

**TOWN OF MARBLEHEAD
TOWN MEETING
May 5th & 6th 2008**

Pursuant to the warrant the inhabitants assembled at the Veterans Middle School Performing Art Center.
At 7:48PM a quorum being present the Moderator called the meeting to order.

- ARTICLE 1 Articles in Numerical Order**
VOTED
That the articles be taken up in their numerical order.
- ARTICLE 2 Reports of Town Officers and Committees**
VOTED
To receive the report of the Town Accountant, the reports of the Town Officers, and Special Committees.
- ARTICLE 3 Lease Town Property**
VOTED
To allow the Board of Selectmen and School Committee to let or lease such land, buildings or structures owned by the Town on such terms as they may determine.
- ARTICLE 4 Accept Trust Property**
VOTED
To authorize and direct the Board of Selectmen, with approval of Town Counsel as to form, to execute and record all necessary and appropriate documents to effectuate the acceptance of the gift of the following parcels of land from the Estate of Martha T. Knight said land to be managed by and held in the care, custody and control of the Conservation Commission for conservation and wildlife purposes and which is located off of West Shore Drive consisting of approximately one acre:
- The land represented on a deed from Penni to Russell and Martha Knight found in Book 6307 Page 504 at the Essex South Registry of Deeds representing .0973 acres +/-, and
- The land represented on a deed from Messenger to Russell and Martha Knight found at Book 6123 Page 767 at the Essex South Registry of Deeds representing 3,000 sq ft +/- upon such terms and conditions as the Board of Selectmen deem to be in the best interest of the Town.
- ARTICLE 5 Assume Liability**
VOTED
That the Town will assume liability in the manner provided by Section 29 of Chapter 91 of the General Laws as most recently amended by Chapter 5, Acts of 1995, for all damages that may be incurred by work to be performed by the Department of Public Works of Massachusetts for the improvement, development, maintenance and protection of tidal and non tidal rivers and streams, harbors, tidewaters, foreshores and shores along a public beach in accordance with Section II of Chapter 91 of the General Laws and authorize the Selectmen to execute and deliver a bond of indemnity therefore to the Commonwealth.
- ARTICLE 6 Unpaid Accounts**
VOTED
To appropriate the sum of \$3,139.00 to provide for the payment of any unpaid accounts brought forward from previous years, to be transferred from the following grants, revolving funds or Article 56, May 2007 Annual Town Meeting - Expenses of Several Departments as follows:

| | | |
|----------|------------------------|----------|
| Item 064 | Police Indemnification | 2,015.00 |
| Item 069 | Fire Expense | 71.00 |
| Item 101 | School Budget | 104.00 |
| Item 191 | Park Expense | 551.00 |
| Item 239 | Harbor Expense | 398.00 |

ARTICLE 7

Revolving Funds

VOTED

To continue the authorization of the following revolving funds as required by M.G.L. C.44, s.53E 1/2 as recommended by the Board of Selectmen.

1. Historical Commission Gift Shop Revolving Fund in the amount of \$13,000 in fiscal 2009 for the use of the Historical Commission to be taken from Historical Commission revenues from the sale of items at the gift shop operated by said commission; said appropriation to be used for expenses of operating said gift shop; and expended by the Commission.
2. Recreation and Park Revolving Fund in the amount of \$300,000 in fiscal 2009 for the use of the Recreation and Park Commission to be taken from revenues in connection with recreation programs and activities including teen center, program fees, rentals, miscellaneous sales, promotional fees, \$5.00 of out of town parking fees charged on weekends and various recreational fund raising events; said appropriation to be used for the expense of said activities including equipment and promotions; and expended by the Commission.
3. Council on Aging Revolving Fund in the amount of \$250,000 in fiscal 2009 for the use of the Council on Aging Board of Directors to be taken from revenues in connection with the meals on wheels, and nutrition programs, mini-bus donations, trips, miscellaneous programs, instructional classes, recreational programs, games and tournaments, luncheons and entertainment, and other activities including program fees, fund raising, rentals, miscellaneous sales and promotional fees; said appropriation to be used for the expense of said activities and trips, including equipment and promotions; and expended by the Council on Aging Board of Directors.
4. Dog Officer/Animal Control Officer Revolving Fund in the amount of \$20,000 in fiscal 2009 for the use of the Dog Officer to be taken from revenues in connection with fees, reimbursements, deposits and refunds of animal medical expenses including spay and neuter expenses, miscellaneous other sales and various fund raising events; said appropriation to be used for the expense of said programs and activities including medical bills, animal food, pet supplies and equipment, and promotional expenses; and expended by the Dog Officer/ Animal Control Officer.
5. RAD Program Revolving Fund in the amount of \$7,500 in fiscal 2009 for the use of the Police Chief to be taken from revenues in connection with tuition, fees, reimbursements, miscellaneous sales, gifts and donations of the RAD program; said appropriation to be used for the expense of said program including salaries and expenses including equipment

6. School Tuition Revolving Fund in the amount of \$50,000 in fiscal 2009 for the use of the School Committee to be taken from revenues in connection with tuition's from nonimmigrant foreign students; said appropriation to be used for the expenses of instruction including salaries, instructional supplies and equipment.
7. Commercial Waste Revolving Fund in the amount of \$450,000.00 in fiscal 2009 for the use of the Board of Health to be taken from revenues in connection with commercial waste disposal receipts; said fund to be expended for the cost of solid Waste disposal.
8. Conservation Fines Revolving Fund in the amount of \$10,000.00 in fiscal 2009 for the use of the Conservation Commission to be taken from revenues in connection with receipts collected from fines assessed by the commission; said fund to be expended for remediation of wetlands violations and for the care and maintenance of lands under the control and jurisdiction of the Conservation Commission.
9. Sump Pump Improvement Revolving fund in the amount of \$25,000 in fiscal 2009 for the use of Sewer and Water Commission; to be taken from revenues in connection with receipts collected from money received as a result of permitting fees; said fund to be expended for the aid in removal of sump pumps currently tied into the sewer system.
10. Special Education Revolving Fund in the amount of \$450,000 in fiscal 2009 for the use of the School Committee; revenues to be taken from tuition collected for special education students tuitioned in to the Marblehead Public Schools and from funds collected to pay for the other special education contracted services for out of district special education students being provided service through the North Shore Special Education Consortium and other approved special education public and private placements; said funds to be expended on costs directly related to the special education programs provided to these out of district students.
11. Storm Water By-Law Revolving Fund in the amount of \$10,000 in fiscal 2009 for the use of the Conservation Commission; to be taken from revenues in connection with receipts collected from application fees associated with the town's storm water management and erosion control regulations; said funds to be expended for expenses related to the enforcement and administration of the Storm Water By-Law.

ARTICLE 8

North Shore Regional Vocational School District

VOTED

To approve the gross operating and maintenance budget of the North Shore Regional Vocational School District and appropriate the sum of \$159,819.00 for the town's assessment of the same to be expended by the School Committee.

ARTICLE 9

Proposed Reclassification and Pay Schedule

(Administrative)

VOTED

To amend the Classification and Wage Salary Plan by changing certain job titles where indicated and reclassifying certain positions in the Administrative Schedule: to waive Section 8 of the 1955 Salary By-Law as last amended, by striking out the pay schedule as it relates to administrative personnel, substitute in place thereof the following new pay schedule as it relates to said personnel:

**ADMINISTRATIVE SALARY SCHEDULE
EFFECTIVE JULY 1, 2008 – 2%**

| Grade | Title | Step 1 | Step 2 | Step 3 | Step 4 | Step 5 |
|--------------|--|---------------|---------------|---------------|---------------|---------------|
| 59 | Town Administrator | 1615.50 | 1749.26 | 1883.01 | 2016.73 | 2150.49 |
| 58 | | 1454.24 | 1574.81 | 1695.37 | 1815.94 | 1936.50 |
| 57 | Dir Finance/Town Accountant Police Chief Fire Chief Supt Water/Sewer | 1309.58 | 1418.10 | 1526.57 | 1635.11 | 1743.61 |
| 56 | Town Engineer Assistant Assessor Director Public Health Director Library | 1176.99 | 1274.92 | 1372.89 | 1470.84 | 1568.81 |
| 55 | Harbormaster Supt Recreation/Park Building Commissioner Director Public Works Director Council on Aging Assistant Supt Water/Sewer Town Planner | 1059.42 | 1147.58 | 1235.76 | 1323.91 | 1412.08 |
| 54 | Assistant Director Revenue Assistant Director Accounting Assistant Director Library Public Health Nurse Plumbing Inspector Wire Inspector | 953.92 | 1032.66 | 1111.43 | 1190.18 | 1268.91 |
| 53 | Superintendent Cemetery Local Inspector Building Recreation Supervisor Assistant Wire Inspector Office Manager Sewer/Water Asst Director/Tree Warden Asst Director/Public Works | 858.97 | 929.81 | 1000.64 | 1071.49 | 1142.31 |
| 52 | Assistant Revenue Officer Health Inspector Veterans Agent/Sealer Accounting & Website Assistant Assistant Harbormaster Administrative Aid Selectmen Payroll Administrator | 806.23 | 862.00 | 917.75 | 973.53 | 1029.26 |
| 51 | Dog Officer Accounting Assistant | 765.54 | 815.28 | 865.01 | 914.76 | 964.49 |
| 50 | Administrative Clerk | 688.70 | 735.44 | 782.13 | 828.85 | 875.60 |
| 49 | | 620.88 | 662.69 | 704.51 | 746.32 | 788.18 |

ADMINISTRATIVE SALARY SCHEDULE
Effective June 30, 2009 - 1% (no cost in Fiscal 2009)

| Grade | Title | Step 1 | Step 2 | Step 3 | Step 4 | Step 5 |
|--------------|--|---------------|---------------|---------------|---------------|---------------|
| 59 | Town Administrator | 1631.65 | 1766.75 | 1901.84 | 2036.90 | 2171.99 |
| 58 | | 1468.79 | 1590.56 | 1712.33 | 1834.10 | 1955.87 |
| 57 | Dir Finance/Town Accountant Police Chief Fire Chief Supt Water/Sewer | 1322.67 | 1432.29 | 1541.84 | 1651.46 | 1761.04 |
| 56 | Town Engineer Assistant Assessor Director Public Health Director Library | 1188.76 | 1287.67 | 1386.62 | 1485.55 | 1584.50 |
| 55 | Harbormaster Supt Recreation/Park Building Commissioner Director Public Works Assistant Supt Water/Sewer Director Council on Aging Town Planner | 1070.02 | 1159.06 | 1248.12 | 1337.15 | 1426.20 |
| 54 | Assistant Director Revenue Assistant Director Accounting Assistant Director Library Public Health Nurse Plumbing Inspector Wire Inspector | 963.46 | 1042.98 | 1122.55 | 1202.08 | 1281.60 |
| 53 | Superintendent Cemetery Local Inspector Building Recreation Supervisor Assistant Wire Inspector Office Manager Sewer/Water Asst Director/Tree Warden Asst Director/Public Works | 867.56 | 939.11 | 1010.65 | 1082.20 | 1153.73 |
| 52 | Assistant Revenue Officer Health Inspector Veterans Agent/Sealer Assistant Harbormaster Accounting & Website Assistant Administrative Aid Selectmen Payroll Administrator | 814.29 | 870.62 | 926.92 | 983.26 | 1039.55 |
| 51 | Dog Officer Accounting Assistant | 773.20 | 823.43 | 873.66 | 923.90 | 974.14 |
| 50 | Administrative Clerk | 695.59 | 742.79 | 789.95 | 837.14 | 884.35 |
| 49 | | 627.09 | 669.32 | 711.56 | 753.79 | 796.07 |

ARTICLE 10

**Proposed Reclassification and Pay Schedule
(Seasonal and Temporary Personnel)**

VOTED

To waive section 8 of the 1955 Salary By-Laws as last amended by Striking out the pay schedules as they relate to Seasonal and Temporary Personnel and substitute in place thereof the following new pay schedules as they relate to said employees:

| SEASONAL PERSONNEL PAY SCHEDULE EFFECTIVE JULY 1, 2008 | | | | | |
|---|------------------------------------|------------------|----------|----------|----------|
| GP | TITLE | DEPT | 1 | 2 | 3 |
| 27 | Sr. Seasonal Harbor Asst | HM | 638.41 | 678.27 | 718.20 |
| 26 | | | 599.20 | 636.65 | 674.08 |
| 25 | Beach Supervisor | Rec/Park/Tree | 561.40 | 596.28 | 631.39 |
| | Park Police | Rec/Park/Tree | | | |
| 24 | Summer Acct Assistant | Finance | 527.79 | 561.40 | 595.01 |
| | Summer Programmer | Finance | | | |
| | Asst | Finance | | | |
| | Seasonal Harbor Asst | HM | | | |
| 23 | Summer Acct Trainee | Finance | 496.96 | 528.13 | 559.28 |
| | Summer Programmer | Finance | | | |
| | Trainee | Hwy/PW/Waste | | | |
| | General Laborer III | Rec/Park/Tree | | | |
| | Recreation Leader, Sailing | | | | |
| 22 | General Laborer B | Sewer/ Water | 477.42 | 501.52 | 525.71 |
| | Recreation Leader Arts & Crafts | Rec/Park/Tree | | | |
| | Recreation Leader, Athletics | Rec/Park/Tree | | | |
| | Recreation Leader, Facilities | Rec/Park/Tree | | | |
| | Recreation Leader, Playgrounds | Rec/Park/Tree | | | |
| | Recreation Leader,Tennis | Rec/Park/Tree | | | |
| | Lifeguard | Rec/Park/Tree | | | |
| | Seasonal Custodian | Public Bld/Insp | | | |
| 21 | Seasonal Laborer | Cemetery | 469.00 | 486.48 | 503.99 |
| | General Laborer B | Health | | | |
| | Data Entry Clerk | Public Bldg/Insp | | | |
| 20 | Summer Clerical | Finance | 459.21 | 464.80 | 470.39 |
| | Beach Maintenance Person | Rec/Park/Tree | | | |
| | Forestry Worker | Rec/Park/Tree | | | |
| | Grounds Caretaker | Rec/Park/Tree | | | |
| | Recreational Instructor | Rec/Park/Tree | | | |
| | Seasonal Labor | Rec/Park/Tree | | | |
| 2 | General Labor C | | 436.28 | 455.91 | |
| B | Custodian | Lib | 343.54 | 360.70 | 378.82 |
| | Summer Asst | Dog Off | | | |

**SEASONAL PERSONNEL PAY SCHEDULE
EFFECTIVE JUNE 30, 2009 (No cost in Fiscal 2009)**

| GP | TITLE | DEPT | 1 | 2 | 3 |
|-----------|--|---|----------|----------|----------|
| 27 | Sr Seasonal Harbor Asst | HM | 644.79 | 685.05 | 725.38 |
| 26 | | | 605.19 | 643.02 | 680.82 |
| 25 | Beach Supervisor Park Police | Rec/Park/Tree Rec/Park/Tree | 567.01 | 602.24 | 637.70 |
| 24 | Summer Acct Assistant Summer Programmer Asst Seasonal Harbor Asst | Finance Finance HM | 533.07 | 567.01 | 600.96 |
| 23 | Summer Acct Trainee Summer Programmer Trainee General Laborer III Recreation Leader, Sailing | Finance Finance Hwy/PW/Waste Rec/Park/Tree | 501.93 | 533.41 | 564.87 |
| 22 | General Laborer B Recreation Leader, Arts & Crafts Recreation Leader, Athletics Recreation Leader, Facilities Recreation Leader, Playgrounds Recreation Leader, Tennis Lifeguard Seasonal Custodian | Sewer/ Water Rec/Park/Tree Rec/Park/Tree Rec/Park/Tree Rec/Park/Tree Rec/Park/Tree Rec/Park/Tree Public Bld/Insp | 482.20 | 506.54 | 530.97 |
| 21 | Seasonal Laborer General Laborer B Data Entry Clerk | Cemetery Health Public Bldg/Insp | 473.69 | 491.34 | 509.03 |
| 20 | Summer Clerical Beach Maintenance Person Forestry Worker Grounds Caretaker Recreational Instructor Seasonal Labor | Finance Rec/Park/Tree Rec/Park/Tree Rec/Park/Tree Rec/Park/Tree Rec/Park/Tree | 463.81 | 469.45 | 475.10 |
| 2 | General Labor C | | 440.65 | 460.47 | |
| B | Custodian Summer Asst | Lib Dog Off | 346.97 | 364.31 | 382.61 |

| TEMPORARY PERSONNEL PAY SCHEDULE | | | | | | | |
|----------------------------------|---|--|--------|--------|--------|--------|--------|
| EFFECTIVE JULY 1, 2008 | | | | | | | |
| GP | TITLE | DEPT | 1 | 2 | 3 | 4 | 5 |
| 26 | Heavy Equipment Operator | Hwy, HM, Waste | 623.53 | 660.10 | 696.70 | 733.28 | 762.62 |
| 25 | Senior Clerk | Finance | 561.40 | 596.39 | 631.39 | 666.39 | 701.39 |
| 24 | General Clerk Vol/Comm Res Coord Prgm/Vol Coord E-911 Dispatch | Assr, Sel, Fire COA Library Sel | 527.79 | 561.40 | 595.01 | 628.61 | 662.17 |
| 23 | Special Clerk-Rev General Laborer III | Finance Health | 496.96 | 528.13 | 559.28 | 590.43 | 621.60 |
| 22 | | | 477.42 | 501.52 | 525.71 | 549.81 | 574.01 |
| 21 | Temporary Laborer Temp Special Labor I | Cem, COA Library | 469.00 | 486.48 | 503.99 | 521.51 | 539.00 |
| 20 | | | 459.21 | 464.80 | 470.39 | 476.00 | 481.58 |
| 14 | Sr Staff Engineer | Eng | 652.41 | 682.80 | 714.75 | 748.30 | 783.49 |
| 13 | Tech Ser Librarian Adult Librarian Child Librarian Young Adult Librarian | Lib Lib Lib Lib | 623.48 | 652.41 | 682.80 | 714.75 | 748.30 |
| 12 | | | 595.95 | 623.48 | 652.41 | 682.80 | 714.75 |
| 11 | Sanitarian | Hlh | 569.61 | 595.95 | 623.48 | 652.41 | 682.80 |
| 10 | | | 544.66 | 569.61 | 595.94 | 623.48 | 652.41 |
| 9 | Special Labor C Library Para-Prof Asst Dog Officer | Lib Lib Dog Off | 520.81 | 544.66 | 569.61 | 595.95 | 623.48 |
| 8 | | | 498.08 | 520.81 | 544.66 | 569.61 | 595.95 |
| 7 | Special Clerk Library Tech Lib Tech or Tec Adm | Hlth, Assr Cem, Swr/Wtr Lib Lib | 498.08 | 520.81 | 544.66 | 569.61 | |
| 6 | Chauffeur | COA | 498.08 | 520.81 | 544.66 | | |
| 5 | Sr Library Asst General Clerk | Lib Finance | 498.08 | 520.81 | | | |
| 4 | | | 476.41 | 498.08 | | | |
| 3 | Unclassified Labor Data Entry Oper | | 455.91 | 476.41 | | | |
| 2 | Library Assistant | Library | 436.28 | 455.91 | | | |
| 1 | Temporary Clerk | | 417.64 | 436.28 | | | |

| TEMPORARY PERSONNEL PAY SCHEDULE EFFECTIVE JUNE 30, 2009 (No cost in Fiscal 2009) | | | | | | | |
|--|---|--|--------|--------|--------|--------|--------|
| GP | TITLE | DEPT | 1 | 2 | 3 | 4 | 5 |
| 26 | Heavy Equipment Operator | Hwy, HM, Waste | 629.76 | 666.70 | 703.67 | 740.61 | 770.25 |
| 25 | Senior Clerk | Finance | 567.01 | 602.36 | 637.70 | 673.05 | 708.41 |
| 24 | General Clerk Vol/Comm Res Coord Prgm/Vol Coord E-911 Dispatch | Assr, Sel, Fire COA Library Sel | 533.07 | 567.01 | 600.96 | 634.89 | 668.80 |
| 23 | Special Clerk-Rev General Laborer III | Finance Health | 501.93 | 533.41 | 564.87 | 596.33 | 627.81 |
| 22 | | | 482.20 | 506.54 | 530.97 | 555.31 | 579.75 |
| 21 | Temporary Laborer Temp Special Labor I | Cem, COA Library | 473.69 | 491.34 | 509.03 | 526.72 | 544.39 |
| 20 | | | 463.81 | 469.45 | 475.10 | 480.76 | 486.40 |
| 14 | Sr Staff Engineer | Eng | 658.94 | 689.63 | 721.90 | 755.79 | 791.33 |
| 13 | Tech Ser Librarian Adult Librarian Child Librarian Young Adult Librarian | Lib Lib Lib Lib | 629.71 | 658.94 | 689.63 | 721.90 | 755.79 |
| 12 | | | 601.90 | 629.71 | 658.94 | 689.63 | 721.90 |
| 11 | Sanitarian | Hlh | 575.30 | 601.90 | 629.71 | 658.94 | 689.63 |
| 10 | | | 550.11 | 575.30 | 601.89 | 629.71 | 658.94 |
| 9 | Special Labor C Library Para-Prof Asst Dog Officer | Lib Lib Dog Off | 526.02 | 550.11 | 575.30 | 601.90 | 629.71 |
| 8 | | | 503.06 | 526.02 | 550.11 | 575.30 | 601.90 |
| 7 | Special Clerk Library Tech Lib Tech or Tec Adm | Hlth, Assr Cem, Swr/Wtr Lib Lib | 503.06 | 526.02 | 550.11 | 575.30 | |
| 6 | Chauffeur | COA | 503.06 | 526.02 | 550.11 | | |
| 5 | Sr Library Asst General Clerk | Lib Finance | 503.06 | 526.02 | | | |
| 4 | | | 481.18 | 503.06 | | | |
| 3 | Unclassified Labor Data Entry Oper | | 460.47 | 481.18 | | | |
| 2 | Library Assistant | Library | 440.65 | 460.47 | | | |
| 1 | Temporary Clerk | | 421.82 | 440.65 | | | |

ARTICLE 11

**Pay Schedule and Reclassification
(Traffic Supervisors)**

VOTED

To increase the pay for Marblehead Traffic Supervisors, 2% effective July 1, 2008 and 1% effective June 30, 2008 (no cost in fiscal 2009).

ARTICLE 12

Ratification of Salary By-Law

VOTED

To ratify certain actions taken by the Compensation Committee under Section 3(e) of the 1955 Salary By-Law as last amended and amend the classifications of the positions as follows:

- 1. Reclassify and change job title in the Administrative Pay Schedule:
 - a. Part-time Senior Clerk Position in the Fire Department Reclassified as a part-time Administrative Clerk Group 50.

ARTICLE 13

Compensation - Town Officers

VOTED

That the yearly compensation of the Town Officer named in this article be as follows:

| | |
|------------|-------------|
| Town Clerk | \$66,237.10 |
|------------|-------------|

Said amount to be in full compensation for services as Town Clerk. All fees received by the Town Clerk in his official capacity to be accounted for to the Town Revenue Officer.

That the Town Clerk as elected and having served in that position or as a regular full-time employee for five consecutive years, and for each applicable additional five years on such basis, shall be paid longevity pay annually, in addition to his weekly salary.

Eligibility will be determined on November 30 each year and payment made to the official with the first regular payroll of December of that year. Only those in office on the determination date and qualified by their consecutive years of service, as described above, shall receive longevity pay for the calendar year.

| Annual longevity Pay Schedule | Town Clerk |
|----------------------------------|------------|
| Not less than 5 years | \$300.00 |
| Not less than 10 years | 400.00 |
| Not less than 15 years | 500.00 |
| Not less than 20 years | 600.00 |
| Not less than 25 years | 700.00 |
| 30 years and over | 800.00 |

ARTICLE 14

Salaries of Public Employees Serving in the Military

VOTED

To accept Chapter 137 of the Acts of 2003, An act relative to Public Employees serving in the Armed Forces of the United States, as amended by Chapter 77 of the Acts of 2005, such acceptance shall be effective on July 1, 2007.

ARTICLE 15

Walls and Fences

VOTED

That this article be indefinitely postponed.

ARTICLE 16

Water and Sewer Commission Claims VOTED

To authorize the Water and Sewer Commission and the Board of Selectmen acting jointly to compromise any claims for damages or suits pending against the Town of Marblehead on account of acts which may have occurred during the construction of the water and sewer system.

ARTICLE 17

Storm Drainage Construction

VOTED

That \$324,000.00 is appropriated from taxation for the construction and reconstruction of sewers for surface drainage purposes, including engineering services in connection therewith, to authorize the appropriate Town Officers to acquire by purchase, eminent domain or otherwise, any land or easement necessary; to be expended by the Water and Sewer Commission.

ARTICLE 18

Sewer Department Construction

VOTED

That the sum of \$264,853.00 is appropriated from sewer retained earnings to be expended by the Water and Sewer Commission for the construction or reconstruction of sewers for sanitary purposes and for sewage disposal, pump stations, original pumping station equipment, metering equipment, safety equipment, replacement of said equipment, engineering, consultants and surveys including revenue studies, and other general Sewer Department purposes, and to authorize the Board of Water and Sewer Commissioners to acquire by purchase, eminent domain or otherwise any lands or easements necessary.

ARTICLE 19

Water Department Construction

VOTED

That the sum of \$687,871.00 is appropriated from water retained earnings to be expended by the Water and Sewer Commission for the construction, reconstruction and extending of water mains, replacement of water meters, appurtenances, engineering, consultants, surveys including revenue studies, and other general Water Department purposes, and to authorize the Board of Water and Sewer Commissioners to acquire by purchase, eminent domain or otherwise any lands or easements necessary.

ARTICLE 20

Fiscal 2008 School Budget Additional Appropriation

VOTED

That this article be indefinitely postponed.

ARTICLE 21

Purchase Angenica Property on Longview Drive

COUNTED VOTE Failed

Yes No

337 351

That this article be indefinitely postponed.

ARTICLE 21

Land Acquisition, Longview Drive

COUNTED VOTE – Failed 2/3 Vote

Yes 377 No 347

To authorize and direct the Board of Selectmen, with approval of Town Counsel as to form, to execute and record all necessary and appropriate documents to effectuate the acquisition, purchase, or acceptance of a certain parcel of land owned by Mario and Camille Angenica, located on Longview Drive West and identified on Marblehead Assessor's Map 21 as Lot 19 to be used for open space purposes dedicated to conservation and passive recreational use under the care, custody, and control of the Marblehead Conservation Commission pursuant to Massachusetts General Laws Chapter 40, Section 8C, upon such terms and conditions as the Board of Selectmen deem to be in the best interest of the Town; and provided, however, that prior to or simultaneously with the consummation of said land acquisition, the Town has, or shall have acquired, such permanent pedestrian access and reasonable access for municipal and other public purpose-related vehicles to the subject parcel at no cost to the Town and as Town counsel deems necessary to assure in perpetuity said public access over Longview Drive West to the property; and, furthermore, to appropriate and direct the Treasurer, with the approval of the Board of Selectmen, to borrow the

sum of One Million Two Hundred Twenty-Five Thousand Dollars (1,225,000.00) under and pursuant to the provisions of G.L. c.44, §7 or §8, or any other enabling authority, and to issue bonds and notes of the Town therefore. And provided further that this vote shall not take effect until the Town votes to exempt from the limitation on total taxes imposed by G.L. c. 59, §21C (Proposition 2 ½) amounts required to pay the principal of and interest on the borrowing authorized by this vote.

ARTICLE 22

**Capital Improvements for Public Buildings
VOTED**

That the sum of \$163,830.00 is appropriated to be expended by the Board of Selectmen for remodeling, reconstructing and making extraordinary repairs and improvements to existing Town buildings and infrastructure including the following repairs:

Abbot Hall

Repair and Re-grout Structural Brick

Wire Department

Mobile Radios and Speakers

OSHA Compliant Equipment

Tree Department

Insulate Garage Roof

Smoke and Heat Alarms

Fire Department

Fire Alarm at Franklin St

Protective Gear

Hose and Nozzle Replacement

EMS Equipment

Radio Repair and Contract

Library

Telephone System

Snow Blower

Vacuum Cleaner

Carpet Cleaning

Engineer

Upgrade Topographical Data

Integrate Cama Data with GIS

Waste Collection

Repair Scale and Compactor

Cemetery

Carpet in Office

Entrance Arch

ARTICLE 23

Purchase of Equipment of Several Departments

VOTED

That the sum of \$754,100.00 be appropriated, and to meet this appropriation the sum of \$288,532.00 to be transferred from Sewer Retained Earnings, \$28,532.00 to be transferred from Water Retained Earnings, \$33,500.00 to be transferred from Harbor Retained Earnings, \$23,921.00 to be transferred from the Cemetery Sale of Lots Fund and \$379,615.00 is to be raised by taxation. To include the following:

Police Department

4 Police Vehicles

Park Department

1 Tiller

1 Dump Truck

Highway Department

1 Pick-up Truck

1 Rack Body Truck

1 Truck with Sander

School Department

1 Van

Cemetery Department

1 Dump Truck (3)

1 Lawn Mower

Sewer Department

1 Vacuum Truck (1)

1 Pick-up Truck (1)

Water Department

1 Utility Truck (2)

Harbormaster Department

1 Utility Truck (4)

Building Inspection Department

Bucket Truck Repairs

1. From Sewer Retained Earnings
2. From Water Retained Earnings
3. Partially from Cemetery Sale of Lots Fund
4. From Harbor Retained Earnings

ARTICLE 24

Financial Assistance for Conservation

VOTED

To authorize the Conservation Commission and other proper officers of the Town to apply for financial assistance from public and private sources to be expended by the Conservation Commission for the purchase of vacant land and any other purpose authorized by Section 8C of Chapter 40 of the General Laws as amended, or to reimburse the town for sums of money expended for such purposes, or both.

ARTICLE 25

Amend By-law - Alternate Members

VOTED

To amend the town By-Law as follows:

“Article I, Section 200-4 ‘Board of Appeals,’” *to be renumbered* as “Article I, Section 200-4(A) ‘Board of Appeals.’” Article I, *to add the following new* Section 200-4(B) “Planning Board,” *to read as follows:* A. Membership; Special Permit Granting Authority. Where the Planning Board is authorized by this Bylaw to determine whether to grant, deny or grant with conditions a special permit, and is acting in said capacity, the Planning Board shall be comprised of five members and one associate member. B. Associate Members. Associate members shall be appointed by a majority vote of the Board of Selectmen and the Planning Board.”

ARTICLE 26

Amend General By-laws to Add an Alternate Member to the Planning Board

VOTED

To amend the town by-law as follows:

Chapter 24 “Boards, Commissions and Committees,” Article IV “Planning Board,” Section 24-6 “Membership,” *to add the following clause and sentence to the end of the first sentence thereof:* “provided, however, that in accordance with Section 200-4(B) of the Zoning Bylaw and G.L. c. 40A, sec. 9, the Planning Board shall be comprised of five members and one associate member where it is authorized by the Zoning Bylaw to determine whether to grant, deny or grant with conditions a special permit, and is acting in said capacity.”

ARTICLE 27

Amend the Zoning By-law

COUNTED VOTE

| | |
|------------|----------------|
| For | Against |
| 590 | 52 |

VOTED

To amend the town bylaw as follows:

Article II Definitions Section 200-7 meanings of words LOT AREA, which presently reads: “The horizontal area within the exterior lines of the lot, exclusive of any area in a street, and exclusive of any horizontal area subject to oceanic tidal action but below mean high water; except that ½ of any private right-of-way common to the adjoining lots may be included in the lot area to the extent that the title in fee simple to the private right-of-way rests with the lot owner.” *By removing the words* “except that ½ of any private right of way common to the adjoining lots may be included in the lot area to the extent that the title in fee simple to the private right-of-way rests with the lot owner.” *to read instead* “The horizontal area within the exterior lines of the lot, exclusive of any area in a street, and exclusive of any horizontal area subject to oceanic tidal action but below mean high water.”

ARTICLE 28

Amend Zoning Map Rezoning a Single Residence Area to Business

MOTION FAILED

VOTED

To revise the Zoning Map of the Town by taking an area that is presently zoned Single Residence and changing its designation to Business. This area to be rezoned is described as follows:

The lot of land with a building thereon known as and numbered 250-260 Humphrey Street, Marblehead, Massachusetts, being Assessor’s Map 4, Parcel 14, as shown on the plan

entitled "Site Plan 242-260 [sic] Humphrey Street Marblehead, MA, Land of beach Bluff LLC," dated November 7, 2006, prepared by Kane Land Surveyors, a copy of which plan is on file in the Office of the Town Clerk.

At 10:15pm voted to adjourn meeting to Tuesday May 6th at 7:45PM at the Veteran's Middle School Performing Arts Center.

May 6th, 2008 at 7:45pm with a quorum present the moderator resumed the meeting.

ARTICLE 29 Amend the existing Zoning Bylaw 200.08 to include the following paragraphs (c.d. and e) as follows:

VOTED

That this article be indefinitely postponed.

ARTICLE 30 Improvements at Gerry Playground

VOTED

To appropriate the sum of \$220,000.00 for the construction of a pier and related land side improvements at Gerry playground, \$105,248.00 to be raised by Harbor Receipts and \$114,752.00 to be taken from Harbor Surplus.

ARTICLE 31 Delegation of Designation of the Permitting Authority for Trench Safety

VOTED

That the Board of Selectmen pursuant to G.L. c. 82A, designate the Board or Officer to issue permits for the purpose of creating a trench as that term is defined by G.L. c. 82A §4 and 520 CMR 14.00 (collectively the "Trench Safety Law") and that the Board of Selectmen may adopt reasonable regulations for the carrying out of said Trench Safety Law.

ARTICLE 32 Petition the Legislature Relative to the Office of Chief of the Marblehead Fire Department

VOTED

To amend Chapter 216 of the Acts of 1939, by striking out the words in Section 1, at sentence 3, "Appointments to such office shall be made after a competitive civil service examination open only to citizens of said town;" and inserting in place thereof the following: "Appointments to such office shall be made after a departmental civil service promotional examination."

ARTICLE 33 Accept the Affordable Housing Trust Fund, General Laws Chapter 44 Section 55C

VOTED

To accept the provisions of General Laws Chapter 44 Section 55C establishing a trust to be known as the Marblehead Affordable Housing Trust Fund, whose purpose shall be to provide for the creation and preservation of affordable housing in the Town for the benefit of low and moderate income households.

ARTICLE 34 Amend the General By-Laws of the Town of Marblehead and Create an Affordable Housing Trust Fund

VOTED

To amend the General By-Laws of the Town by adding the following in Chapter 24 as Article IX as follows:

ARTICLE IX MARBLEHEAD AFFORDABLE HOUSING TRUST FUND

24-23. Purpose; Membership; Appointment

There shall be a board of trustees of the Marblehead Affordable Housing Trust Fund established by the vote under Article 34 of the Warrant for the 2008 Annual Town Meeting, in this section called the board, which shall include nine (9) trustees, including all of the members of the Board of Selectmen, with the remaining members to be appointed by the Board of Selectmen. Trustees shall serve for a term not to exceed two (2) years. A quorum of the board of trustees shall be five (5) members.

24-24. Powers

The powers of the board, all of which shall be carried on in furtherance of the purposes set forth in General Laws Chapter 44 Section 55C, shall include the following:

(A) subject to Town Meeting approval, to accept and receive real property, by gift, grant, devise, or transfer from any person, firm, corporation or other public or private entity;

(B) to accept and receive tangible property or financial gifts, by gift, grant, devise, or transfer from any person, firm, corporation or other public or private entity, including without limitation grants of funds or other property, not real property, tendered to the trust in connection with provisions of the Town of Marblehead Zoning By-Law or any other Town By-Law;

(C) subject to Town Meeting approval, to purchase and retain real property;

(D) to purchase and retain personal property, including without restriction investments that yield a high rate of income or no income;

(E) subject to Town Meeting approval, to sell, lease, exchange, transfer or convey any real property at public auction or by private contract for such consideration and on such terms as to credit or otherwise, and to make such contracts and enter into such undertaking relative to trust property as the board deems advisable notwithstanding the length of any such lease or contract;

(F) to sell, lease, exchange, transfer or convey any personal, property at public auction or by private contract for such consideration and on such terms as to credit or otherwise, and to make such contracts and enter into such undertaking relative to trust property as the board deems advisable notwithstanding the length of any such lease or contract;

(G) to execute, acknowledge and deliver deeds, assignments, transfers, pledges, leases, covenants, contracts, promissory notes, releases and other instruments sealed or unsealed, necessary, proper or incident to any transaction in which the board engages for the accomplishment of the purposes of the trust and if given proper authority as noted above;

(H) to employ advisors and agents, such as accountants, appraisers and lawyers as the board deems necessary;

(I) to pay reasonable compensation and expenses to all advisors and agents and to apportion such compensation between income and principal as the board deems advisable;

(J) to apportion receipts and charges between incomes and principal as the board deems advisable, to amortize premiums and establish sinking funds for such purpose, and to create reserves for depreciation depletion or otherwise;

(K) to participate in any reorganization, recapitalization, merger or similar transactions;

and to give proxies or powers of attorney with or without power of substitution to vote any securities or certificates of interest; and to consent to any contract, lease, mortgage, purchase or sale of property, by or between any corporation and any other corporation or person;

(L) to deposit any security with any protective reorganization committee, and to delegate to such committee such powers and authority with relation thereto as the board may deem proper and to pay, out of trust property, such portion of expenses and compensation of such committee as the board may deem necessary and appropriate;

(M) to carry property for accounting purposes other than acquisition date values;

(N) to borrow money on such terms and conditions and from such sources as the board deems advisable and to mortgage and pledge trust assets as collateral;

(O) to make distributions or divisions of principal in kind;

(P) to compromise, attribute, defend, enforce, release, settle or otherwise adjust claims in favor or against the trust, including claims for taxes, and to accept any property, either in total or partial satisfaction of any indebtedness or other obligation, and subject to the provisions of Massachusetts General Laws, Chapter 44, Section 55C, to continue to hold the same for such period of time as the board may deem appropriate;

(Q) to manage or improve real property;

(R) subject to approval of Town Meeting, to abandon any property which the board determined not to be worth retaining;

(S) to hold all or part of the trust property uninvested for such purposes and for such time as the board may deem appropriate;

(T) to extend the time for payment of any obligation to the trust.

(U) to adopt rules and regulations for the purpose of carrying out its responsibilities and powers and in furtherance of the provisions hereof .

And to do all of the foregoing without funding from the Town of Marblehead but by receipts generated and/or earned, received, bequeathed, gifted or devised in accordance herewith.

ARTICLE 35

Land Acquisition, Naugus Avenue

VOTED

That this article be indefinitely postponed.

ARTICLE 36

Payment in Lieu of Tax (“PILOT”) Agreement

VOTED

To approve the payment in lieu of Tax (“PILOT”) Agreement between the Town of Marblehead and the Alliance Health of Massachusetts, Inc., with respect to the property known as the Devereux House and located at 39 Lafayette Street, Marblehead, Massachusetts.

ARTICLE 37

Landfill Assessment and Regulatory Compliance Activities

VOTED

That the sum of \$114,600.00 is appropriated to be expended by the Board of Health for continued water quality monitoring, soil gas monitoring, risk assessment, engineering and any other services related to the Old Landfill.

ARTICLE 38

**School Department Computer, Support Equipment and Technology Infrastructure
VOTED**

That this article be indefinitely postponed.

ARTICLE 39

Schools Construction and or Renovation Program

Vote #1 – Glover School

COUNTED VOTE

Yes 506 No 15

That the Town of Marblehead appropriate the sum of Three Hundred Ninety-Five Thousand (\$395,000.00) Dollars for the costs associated with a feasibility study for the Glover school project, which includes the hiring of an Owner’s Project Manager for no more than \$50,000.00 and the design fees through schematics of the potential solution for no more than \$345,000.00 for the Feasibility Study of the Glover School, situated on 4.78 acres of land located at 7 to 9 Maple Street, known as Parcel 40-4-0, said sum to be expended under the direction of the Glover School Building Committee, and to meet said appropriation authorize the Town Treasurer, with the approval of the Board of Selectmen, to borrow said sum under M.G.L. Chapter 44, or any other enabling authority, provided that the Town of Marblehead acknowledges that the Massachusetts School Building Authority’s grant program is a non-entitlement, discretionary program based on need, as determined by the MSBA, and any costs the Town of Marblehead incurs in excess of any grant approved by and received from the MSBA shall be the sole responsibility of the Town of Marblehead, and further provided that the appropriation hereunder shall be subject to and contingent upon an affirmative vote of the Town to exempt the amounts required for the payment of interest and principal on said borrowing from the limitations on taxes imposed by M.G.L. 59, Section 21C (Proposition 2½), and further provided and that the amount of borrowing authorized pursuant to this vote shall be reduced by any amounts received from the MSBA prior to the issuance of bonds or notes under this vote.

Vote # 2 – Village School

COUNTED VOTE

Yes 505 No 3

That the Town of Marblehead appropriate the sum of no more than Twenty-One Million Seven Hundred Sixty-Six Thousand Nine Hundred Ninety-Three (\$21,766,993.00) Dollars to pay costs associated with the architectural, project management, and construction costs for the Village School project located on Village Street, said sum to be expended under the direction of the Marblehead School Committee, provided that all construction costs be directly related to heating, plumbing, electrical, mechanical, building code accessibility, fire and life safety, replacement of ceilings, light fixtures, and other building systems, roof, windows, flooring, walls, brickwork, lockers, and site road access, and for which the Town may be eligible for a school construction grant from the Massachusetts School Building Authority (“MSBA”), which project will materially extend the useful life of a portion of the Village School and result in a new and renovated asset that otherwise is capable of supporting the Town’s required educational program, and to meet said appropriation the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow said sum under M.G.L. Chapter 44, M.G.L. Chapter 70B, or any other enabling authority; that the Town acknowledges that the MSBA’s grant program is a non-entitlement, discretionary program based on need, as determined by the MSBA, and any project costs the Town incurs in excess of any grant approved by and received from the MSBA shall be the sole responsibility of the Town; provided further that any grant that the Town may receive from the MSBA for the Project shall not exceed the lesser of (1) 40 percent of eligible, approved project costs, as determined by the MSBA, or (2) the total maximum grant amount determined by the MSBA; provided that any appropriation hereunder shall be subject to and contingent upon an affirmative vote of the Town to exempt the amounts required for the payment of interest and principal on said borrowing from the limitations on taxes imposed by M.G.L. 59, Section 21C

(Proposition 2½); and that the amount of the borrowing authorized pursuant to this vote shall be reduced by any amounts received from the MSBA prior to the issuance of any bonds or notes under this vote.

**ARTICLE 40 Transfer of Proceeds from Marblehead Veterans Middle School
VOTED**

That the remaining proceeds of the borrowing for the Veterans Middle School project authorized under votes of the Town passed November 5, 2001 in the amount of \$48,862.99 are hereby appropriated for purchasing security apparatus, door and lock hardware and other security materials for classrooms and other spaces for the schools for the purpose of classroom, meeting room and office security during school lock downs.

**ARTICLE 41 School Department, Classroom Door and Lock Security Initiative
VOTED**

That the sum of \$91,961.00 is appropriated for purchasing security apparatus, door and lock hardware, and other security materials for classrooms and other school spaces for the purpose of classroom, meeting room and office security during school lock downs. \$48,862.99 to be transferred from Article 40, 2008 and \$43,098.01 from taxation.

**ARTICLE 42 Fiscal 2008 Expenses of Several Departments
VOTED**

That this article be indefinitely postponed.

**ARTICLE 43 Available Funds Appropriated to Reduce the Tax Rate
VOTED**

That the sum of \$3,512,367.00 be appropriated for the use of the Assessors in making the Tax Rate.

| | | |
|-------------------|--|--|
| ARTICLE 44 | From Free Cash Expenses of Several Departments From Electric Surplus Item 1 - Moderator | \$ 2,925,664.00 330,000.00 89,748.00 78,195.00 88,760.00 <hr style="width: 100%; border: 0.5px solid black;"/> \$ 3,512,367.00 |
|-------------------|--|--|

VOTED:
That the sum of \$100.00 be and hereby is appropriated for the Moderator

as follows:

| | | | |
|------|---|-------------------|----------|
| Item | 1 | Officials Expense | \$100.00 |
|------|---|-------------------|----------|

**ARTICLE 44 Expenses of Several Departments
Items 2 3 4 5 6 Selectmen**

VOTED:

That the sum of \$425,585.00 be and hereby is appropriated for the Selectmen as follows:

| | | |
|--------|-----------------------------|-----------------|
| Item 2 | Officials Expense | \$ 5,500.00 |
| Item 3 | Salaries & Wages | 318,922.00 |
| Item 4 | Expense | 92,163.00 |
| Item 5 | Zoning Board Legal Services | 7,000.00 |
| Item 6 | Out of State Travel | <u>2,000.00</u> |
| | | \$425,585.00 |

**ARTICLE 44 Expenses of Several Departments
Items 7 8 9 Finance Committee**

VOTED:

That the sum of \$13,668.00 be and hereby is appropriated for the Finance Committee as follows:

| | | |
|--------|------------------|-------------|
| Item 7 | Salaries & Wages | \$ 7,908.00 |
|--------|------------------|-------------|

| | | |
|--------|--------------|---------------|
| Item 8 | Expense | 5,585.00 |
| Item 9 | Local Travel | <u>175.00</u> |
| | | \$13,668.00 |

**ARTICLE 44 Expenses of Several Departments
Item 10 Reserve Fund**

VOTED:

That the sum of \$144,000.00 be and hereby is appropriated for the Reserve Fund.

**ARTICLE 44 Expenses of Several Departments
Items 12 13 Finance Department**

VOTED:

That the sum of \$847,251.00 be and hereby is appropriated for the Finance Department as follows:

| | | |
|---------|------------------|-------------------|
| Item 12 | Salaries & Wages | \$ 601,046.00 |
| Item 13 | Expense | <u>246,205.00</u> |
| | | \$ 847,251.00 |

**ARTICLE 44 Expenses of Several Departments
Items 17 18 19 20 Assessor**

VOTED:

That the sum of \$200,796.00 be and hereby is appropriated for the Assessor as follows:

| | | |
|---------|-------------------|---------------|
| Item 17 | Officials Expense | \$ 300.00 |
| Item 18 | Salaries & Wages | 166,311.00 |
| Item 19 | Expense | 33,985.00 |
| Item 20 | Local Travel | <u>200.00</u> |
| | | \$ 200,796.00 |

**ARTICLE 44 Expenses of Several Departments
Items 29 30 Town Counsel**

VOTED:

That the sum of \$64,932.00 be and hereby is appropriated for the Town Counsel as follows:

| | | |
|---------|------------------|------------------|
| Item 29 | Salaries & Wages | \$ 2,000.00 |
| Item 30 | Expense | <u>62,932.00</u> |
| | | \$ 64,932.00 |

**ARTICLE 44 Expenses of Several Departments
Item 35 Parking Clerk**

VOTED:

That the sum of \$15,484.00 be and hereby is appropriated for the Parking Clerk Department as follows:

| | | |
|---------|---------|--------------|
| Item 35 | Expense | \$ 15,484.00 |
|---------|---------|--------------|

**ARTICLE 44 Expenses of Several Departments
Items 39 40 Town Clerk**

VOTED:

That the sum of \$151,582.00 be and hereby is appropriated for the Town Clerk as follows:

| | | |
|---------|------------------|-----------------|
| Item 39 | Salaries & Wages | \$144,045.00 |
| Item 40 | Expense | <u>7,537.00</u> |
| | | \$151,582.00 |

**ARTICLE 44 Expenses of Several Departments
Items 43 44 Election and Registration**

VOTED:

That the sum of \$43,065.00 be and hereby is appropriated for the Election and Registration as follows:

| | | |
|---------|------------------|------------------|
| Item 43 | Salaries & Wages | \$ 22,450.00 |
| Item 44 | Expense | <u>20,615.00</u> |
| | | \$ 43,065.00 |

ARTICLE 44 Expenses of Several Departments

Item 50 Planning Board

VOTED:

That the sum of \$1,675.00 be and hereby is appropriated for the Planning Board as follows:

| | | |
|---------|---------|------------|
| Item 50 | Expense | \$1,675.00 |
|---------|---------|------------|

ARTICLE 44 Expenses of Several Departments

Items 55 56 57 Public Buildings

VOTED:

That the sum of \$181,682.00 be and hereby is appropriated for the Public Buildings as follows:

| | | |
|---------|------------------|---------------|
| Item 55 | Salaries & Wages | \$ 80,182.00 |
| Item 56 | Expense | 101,100.00 |
| Item 57 | Local Travel | <u>400.00</u> |
| | | \$181,682.00 |

ARTICLE 44 Expenses of Several Departments

Item 59 Town Report

VOTED:

That the sum of \$4,300.00 be and hereby is appropriated for the Town Report to be expended by the Board of Selectmen.

ARTICLE 44 Expenses of Several Departments

Item 60 Town Audit

VOTED:

That the sum of \$38,000.00 be and hereby is appropriated for the Town Audit to be expended by the Board of Selectmen.

ARTICLE 44 Expenses of Several Departments

Items 62 63 64 Police Department

VOTED:

That the sum of \$2,997,034.00 be and hereby is appropriated for the Police Department as follows:

| | | |
|---------|-----------------------------|------------------|
| Item 62 | Salaries & Wages | \$2,799,422.00 |
| Item 63 | Expense | 187,612.00 |
| Item 64 | Indemnification of Officers | <u>10,000.00</u> |
| | | \$2,997,034.00 |

ARTICLE 44 Expenses of Several Departments

Items 68 69 Fire Department

VOTED:

That the sum of \$2,800,998.00 be and hereby is appropriated for the Fire Department as follows:

| | | |
|---------|------------------|-------------------|
| Item 68 | Salaries & Wages | \$ 2,671,180.00 |
| Item 69 | Expense | <u>129,818.00</u> |
| | | \$2,800,998.00 |

ARTICLE 44 Expenses of Several Departments

Items 73 74 75 Building Inspection

VOTED:

That the sum of \$434,792.00 be and hereby is appropriated for Building Inspection as follows:

| | | |
|---------|------------------|-----------------|
| Item 73 | Salaries & Wages | \$422,037.00 |
| Item 74 | Expense | 9,755.00 |
| Item 75 | Local Travel | <u>3,000.00</u> |
| | | \$434,792.00 |

ARTICLE 44 Expenses of Several Departments

Item 80 Sealer of Weights and Measures

VOTED:

That the sum of \$150.00 be and hereby is appropriated for the Sealer of Weights and Measures as follows:

| | | |
|---------|---------|----------|
| Item 80 | Expense | \$150.00 |
|---------|---------|----------|

ARTICLE 44 Expenses of Several Departments

Item 86 Animal Inspector

VOTED:

That the sum of \$1,200.00 be and hereby is appropriated for the Animal Inspector as follows:

| | | |
|---------|----------|------------|
| Item 86 | Salaries | \$1,200.00 |
|---------|----------|------------|

ARTICLE 44 Expenses of Several Departments

Items 92 93 Dog Officer

VOTED:

That the sum of \$70,180.00 be and hereby is appropriated for the Dog Officer as follows:

| | | |
|---------|------------------|-----------------|
| Item 92 | Salaries & Wages | \$ 65,393.00 |
| Item 93 | Expense | <u>4,787.00</u> |
| | | \$ 70,180.00 |

ARTICLE 44 Expenses of Several Departments

Item 101 School Department

VOTED:

That the sum of \$26,699,436.00 be and hereby is appropriated for the School Department.

ARTICLE 44 Expenses of Several Departments

Items 105 106 107 Engineer

VOTED:

That the sum of \$123,091.00 be and hereby is appropriated for the Engineer as follows:

| | | |
|----------|------------------|---------------|
| Item 105 | Salaries & Wages | \$112,196.00 |
| Item 106 | Expense | 10,395.00 |
| Item 107 | Local Travel | <u>500.00</u> |
| | | \$123,091.00 |

To meet this appropriation, \$3,000.00 is to be transferred from Wetland Filing Fees and \$120,091.00 to be taken from Taxation.

ARTICLE 44 Expenses of Several Departments

Items 112 113 Highway

VOTED:

That the sum of \$723,823.00 be and hereby is appropriated for the Highway as follows:

| | | |
|----------|------------------|------------------|
| Item 112 | Salaries & Wages | \$637,889.00 |
| Item 113 | Expense | <u>85,934.00</u> |
| | | \$723,823.00 |

ARTICLE 44

**Expenses of Several Departments
Item 116 Rebuild, Maintain or Hot Top Streets**

VOTED:

That the sum of \$12,150.00 be and hereby is appropriated to rebuild or hot top certain streets and said work to be done under the direction of the Director of Public Works and said sum of money to be expended by the Director of Public Works.

ARTICLE 44

**Expenses of Several Departments
Item 117 Snow Removal**

VOTED:

That the sum of \$100,000.00 be and hereby is appropriated for the use of the Director of Public Works to cover all expenses incidental to snow removal.

ARTICLE 44

**Expenses of Several Departments
Item 118 Street Lighting**

VOTED:

That the sum of \$117,550.00 be and hereby is appropriated for the Street Lighting in accordance with Section 58, Chapter 164 of the Massachusetts General Laws.

ARTICLE 44

**Expenses of Several Departments
Item 121 Maintain & Rebuild Sidewalks**

VOTED:

That the sum of \$16,600.00 be and hereby is appropriated for use of the Director of Public Works to maintain and rebuild various sidewalks in town.

ARTICLE 44

**Expenses of Several Departments
Items 126 127 128 Waste Collection**

VOTED:

That the sum of \$1,797,559.00 be and hereby is appropriated for the Waste Collection as follows:

| | | |
|----------|------------------|-----------------|
| Item 126 | Salaries & Wages | \$ 269,553.00 |
| Item 127 | Expense | 1,526,494.00 |
| Item 128 | Local Travel | <u>1,512.00</u> |
| | | \$1,797,559.00 |

ARTICLE 44

**Expenses of Several Departments
Items 132 133 Drains**

VOTED:

That the sum of \$100,554.00 be and hereby is appropriated for the Drains as follows:

| | | |
|----------|------------------|-----------------|
| Item 132 | Salaries & Wages | \$ 95,404.00 |
| Item 133 | Expense | <u>5,150.00</u> |
| | | \$100,554.00 |

ARTICLE 44

**Expenses of Several Departments
Items 141 142 143 Cemetery**

VOTED:

That the sum of \$313,111.00 be and hereby is appropriated for the Cemetery as follows:

| | | |
|----------|-------------------|---------------------|
| Item 141 | Officials Expense | \$ 300.00 |
| Item 142 | Salaries & Wages | 290,965.00 |
| Item 143 | Expenses | <u>\$ 21,846.00</u> |
| | | \$313,111.00 |

To meet this appropriation, \$268,111 is to be raised by taxation, and \$45,000 to be transferred from Cemetery Perpetual Care.

ARTICLE 44

**Expenses of Several Departments
Items 148 149 Tree**

VOTED:

That the sum of \$200,975.00 be and hereby is appropriated for the Tree Department as follows:

| | | |
|----------|------------------|------------------|
| Item 148 | Salaries & Wages | \$169,397.00 |
| Item 149 | Expense | <u>31,578.00</u> |
| | | \$200,975.00 |

ARTICLE 44

**Expenses of Several Departments
Items 153 154 155 157 158 Health Department**

VOTED:

That the sum of \$138,511.00 be and hereby is appropriated for the Health Department as follows:

| | | |
|----------|-------------------|-----------------|
| Item 153 | Officials Expense | \$ 400.00 |
| Item 154 | Salaries & Wages | 121,666.00 |
| Item 155 | Expense | 10,645.00 |
| Item 157 | Local Travel | 1,800.00 |
| Item 158 | HAWC | <u>4,000.00</u> |
| | | \$138,511.00 |

ARTICLE 44

**Expenses of Several Departments
Item 162 Mental Health**

VOTED:

That the sum of \$65,728.00 be and hereby is appropriated for the Mental Health Department as follows:

| | | |
|----------|----------------------|--------------|
| Item 162 | Contractual Services | \$ 65,728.00 |
|----------|----------------------|--------------|

ARTICLE 44

**Expenses of Several Departments
Items 164 165 Council on Aging**

VOTED:

That the sum of \$182,240.00 be and hereby is appropriated for the Council on Aging as follows:

| | | |
|----------|------------------|-----------------|
| Item 164 | Salaries & Wages | \$179,381.00 |
| Item 165 | Expense | <u>2,859.00</u> |
| | | \$182,240.00 |

ARTICLE 44

**Expenses of Several Departments
Items 175 176 177 178 Veterans Benefits**

VOTED:

That the sum of \$73,871.00 be and hereby is appropriated for the Veterans Benefits as follows:

| | | |
|----------|------------------|------------------|
| Item 175 | Salaries & Wages | \$ 54,528.00 |
| Item 176 | Expense | 1,243.00 |
| Item 177 | Local Travel | 1,100.00 |
| Item 178 | Benefits | <u>17,000.00</u> |
| | | \$ 73,871.00 |

ARTICLE 44

**Expenses of Several Departments
Items 185 186 187 Library**

VOTED:

That the sum of \$926,180.00 be and hereby is appropriated for the Abbot Public Library as follows:

| | | |
|----------|------------------|---------------|
| Item 185 | Salaries & Wages | \$702,197.00 |
| Item 186 | Expense | 223,883.00 |
| Item 187 | Local Travel | <u>100.00</u> |
| | | \$926,180.00 |

ARTICLE 44

**Expenses of Several Departments
Items 190 191 192 Park Department
VOTED:**

That the sum of \$741,718.00 be and hereby is appropriated for the Park and Recreation as follows:

| | | |
|----------|------------------|------------------|
| Item 190 | Salaries & Wages | \$527,498.00 |
| Item 191 | Expense | 171,590.00 |
| Item 192 | Facility Expense | <u>42,630.00</u> |
| | | \$741,718.00 |

ARTICLE 44

**Expenses of Several Departments
Item 210 Memorial & Veterans Day
VOTED:**

That the sum of \$1,950.00 be and hereby is appropriated for Memorial and Veterans Day, said sum of money to be expended by the Board of Selectmen.

ARTICLE 44

**Expenses of Several Departments
Items 214 215 Maturing Bonds and Interest
VOTED:**

That the sum of \$4,249,372.00 be and hereby is appropriated for the Maturing Bonds and Interest as follows:

| | | |
|----------|---------------|---------------------|
| Item 214 | Maturing Debt | \$ 2,695,000.00 |
| Item 215 | Interest | <u>1,554,372.00</u> |
| | | \$4,249,372.00 |

To meet this appropriation, \$161,335.63 is to be transferred from Bond Premium Reserved for Appropriation and \$4,088,036.37 to be raised by taxation.

ARTICLE 44

**Expenses of Several Departments
Item 217 Contributory Retirement
VOTED:**

That the sum of \$1,921,288.00 be and hereby is appropriated for the Contributory Retirement Fund.

ARTICLE 44

**Expenses of Several Departments
Item 218 Medicare
VOTED:**

That the sum of \$400,000.00 be and hereby is appropriated for Medicare, to be expended by the Finance Director.

ARTICLE 44

**Expenses of Several Departments
Item 219 Workmen's Compensation
VOTED:**

That the sum of \$250,000.00 be and hereby is appropriated to be added to the Workmen's Compensation Trust Fund (and allowed to accumulate from year to year) to be expended by the Finance Director to pay expenses of Workmen's Compensation.

ARTICLE 44

**Expenses of Several Departments
Item 221 Group Insurance
VOTED:**

That the sum of \$10,467,120.00 be and hereby is appropriated for Group Insurance to be expended by the Finance Director.

ARTICLE 44

**Expenses of Several Departments
Item 222 Other Insurance
VOTED:**

That the sum of \$475,888.00 be and hereby is appropriated for Other Insurance, to be expended by the Board of Selectmen.

ARTICLE 44

Expenses of Several Departments

Item 223 Salary Reserve

VOTED:

That the sum of \$110,770.00 be and hereby is appropriated for Salary Reserve, to be expended by the Board of Selectmen.

ARTICLE 44

Expenses of Several Departments

Item 224 Non-Contributory Retirement

VOTED:

That the sum of \$140,253.00 be and hereby is appropriated for Non-Contributory Retirement, to be expended by the Finance Director/Town Accountant.

ARTICLE 44

Expenses of Several Departments

Item 225 Energy Reserve

VOTED:

That the sum of \$404,200.00 be and hereby is appropriated for Energy Reserve, to be expended by the Board of Selectmen.

ARTICLE 44

Expenses of Several Departments

Items 227 228 230 Sewer Department

VOTED:

That the sum of \$3,120,186.00 be and hereby is appropriated for the Sewer Department as follows:

| | | |
|----------|----------------------------|---------------------|
| Item 227 | Salaries & Wages | \$559,476.00 |
| Item 228 | Expense | 447,644.00 |
| Item 230 | South Essex Sewer District | <u>2,113,066.00</u> |
| | | \$3,120,186.00 |

To meet this appropriation, \$3,120,186.00 is to be transferred from sewer receipts.

ARTICLE 44

Expenses of Several Departments

Items 231 232 235 Water Department

VOTED:

That the sum of \$2,842,235.00 be and hereby is appropriated for the Water Department as follows:

| | | |
|----------|--------------------|---------------------|
| Item 231 | Salaries & Wages | \$ 553,623.00 |
| Item 232 | Expense | 436,530.00 |
| Item 235 | Metropolitan Water | <u>1,852,082.00</u> |
| | | \$2,842,235.00 |

To meet this appropriation, \$2,842,235.00 is to be transferred from water receipts.

ARTICLE 44

Expenses of Several Departments

Item 236 Municipal Light Department

VOTED:

That the income from sales of electricity to private consumers, from electricity supplied to municipal buildings and electricity supplied for municipal power during the current fiscal year be appropriated for the Municipal Light Plant, the whole to be expended by the manager of the Municipal Lighting Plant, under the direction and control of the Municipal Light Board for the expense of the plant for said fiscal year as defined in Section 57 of Chapter 164 of the General Laws; and said Municipal Light Board is hereby further authorized to pay from income of the plant for the fiscal year such amounts as may be expended for extensions, reconstruction enlargements, or additions

and sell or trade apparatus that has worn out its usefulness and is unfit for requirements during the fiscal year.

ARTICLE 44

Expenses of Several Departments

Items 238 239 240 241 Harbor Department

VOTED:

That the sum of \$598,388.00 be and hereby is appropriated for the Harbor Department as follows:

| | | |
|----------|--------------------|------------------|
| Item 238 | Salaries & Wages | \$297,833.00 |
| Item 239 | Expense | 204,555.00 |
| Item 240 | Bonds and Interest | 49,500.00 |
| Item 241 | Outlays | <u>46,500.00</u> |
| | | \$598,388.00 |

To meet this appropriation, \$598,388 is to be transferred from harbor receipts.

ARTICLE 45

Supplemental Expenses of Several Departments

VOTED

That this article be indefinitely postponed

At 10:15 PM the Moderator dissolved the 2008 Annual Town Meeting.