLACE HOT WATER HEATER        | Capital SF     | \$ 10,000         |
| 8   | Police Department                   | EOC CONFIGURATION UPGRADES              | Capital SF     | \$ 100,000        |
| 9   | Public Works - Building Maintenance | SECURITY UPGRADES                       | Capital SF     | \$ 61,000         |
| 10  | Public Works - Highway              | STREET LIGHT REPLACEMENT                | Capital SF     | \$ 40,000         |
| 11  | Public Works - L,F, & NR            | MEMORIAL SOFTBALL IMPROVEMENTS          | Capital SF     | \$ 10,000         |
| 12  | Council on Aging                    | PROGRAMMING SOFTWARE                    | Capital SF     | \$ 12,500         |
| 13  | Recreation                          | HISTORICAL MONUMENT RESTORATION         | Capital SF     | \$ 15,000         |
| <b>Appropriation under Article 10: MOTION A</b> |                                     |   |                | <b>\$ 452,500</b> |

The Moderator announced that although the Finance Committee Recommendation book notes that it is a majority vote it is a two-thirds vote as money is being appropriated from the stabilization fund. The above motion reflects that change.

*Motion A under Article 10 passed by a two thirds vote.*

Motion B moved by Mr. Everett, seconded by Mr. Freedman.

### MOTION B: (two-thirds vote required)

Move that the Town vote to appropriate the sum of \$1,086,000 to be expended under the direction of the Natick Public Schools for the purpose of replacing steam converters and hot water pumps at the Kennedy Middle School and repaving driveways at the Johnson Elementary School, under the direction of the Department of Public Works for the purpose of renovating the DPW headquarters at 75 West Street, individually shown as items 1, 2, and 14, in the Table B below, and that to meet this appropriation the Treasurer with the approval of the Board of Selectmen is authorized to borrow \$1,086,000 under Massachusetts General Laws Chapter 44, Section 7, as amended, or any other enabling authority and to issue bonds or notes of the Town therefor aggregating not more than \$1,086,000 in principal amount and that the Town Administrator with the approval of the Board of Selectmen is authorized to take any action necessary to carry out this program.

### TABLE B, MOTION B: Article 10 - Capital Improvement - 2011 Fall Annual Town Meeting

| Item #  | Department            | Item   | Funding Source     | Amount              |
|---|-----------------------|--|--------------------|---------------------|
| 1   | Natick Public Schools | KENNEDY- REPLACE STEAM CONVERTERS AND HOT WTR PUMP | Tax Levy Borrowing | \$ 220,000          |
| 2   | Natick Public Schools | JOHNSON- REPAVE DRIVEWAYS                          | Tax Levy Borrowing | \$ 75,000           |
| 14  | DPW / Water & Sewer   | RENOVATIONS TO 75 WEST STREET                      | Tax Levy Borrowing | \$ 791,000          |
| <b>Appropriation under Article 10: MOTION B</b> |                       |  |                    | <b>\$ 1,086,000</b> |

*Motion B under Article 10 passed by two thirds vote.*

Motion C moved by Mr. Everett seconded by Mr. Freedman.

**MOTION C: (two-thirds vote required)**

Move that the Town vote to appropriate the sum of \$504,000 to be expended under the direction of the Department of Public Works for the purpose of renovating the DPW headquarters at 75 West Street, and that to meet this appropriation the Treasurer with the approval of the Board of Selectmen is authorized to borrow \$504,000 under Massachusetts General Laws Chapter 44, Section 8, as amended, or any other enabling authority and to issue bonds or notes of the Town therefor aggregating not more than \$504,000 in principal amount and that the Town Administrator with the approval of the Board of Selectmen is authorized to take any action necessary to carry out this program.

**TABLE C, MOTION C: Article 10 - Capital Improvement - 2011 Fall Annual Town Meeting**

|   |                     |                               |               |    |                   |
|---|---------------------|-------------------------------|---------------|----|-------------------|
| 14  | DPW / Water & Sewer | RENOVATIONS TO 75 WEST STREET | W/S Borrowing | \$ | 504,000           |
| <b>Appropriation under Article 10: MOTION C</b> |                     |                               |               |    | <b>\$ 504,000</b> |

***Motion C under Article 10 passed by two-thirds vote.***

Motion D moved by Mr. Everett seconded by Mr. Freedman.

**MOTION D: (majority vote required)**

Move that the Town vote to appropriate the sum of \$90,000 to be expended under the direction of the Department of Public Works for the purpose of purchasing two generators, individually shown as item 15 in the Table D below, and that to meet this appropriation the sum of \$90,000 be raised from Water & Sewer Retained Earnings.

**TABLE D, MOTION D: Article 10 - Capital Improvement - 2011 Fall Annual Town Meeting**

|   |             |                    |                    |    |                  |
|---|-------------|--------------------|--------------------|----|------------------|
| 15  | Water/Sewer | TWO NEW GENERATORS | W/S Retained Earn. | \$ | 90,000           |
| <b>Appropriation under Article 10: MOTION D</b> |             |                    |                    |    | <b>\$ 90,000</b> |

***Motion D under Article 10 passed unanimously.***

ARTICLE 11: Rescind Authorized, Unissued Debt (Town Administrator)

To see if the Town will vote to rescind the authorization for unissued debt that has been determined is no longer needed for the completion of various projects, or otherwise act thereon.

RECOMMENDATION: By a vote of 11-0-0 on September 27, 2011 the Finance Committee recommends no action with regard to the subject matter of Article 11.

MOTION: (Requires a majority vote)

No action moved by Mr. Everett seconded by Mr. Freedman.

***The motion to take no action on Article 11 passed unanimously.***

ARTICLE 12: Unpaid Bills (Town Administrator)

To see if the Town will vote to raise and appropriate, or otherwise provide such sums of money as may be required for the payment of unpaid bills of previous years, incurred by the departments, boards and officers of the Town of Natick, or otherwise act thereon.

RECOMMENDATION: By a vote of 12-0-0 on September 15, 2011 the Finance Committee recommends no action with regard to the subject matter of Article 12.

MOTION: (Requires a majority vote)

No action moved by Mr. Everett seconded by Mr. Freedman.

***The motion to take no action on Article 12 passed unanimously.***

ARTICLE 13: Home Rule Petition: Authorization to Lease 27-53 South Avenue for a Term Not to Exceed 99 Years (Board of Selectmen)

To see if the Town will vote to authorize the Board of Selectmen to petition the General Court to enact legislation which would authorize the Board of Selectmen to enter in a lease for a term not to exceed ninety-nine (99) years of the property at 27-53 South Avenue, Natick, which is now or formerly the site of a municipal parking lot, for the purpose of construction, operation and management of a facility which would provide residential use, and/or commercial use, and/or institutional use, and/or a combination of uses which, in the determination of the Natick Board of Selectmen, are consistent with the Town's goals for Natick Center, and which may provide, but is not required to provide, public parking and/or private parking associated with said use; provided that the General Court may reasonably vary the form and substance of the requested legislation within the scope of the general public objectives of said petition.

or otherwise act thereon.

RECOMMENDATION: By a vote of 13-0-0 on September 13, 2011 the Finance Committee recommends favorable action with regard to the subject matter of Article 13.

MOTION: (Majority Vote Required)

Moved by Mr. Everett seconded by Mr. Freedman, that the Town vote to authorize the Board of Selectmen to petition the General Court to enact legislation which would authorize the Board of Selectmen to enter in a lease for a term not to exceed ninety nine (99) years of the property at 27-53 South Avenue, Natick (the subject property), which is now or formerly the site of a municipal parking lot, for the purpose of construction, operation and management of a facility which would provide residential use, and/or commercial use, and/or institutional use, and/or a combination of uses which, in the determination of the Natick Board of Selectmen, are consistent with the Town's goals for Natick Center, and which may provide, but is not required to provide, public parking and/or private parking associated with said use; and provided, further, that the General Court may reasonably vary the form and substance of the requested legislation within the scope of the general public objectives of said petition.

Mr. Ostroff made a presentation regarding Articles 13 and 14. The Moderator explained that there would be time to ask questions on each article separately.

Mr. Forshner move, seconded by Ms. Coughlin to strike the words “,in the determination of the Natick Board of Selectmen,” which appears in the eighth line of the motion.

***The amendment to the main motion prevailed.***

Moved by Ms. McKenzie, seconded by Mr. Maguire to insert after the end of line two “, subject to the majority approval of Town Meeting.” ***This amendment failed.***

There was discussion by members on this article. Ms. Ball moved, seconded by Mr. Hughes to end debate. ***The motion to end debate passed by two-thirds vote.***

***The amended main motion passed by majority vote.***

ARTICLE 14: Home Rule Petition: Authorization to Lease 20 Middlesex Avenue for a Term Not to

Exceed 99 Years (Board of Selectmen)

To see if the Town will vote to authorize the Board of Selectmen to petition the General Court to enact legislation which would authorize the Board of Selectmen to enter into a lease for a term not to exceed ninety nine (99) years of the property at 20 Middlesex Avenue, Natick which is now or formerly the site of the Middlesex Avenue parking garage, for the purpose of construction, operation and management of a facility which would provide residential use, and/or commercial use, and/or institutional use, and/or a combination of uses which, in the determination of the Natick Board of Selectmen, are consistent with the Town's goals for Natick Center, and which may provide, but is not required to provide, public parking and/or private parking associated with said use; provided that the General Court may reasonably vary the form and substance of the requested legislation within the scope of the general public objectives of said petition; or otherwise act thereon.

**RECOMMENDATION:** By a vote of 13-0-0 on September 13, 2011 the Finance Committee recommends favorable action with regard to the subject matter of Article 14.

**MOTION:** (Majority Vote Required)

Moved by Mr. Everett seconded by Mr. Freedman that the Town will vote to authorize the Board of Selectmen to petition the General Court to enact legislation which would authorize the Board of Selectmen to enter into a lease for a term not to exceed ninety nine (99) years of the property at 20 Middlesex Avenue, Natick which is now or formerly the site of the Middlesex Avenue parking garage, for the purpose of construction, operation and management of a facility which would provide residential use, and/or commercial use, and/or institutional use, and/or a combination of uses which, in the determination of the Natick Board of Selectmen, are consistent with the Town's goals for Natick Center, and which may provide, but is not required to provide, public parking and/or private parking associated with said use; provided that the General Court may reasonably vary the form and substance of the requested legislation within the scope of the general public objectives of said petition.

Mr. Ostroff moved seconded by Mr. Joseph to strike the words "in the determination of the Natick Board of Selectmen," which appears in the eighth line of the motion.

***The amendment to the main motion passed by majority vote. The amended main motion passed by majority vote.***

**ARTICLE 15: Home Rule Petition: Increase Membership of Town Forest Committee**

from 3 to 5 (Board of Selectmen and Conservation Commission)

To see if the Town will vote to authorize the Board of Selectmen to petition the General Court to enact legislation in substantially the following form, that the General Court may reasonably vary the form and substance of the requested legislation within the scope of the general public objectives of this petition.

**AN ACT EXPANDING THE TOWN FOREST COMMITTEE OF THE TOWN OF NATICK FROM THREE TO FIVE MEMBERS**

Be it enacted by the Senate and House of Representatives in General Court Assembled, and by authority of the same, as follows:

**SECTION 1.** Notwithstanding the provisions of Section 21 of Chapter 45 of the General Laws, or any other general law or special law to the contrary, the Conservation Commission of the Town of

Natick may appoint a Town Forest Committee of up to five members to serve without compensation for terms of no more than three years.

SECTION 2. This act shall take effect upon passage.

Or otherwise act thereon.

RECOMMENDATION: By a vote of 13-0-0 on September 13, 2011 the Finance Committee recommends favorable action with regard to the subject matter of Article 15.

MOTION: (Majority Vote Required)

Moved by Mr. Everett seconded by Mr. Freedman, that the Town vote to authorize the Board of Selectmen to petition the General Court to enact legislation in substantially the following form, that the General Court may reasonably vary the form and substance of the requested legislation within the scope of the general public objectives of this petition.

AN ACT EXPANDING THE TOWN FOREST COMMITTEE OF THE TOWN OF NATICK  
FROM THREE TO FIVE MEMBERS

Be it enacted by the Senate and House of Representatives in General Court Assembled, and by authority of the same, as follows:

SECTION 1. Notwithstanding the provisions of Section 21 of Chapter 45 of the General Laws, or any other general law or special law to the contrary, the Conservation Commission of the Town of Natick may appoint a Town Forest Committee of up to five members to serve without compensation for terms of no more than three years.

SECTION 2. This act shall take effect upon passage.

Mr. Makofsky, Conservation Commission member spoke to this article.

Moved by Mr. Munnich, seconded by Mr. Coburn to amend the motion by striking the word “three” and insert the word “five” for the end of the motion to read “ for terms of no more than five (5) years. *The amendment failed.*

Mr. Golden moved seconded by Ms. Salamoff to delete the words “may” and insert the word “will” and delete the words “up to” in line. Without objection Mr. Golden withdrew his amendment.

*The main motion passed by majority vote.*

Mr. Ostroff moved, seconded by Mr. Hughes to take Article 18 out of order. *The motion to take Article 18 out of order passed by two thirds vote.*

ARTICLE 18: Home Rule Petition: Authorization to Issue (3) Off Premises Beer & Wine Licenses (Rick Ciccarelli, et al)

To see if the Town will vote to authorize the Board of Selectmen to petition the General Court of the Commonwealth to enact legislation, notwithstanding the provisions of Sections 11 and 17 of the Massachusetts General Laws, or any other general or special law to the contrary, authorizing the Town to issue up to three (3) licenses for the sale of wines and malt beverages not be drunk on the premises, provided that the General Court may reasonably vary the form and substance of the requested legislation within the scope of the general public objectives of the petition; or otherwise act thereon.

**RECOMMENDATION:** By a vote of 9-1-1 on October 4, 2011 the Finance Committee recommends favorable action with regard to the subject matter of Article 18.

**MOTION:** (Majority Vote Required)

Moved by Mr. Everett seconded by Mr. Freedman to support Article 18 to see if the Town will vote to authorize the Board of Selectmen to petition the General Court of the Commonwealth to enact legislation, notwithstanding the provisions of Section 17 of Massachusetts General Laws Chapter 138, or any other general or special law to the contrary, authorizing the Town to issue a license for the sale of wines and malt beverages not be drunk on the premises pursuant to Section 15 of Massachusetts General Laws Chapter 138 to Tilly & Salvy's Bacon Street Farm, LLC for the premises at 100 Bacon Street, Natick, Massachusetts, upon approval of and under conditions set by the Board of Selectmen, provided that the General Court may reasonably vary the form and substance of the requested legislation within the scope of the general public objectives of the petition; or otherwise act thereon. A license granted hereunder shall be subject to all of said Chapter 138 except said Section 17.

Once issued, the licensing authority shall not approve the transfer of the license to any other location, but it may grant the license to a new applicant at the same location if the applicant files with the authority a letter from the department of revenue indicating that the license is in good standing with the department and that all applicable taxes have been paid.

If the license granted is cancelled, revoked or no longer in use, it shall be returned physically, with all of the legal rights, privileges and restrictions pertaining thereto, to the licensing authority, which may then grant the license to a new applicant at the same location under the same conditions as specified in this section.

Mr. Murphy, (resident of 104 Walnut St in Natick), attorney for Mr. Ciccarelli and for Tilly and Salvy's Bacon Street Farm, spoke to this article. The Moderator requested that Town Meeting allow Mr. Peter Turlo, the owner of Natick Wine and Spirits, to speak. Permission was granted. He spoke in opposition to this article.

***The main motion under Article 18 passed by majority vote.***

Mr. Sidney moved, seconded by Mr. Golden to adjourn. The motion to adjourn passed by majority vote and the meeting adjourned at 10:15 PM.

A record of the Second Session of

Annual Fall Town Meeting, October 20, 2011

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Diane Packer, Town Clerk

2011 Fall Annual Town Meeting

Wilson Middle School  
Marshall Lebowitz Town Meeting Hall

October 25, 2011

Third Session

The third session of the 2011 Fall Annual Town Meeting was called to order at 7:30 PM by the Town Moderator, Frank W. Foss, who declared a quorum present. The Moderator welcomed residents, taxpayers, town officials, Town Meeting Members and interested parties to the third session of 2011 Fall Annual Town Meeting. The hall stood for the Pledge of Allegiance followed by a moment of silence in recognition of all the men and women serving on our behalf throughout the world.

The Moderator introduced the officials present on stage and in the well. Present were: Diane Packer, Town Clerk; Jonathan Freedman, Finance Committee Chair; James Everett, Finance Committee Secretary; Martha White, Town Administrator; John Flynn, Town Counsel; and Charles Hughes, Board of Selectmen Chair.

The Moderator informed the body that the same general rules and procedures for Town Meeting were in effect including waiving the reading of the warrant and motions under certain conditions. He also reiterated that any person who has a monetary or equitable interest must disclose that prior to speaking on an article. The Moderator set the agenda for the meeting informing the body that we would begin with Articles 16 and 17 and then move to Article 19 and through the remainder of the warrant.

**ARTICLE 16: Natick 360 Progress Report (Town Administrator)**

To see if the Town will hear a report from the Town and/or sponsoring boards and committees on progress with respect to the Natick 360 Strategic Plan, or otherwise act thereon.

**RECOMMENDATION:** By a vote of 13-0-0 on September 13, 2011, the Finance Committee recommends favorable action with regard to the subject matter of Article 16.

**MOTION:** (Requires Majority Vote)

Moved by Mr. Everett seconded by Mr. Freedman that the Town hear a report from the Town and/or sponsoring boards and committees on progress with respect to the Natick 360 Strategic Plan.

***The main motion passed unanimously.*** Ms. Evans made a report to Town Meeting.

**ARTICLE 17: Authorization for Selectmen to Accept/Obtain Utility Easements**

(Board of Selectmen)

To see if the Town will vote to authorize the Board of Selectmen, during Fiscal Year 2012, to acquire on behalf of the Town any and all easements for any of the following purposes: roads, sidewalks, vehicular and/or pedestrian access or passage, drainage and utilities;

or otherwise act thereon.

**RECOMMENDATION:** By a vote of 12-0-0 on September 22, 2011, the Finance Committee recommends favorable action with regard to the subject matter of Article 17.

**MOTION:** (Two-thirds vote required)

Moved by Mr. Everett seconded by Mr. Freedman that the Town vote to authorize the Board of Selectmen, during Fiscal Year 2012, to acquire on behalf of the Town any and all easements for any of the following purposes: roads, sidewalks, vehicular and/or pedestrian access or passage, drainage and utilities; provided however that such authorization pertains only to easements acquired at no cost to the Town.

Ms. White spoke on this article.

***The main motion under Article 17 passed by a two-thirds vote.***

**ARTICLE 19: Street Acceptance: Main Street (Board of Selectmen)**

To see if the Town will vote to accept Main Street as a public way, and any appurtenant easements thereto, as laid out by the Board of Selectmen and as shown on a plan or plans, a copy of which is on file in the office of the Town Clerk; to see if the Town will vote to authorize the Board of Selectmen to acquire by gift, purchase, eminent domain or otherwise, easements in any land necessary for laying out and acceptance of Main Street, and any appurtenant drainage, utility or other easements related to said Main Street, and/or to accept grants thereof; and, further, to authorize the Board of Selectmen and other applicable Town of Natick boards and personnel to take all related actions necessary or appropriate to accomplish the purposes of this article, or otherwise act thereon.

**RECOMMENDATION:** By a vote of 12-0-0 on September 22, 2011, the Finance Committee recommends no action with regard to the subject matter of Article 19.

**MOTION:** (Majority Vote Required)

Moved by Mr. Everett seconded by Mr. Freedman, that no action be taken on Article 19.

***The motion to take no action on Article 19 passed by majority vote.***

The Moderator announced that the Town Clerk would step down for Articles 20 and 21 and Mr. Flynn would take her place.

**ARTICLE 20: Amend Charter: Appointment of Town Meeting Members (Town Clerk)**

To see if the Town will vote to amend Article 2 of the Natick Home Rule Charter with respect to vacancies in the membership of the representative Town Meeting and the process for filling same, or otherwise act thereon.

**RECOMMENDATION:** By a vote of 13-0-0 on September 20, 2011, the Finance Committee recommends favorable action with regard to the subject matter of Article 20.

**MOTION:** (Two-thirds vote required)

Moved by Mr. Everett seconded by Mr. Freedman that the Town vote to amend Article 2, Section 2-6 of the Natick Home Rule Charter as follows.

A. In Section 2-6(c) ,entitled List of Persons Eligible to Fill Vacancies:

1. Delete the second, third and fourth sentences, which read “Each list shall include names of such persons for elections in the present and previous two calendar years, provided, however, that elections in years prior to the last revision of precincts shall not be considered. Persons shall be listed at most once, with the highest vote count received. Persons currently serving

as elected town meeting members or those no longer eligible to be town meeting members from the precinct shall not be listed”.

2. Delete the sixth and seventh sentences, which read: “If necessary to resolve ties, the town clerk shall determine the ordering on each list by a lottery among those tied. Any such lottery shall be conducted at a time and place open to the public”.
3. In the eighth sentence, delete the word “lists” in the two places where it appears and insert in its place the words “each list”.
4. As amended, Section 2-6(c) would read:

“List of Persons Eligible to Fill Vacancies – Following each town election, the town clerk shall prepare for each precinct a list of persons who received votes for town meeting member, but who were not elected. Persons on each list shall be listed in descending order of votes received. The town clerk shall maintain each list until the next town election, removing from each list the names of persons (1) who are appointed to fill vacancies, (2) who choose not to accept appointment when ordered, or (3) who are no longer eligible to be town meeting members”.

B. In Section 2-6(d), entitled Filling of Vacancies:

1. In the first sentence, insert between the words “office” and “such”, the words “, or (3) there is a failure to elect a town meeting member,”.
2. Delete the present third sentence, which reads: “In the event that there are no persons eligible, the vacancy shall remain unfilled until the next town election”.
3. Insert new third and fourth sentences which read: “If necessary to resolve ties, the town clerk shall appoint a town meeting member to fill a vacancy by a lottery among those tied. Any such lottery shall be conducted at a time and place open to the public”.
4. Insert at the end two new paragraphs which read:

“In the event of a failure to appoint a person to fill a vacancy in a position of town meeting member, or the failure of a person so appointed to qualify, the town clerk shall schedule a caucus among the then current town meeting members in the precinct in question for the purpose of selecting a person to fill the vacant town meeting member position. Any such caucus shall be conducted at a time and place open to the public. The town clerk shall provide written notice of the date, time and location of such caucus to the then current town meeting members in the precinct in question, at least forty-eight (48) hours prior to such caucus, except where such forty-eight (48) hours notice is not possible due to town meeting scheduling requirements.

Notice of such caucus shall be posted on the Natick Town Hall bulletin board, and shall be posted on the Town of Natick website, in each event at least forty-eight (48) hours prior to such caucus, except where such forty-eight (48) hours notice is not possible due to town meeting scheduling requirements.

The town clerk or the town clerk’s designee shall preside over such caucus. The eligible candidate who resides in the precinct in question and who receives the highest number of votes at such caucus shall serve as a town meeting member until the next annual town election”.

5. As amended, Section 2-6(d) would read:

“Whenever a vacancy has been declared to exist either (1) by a letter of resignation filed with the town clerk, or (2) by the issuance of a certificate from the town clerk that such person has died or has removed from the town, or has failed to take the oath of office, or (3) there is a failure to elect a town meeting member, such vacancy shall be filled until the next town election from the list of persons eligible to fill vacancies in the precinct. The town clerk shall make appointments in accordance with the ordering of names on the lists. If necessary to resolve ties, the town clerk shall appoint a town meeting member to fill a vacancy by a lottery among those tied. Any such lottery shall be conducted at a time and place open to the public.

In the event of a failure to appoint a person to fill a vacancy in a position of town meeting member, or the failure of a person so appointed to qualify, the town clerk shall schedule a caucus among the then current town meeting members in the precinct in question for the purpose of selecting a person to fill the vacant town meeting member position. Any such caucus shall be conducted at a time and place open to the public. The town clerk shall provide written notice of the date, time and location of such caucus to the then current town meeting members in the precinct in question, at least forty-eight (48) hours prior to such caucus, except where such forty-eight (48) hours notice is not possible due to town meeting scheduling requirements.

Notice of such caucus shall be posted on the Natick Town Hall bulletin board, and shall be posted on the Town of Natick website, in each event at least forty-eight (48) hours prior to such caucus, except where such forty-eight (48) hours notice is not possible due to town meeting scheduling requirements.

The town clerk or the town clerk’s designee shall preside over such caucus. The eligible candidate who resides in the precinct in question and who receives the highest number of votes at such caucus shall serve as a town meeting member until the next annual town election.”

Ms. Packer spoke to this article. Mr. Connolly moved, seconded by Mr. Sidney to insert in the first sentence of A.1, after the word “received” the words “ten or more” and in item A.4, show the effect of the above change by inserting in the first sentence after the word “received” the words “ten or more”.

Ms. Foss moved, seconded by Mr. Pierce to move the question and close debate on the amendment to the main motion. ***The motion to close the debate on the amendment passed by a two-thirds vote. The amendment to the main motion failed.***

Debate continued on the main motion. Mr. Brown moved, seconded by Ms. Coughlin to refer this article to the Town Clerk. Ms. Foss moved, seconded by Mr. Pierce to move the question and end debate. ***The motion to close debate passed by a two-thirds vote.*** Town Meeting voted on the referral motion first. ***The motion to refer failed. The Moderator declared that the main motion prevailed by two-thirds vote.***

Mr. Connolly rose to challenge the vote and asked for six other people to stand with him to ask for the vote to be counted. Six other people stood and the vote was counted. The counted vote was 93 in favor and 23 opposed. ***The main motion prevailed by a two-thirds vote.***

**ARTICLE 21: Amend Charter Section 2-3: Re-Precincting Requirement**

(Board of Selectmen)

To see if the Town will vote to amend the Natick Home Rule Charter, specifically the second paragraph of Section 2-3 therein, as follows:

- (1) by inserting after the comma at the end of clause (a) the word “or”,
- (2) by deleting the comma and the word “or” at the end of clause (b),
- (3) by inserting a period at the end of clause (b), and
- (4) by deleting clause (c) in its entirety.

Such that the second paragraph of Section 2-3 would read as follows: “The boundaries of the precincts shall be reviewed and wholly or partly revised by the board of selectmen (a) at least once in every ten years, or (b) whenever it is directed to do so by a vote of the town meeting. Any such revision shall be carried out in accordance with the timeline described in said Section 6 of Chapter 54 of the General Laws.”

Or otherwise act thereon.

**RECOMMENDATION:** By a vote of 12-0-0 on September 22, 2011, the Finance Committee recommends referral to the Board of Selectmen with regard to the subject matter of Article 21.

**MOTION:** (Two-thirds vote required)

Moved by Mr. Sidney, seconded by Mr. Brown that the Town vote to amend the Natick Home Rule Charter, specifically the second paragraph of Section 2-3 therein, as follows:

- (1) by inserting after the comma at the end of clause (a) the word “or”,
- (2) by deleting the comma and the word “or” at the end of clause (b),
- (3) by inserting a period at the end of clause (b), and
- (4) by deleting clause (c) in its entirety.

Such that the second paragraph of Section 2-3 would read as follows: “The boundaries of the precincts shall be reviewed and wholly or partly revised by the board of selectmen (a) at least once in every ten years, or (b) whenever it is directed to do so by a vote of the town meeting. Any such revision shall be carried out in accordance with the timeline described in said Section 6 of Chapter 54 of the General Laws.”

Mr. Ostroff made a presentation to Town Meeting on this article.

***The main motion under Article 21 passed by a two-thirds vote.***

**ARTICLE 22: Amend Charter Section 5-6: Action on Town Administrator Preliminary Budget (Town Administrator)**

To see if the Town will vote to amend the Natick Home Rule Charter, specifically Section 5-6 (a) therein as follows:

- (1) by inserting before the phrase “date, time and place” the word “initial”;

(2) by inserting before the phrase “public hearing” the phrase “first of one or more”; and

(3) by adding an “s” on the end of the word “hearing”

such that Section 5-6(a) shall read as follows: “(a) Public Hearing - The finance committee shall forthwith, upon receipt of the preliminary budget, provide for the publication in a local newspaper of a notice stating the initial date, time and place, not less than seven nor more than fourteen days following such publication, when the first of one or more public hearings will be held by the finance committee on the preliminary budget.” Or otherwise act thereon.

RECOMMENDATION: By a vote of 12-0-0 on September 22, 2011, the Finance Committee recommends favorable with regard to the subject matter of Article 22.

MOTION: (Two-thirds vote required)

Moved by Mr. Everett, seconded by Mr. Freedman that the Town vote to amend the Natick Home Rule Charter, specifically Section 5-6 (a) therein as follows:

(1) by inserting before the phrase “date, time and place” the word “initial”;

(2) by deleting the phrase “a public hearing” and inserting in its place the phrase “the first of one or more public hearings”; and

such that Section 5-6(a) shall read as follows: “(a) Public Hearing - The finance committee shall forthwith, upon receipt of the preliminary budget, provide for the publication in a local newspaper of a notice stating the initial date, time and place, not less than seven nor more than fourteen days following such publication, when the first of one or more public hearings will be held by the finance committee on the preliminary budget.”

Ms. White spoke to this article. *The main motion under Article 22 passed unanimously.*

ARTICLE 23: Amend Zoning By-Law: Outdoor Advertising (Town Administrator)

To see if the Town will vote to amend the Zoning By-Law to allow non-accessory signs (specifically electronic billboards) in certain zoning districts of the town and to establish restrictions associated therewith, or otherwise act thereon.

RECOMMENDATION: By a vote of 12-0-0 on September 22, 2011, the Finance Committee recommends favorable with regard to the subject matter of Article 23.

MOTION: (Majority vote required)

Moved by Mr. Everett seconded by Mr. Freedman, that no action be taken on Article 23.

*The motion to take no action on Article 23 passed by unanimously.*

ARTICLE 24: Dissolution of Town’s Human Services Department (Jerry Pierce, et al)

To see if the Town will vote to authorize the Board of Selectmen to dissolve what is left of the town’s Human Services Department and merge those services with the Natick Service Council, thereby saving the Town approximately \$100,000 annually, and allowing those services to be expedited and efficiently provided by the Natick Service Council, or otherwise act thereon.

RECOMMENDATION: By a vote of 9-1-1 on October 4, 2011, the Finance Committee recommends referral to the sponsor with regard to the subject matter of Article 24.

MOTION: (Majority vote required)

Mr. Ostroff moved, seconded by Mr. Sidney indefinite postponement of Article 24. Mr. Pierce moved seconded by Ms. Coughlin to refer the article to the Sponsor.

***The referral motion failed. The motion for indefinite postponement passed.***

Mr. Golden moved, seconded by Mr. Hughes to dissolve the 2011 Fall Annual Town Meeting. The motion to dissolve passed unanimously and Town Meeting dissolved at 9:30 PM.

A record of the Third Session of

Annual Fall Town Meeting, October 25, 2011

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Diane Packer, Town Clerk