



Office of the Town Clerk

April 30, 2025

Pursuant to the foregoing Warrant, the legal voters of the Town of Newbury met at the Triton Regional School gymnasium, Byfield, MA, on April 29, 2025, at 7:00 pm. A quorum was met and 372 registered voters gathered at 7:00 pm.

Moderator Richard Bazirgan called the meeting to order at 7:03 pm. Select Board Chair Alicia Greco led the assembled voters in the Pledge of Allegiance. The Moderator introduced the Selectmen, Finance Committee, Town Clerk and Planning Director. The Moderator introduced the non-resident Town Employees and received permission from the voters present to allow them to speak. Guests included Lisa Mead, Town Counsel; Tracy Blais; Town Administrator; Joy Stanton, Assistant Town Administrator; Eva Pastor, Town Accountant; Patricia Fisher, Police Chief; and David Evans, Fire Chief. Other non-voter guests present were Haley Hart, Library Director; Ethan Cohen, PEG Productions; Jonathon Temple, IT Director; Brian Forget, Superintendent of Triton Regional School District; Bryan Perry, Business Manager; Maureen Lynch, Whittier School District Superintendent; and Kara Kosmos, Whittier Business Manager.

Motion to allow the Moderator to extend the floor to Town management and staff and other non-voters provided they first be recognized by the Moderator and duly seconded, motion carried.

The Moderator outlined the rules and procedures as well as motions to waive the rereading of the warrant and allow each article to be summarized instead. Motion was second and Motion was carried.

Turning Technologies made a presentation on the use of electronic voting devices.

ARTICLE 1. To meet in our respective voting districts on Tuesday, May 13, 2025, the polls will open at 7:00 AM and close at 8:00 PM, to vote on the following offices:

Pct. 1 – Firefighter’s Memorial Hall, 3 Morgan Ave.

Pct. 2 – Newbury Town Library – 0 Lunt St.

<u>Position</u>	<u>Term</u>
Board of Assessors (1)	Three Years
Board of Health (1)	Three Years
Constable (1)	Four Years
Fish Commissioner (1)	Three Years
Library Trustee (1)	Three Years
Planning Board (1)	Five Years
Select Board (1)	Three Years
Triton Regional School Committee - Newbury	Three Years
Triton Regional School Committee - Rowley	Three Years
Triton Regional School Committee - Salisbury	Three Years
Trustee of First Settlers Burial Ground	Three Years

And the following Question:

Question 1:

Shall the Town of Newbury be allowed to assess an additional \$500,000.00 in real estate and personal property taxes for the purpose of fully funding the Education Assessments for the fiscal year beginning July 1, 2025?

_____Yes, _____No

NO VOTE NECESSARY on Article 1

Article 2

Motion by Select Chair, Alica Greco and seconded that the Town accept the reports of the Town Officers, Boards, and Committees as printed in the 2024 Town Report without ratification or authorization of any action.

Motion passed by electronic vote: YES: 159 NOS: 10

Alicia Greco, Chair of the Select Board, made the opening remarks and thanked everyone for attending. Co-Chair, David Powell from the Open Space Committee, gave an overview of what is happening with the Open Space Committee and how they are working with the Recreation Committee and how the community can share their ideas and support.

Article 3

Motion by Vice Chair, William DiMaio and seconded that the Town fix the salaries and compensation of the elective officers as listed in Article 3.

Motion passed by electronic vote: YES: 256 NOS: 34

Erica Coles Jacobsen, Chair of the Finance Committee, presented the Finance Committee recommendations on each Article along with graphs and charts.

Article 4

Motion by Select Board Clerk, Leslie Matthews and seconded for the Town to raise and appropriate the sum of \$25,094,112 and transfer \$341,943 from the Special Assessment Fund to fund the operation of the Town in Fiscal Year 2026.

Motion passed by electronic vote: YES: 288 NOS: 66

Article 5

Motion by Select Board member Dana Packer and seconded to move that the Town vote to raise and appropriate the sum of \$50,000 to be added to the Stabilization Fund.

Motion passed by electronic vote: YES: 297 NOS: 58

Article 6

Motion by Select Board member Geof Walker and seconded to move that the Town transfer the sum of \$200,000 from Free Cash to be added to the Other Post Employment Benefits Trust Account.

Motion passed by electronic vote: YES: 289 NOS: 64

Article 7

Motion by Select Board Chair, Alicia Greco to move that the Town appropriate the sum of \$65,181 from the Receipts Reserved Cable Television PEG Access Special Revenue Fund to support PEG access service and programming.

Motion passed by electronic vote: YES: 302 NOS: 48

Article 8

Motion by Vice Chair William DiMaio to move that the Town authorize the total expenditures for the following revolving funds for the Fiscal Year beginning July 1, 2025 to be expended in accordance with Chapter 35 of the Code of the Town of Newbury:

Recreation Revolving Fund	\$50,000
Municipal Waterway Improvement and Maintenance Fund	\$60,596

Motion passed by electronic vote: YES: 324 NOS: 31

Article 9

Motion made by Clerk, Leslie Matthews to move that the Town appropriate the following sums of money to operate the Ambulance Enterprise Fund for the fiscal year beginning July 1, 2025:

Salaries & Wages	\$128,413
Expenses	109,360
Capital Outlay	12,000
Debt Service	0
Insurance	5,000
Medicare	2,195
Indirect Costs	69,634

Extraordinary/Unforeseen	12,000
Prior Year Deficit	0
Total:	\$338,602

And further that \$338,602 be raised as follows:

Departmental Receipts	\$338,602
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Motion passed by electronic vote: YES: 330 NOS: 21

Article 10

Motion made by Select Board member Dana Packer to move that the Town vote to transfer from Ambulance Enterprise Free Cash, the sum of \$85,000 for the lease/purchase of a new ambulance.

Motion passed by electronic vote: YES: 325 NOS: 23

Article 11

Select Board member Dana Packer submitted an amendment to Article 11 wanting to vote on each line item individually. A motion to vote on amendment was seconded. Vote was taken. Motion did not pass. YES: 114 NOS: 227

Motion made by Select Board member Geof Walker and seconded to move that the Town transfer the sum of \$1,800,000 from Free Cash to purchase the items noted in the Finance Committee Booklet.

Motion passed by electronic vote: YES: 289 NOS: 53

Article 12

Motion made by Select Board Chair, Alicia Greco and seconded to move that the Town transfer the sum of \$250,000 from the Stabilization Fund to purchase the items noted in the Finance Committee Booklet.

2/3 Vote Required

Motion passed by electronic vote: YES: 317 NOS: 40

Article 13

Motion made by Vice Chair, William Dimaio and seconded to move that the Town transfer the sum of \$5,987.07 from Free Cash to the Opioid Settlement Special Revenue Fund.

Motion passed by electronic vote: YES: 316 NOS: 29

Article 14

Motion made by Select Board member, Dana Packer and seconded to move that the Town transfer the sum of \$402 from Free Cash to pay the bill issued in FY 2024 from City Hall Systems.

4/5 vote required

Motion passed by electronic vote: YES: 327 NOS: 21

Article 15

Motion made by Select Board Clerk, Leslie Matthews and seconded to move that the Town vote to raise and appropriate the sum of \$400,000 for the purpose of paying its full assessed share of the education assessments for the fiscal year beginning July first, two thousand and twenty-five, required to fully fund such assessments and thereby approve the Districts' budgets for the year, provided that such additional appropriation be contingent on the approval of a levy limit override question under Massachusetts General Laws Chapter 59, §21C.

Motion passed by electronic vote: YES: 283 NOS: 74

For the override to be approved it must be passed both at the Annual Town Meeting and also at the election ballot on May 13th.

Article 16

Motion was made by Select Board member, Geof Walker and seconded to move that the Town vote to amend Chapter 18, § 18-3 of the Town's Bylaws by omitting the existing language and replacing it as follows:

The Town Administrator shall assume the duties of or designate a Chief Procurement Officer as set forth in Section 11, Subsection (8) of Chapter 447 of the Acts of 2008. The Chief Procurement Officer shall have all the powers and duties set forth in said Section 11 and the Massachusetts General Laws, including but not limited to, the sole

authority to execute any agreement procured under Chapter 30B, Chapter 149 or Chapter 30 § 39M.

Motion was passed by electronic vote: YES: 171 NOS: 148

Article 17

Motion made by Vice Chair, William DiMaio and seconded to move that the Town vote to amend the Town of Newbury General Bylaws by adding a new Chapter 77 as printed in article 29 of the Warrant.

Motion was passed by electronic vote: YES: 226 NOS: 91

Article 18

Motion made by Select Board Chair, Alicia Greco and seconded to move that the Town revoke its acceptance of General Laws Chapter 44, Section 53 F3/4, which established, more than three (3) years ago, a special revenue fund known as the PEG Access and Cable Related Fund, as of July 1, 2025 at which time the balance of the special revenue fund and any future cable franchise fees and cable related revenue will be deposited into the general fund.

Motion was passed by electronic vote: YES: 219 NOS: 89

Article 19

Motion made by Select Board Clerk, Leslie Matthews and seconded to move that the Town vote to accept G.L. c. 59, § 5 clause 22I as added by Section 23 of Chapter 178 of the Acts of 2024 (An Act Honoring, Empowering, and Recognizing our Servicemembers and Veterans).

Motion was passed by electronic vote: YES: 194 NOS: 51

Article 20

Motion made by Select Board member, Dana Packer and seconded to move that the Town vote to accept G.L. c. 59, § 5 clause 22J as added by Section 23 of Chapter 178 of the Acts of 2024 (Act Honoring, Empowering, and Recognizing our Servicemembers and Veterans).

Motion was passed by electronic vote: YES: 216 NOS: 26

Article 21

Motion made by Select Board member, Geof Walker and seconded to move that the Town amend Chapter 56 and 109 of the Town of Newbury General Bylaws as printed in Article 21 of the warrant.

Motion passed by electronic vote: YES: 183 NOS: 46

Article 22

Motion made by Select Board Chair, Alicia Greco and seconded to move that the Town vote that the Town approve the global changes throughout the Zoning Bylaw as set forth in Article 22 and further that the Planning Director be directed to thereafter create a Table of Contents for the Zoning Bylaw.

2/3 Vote Required

Motion passed by electronic vote: YES: 151 NOS: 22

Article 23

Motion made by Select Board Vice Chair, William Dimaio and seconded to move that the Town vote to amend Article 1 of Chapter 97 of the Town of Newbury Zoning bylaw as printed in this Article 23 of the Warrant.

2/3 Vote Required

Motion passed by electronic vote: YES: 146 NOS: 21

Article 24

Motion made by Select Board Clerk, Leslie Matthews and seconded to move that the Town adopt the Essex County Flood Insurance Rate Map (FIRM) effective July 8, 2025, and amend Chapter 97 Article II – Section 97-2.D.(2) and Article IV – 97-4.(E) of the Town of Newbury Zoning bylaw as printed in this Article 24 of the Warrant.

2/3 Vote Required

Motion passed by electronic vote: YES: 146 NOS: 19

Article 25

Motion made by Vice Chair, William DiMaio and seconded to move that the Town amend the Town of Newbury Zoning Bylaw as set forth in Article 25 of the Warrant.

2/3 Vote Required

Motion passed by electronic vote: YES: 137 NOS: 27

Article 26

Motion made by Select Board member, Geof Walker and seconded to move that the Town amend Section 97-9(A), Site Plan Review, of the Town of Newbury Zoning Bylaw as printed in Article 26 of the Warrant.

2/3 Vote Required

Motion passed by electronic vote: YES: 139 NOS: 15

Article 27

Motion made by Select Board Chair, Alicia Greco and seconded to move that the Town amend the Town of Newbury Zoning bylaw Chapter 97 Article X Section 97-10(C) as printed in Article 27 of the Warrant.

2/3 Vote Required

Motion passed by electronic vote: YES: 134 NOS: 15

Article 28

Motion made by Select Board member, Dana Packer and seconded to move that the Town amend Article X section 97-10.D of the Town of Newbury Zoning Bylaw, Chapter 97 as printed in Article 28 of the Warrant.

Motion passed by electronic vote: YES: 129 NOS: 17

Article 29

Motion made by Select Board Clerk, Leslie Matthews and seconded to move that the Town amend Section 97-11 Town of Newbury Zoning Bylaw as printed in this Article 29 of the Warrant.

Motion passed by electronic vote: YES: 132 NOS: 13

Motion was made by the Moderator to adjourn the meeting and the motion was seconded. Meeting adjourned at 9:25 pm.

Respectfully submitted,

Gretchen Girard, Town Clerk