

**TOWN OF NEWBURY  
ANNUAL & SPECIAL TOWN MEETING RESULTS  
APRIL 26, 2016**

Moderator Hon. Christopher Armstrong called the meeting to order, declaring a quorum was present at 7:07 PM followed by the recitation of the Pledge of Allegiance.

Constable James Cunningham read the call and return of service of the Warrant.

Moderator Armstrong introduced the Board of Selectmen, the Finance Committee and other Town officials and employees. The Moderator requested the following non-residents be allowed to speak as necessary during the meetings: Town Counsel, Ginny Kremer; Town Administrator, Tracy Blais; Town Accountant, Eileen DeVeau; Building Inspector, Sam Joslin; Chief of Police, Michael Reilly; Fire Chief, Nathan Walker; Superintendent Triton Regional, Christopher Farmer; Asst. Superintendent of Triton Regional School District, Brian Forget; and Whittier Vocational Technical Business Manager, Kara Kosmes. There was no objection from the voters.

Non-residents also in attendance: Whittier Vocational Technical Superintendent, Maureen Lynch; Whittier Vocational Technical School Committee Chair, Charles LaBella; Martin Arsenault, Esq.; Newburyport News Correspondent, Jen Solis; Caitlin Barry; Ashleigh Cook; Robert Bishop; and Ellen and Anthony Daly.

The Moderator reminded the audience of the rules of town meeting and explained that on certain issues he may limit the time for each party to speak.

Finance Committee Vice Chair Erica Jacobsen presented an overview of the current financial resources of the Town, as well as a look toward the future, including a brief overview of the financial implications of some of the Warrant articles.

There were 205 voters present at 7:15 PM.

**SPECIAL TOWN MEETING RESULTS**  
**APRIL 26, 2016**

**ARTICLE 1.** To see if the Town will vote to transfer the sum of \$32,000.00, or any other sum, from the Snow & Ice Account to the Road Repair Account; or take any other action in relation thereto.

Motion: G. Walker

I move that the Town vote to transfer the sum of \$32,000.00 from the Snow & Ice Removal Account to the Road Improvement Account.

Motion seconded. Vote taken. The Moderator declared that the motion was approved.

**ARTICLE 2.** To see if the Town will vote to transfer the sum of \$6,070.00, or any other sum, from Free Cash to purchase four gas meters for the Fire Department; or take any other action in relation thereto.

Motion: C. Bear

I move that the Town vote to transfer the sum of \$6,070.00 from Free Cash to purchase four gas meters for the Fire Department.

Motion seconded Vote taken. The Moderator declared that the motion was approved.

**ARTICLE 3.** To see if the Town will vote to authorize the payment of the following fiscal year 2015 bills, said sums to be taken from Free Cash; or take any other action in relation thereto.

Comcast	\$ 212.56
Steve's Tree Service	4,750.00
Staples	217.63
Knight Oil	300.00

(9/10 Vote Required)

Motion: D. Jespersen

I move that the Town vote to authorize the payment of the following fiscal year 2015 bills, said sums to be taken from Free Cash:

Comcast	\$ 212.56
Steve's Tree Service	4,750.00
Staples	217.63
Knight Oil	300.00

Motion seconded. The Moderator declared that a vote of 9/10<sup>th</sup> was required. Vote taken. The Moderator declared that the motion was approved unanimously.

**ARTICLE 4.** To see if the Town will vote to transfer the sum of \$10,000.00, or any other sum, from the DPW Wages account to the Property Related Services Account; or take any other action in relation thereto.

Motion: JR Colby

I move that the Town vote to transfer the sum of \$10,000.00 from the DPW Salary & Wages account to the Property Related Services Account.

Motion seconded. Vote taken. The Moderator declared that the motion was approved.

**ARTICLE 5.** To see if the Town will vote to transfer the sum of \$41,025.00 or any other sum, from Free Cash to purchase a fertilizer spreader/snowblower; or take any other action in relation thereto.

Motion: A. Greco

I move that the Town vote to transfer the sum of \$41,025.00 from Free Cash to purchase a fertilizer spreader/snowblower tractor.

Motion seconded. Vote taken. The Moderator declared that the motion was approved.

**ARTICLE 6.** To see if the Town will vote to transfer the sum of \$150,000.00, or any other sum, from Free Cash to pay expenses related to relocating Town Hall to a leased facility; or take any other action in relation thereto.

Moderator Armstrong declared that he would move Article 6 to the end of the meeting and recess the STM prior to taking action on Article 6 in order that the Meeting could take it up at the same time as the related Article 11 on the ATM warrant, in order to have a single debate.

*(The results of STM Article 6 can be found after Article 10.)*

**ARTICLE 7.** To see if the Town will vote to transfer the sum of \$2,500.00, or any other sum, from the Tax Title & Foreclosures account to the Postage Account; or take any other action in relation thereto.

Motion: C. Bear

I move that the Town vote to transfer the sum of \$2,500.00 from the Tax Title & Foreclosures account to the Postage Account.

Motion seconded. Vote taken. The Moderator declared that the motion was approved.

**ARTICLE 8.** To see if the Town will vote to transfer the sum of \$650.68, or any other sum, from Overlay Surplus to the 2010 Overlay Account; or take any other action in relation thereto.

Motion: JR Colby

I move that the Town vote to transfer the sum of \$650.68 from Overlay Surplus to the 2010 Overlay Account.

Motion seconded. Vote taken. The Moderator declared that the motion was approved unanimously.

**ARTICLE 9.** To see if the Town will vote to transfer the sum of \$295,000.00, or any other sum, from Free Cash to purchase the premises known and numbered as 3 Morgan Ave, Newbury, MA, including buildings, structures, fixtures and all apparatus currently owned by the Fire Company known as Fire Protection Company 2; or take any other action in relation thereto.

**(2/3 Vote Required)**

Motion: D. Jespersen

I move that the Town vote to transfer the sum of \$295,000.00 from Free Cash to purchase the premises numbered as 3, 7 and 7R Morgan Ave. in Newbury including the building, structures, fixtures and all apparatus currently owned by the Fire Company known as Fire Protection Company No. 2.

Motion seconded. The Moderator declared that a 2/3 vote was required.

Selectman Jespersen gave an explanation of the article and stated the reasons that the Board of Selectmen supports the purchase. A lengthy discussion ensued, with many residents asking questions regarding potential future use and possible upgrades. After allowing considerable time for comments, questions, and answers, the Moderator called for a vote.

A standing vote was counted by the following tellers: Susan Noyes, Matthew Kaminske, Benjamin Armstrong and John van Schalkwyk.

The Moderator declared that the motion passed by a vote greater than 2/3.

(Vote count summary: 159 – 54)

**ARTICLE 10.** To see if the Town will vote to authorize the Board of Selectmen to convey certain strips of land, totaling approximately 830 square feet, more or less, along McLeod Ave. on Plum Island to landowners thereon, in exchange for the conveyance of other strips of land, totaling approximately 830 square feet, more or less, to be conveyed to the Town by McLeod Ave. landowners, in order to reflect the fact that McLeod Ave. as constructed on the ground is not located as it is depicted on Town records and maps; or take any other action in relation thereto.

(2/3 Vote Required)

Motion: A. Greco

I move that the Town vote to authorize the Board of Selectmen to convey certain strips of land, totaling approximately 830 square feet, more or less, along McLeod Ave. on Plum Island to landowners thereon, in exchange for the conveyance of other strips of land, totaling approximately 830 square feet, more or less, to be conveyed to the Town by McLeod Ave. landowners, in order to reflect the fact that McLeod Ave. as constructed on the ground is not located as it is depicted on Town records and maps.

Motion seconded. Vote taken. The Moderator declared that the motion was approved unanimously.

Moderator Armstrong made a motion to recess the Special Town Meeting at 8:26 PM in order to open the Annual Town Meeting. Article 6 of the STM would then be reviewed for discussion and vote in conjunction with Article 11 of the ATM in proper legal order.

Motion seconded. Vote taken. The Moderator declared that the motion was approved and declared that the Special Town Meeting stood in recess at 8:26 PM.

Motion made to re-open the STM at 10:20 pm in order to vote on Article #6. Motion seconded and approved.

**ARTICLE 6.** To see if the Town will vote to transfer the sum of \$150,000.00, or any other sum, from Free Cash to pay expenses related to relocating Town Hall to a leased facility; or take any other action in relation thereto.

Motion: G. Walker

I move that the Town vote to transfer the sum of \$90,000.00 from Free Cash to pay expenses associated with relocating Town operations currently located in the Town Hall.

Motion seconded. Vote taken. The Moderator declared the motion was approved.

Motion made and seconded to adjourn the Special Town Meeting. Vote taken. The Moderator declared the motion approved at 10:24 PM.

## **ANNUAL TOWN MEETING RESULTS** **APRIL 26, 2016**

The Annual Town Meeting was opened at 8:26 PM by Moderator Armstrong.

Planning Board Chair John Weis introduced the current Master Plan Questionnaire/Survey to the audience and requested participation from residents.

Moderator Armstrong introduced Senator Bruce Tarr, who provided the audience with insight and information regarding opportunities through the USDA that may provide significant financial assistance for certain projects in the Town of Newbury. Senator Tarr was thanked for his work on behalf of the Town of Newbury. Selectman Jespersen gave details of cost saving measures and possible assistance from the USDA. Selectman Walker thanked Senator Tarr and Selectman Jespersen for the time and effort spent on researching these potential options.

Municipal Building Committee Chair Eric Svahn presented an update on the municipal building situation and the tasks in which the Committee is currently involved.

## GENERAL GOVERNMENT MATTERS

**ARTICLE 1.** To meet in our respective voting districts on Tuesday, May 10, 2016, the polls will open at 7:00 AM and close at 8:00 PM, to vote on the following offices:

<u>Position</u>	<u>Term</u>
Selectman	Three Years
Assessor	Three Years
Board of Health	Three Years
Constable	Four Years
Shellfish Commissioner	Three Years
Library Trustees	Three Years
Planning Board	Five Years
Planning Board	One Year (unexpired term)
Tree Warden	One Year
Triton Regional School Committee- Newbury	Three Years
Triton Regional School Committee - Newbury	Two Years (unexpired term)
Triton Regional School Committee - Rowley	Three Years
Triton Regional School Committee - Salisbury	Three Years
Trustee First Settlers Burial Ground	Three Years

**ARTICLE 2.** To receive the reports of the Selectmen, School Committee, Regular and Special Committees, and all other Town Officers, or take any other action in relation thereto.

Motion: G. Walker

I move that the Town vote to accept the reports of the several Town officers, boards, and committees as printed in the 2015 Town report without ratification or authorization of any action.

Motion seconded. Vote taken. The Moderator declared that the motion was approved.

## APPROPRIATIONS

**ARTICLE 3.** To see if the Town will vote to raise and appropriate the sum of \$17,995,520.00, or any other sum; and take from the Special Assessment Fund the sum of \$616,720.00, or any other sum, for the operation of the Town in Fiscal Year 2017; or take any other action in relation thereto.

Finance Committee Recommends	FY 2016 Adopted Budget	FY 2017 Recommended Budget	FY 2017 Recommended Increase/Dec
<b>Moderator's Salary &amp; Wages</b>	200	200	-
<b>Moderator's Expense</b>	50	50	-
<b>Selectmen's Stipend</b>	25,000	25,000	-
<b>Selectmen's Salary &amp; Wages</b>	45,000	45,900	900
<b>Selectmen's Expense</b>	3,200	3,200	-
<b>Admin &amp; Finance Salary &amp; Wages</b>	314,857	321,155	6,298
<b>IT/Communications Program Manager</b>	-	54,600	54,600

IT Services	26,000	30,000	4,000
Professional & Technical Services	85,000	85,000	-
Tax Title & Foreclosure	25,000	25,000	-
Postage Expense	15,000	15,000	-
Admin & Finance Expenses	47,400	47,400	-
Finance Com Salary & Wages	1,500	1,500	-
Finance Com Expenses	425	425	-
Reserve Fund	100,000	100,000	-
Assessor's Stipend	8,500	8,500	-
Assessor's Salary & Wages	105,117	107,128	2,011
Assessor's Expenses	41,300	41,300	-
Audit Town Books	25,000	25,000	-
Legal Services	75,000	75,000	-
Personnel Board Expenses	500	500	-
Town Clerk Salary & Wages	72,767	68,720	(4,047)
General Code Updates	6,000	6,000	-
Town Clerk Expenses	6,800	6,800	-
Town Records Preservation	10,000	10,000	-
Town Elections	14,280	13,500	(780)
Registrars of Voters Salary & Wages	750	750	-
Planning Salary & Wages	71,370	77,010	5,640
Pictometry, MIMAP	9,776	9,776	-
Planning Expenses	5,735	5,735	-
MVPC Dues	2,316	2,373	57
Zoning Board Salary & Wages	900	900	-
Zoning Board Expenses	400	400	-
Utilities	78,000	78,000	-
Repairs, Maintenance & Improvements	80,000	80,000	-
Property Related Services	44,000	52,101	8,101
Town Reports	250	250	-
Insurance Expense	133,661	143,018	9,357
Police Salary & Wages	1,181,900	1,217,600	35,700
Police Expenses	163,200	169,500	6,300
Emergency Management Expense	10,000	10,000	-
Police Capital Outlay	36,000	38,000	2,000
Shellfish Salary & Wages	40,000	46,229	6,229
Shellfish Expenses	2,500	2,500	-
Fire Protection Salary & Wages	350,000	400,000	50,000
Call Fire Wages	110,000	110,000	-
Fire Stipends	-	20,000	20,000
Fire Training Wages	20,000	20,000	-
Fire Company Lease Payments	160,000	160,000	-
Fire Expenses	20,000	100,000	80,000
Fire Insurance Premiums	25,000	25,000	-
Fire Capital Outlay	-	52,351	52,351
Inspectors Salary & Wages	215,533	195,022	(20,511)
Inspectors Vehicle Allowance	7,200	7,200	-
Storm Water Management	5,000	5,000	-
Beaver Management	5,000	5,000	-
Beach Management Plan	5,000	5,000	-
Greenhead Control Expense	6,500	6,825	325
Inspectors Expense	10,500	10,500	-
Sealer of Weights & Measures	2,500	2,500	-
Animal Control Salary & Wages	22,712	22,970	258
Animal Control Expenses	3,500	3,500	-
Hydrant Service	15,000	20,000	5,000
Triton Regional Operating Assmt	8,946,255	8,752,942	(193,313)
Triton Regional Debt Service Assmt	149,015	122,212	(26,803)
Whittier Regional Operating Assmt	374,916	434,916	60,000
Whittier Regional Debt Service Assmt	15,092	15,092	-
Essex Tech Operating Assmt	85,000	98,980	13,980
DPW Salary & Wages	447,915	497,453	49,538

Tree Warden Salary & Wages	3,000	3,000	-
Tree Warden Expenses	20,000	20,000	-
DPW Expense	180,000	180,000	-
Road Improvement Program	225,000	225,000	-
DPW Capital Outlay	-	-	-
Snow & Ice Removal	155,000	177,500	22,500
Street Lighting	56,000	60,000	4,000
Health Salary & Wages	63,490	64,760	1,270
Health Expenses	60,930	65,430	4,500
Council on Aging Salary & Wages	79,550	81,141	1,591
Council on Aging Expenses	4,010	4,411	401
Veteran's Assessment	26,038	28,000	1,962
Veteran's Service Benefits	41,800	45,000	3,200
Library Salary & Wages	173,160	178,605	5,445
Library Expenses	68,000	71,000	3,000
Historical Committee Expenses	1,150	1,375	225
Memorial Day Celebration	750	1,250	500
Debt Service Bonding Costs	-	-	-
Debt Service - Principal	1,032,506	989,322	(43,184)
Debt Service - Interest	178,477	155,692	(22,785)
Essex Regional Retirement Assmt	551,914	585,317	33,403
Unemployment Expense	10,000	10,000	-
Health Insurance Expense	748,600	823,460	74,860
Dental Insurance Expense	32,885	36,174	3,289
Life Insurance Expense	1,300	1,300	-
Medicare Expense	43,000	44,300	1,300
	<u>\$17,672,852</u>	<u>\$17,995,520</u>	<u>\$322,668</u>

Motion: JR Colby

I move that the Town raise and appropriate the sum of \$17,913,119.00 and take from the Special Assessment Fund the sum of \$616,720.00 to fund the operation of the Town in Fiscal Year 2017, as set forth below.

Finance Committee Recommends	FY 2016 Adopted Budget	FY 2017 Recommended Budget	FY 2017 Recommended Increase/Dec
Moderator's Salary & Wages	200	200	-
Moderator's Expense	50	50	-
Selectmen's Stipend	25,000	25,000	-
Selectmen's Salary & Wages	45,000	45,900	900
Selectmen's Expense	3,200	3,200	-
Admin & Finance Salary & Wages	314,857	321,155	6,298
IT/Communications Program Manager	-	54,600	54,600
IT Services	26,000	30,000	4,000
Professional & Technical Services	85,000	85,000	-
Tax Title & Foreclosure	25,000	25,000	-
Postage Expense	15,000	15,000	-
Admin & Finance Expenses	47,400	47,400	-
Finance Com Salary & Wages	1,500	1,500	-
Finance Com Expenses	425	425	-
Reserve Fund	100,000	100,000	-
Assessor's Stipend	8,500	8,500	-
Assessor's Salary & Wages	105,117	107,128	2,011
Assessor's Expenses	41,300	41,300	-
Audit Town Books	25,000	25,000	-
Legal Services	75,000	75,000	-
Personnel Board Expenses	500	500	-
Town Clerk Salary & Wages	72,767	68,720	(4,047)
General Code Updates	6,000	6,000	-

Town Clerk Expenses	6,800	6,800	-
Town Records Preservation	10,000	10,000	-
Town Elections	14,280	13,500	(780)
Registrars of Voters Salary & Wages	750	750	-
Planning Salary & Wages	71,370	77,010	5,640
Pictometry, MIMAP	9,776	9,776	-
Planning Expenses	5,735	5,735	-
MVPC Dues	2,316	2,373	57
Zoning Board Salary & Wages	900	900	-
Zoning Board Expenses	400	400	-
Utilities	78,000	78,000	-
Repairs, Maintenance & Improvements	80,000	80,000	-
Property Related Services	44,000	52,101	8,101
Town Reports	250	250	-
Insurance Expense	133,661	143,018	9,357
Police Salary & Wages	1,181,900	1,217,600	35,700
Police Expenses	163,200	169,500	6,300
Emergency Management Expense	10,000	10,000	-
Police Capital Outlay	36,000	38,000	2,000
Shellfish Salary & Wages	40,000	46,229	6,229
Shellfish Expenses	2,500	2,500	-
Fire Protection Salary & Wages	350,000	400,000	50,000
Call Fire Wages	110,000	110,000	-
Fire Stipends	-	20,000	20,000
Fire Training Wages	20,000	20,000	-
Fire Company Lease Payments	160,000	160,000	-
Fire Expenses	20,000	100,000	80,000
Fire Insurance Premiums	25,000	25,000	-
Fire Capital Outlay	-	52,351	52,351
Inspectors Salary & Wages	215,533	195,022	(20,511)
Inspectors Vehicle Allowance	7,200	7,200	-
Storm Water Management	5,000	5,000	-
Beaver Management	5,000	5,000	-
Beach Management Plan	5,000	5,000	-
Greenhead Control Expense	6,500	6,825	325
Inspectors Expense	10,500	10,500	-
Sealer of Weights & Measures	2,500	2,500	-
Animal Control Salary & Wages	22,712	22,970	258
Animal Control Expenses	3,500	3,500	-
Hydrant Service	15,000	20,000	5,000
Triton Regional Operating Assmt	8,946,255	8,675,353	(270,902)
Triton Regional Debt Service Assmt	149,015	117,400	(31,615)
Whittier Regional Operating Assmt	374,916	434,916	60,000
Whittier Regional Debt Service Assmt	15,092	15,092	-
Essex Tech Operating Assmt	85,000	98,980	13,980
DPW Salary & Wages	447,915	497,453	49,538
Tree Warden Salary & Wages	3,000	3,000	-
Tree Warden Expenses	20,000	20,000	-
DPW Expense	180,000	180,000	-
Road Improvement Program	225,000	225,000	-
DPW Capital Outlay	-	-	-
Snow & Ice Removal	155,000	177,500	22,500
Street Lighting	56,000	60,000	4,000
Health Salary & Wages	63,490	64,760	1,270
Health Expenses	60,930	65,430	4,500
Council on Aging Salary & Wages	79,550	81,141	1,591
Council on Aging Expenses	4,010	4,411	401
Veteran's Assessment	26,038	28,000	1,962
Veteran's Service Benefits	41,800	45,000	3,200
Library Salary & Wages	173,160	178,605	5,445
Library Expenses	68,000	71,000	3,000
Historical Committee Expenses	1,150	1,375	225

<b>Memorial Day Celebration</b>	<b>750</b>	<b>1,250</b>	<b>500</b>
<b>Debt Service Bonding Costs</b>	-	-	-
<b>Debt Service - Principal</b>	<b>1,032,506</b>	<b>989,322</b>	<b>(43,184)</b>
<b>Debt Service - Interest</b>	<b>178,477</b>	<b>155,692</b>	<b>(22,785)</b>
<b>Essex Regional Retirement Assmt</b>	<b>551,914</b>	<b>585,317</b>	<b>33,403</b>
<b>Unemployment Expense</b>	<b>10,000</b>	<b>10,000</b>	-
<b>Health Insurance Expense</b>	<b>748,600</b>	<b>823,460</b>	<b>74,860</b>
<b>Dental Insurance Expense</b>	<b>32,885</b>	<b>36,174</b>	<b>3,289</b>
<b>Life Insurance Expense</b>	<b>1,300</b>	<b>1,300</b>	-
<b>Medicare Expense</b>	<b>43,000</b>	<b>44,300</b>	<b>1,300</b>
	<b><u>\$17,672,852</u></b>	<b><u>\$17,913,119</u></b>	<b><u>\$240,267</u></b>

Motion seconded.

Holds were placed on 13 line items.

Moderator Armstrong called for a motion to approve the items without holds. Motion was made and seconded. Vote taken. The Moderator declared that the motion was approved unanimously.

The 13 line items which had been placed on hold were put to discussion in succession. Voters were able to ask questions and receive answers relating to specific items. Motion was made and seconded to pass each of the 13 line items. Vote taken. The Moderator declared that the motion was approved.

**ARTICLE 4.** To see if the Town will vote to raise and appropriate the sum of \$100,000.00, or any other sum, to be added to the Stabilization Fund; or take any other action in relation thereto.

**(2/3 Vote Required)**

Motion: D. Jespersen

I move that the Town raise and appropriate the sum of \$100,000.00 to be added to the Stabilization Fund.

Motion seconded. The Moderator declared that a 2/3 vote is required. Vote taken. The Moderator declared that the motion was approved by greater than the 2/3 vote required.

**ARTICLE 5.** To see if the Town will vote to raise and appropriate the sum of \$25,000.00, or any other sum, to fund Other Post-Employment Benefits; or take any other action in relation thereto.

Motion: C. Bear

I move that the Town raise and appropriate the sum of \$25,000.00 to fund Other Post-Employment Benefits account.

Motion seconded. Vote taken. The Moderator declared that the motion was approved.

**ARTICLE 6.** To see if the Town will vote to transfer the sum of \$140,620.00, or any other sum, from the Stabilization Fund, to repair and replace the Newbury Elementary School Sidewalks & Curbing; or take any other action in relation thereto.

**(2/3 Vote Required)**

Motion: A. Greco

I move that the Town transfer the sum of \$140,620.00 from the Stabilization Fund to repair and replace the sidewalks and curbing at the Newbury Elementary School.

Motion seconded. The Moderator declared that a 2/3 vote is required. Vote taken. The Moderator declared that the motion was approved by greater than the 2/3 vote required.

**ARTICLE 7.** To see if the Town will vote to transfer the sum of \$17,950.00, or any other sum, from the Stabilization Fund, to replace the windows at the Byfield Grange Building; or take any other action in relation thereto.

**(2/3 Vote Required)**

Motion: D. Jespersen

I move that the Town transfer the sum of \$17,950.00 from the Stabilization Fund to replace the windows at the Byfield Grange Building.

Motion seconded.

Channing Howard, Chair of the Historical Commission, stated that new style windows were not considered by the Historical Commission to be in keeping with the antiquity of the building. The HC would like to see the current windows restored. Per Larry Guay of the Capital Planning Committee, it is not their charge to specify the type of windows in the building, only to recommend funding for the improvement.

The Moderator declared that a 2/3 vote is required. Vote taken. The Moderator declared that the motion was approved by greater than the 2/3 vote required.

**ARTICLE 8.** To see if the Town will vote to transfer the sum of \$100,000.00, or any other sum, from Free Cash, to continue the Catch Basin Repair Program; or take any other action in relation thereto.

Motion: G. Walker

I move that the Town transfer the sum of \$100,000.00 from Free Cash to continue the Catch Basin Repair Program.

Motion seconded. Vote taken. The Moderator declared that the motion was approved.

**ARTICLE 9.** To see if the Town will vote to transfer the sum of \$15,450.00, or any other sum, from the Stabilization Fund, to purchase a Sander Replacement; or take any other action in relation thereto.

(2/3 Vote Required)

Motion: JR Colby

I move that the Town transfer the sum of \$15,450.00 from the Stabilization Fund to purchase a sander replacement.

Motion seconded. The Moderator declared that a 2/3 vote is required. Vote taken. The Moderator declared that the motion was approved by greater than the 2/3 vote required.

**ARTICLE 10.** To see if the Town will vote to transfer the sum of \$196,955.00, or any other sum, from Free Cash, to purchase a Dump Truck; or take any other action in relation thereto.

Motion: C. Bear

I move that the Town transfer the sum of \$196,955.00 from Free Cash to purchase a dump truck for the DPW.

Motion seconded. Vote taken. The Moderator declared that the motion was approved.

**ARTICLE 11.** To see if the Town will vote to transfer the sum of \$175,000.00, or any other sum, from Free Cash, to allow the Town to lease space for the Town Hall operations; or take any other action in relation thereto.

Motion: A. Greco

I move that the Town transfer the sum of \$175,000.00 from Free Cash to lease office space for Town operations.

Motion seconded.

Speaking to this Article--as well as Article 6 of the STM-- many voters expressed strong opinions regarding how to remedy space and other issues for the Police Department and Town Hall offices.

The audience was reminded of the deadlines for the current temporary office trailers, with emphasis on the fact that whatever the ultimate solution is, funding will be required which would be allocated by affirmative votes on these two articles.

Building Inspector Sam Joslin spoke at length to explain his need to enforce the State Building Code, and explained some issues that would need to be addressed if the suggestions that had been made by the audience were carried out. The issues included but were not limited to: a possible necessary sprinkler system installation at the Morgan Ave. Fire Station in order to utilize that space, and State fines that could be issued against the Town if the trailers are not removed within the required time frame.

Several residents spoke in support of the funding.

After more than 40 minutes of debate and discussion, the Moderator called for a vote.

The standing vote count was 116 in favor to 77 opposed.

The Moderator declared the motion approved.

Motion made from the Moderator to recess the ATM at 10:20 PM in order to re-open the STM to vote on Article #6.

Motion to recess the ATM seconded and approved.

Motion to re-open the Annual Town Meeting made and seconded 10:24 PM. Vote taken. The Moderator declared the motion approved.

**ARTICLE 12.** To see if the Town will vote to transfer the sum of \$7,950.00, or any other sum, from the Receipts Reserved Fire Alarm Account, to repair the fire alarm system; or take any other action in relation thereto.

Motion: C. Bear

I move that the Town transfer the sum of \$7,950.00 from the Receipts Reserved Fire Alarm Account to repair the fire alarm system.

Motion seconded. Vote taken, The Moderator declared that the motion was approved.

**ARTICLE 13.** To see if the Town will vote to appropriate the sum of \$93,000.00, or any other sum, from the Receipts Reserved Cable Television PEG Access Special Revenue Fund, for the support of PEG access service and programming; or take any other action in relation thereto.

Motion: A. Greco

I move that the Town transfer the sum of \$93,000.00 from the Receipts Reserved Cable Television PEG Access Special Revenue Fund for the support of the PEG access service and programming.

Motion seconded. Vote taken, The Moderator declared that the motion was approved.

**ARTICLE 14.** To see if the Town will authorize the continuance of the "Recreation Revolving Fund", as established in accordance with Section 53E ½ of Chapter 44 of the General Laws, for the Fiscal Year 2017. This revolving fund would accept receipts of fees charged for field usage, which would be expended by the Newbury Recreation Committee with the approval of the Town Administrator for purposes of field maintenance and capital and other expenses, and, further, with a spending limit of \$50,000.00 during Fiscal Year 2017; or take any other action in relation thereto.

Motion: G. Walker

I move that the Town vote to authorize the continuance of the Recreation Revolving Fund in accordance with M.G.L. Chapter 44, Section 53E ½, said account to be credited with receipts from field rental fees, and said funds to be expended by the Recreation Committee with the approval of the Town Administrator for the purposes of maintaining fields and upgrading facilities, with a spending limit of \$50,000.00 during Fiscal Year 2017.

Motion seconded.

Dale Williams, 12 Scotland Heights, raised concerns regarding continued maintenance and unfinished projects at the field house. He urged voters not to pass the motion. Town Counsel Ginny Kremer explained that M.G.L. Ch. 44, section 53E ½ does not prohibit using revolving fund receipts in this manner.

Vote taken. The Moderator declared that the motion was approved.

**ARTICLE 15.** To see if the Town will vote to authorize the continuance of the "Municipal Waterways Improvement and Maintenance Fund" as established by Clause 72, Section 5 of Chapter 40 of the General Laws, as a revolving fund account. In addition to funds received as required by Clause (i) Section 2 of Chapter 60B of the General Laws, this revolving fund would accept receipts of sums received from waterway fees, permits, fines, or any other designated sources subject to all provisions of Section 53E ½ of Chapter 44 of the General Laws. The Harbormaster, subject to the approval of the Town Administrator, is authorized to spend up to \$50,000.00 from the fund during Fiscal Year 2017; or take any other action in relation thereto.

Motion: D. Jespersen

I move that the town vote to authorize the continuance of the Municipal Waterways Improvement and Maintenance Fund, in accordance with M.G.L. Chapter 44 section 53E ½, and M.G.L. Chapter 40 section 5 clause 72, said account to be credited with funds under M.G.L. Chapter 60B section 2 Clause (i) as well as sums received from waterway fees, permits, fines, or any other designated sources, said funds to be expended by the Harbormaster with approval by the Town Administrator for the purposes of running the Harbormaster Department with a spending limit of \$50,000 during Fiscal Year 2017.

Motion seconded. Vote taken. The Moderator declared that the motion was approved.

**ARTICLE 16.** To see if the Town will vote to raise and appropriate or transfer from available funds the following sums, or any other sums, to operate the ambulance enterprise; or take any other action in relation thereto.

Salaries & Wages	\$ 113,182.00
Expenses	49,693.00
Capital Outlay	
Debt Service	22,083.00
Extraordinary/Unforeseen	
Prior Year Deficit	
Total:	\$ 184,958.00

And further that \$204,662.00 be raised as follows:

Departmental Receipts	\$204,662.00
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or take any other action in relation thereto.

Motion: JR Colby

I move that the Town vote to appropriate the following sums of money to operate the Ambulance Enterprise Fund:

Salaries & Wages	\$ 113,182.00
Expenses	49,693.00
Debt Service	22,083.00
Total:	\$ 184,958.00

And that \$204,662.00 be raised as follows:

Departmental Receipts	\$204,662.00
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Motion seconded. Vote taken. The Moderator declared that the motion was approved.

**ARTICLE 17.** To see if the Town will vote to approve the February 10, 2016 vote of the Whittier Regional Vocational Technical District Committee to establish a Stabilization Fund, pursuant to Section 16G ½ of Chapter 71 of the Massachusetts General Laws, said Stabilization Fund to be invested and to retain its own interest earnings as provided by law, and further set up an operational line item to be created to transfer available monies into said Stabilization Fund; or take any other action relative thereto.

Motion: Kara Kosmes, Business Manager, Whittier Regional Vocational Technical High School.  
I move that the Town approve the Whittier Regional Vocational Technical District Committee's vote on February 10, 2016 to establish a Stabilization Fund, pursuant to section 16G ½ of Chapter 71 of the Massachusetts General Laws, said Stabilization Fund to be invested and to retain its own interest earnings as provided by law and further set up an operational line to be created to transfer available monies into said Stabilization Fund and begin putting funds aside for Capital expenditures.

Motion seconded. Vote taken. The Moderator declared that the motion was approved.

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## BY-LAWS - OTHERS

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**ARTICLE 18.** To see if the Town will vote to accept the provisions of MGL Chapter 48, Section 42 or 42A, which established a fire department under the direction of the Board of Selectmen; or take any other action in relation thereto.

Motion: D. Jespersen

I move that no action be taken on this article.

Motion seconded. Vote taken. The Moderator declared that the motion was approved.

Motion made and seconded to adjourn the ATM. Vote taken. The Moderator declared that the motion was approved.

Meeting adjourned at 10:32 PM.

A total of 242 registered voters were checked in, an equal number of 121 voters from each precinct.

Respectfully submitted,

Leslie A. Haley, Town Clerk, Town of Newbury