

**2014 Fall Annual Town Meeting  
Fine and Performing Arts Center  
Natick High School  
November 6, 2014  
Fifth Session**

The fifth session of the 2014 Fall Annual Town Meeting was called to order at 7:43 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 fifth session of 2014 Fall Annual Town Meeting. The Moderator asked that all recently elected or appointed members of Town Meeting stand to take the oath of office. There were none. The meeting stood for the Pledge of Allegiance and 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 the stage and in the well of the auditorium. The following people were present: Diane Packer, Town Clerk; James Everett, Finance Committee Chair, Bruce Evans, Finance Committee Secretary; Martha White, Town Administrator; John Flynn, Town Counsel; and Joshua Ostroff, Chair of the Board of Selectmen.

The Moderator reviewed the general rules and procedures of Town Meeting that were accepted at the last meeting. The proceedings of Town Meetings shall be governed by ***Town Meeting Time***, the Town of Natick Home Rule Charter, the Natick By-laws and the General Laws of the Commonwealth of Massachusetts (MGL). No person shall speak upon any 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, 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 to waive the reading of the text of all 2014 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 publications remains in effect.

Mr. Ostroff rose to offer a resolution for Major General Greene. Moved by Mr. Ostroff, seconded by Mr. Gath:

WHEREAS Major General Harold J. Greene served our nation with great distinction, and in his command of the Natick Soldier Systems Center strengthened the bonds between the military base and the community; and

WHEREAS as a spirited innovator, Major General Greene has been awarded the Legion of Merit, the Distinguished Service Medal, a Meritorious Service Award and an Army Commendation Medal; and

WHEREAS General Greene gave his life in the defense of our nation on August 5, 2014 at the Marshal Fahim National Defense University in Kabul, Afghanistan, as the highest-ranking wartime casualty in many years; and

WHEREAS the Town of Natick will rename the road to the Soldier Systems Center in honor of General Greene upon its reconstruction in 2015;

NOW THEREFORE Natick Town Meeting joins the friends, family and colleagues of Major General Harold J. Greene in mourning his sacrifice in the service of our country, and expresses its condolences to the men and women of the Natick Soldier Systems Center on the loss of an American hero.

Following the reading of the resolution Brigadier General William Cole from the Natick Soldier Systems Center was recognized, accepted the resolution and thanked the community for the dedication of the road into the Natick Soldier Systems Center in honor Major General Greene. Mr. Sidney moved, seconded by Mr. Jennett to waive the reading of the motion. ***The motion to***

*waive the reading of the motion passed by majority vote. The motion to accept the resolution passed unanimously.*

**ARTICLE 26: 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.

**Finance Committee Recommendation:** *By a vote of 11-0-0 on September 30, 2014, the Finance Committee recommends **Favorable Action** with regard to the subject of Article 26.*

**MOTION (requires two-thirds vote):**

Moved by Mr. Evans, seconded by Mr. Everett that the Town vote to appropriate \$625,000 from free cash for the purpose of supplementing the operational/rainy day stabilization fund established by the vote of the 2011 Spring Annual Town Meeting under Article 4, as authorized by Chapter 40, Section 5B of the General Laws, as amended.

Mr. Towne spoke to the article. *The main motion under Article 26 passed by two-thirds vote.*

**ARTICLE 27: 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 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 otherwise act thereon.

**Finance Committee Recommendation:** *By a vote of 11-0-0 on September 30, 2014, the Finance Committee recommends **Favorable Action** with regard to the subject of Article 27.*

**MOTION (requires two-thirds vote):**

Moved by Mr. Evans, seconded by Mr. Everett that the Town vote to appropriate \$2,005,092 from free cash 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.

Mr. Towne spoke to the article. *The main motion under Article 27 passed by two-thirds vote.*

**ARTICLE 28: Inflow & Infiltration 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 Inflow & Infiltration Stabilization Fund established under Article 30 of the warrant for the Spring Annual Town Meeting of 2014, as authorized by Chapter 40, Section 5B of the General Laws, as amended, or otherwise act thereon.

**Finance Committee Recommendation:** *By a vote of 10-0-0 on September 30, 2014, the Finance Committee recommends **Favorable Action** with regard to the subject of Article 28.*

**MOTION (requires two-thirds vote):**

Moved by Mr. Evans, seconded by Mr. Everett that the Town vote to appropriate \$1,126,405.50 from Water Sewer Enterprise Fund Retained Earnings for the purpose of supplementing the Inflow & Infiltration Stabilization Fund established by the vote of the 2014 Spring Annual Town Meeting under Article 30, as authorized by Chapter 40, Section 5B of the General Laws, as amended.

Mr. Chenard spoke to this article. *The main motion under Article 28 passed unanimously.*

**ARTICLE 29: One-to-One Technology 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 One-to-One Technology Stabilization Fund established under Article 31 of the warrant for the Spring Annual Town Meeting of 2014, as authorized by Chapter 40, Section 5B of the General Laws, as amended, or otherwise act thereon.

**Finance Committee Recommendation:** *By a vote of 11-1-0 on September 30, 2014, the Finance Committee recommends **Favorable Action** with regard to the subject of Article 29.*

**MOTION (requires two-thirds vote):**

Moved by Mr. Evans, seconded by Mr. Everett that the Town vote to appropriate \$100,000 from free cash for the purpose of funding the One-to-One Technology Stabilization Fund established by the vote of the 2014 Spring Annual Town Meeting under Article 31, as authorized by Chapter 40, Section 5B of the General Laws, as amended.

Dr. Sanchioni spoke to this article. Ms. Foss moved, seconded by Mr. Coffey to refer the article the Town Administrator. *The motion to refer this article failed. The main motion under Article 29 passed by two-thirds vote.*

**ARTICLE 30: Other Post-Employment Benefits (OPEB) Fund (Town Administrator)**

To see if the Town will vote to appropriate a sum of money from available funds for the purpose of funding the Other Post-Employment Benefits Liability Trust Fund authorized by vote of the 2011 Fall Annual Town Meeting under Article 8 pursuant to the provisions of Chapter 32B, Section 20 of the General Laws, as amended, or otherwise act thereon.

**Finance Committee Recommendation:** *By a vote of 10-0-0 on September 30, 2014, the Finance Committee recommends **Favorable Action** with regard to the subject of Article 30.*

**MOTION (requires majority vote):**

Moved by Mr. Evans, seconded by Mr. Everett that the Town vote to appropriate \$250,000 from free cash for the purpose of funding the Other Post-Employment Benefits Liability Trust Fund authorized by vote of the 2011 Fall Annual Town Meeting under Article 8, as authorized by Chapter 32B, Section 20 of the General Laws, as amended; or otherwise act thereon.

Mr. Towne spoke to this article. *The main motion under Article 30 unanimously.*

**ARTICLE 31: Personnel Board Classification and 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, or otherwise act thereon.

**Finance Committee Recommendation:** *By a vote of 11-0-0 on October 22, 2014, the Finance Committee recommends **Favorable Action** with regard to the subject of Article 31.*

**MOTION (requires majority vote):**

Moved by Mr. Evans, seconded by Mr. Everett that the Town vote to amend the Town of Natick By-Laws by changing in its entirety the Classification and Pay Plan for Full Time Positions that is incorporated by reference into Article 24, Section 3, Paragraph 3.10. The new Classification and Pay Plan for Full Time Positions is as follows:

Town of Natick  
Classification and Pay Plan  
Fiscal Year 2014  
Effective July 1, 2013

Grade	Minimum	Point 1	Point 2	Maximum
6	\$ 100,000.00	\$ 115,000.00	\$ 128,000.00	\$ 145,000.00
5	\$ 85,000.00	\$ 98,333.33	\$ 111,666.67	\$ 125,000.00
4	\$ 70,000.00	\$ 81,666.67	\$ 93,333.33	\$ 105,000.00
3	\$ 55,000.00	\$ 63,333.33	\$ 71,666.67	\$ 80,000.00
2	\$ 47,000.00	\$ 55,000.00	\$ 62,500.00	\$ 70,000.00
1	\$ 32,000.00	\$ 40,500.00	\$ 49,000.00	\$ 57,500.00

**GRADE 6**

Chief of Police  
Deputy Town Adm./Dir. Of Finance  
Deputy Town Adm./Operations  
Fire Chief

**GRADE 5**

Comptroller  
Director of Community Development  
Director of Community Services  
Director of Facilities Management  
Director of Information Technology  
Director of Public Works  
Director of Human Resources

**GRADE 4**

Building Commissioner  
Director of Assessing  
Director of Council on Aging  
Director of Recreation & Parks  
Director Public Health  
Director Morse Library  
Staff Accountant  
Treasurer/Collector

**GRADE 3**

Assistant Assessor (certified)  
Assistant Comptroller  
Assistant Director Council on Aging  
Assistant Director Recreation & Parks  
Assistant Library Director Morse Library  
Assistant Treasurer/Collector  
Benefits Manager  
Communications/Information Officer  
Director Bacon Free Library  
Director, Recreation Programs/Special Events  
Economic Development Planner  
Environmental Health Agent  
Facility Custodial Manager  
Facility Maintenance Manager

**GRADE 3 Continued**

Farm Director  
Golf Course Manager  
Housing/General Planner  
Information System Network Administrator  
Information Systems Data Base Administrator  
Local Building Inspector (certified)  
Planner/Conservation Agent  
Procurement Manager  
Public Health Nurse  
Senior Environmental Health Specialist  
Sustainability Coordinator  
Veterans Agent

**GRADE 2**

Assistant Assessor (non-certified)  
Assistant Director Bacon Free Library  
Assistant Farm Director  
Clinical Social Worker  
Data Analyst  
Executive Assistant  
Golf Course Superintendent  
Office Administrator Farm  
Payroll Manager  
Personnel Coordinator  
Sanitarian  
Senior Executive Assistant  
Social Worker  
Social Worker Coordinator  
Special Assistant to Director Community Services  
Special Assistant to Director of Facilities Management  
Special Assistant to Director of Finance  
Special Needs Coordinator

**GRADE 1**

Animal Control Officer  
Golf Course Assistant Superintendent  
Golf Professional  
Outreach Coordinator  
Student Officer

Mr. Levinsky, Chair of the Personnel Board spoke to this article. *The main motion under Article 31 passed by majority vote.*

**ARTICLE 32: Capital Equipment (Town Administrator)**

To see if the Town will vote to appropriate and raise, or otherwise provide, a sum 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.

**Finance Committee Recommendation:** *By a vote of 10-0-0 on October 2, 2014, the Finance Committee recommends **Favorable Action** with regard to the subject of Article 32.*

Mr. Chenard gave an overview of the capital budget as well as requests for this Town Meeting.

Motion A was moved by Mr. Evans and seconded by Mr. Everett:

**Article 32 - Capital Equipment - 2014 Fall Annual Town Meeting**

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

Move that the Town vote to appropriate the sum of \$497,100 to be expended under the direction of the Police Department for the purpose of replacing police cruisers, under the direction of the Fire Department for the purpose of replacing Fire Pickup #3, an automated stretcher, emergency training equipment, and crosswalk signals, under the direction of the Public Works Department for the purpose of purchasing furniture and fixtures, dumpsters, and a field utility tractor, under the direction of the Community Services Department for the purpose of purchasing software, and under the direction of the Town Clerk for the purpose of replacing voting booths and the preservation of historical records individually shown as items 1, 3, 4, 5, 6, 7, 9, 10, 11, 13, and 14 in Table A below, and that to meet this appropriation the sum of \$497,100 be raised from the Capital Stabilization Fund.

**TABLE A - MOTION A: Article 32 - Capital Equipment - 2014 Fall Annual Town Meeting**

<u>Item #</u>	<u>Department</u>	<u>Item</u>	<u>Funding Source</u>	<u>Amount</u>
1	Police Department	Cruiser Replacement	Capital Stab. Fund \$	120,000
3	Fire Department	Replace Fire Pickup #3 Plow	Capital Stab. Fund \$	75,000
4	Fire Department	Purchase Additional Automated Stretcher	Capital Stab. Fund \$	14,000
5	Fire Department	Emergency Training Equipment	Capital Stab. Fund \$	10,000
6	Fire Department	Install Crosswalk Systems	Capital Stab. Fund \$	30,600
7	Public Works	Furniture and Fixtures	Capital Stab. Fund \$	50,000
9	Public Works	Replace Dumpsters	Capital Stab. Fund \$	12,500
10	Public Works	Replace Field Utility Tractor	Capital Stab. Fund \$	20,000
11	Community Services	Purchase Software - Scheduling	Capital Stab. Fund \$	25,000
13	Town Clerk	Preservation of Historical Records	Capital Stab. Fund \$	100,000
14	Town Clerk	Voting Booths	Capital Stab. Fund \$	40,000

**Appropriation under Article 32: MOTION A** **\$ 497,100**

*Motion A under Article 32 passed by two-thirds vote.*

Motion B was moved by Mr. Evans and seconded by Mr. Everett.

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

Move that the Town vote to appropriate the sum of \$1,020,200 to be expended under the direction of the Police Department for the purpose of purchasing parking meter upgrades, under the direction of the Public Works Department for purpose of replacing Truck M-2, under the direction the Information Technology Department for the purpose of replacing the telephone system, individually shown as items 2, 8, and 12, in Table B below, and that to meet this appropriation the Treasurer with the approval of the Board of Selectmen is authorized to borrow \$1,020,200 under Massachusetts General Laws Chapter 44, Section 7, as amended, or any other enabling authority and to issue bonds or notes of the Town therefore aggregating not more than \$1,020,200 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 32 - Capital Equipment - 2014 Fall Annual Town Meeting**

<u>Item #</u>	<u>Department</u>	<u>Item</u>	<u>Funding Source</u>	<u>Amount</u>
2	Police Department	Parking Meter Upgrade	Tax Levy Borrowing \$	170,200
8	Public Works	Replace M-2 Truck	Tax Levy Borrowing \$	100,000
12	Information Tech	Telephone System Upgrade	Tax Levy Borrowing \$	750,000

**Appropriation under Article 32: MOTION B** **\$ 1,020,200**

*Motion B under Article 32 passed by a two-thirds vote.*

Motion C was moved by Mr. Evans and seconded by Mr. Everett:

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

Move that the Town vote to appropriate the sum of \$200,500 to be expended under the direction of the Department of Public Works for the purpose of replacing W-16 Backhoe, W-10 Truck, and replacing a message board, individually shown as items 15, 16, and 17 in Table C below, and that to meet this appropriation the sum of \$200,500 be raised from Water & Sewer Retained Earnings.

**TABLE C, MOTION C: Article 32 - Capital Equipment - 2014 Fall Annual Town Meeting**

<u>Item #</u>	<u>Department</u>	<u>Item</u>	<u>Funding Source</u>	<u>Amount</u>
15	Water & Sewer	Replace W-16 - Backhoe	W/S Retained Earning \$	135,000
16	Water & Sewer	Replace W-10 - 1 Ton Utility Body Truck	W/S Retained Earning \$	50,000
17	Water & Sewer	Message Board	W/S Retained Earning \$	15,500

**Appropriation under Article 32: MOTION C** **\$ 200,500**

**Motion C under Article 32 passed unanimously.**

**ARTICLE 33: Capital Improvement (Town Administrator)**

To see if the Town will vote to appropriate and raise, or otherwise provide, a sum 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.

**Finance Committee Recommendation:** *By a vote of 10-0-0 on October 2, 2014, the Finance Committee recommends **Favorable Action** with regard to the subject of Article 33.*

**Motion A (two-thirds vote)**

Motion A was moved by Mr. Evans and seconded by Mr. Everett. Without objection item numbers were corrected to read: 1, 3, 5, 8 and 9 with the existing item descriptions being correct. The numbers were changed without objection.

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

Move that the Town vote to appropriate the sum of \$153,050 to be expended under the direction of the Fire Department for the purpose of replacing the door security system, of studying Memorial Field Improvements, under the direction of the Department of Public Works for the purpose of replacing guardrails, under the direction of the Community Services Department for the purpose of historical monument restoration, and under the direction of the Facilities Management Department for the energy upgrades and exterior painting at 90 Oak Street, individually shown as items 1, 2, 3, 4, 5, and 9 in the Table A below, and that to meet this appropriation the sum of \$153,050 be raised from the Capital Stabilization Fund.

**TABLE A, MOTION A: Article 33 - Capital Improvement - 2014 Fall Annual Town Meeting**

<u>Item #</u>	<u>Department</u>	<u>Item</u>	<u>Funding Source</u>	<u>Amount</u>
1	Fire Department	Replace Door Security System	Capital Stab. Fund	\$ 44,250
2	Public Works	Replace Guardrail	Capital Stab. Fund	\$ 10,000
3	Community Services	Historical Monument Restoration	Capital Stab. Fund	\$ 15,000
4	Facilities	Energy Upgrades Morse Inst. & Comm. Sen. Cent.	Capital Stab. Fund	\$ 68,800
9	Facilities	Exterior Painting 90 Oak Street	Capital Stab. Fund	\$ 15,000

**Appropriation under Article 33: MOTION A** **\$ 153,050**

***Motion A under Article 33 passed by two-thirds vote.***

Motion B was moved by Mr. Evans, seconded by Mr. Everett

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

Move that the Town vote to appropriate the sum of \$850,000 to be expended under the direction of the Department of Public Works for the purpose of road and sidewalk improvements, under direction of the Community Services Department for the replacement of the Dug Pond pier, Community Development Department for the purpose of Main Street Improvements, and under the direction of the Facilities Management Department for the purpose of replacing the air handler unit at the Cole Recreation Center, individually shown as items 2, 4, 6, and 7 in Table B below, and that to meet this appropriation the Treasurer with the approval of the Board of Selectmen is authorized to borrow \$850,000 under Massachusetts General Laws Chapter 44, Section 7, as amended, or any other enabling authority and to issue bonds or notes of the Town therefore aggregating not more than \$850,000 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 33 - Capital Improvement - 2014 Fall Annual Town Meeting**

<u>Item #</u>	<u>Department</u>	<u>Item</u>	<u>Funding Source</u>	<u>Amount</u>
2	Public Works	Roads & Sidewalks	Tax Levy Borrowing	\$ 350,000
4	Community Services	Replace Dug Pond Pier	Tax Levy Borrowing	\$ 120,000
6	Community Devel.	Main Street Improvements	Tax Levy Borrowing	\$ 280,000
7	Facilities	Air Handler (Cole Center)	Tax Levy Borrowing	\$ 100,000

**Appropriation under Article 33: MOTION B** **\$ 850,000**

***Motion B under Article 33 passed by a two-thirds vote.***

Motion C was moved by Mr. Evans and seconded by Mr. Everett.

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

Move that the Town vote to appropriate the sum of \$691,500 to be expended under the direction of the Department of Public Works for the purpose of replacing ground water wells, individually shown as items 13, 14 and 15 in Table C below, and that to meet this appropriation the Treasurer with the approval of the Board of Selectmen is authorized to borrow \$691,500 under Massachusetts General Laws Chapter 44, Section 8, as amended, or any other enabling authority and to issue bonds or notes of the Town therefore aggregating not more than \$691,500 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 33- Capital Improvement - 2014 Fall Annual Town Meeting**

10	Water & Sewer	Replace Ground Water Wells	W/S Borrowing	\$ 300,000
----	---------------	----------------------------	---------------	------------

**Appropriation under Article 33: MOTION C** **\$ 300,000**

There was some discussion as the written numbers and text in the motion don't match the chart. Mr. Connolly moved, seconded by Mr. Linehan to postpone consideration of Motion C until the end of the warrant. ***The motion to postpone passed by majority vote.***

Motion D was moved by Mr. Evans, seconded by Mr. Everett.

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

Move that the Town vote to appropriate the sum of \$969,000 to be expended under the direction of the Department of Public Works for the purpose of completing sewer system rehabilitation, and that to meet this appropriation the Treasurer with the approval of the Board of Selectmen is authorized to borrow \$969,000 under Massachusetts General Laws Chapter 44, Section 8, as amended, or any other enabling authority and to issue bonds or notes therefore aggregating not more than \$969,000 in principal amount, and that the Board of Selectmen is authorized to accept one or more grants or gifts from the Massachusetts Water Resources Authority or any other public or private funding source for the purposes of this article.

**TABLE D, MOTION D: Article 33- Capital Improvement - 2014 Fall Annual Town Meeting**

12	Water & Sewer	Sewer Main Relining(MWRA I&I Removal Grant)	W/S Borrowing	\$	969,000
----	---------------	---	---------------	----	---------

**Appropriation under Article 33: MOTION D** **\$ 969,000**

***Motion D under Article 33 passed unanimously.***

Motion E was moved by Mr. Evans, seconded by Mr. Everett.

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

Move that the Town vote to appropriate the sum of \$150,000 to be expended under the direction of the Public Works Department for the purpose of sewer main relining, individually shown as item 11 in the Table E below, and that to meet this appropriation the sum of \$150,000 be raised from Water/Sewer Retained Earnings.

**Article 33, Motion E, Table E - Capital Improvement - 2014 Fall Annual Town Meeting**

11	Water & Sewer	Sewer Main Relining	W/S Retained Earnings	\$	150,000
----	---------------	---------------------	-----------------------	----	---------

**Appropriation under Article 33: MOTION E** **\$ 150,000**

***Motion E under Article 33 passed unanimously.***

**ARTICLE 34: Amend Zoning By-Laws: Accessory Retail and/or Restaurants (Economic Development Committee)**

To see if the Town will vote to amend the Zoning Bylaws to add a new use of "Accessory Use Retail and/or Restaurant", or otherwise act thereon.

**Finance Committee Recommendation:** *By a vote of 9-2-0 on September 23, 2014, the Finance Committee recommended Referral to the Sponsor with regard to the subject of Article 34. They voted to reconsider this article and by a vote of 9-2-0 on October 22, 2014, the Finance Committee recommended Favorable Action with regard to the subject of Article 34.*

Mr. Griesmer raised the following point of order: This article is not properly before Town Meeting because the Planning Board did not hold a properly advertised public hearing on Article 34, specifically MGL (Massachusetts General Laws) 40A Section 5 which requires that the advertisement of the Planning Board public hearing indicate where texts and maps of the proposed zoning change can be inspected. The advertisement for Article 34 did not indicate where either texts or maps thereof could be inspected. In addition, the text of the motion was not available until after 5:00 P.M. on the very same night as the Planning Board public hearing on Article 34 despite previous requests to see the text. Therefore it was not possible to determine which areas of town are affected by this article.

The Moderator said that he is not able to rule on the point of order at this time. He requested a motion to postpone this article until November 13<sup>th</sup>. Moved by Mr. Linehan, seconded by Ms. Foss, to postpone consideration of Article 34 until the first order of business on November 13<sup>th</sup>. ***The motion to postpone consideration of this article until November 13<sup>th</sup> passed by majority vote.***

**ARTICLE 35: Housing Overlay Option Plan (HOOP-II) District for Area in West Natick Along West Natick Commuter Rail (Map 39, Lots 27,28,29) (Richard A. Glaser, et al)**

To see if the Town will vote to amend the Zoning By-Laws to add certain lots along the West Natick Train Station on West Central Street to the Housing Overlay Option Plan (HOOP-II) and further define the applicant's obligations as to administration, all as set forth below:

Add a new paragraph Area e): to Section II-B LOCATION OF DISTRICTS (Zones), Section 8.b., (below Area d):, the following:

Area e):

As shown on the Town of Natick 2013 Assessor's Map 39 Lots 27, 28 and 29.

Add a new paragraph c) to Section III-A.6 AFFORDABLE HOUSING, B-HOUSING OVERLAY OPTION PLAN – (HOOP), Section 8. AFFORDABILITY, the following:

- c) The Applicant, upon approval and issuance of a Decision by the Special Permit Granting Authority (SPGA), shall be responsible for administration of affordable units as determined by the SPGA.  
or otherwise act thereon.

**Finance Committee Recommendation:** *By a vote of 11-0-1 on September 18, 2014, the Finance Committee recommends Referral to the Sponsor and the Planning Board with regard to the subject of Article 35.*

**MOTION (requires majority vote):**

Moved by Mr. Evans, seconded by Mr. Sidney that the subject matter of Article 35 be referred to the Sponsor and the Planning Board.

Mr. Glaser gave a presentation on this article. Prior to his presentation, Mr. Glaser told Town Meeting that he owns this property. Moved by Mr. Levinsky, seconded by Mr. Jennett to move the question closing debate on this motion. *The motion to close debate passed by a two-thirds vote. The referral motion on the subject matter of Article 35 passed by majority vote.*

**ARTICLE 36: Housing Overlay Option Plan (HOOP-II) District for Area in West Natick Near West Natick Commuter Rail (Map 40 Lot 87) (George Richards, et al)**

To see if the Town will vote to amend the Zoning By-Laws by including a certain lot near the West Natick Train Station on West Central Street into the Housing Overlay Option Plan (HOOP-II) district and further define the applicant's obligations as to administration, of the sale or rental of affordable units, all as set forth below:

Add a new paragraph Area f): to Section II-B LOCATION OF DISTRICTS (Zones), Section 8.b., (below Area e):, the following:

Area f):

As shown on the Town of Natick 2013 Assessor's Map 40 Lot 87

Add a new paragraph c) to Section III-A.6 AFFORDABLE HOUSING, B-HOUSING OVERLAY OPTION PLAN – (HOOP), at the end of Section 8. AFFORDABILITY, the following:

- c) The Applicant, upon approval and issuance of a Decision by the Special Permit Granting Authority (SPGA), shall be responsible for administration of affordable units as determined by the SPGA.  
or otherwise act thereon.

**Finance Committee Recommendation:** *By a vote of 13-0-0 on September 18, 2014, the Finance Committee recommends Referral Sponsor and the Planning Board with regard to the subject of Article 36.*

**MOTION (requires majority vote):**

Moved by Mr. Evans, seconded by Mr. Everett that the subject matter of Article 36 be referred to the Sponsor and the Planning Board.

Mr. Richards spoke to this article. He told the meeting that he represents the owners of this property. Moved by Ms. Ball, seconded by Ms. Foss to move the question closing debate on the motion. *The motion to close debate passed by a two-thirds vote. The referral motion on the subject matter of Article 36 passed by majority vote.*

Mr. Sidney moved, seconded by Ms. Merkowitz to adjourn. *The motion to adjourn passed by a majority vote. The meeting adjourned at 10:05 PM until Thursday, November 13<sup>th</sup> at 7:30 PM.*

A record of the Fifth Session of  
2014 Fall Annual Town Meeting  
November 6, 2014

---

Diane Packer, Town Clerk

November 6, 2014 Session 5, Fall ATM