

**THE TOWN OF HOLLISTON
SPECIAL TOWN MEETING
OCTOBER 25, 2010**

The Special Fall Town Meeting commencing on October 25, 2010 was held at the Holliston High School Auditorium and was brought to order by Moderator, Kevin Clancy at 7:35 PM, with a quorum of One Hundred twenty eight to start and the certification of warrant posting was read.

Prior to the start of the regular business the Moderator went over the preliminary rules for town meetings.

Patricia Duffey from the Board of Health announced up coming flu clinics and also a program about family preparedness for emergencies to be held October 26th and urged everyone to attend.

Andrew Porter asked for a moment of silence for Jacqueline Sullivan and David Vail, both long time volunteers for the town who passed away in the past few weeks.

The Moderator then began the meeting with the following motion:

MOTION: Moved that the following non-residents and non-voting Town Officials, consultants to committees and petitioners be allowed to speak during the course of this Annual Town Meeting.

Ann McCobb	Health Director/Agent
Leslie McDonnell	Library Director
Mary Bousquet	Treasurer/Collector
David Nalachajian	Town Accountant
Kathryn Peirce	Principal Assessor
Peter Tartakoff	Building Inspector
Brad Jackson	Superintendent of Schools
Tim Cornely	Assistant Superintendent of Schools
Tom Smith	Highway Superintendent
Karen Sherman	Town Planner
James Lynch	Superintendent, Keefe Technical School
Keith Edison	Acting Police Chief
Brenda Farrell	Housing Authority Director
Cheryl Rudolph	Animal Control Officer
Ronald Sharpin	Water Superintendent
Charles Corman	Technology Director
Charles Katuska	Conservation Agent

SECONDED

DISCUSSION: Our By-laws require that the Town Meeting vote to allow non-residents and non-voters to address the Town Meeting.

VOTE: Passed by unanimous voice vote.

ARTICLE 1. To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money for unpaid bills from prior years; or take any action relative thereto. **(Board of Selectmen)**

MOTION: Moved that the Town raise and appropriate the sum of \$9,168.64 for invoices from fiscal year 2010.

EXPLANATION: The request is to pay invoices for legal services for the Board of Selectmen (\$183.75); copier expense for Town Hall (\$725); medical expenses for the Police Department (\$4,563); expenses for the wastewater treatment facility (\$2,889.94); and expenses for seasonal flu vaccine (\$806.95) incurred in fiscal year 2010.

SECONDED

DISCUSSION: Michael Norton, Marshall St. asked the Finance Committee if they would please give more details in the future as to what the unpaid bills were for and if they were “over budget”.

VOTE: Passed by unanimous voice vote to accept Article 1 as stated in the Motion.

ARTICLE 2. To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money for the purpose of supplementing various accounts of the Town's fiscal year 2011 annual budget, previously voted by the Town under Articles 16 and 17 of the Warrant for the 2010 Annual Town Meeting; or take any action relative thereto. **(Board of Selectmen)**

MOTION: Moved that the Town vote to make the following changes in the 2011 Omnibus Budget:

1. raise and appropriate \$1,936 to Board of Selectmen Account 57000;
2. reduce Employee Benefits 51780 by \$110,000 to \$1,540,397.
3. reduce Solid Waste Account 52120 by \$64,102 to \$1,018,000;
4. reduce Debt Service Account 57600 by \$91,231 to \$5,623,087 and provide that \$412.64 of the Debt Service Account shall be funded through an appropriation of unexpended funds under Article 21 of the Warrant for the 1999 Annual Town Meeting;
5. appropriate \$19,307 from Water Surplus to Water Department Account 57000.

SECONDED

DISCUSSION: Kenneth Szajda, chairman of the Finance Committee gave a power point presentation of where we were and where we are now with some explanation of why and how the Finance Committee came to the decisions on the articles in the Warrant that they did. Bill Dowd spoke to his concerns to the pension fund which is under funded at this time.

VOTE: Passed by unanimous voice vote to accept Article 2 as stated in the Motion.

ARTICLE 3. To see if the Town will vote to transfer from available funds a sum of money for the purpose of reducing the amount of money to be raised through property taxes for fiscal year 2011; or take any action relative thereto. **(Board of Selectmen)**

MOTION: Moved that the Town appropriate the sum of \$200,000 from Free Cash for the purpose of resolving any deficits and reducing the amount of money to be raised through property taxes for fiscal year 2011.

SECONDED

DISCUSSION: None

VOTE: Passed by unanimous voice vote to accept Article 3 as stated in the Motion.

ARTICLE 4. To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money for the Stabilization Fund; or take any action relative thereto. **(Board of Selectmen)**

MOTION: Moved that the sum of \$258,887 be appropriated from Free Cash to the Stabilization Fund.

EXPLANATION: This recommendation allows us to capture favorability in Free Cash above our budget estimates and place it into our reserves. We calculate that our total reserves in the Stabilization Fund and the Capital Expenditure Fund will be \$2.3 million after tonight's town meeting, putting us very close to the \$2.5 million target for reserves. That target is 5% of the operating budget and is generally acknowledged as a preferred reserve position.

SECONDED

DISCUSSION: None

VOTE: Passed by unanimous voice vote to accept Article 4 as stated in the Motion.

ARTICLE 5. To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money for the Capital Expenditure Fund; or take any action relative thereto. **(Board of Selectmen)**

MOTION: Moved that the Town raise and appropriate the sum of \$190,000 and appropriate \$146,000 from free cash to the Capital Expenditure Fund.

SECONDED

DISCUSSION: None

VOTE: Passed by unanimous voice vote to accept Article 5 as stated in the Motion.

ARTICLE 6. To see if the Town will vote to authorize the Board of Selectmen to hold a public auction for the purpose of disposing of surplus departmental equipment; or take any action relative thereto. **(Board of Selectmen)**

MOTION: Moved that the Board of Selectmen be authorized to dispose of the following surplus property: a 1998 Ford Aerote bus (Council on Aging).

SECONDED

DISCUSSION: None

VOTE: Passed by unanimous voice vote to accept Article 6 as stated in the Motion.

ARTICLE 7. To see if the Town will vote to raise and appropriate, transfer from available funds, or borrow a sum of money for the purpose of capital expenditures, including replacement and new vehicles and equipment, for the Highway, Police, School, Park, Technology, Town Hall and Fire departments, and authorize the Board of Selectmen to trade or sell used equipment toward part of the purchase price; or take any action relative thereto. **(Board of Selectmen)**

MOTION: Moved that the Town appropriate \$146,000 for a street sweeper for the Highway Department from the Capital Expenditure Fund; appropriate \$42,000 from the Capital Expenditure Fund for a one ton dump truck for the Highway Department; appropriate \$58,000 from the Capital Expenditure Fund for two Police Department vehicles; appropriate \$16,900 from the Capital Expenditure Fund for a mower deck for the Park Commission; appropriate \$17,000 from the Capital Expenditure Fund for computer equipment for Town departments; appropriate \$164,279 from the Capital Expenditure Fund for School Department capital; and authorize a borrowing not to exceed \$850,000 for a term of not more than five years for a ladder truck for the Fire Department.

SECONDED

DISCUSSION: Liz Theiler asked questions on if the new Police vehicles will be hybrid and was told by Acting Chief Edison no. She also was asked about the schools spending money on MCAS improvement and about the possibility of regionalization and sharing of the ladder truck. There was considerable discussion about the money in this article and how it was being spent for saved. Liz also made a motion to amend the article until May and look into regionalization (which would remove \$850,000 from the article). This motion was defeated by voice vote. Several other residents spoke in favor of the article, especially the new ladder truck.

VOTE: Passed by unanimous voice vote to accept Article 7 as stated in the Motion.

ARTICLE 8. To see if the Town will vote to act on the report of the Community Preservation Committee on the fiscal year 2011 Community Preservation budget and to appropriate or reserve for later appropriation monies from the Community Preservation Fund annual revenues or available funds for the administrative expenses of the Community Preservation Committee, the payment of debt service, the undertaking of community preservation projects and all other

necessary and proper expenses for the year; or take any action relative thereto. (**Community Preservation Committee**)

There are four (4) motions to this article and each one will be voted separately.

1. MOVE: To allocate \$350,000 from estimated FY2011 Community Preservation Act surcharge receipts in the following four reserves in the amounts specified.

Community Housing Reserve	\$35,000
Open Space Reserve	\$35,000
Historic Resources Reserve	\$35,000
Community Preservation Fund Budget Reserve	<u>\$245,000</u>
Total	\$350,000

SECONDED

DISCUSSION: Sam Tyler, chairman of the Community Preservation Committee (CPC) gave an overview of the year past and the items to come up tonight.

VOTE: Passed by unanimous voice vote to accept Article 8- Item 1 as stated in the Motion.

2. MOVE: To reserve \$100,227 under the Community Preservation Act from state matching funds distributed on October 15, 2010 in the following four reserves in the amounts specified.

Community Housing Reserve	\$10,023
Open Space Reserve	\$10,023
Historic Resources Reserve	\$10,023
Community Preservation Fund Budget Reserve	<u>\$70,158</u>
Total	\$100,227

SECONDED

DISCUSSION: None

VOTE: Passed by unanimous voice vote to accept Article 8-Item 2 as stated in the Motion.

3. MOVE: To appropriate \$205,000 for fiscal 2011 from the Community Preservation Fund Budget Reserve for the Holliston Housing Trust's pilot program to provide dispersed affordable housing in Holliston and for administrative and contract support of the program.

SECONDED

DISCUSSION: None

VOTE: Passed by unanimous voice vote to accept Article 8- item 3 as stated in the Motion.

4 MOVE: To appropriate \$5,000 for fiscal 2011 from the Historic Resources Reserve for the Town Hall Renovation Committee for expert services to evaluate the scope of restoration of the exterior of Town Hall.

SECONDED

DISCUSSION: None

VOTE: Passed by unanimous voice vote to accept Article 8- Item 4 as stated in the Motion.

ARTICLE 9. To see if the Town will vote to appropriate from the Special Revenue Receipts Reserved Fund to the Health Inoculation Fund a sum of money received by the Town as reimbursement from insurance companies for administering flu vaccines; or take any action relative thereto. (**Board of Health**)

MOTION: Moved that the Town vote to appropriate \$554.62 from Reserve for Appropriation to the Health Inoculation Fund.

SECONDED

DISCUSSION: None

VOTE: Passed by unanimous voice vote to accept Article 9 as stated in the Motion.

ARTICLE 10. To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money for the Open Space Fund; or take any action relative thereto. (**Open Space Committee**)

MOTION: Moved that the Town raise and appropriate the sum of \$14,441 to the Open Space Fund.

SECONDED

DISCUSSION: None

VOTE: Passed by unanimous voice vote to accept Article 10 as stated in the Motion.

ARTICLE 11. To see if the Town will vote to raise and appropriate, transfer from available funds or borrow the sum of \$213,874 for the development and construction of a playground facility at Goodwill Park; dedicate Goodwill Park as a public playground or recreation centre in accordance with section 14 of Chapter 45 the General Laws; authorize the Park Commission to file on behalf of the Town, any and all applications deemed necessary for grants and/or reimbursements from the Commonwealth of Massachusetts under the Parkland Acquisitions & Renovations for Communities (formerly Urban Self-Help) Act (301 CMR 5.00); and authorize the Park Commission to enter into all agreements and execute any and all instruments as may be necessary on behalf of the Town to effect said development and construction; or take any action relative thereto. (**Park Commission**)

MOTION: Moved that the Town vote to appropriate from available funds the sum of \$213,874 for the development and construction of a playground facility at Goodwill Park; dedicate Goodwill Park as a public playground or recreation centre in accordance with section 14 of

Chapter 45 of the General Laws; authorize the Park Commission to file on behalf of the Town any and all applications deemed necessary for grants and/or reimbursements from the Commonwealth of Massachusetts under the Parkland Acquisitions & Renovations for Communities (formerly Urban Self-Help) Act (301 CMR 5.00); and authorize the Park Commission to enter into all agreements and execute any and all instruments as may be necessary on behalf of the Town to effect said development and construction; said appropriation to be contingent upon award of a grant from the Commonwealth of Massachusetts under the Parkland Acquisitions & Renovations for Communities (formerly Urban Self-Help) Act and receipt of matching funds from a qualified non-public entity.

SECONDED

DISCUSSION: Maureen Korsen, Director of the Park & Recreation Department explained the reason for this article. The Goodwill Park is in great need of refurbishing and updating to be compliant with the ADA regulations. She explained that this would be done by a grant from the Parkland Acquisitions & Renovations for Communities and would be of no cost to the town. Liz Carey of Green Street spoke to the fact that she thinks that the parking lot is too large and too many trees are being taken down. Members of the Mission Possible committee showed the current plans for the park which have been approved by the town Planning Board and Mary Greendale said that the plans could be altered somewhat but the town needs to vote tonight in order to show that the money is available.

VOTE: Passed by majority voice vote to accept Article 11 as stated in the Motion.

ARTICLE 12. To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money for the purpose of preparing a DEP replacement well permit pumping report; installing a production well; installing piping and valves; and making repairs and modifications to the water treatment equipment at Town Well #04G, 1995 Washington Street; or take any action relative thereto. **(Board of Water Commissioners)**

MOTION: Moved that the Town authorize a borrowing of \$500,000 for the purpose stated in the Article.

SECONDED

DISCUSSION: The Finance Committee voted to support this article.

VOTE: Passed by unanimous voice vote to accept Article 12 as stated in the Motion.

ARTICLE 13. To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money for the purpose of modifying the water treatment plants at Wells #4 and #6 and the well-houses at Wells #1 and #5; or take any action relative thereto. **(Board of Water Commissioners)**

MOTION: Moved that the Town appropriate \$250,000 from Water Surplus for the purpose stated in the Article.

SECONDED

DISCUSSION: The Finance Committee voted to support this article.

VOTE: Passed by unanimous voice vote to accept Article 13 as stated in the Motion.

ARTICLE 14. To see if the Town will vote to transfer from the General Fund to the Water Fund a sum received by the Town as settlement of litigation regarding the treatment facility at Town Well #04G; or take any action relative thereto. (**Board of Water Commissioners**)

MOTION: Moved that the Town vote to authorize a transfer from the General Fund to the Water Fund of the sum of \$50,000 to be received by the Town as settlement of litigation regarding the treatment facility at Town Well #04G.

SECONDED

DISCUSSION: The Finance Committee recommends favorable action on this motion.

VOTE: Passed by unanimous voice vote to accept Article 14 as stated in the Motion.

ARTICLE 15. To see if the Town will vote to accept the provisions of section 53F1/2 of Chapter 44 of the General Laws and establish an Enterprise Fund for the Holliston Water Department to become effective July 1, 2011; or take any action relative thereto. (**Board of Water Commissioners and Board of Selectmen**)

MOTION: Moved that the Town vote to accept the provisions of section 53F1/2 of Chapter 44 of the General Laws and establish an Enterprise Fund for the Holliston Water Department to become effective July 1, 2011.

SECONDED

DISCUSSION: Jeffrey Weiss, chairman of the Water Commission moved for indefinite postponement and explained that after talking with the Finance Committee decided that they really need more time to see about implementing this new form of bookkeeping and will come back later, probably at the May Annual Town Meeting.

VOTE: Indefinitely postponed by unanimous voice vote.

ARTICLE 16. To see if the Town will vote to transfer the care, custody, management and control of that parcel of land shown as Lot 21 of Block 6 on Assessors' Map 4, totaling approximately 5 acres, from the Board of Selectmen to the Conservation Commission for the purpose of land conservation in accordance with section 8C of Chapter 40 of the General Laws; or take any action relative thereto. (**Open Space Committee and Conservation Commission**)

MOTION: Moved that the Town vote to transfer the care, custody, management and control of that parcel of land shown as Lot 21 of Block 6 on Assessors' Map 4, totaling approximately 5 acres, from the Board of Selectmen to the Conservation Commission for the purpose of land conservation in accordance with section 8C of Chapter 40 of the General Laws.

SECONDED

DISCUSSION: Ann Marie Pilch spoke in favor but Andy Porter spoke for Indefinite Postponement at this time.

VOTE: Indefinitely postponed by majority hand count vote. The vote was: Yes – 67; No -38

ARTICLE 17. To see of the Town will vote to amend Section II-B Location of Districts (Zoning Map) in the area of 2016 Washington Street (n/f Hill Financial Services) westerly to Hopping Brook Road to re-zone approximately 20 acres from AR-1 (Agricultural-Residential District A) to I (Industrial); or take any action relative thereto. (**Board of Selectmen**)

MOTION: Moved that the Town vote to amend Section II-B Location of Districts (Zoning Map) of the Town of Holliston Zoning By-laws by changing the district designation from AR-1 (Agricultural-Residential District A) to I (Industrial) on the following parcels: Lots 10, 11.1, 11.2, 12, 19 and 37 of Block 6 on Assessors' Map 4 and property owned by Nstar Electric Company as shown on the attached plan entitled Zoning Amendment Plan Dated October , 2010.

SECONDED

DISCUSSION: Ken Szajda said he was against zoning at Special Town Meeting and moved to indefinitely postpone the article. Atty. Barbieri said that this really was just a zoning map change, that the property had been foreclosed and it was approximately 15 acres. He also stated that the front would probably be Commercial. Mr. Szajda asked if it were to be Commercial in an Industrial Zone? Geoffrey Zeamer spoke against the zoning change and in favor of postponement. The letter from the Planning Board was read by the Moderator stating that the hearing was held on September 23rd, continued to October 7th and following the final public hearing session, a motion was made and duly seconded to recommend support of the proposed article. The vote in favor was 4-yea, 1-nay.

VOTE: Carried by majority voice vote to indefinitely postpone Article 17 as stated in the Motion.

ARTICLE 18. To see of the Town will vote to accept as a public way, Quail Run (Sta. 0+00 to 4+45.65), as shown on the following plan: "Roadway Acceptance Plan of Quail Run in Holliston, MA" dated December, 1999 (revised September 23, 2010) prepared by GLM Engineering Consultants, Inc., Holliston, MA 01746, such way having been laid out as a Town way by the Board of Selectmen; or take any action relative thereto. (**Planning Board**)

MOTION: Moved that the Town will vote to accept as a public way, Quail Run (Sta. 0+00 to 4+45.65), as shown on the following plan: "Roadway Acceptance Plan of Quail Run in Holliston, MA" dated December, 1999 (revised September 23, 2010) prepared by GLM Engineering Consultants, Inc.

SECONDED

DISCUSSION: None

VOTE: Passed by unanimous voice vote to accept Article 18 as stated in the Motion.

ARTICLE 19. To see of the Town will vote to accept as public ways Old Cart Path, Praying Indian Way, Tea Party Lane, and Mohawk Path (Sta. 0+00 to 39+00), as shown on the following plans: “Highlands at Holliston Layout Plan of Old Cart Path”, “Highlands at Holliston Layout Plan of Praying Indian Way”, “Highlands at Holliston Layout Plan of Tea Party Lane”, and “Highlands at Holliston Layout Plan of Mohawk Path” dated August 27, 2010, prepared by Guerriere & Halnon, Inc., Milford, MA 01757, such ways having been laid out as Town ways by the Board of Selectmen; or take any action relative thereto. (**Planning Board**)

MOTION: Moved that this Article be indefinitely postponed.

SECONDED

DISCUSSION: None

VOTE: Passed by unanimous voice vote to accept Article 19 as stated in the Motion.

The motion to adjourn was made and seconded and the warrant was dissolved at 10:15 PM

A true copy Attest

Jacqueline S. Dellicker, CMC, CMMC
Town Clerk