

Commonwealth of Massachusetts,
County of Essex, ss
to Any Constable in the Town of Marblehead
Greeting:

You are hereby required and directed in the name of the Commonwealth of Massachusetts to warn and give notice to the inhabitants of Marblehead, qualified to vote in elections and in town affairs, to meet at the Marblehead Veterans Middle School Auditorium, Duncan Sleigh Square, 217 Pleasant Street, Marblehead, MA, on Monday, the fourth day of May next A. D. 2015 (it being the first Monday in May) at 7:00 o'clock in the afternoon to act on the following articles in the Warrant for said meeting as follows:

Article 1 Articles in Numerical Order

To see if the Town will vote to adopt an order requiring articles in the Warrant to be taken up in their numerical order, or take any action relative thereto. Sponsored by the Board of Selectmen.

Article 2 Reports of Town Officers and Committees

To receive the report of the Town Accountant, the reports of the Town Officers, and special Committees, or take any action relative thereto. Sponsored by the Board of Selectmen.

Article 3 Assume Liability

To see if the Town will assume liability in the manner provided by Section 29 of Chapter 91 of the General Laws, for all damages that may be incurred by work to be performed by the Massachusetts Highway Department 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 11 of Chapter 91 of the General Laws and authorize the Selectmen to execute and deliver a bond of indemnity therefor to the Commonwealth, or take any other action relative thereto. Sponsored by the Board of Selectmen.

Article 4 Accept Trust Property

To see if the Town will vote to accept certain trust property, gifts or grants to be administered by the Town or modify the terms thereof, or take any other action relative thereto. Sponsored by Town Counsel.

Article 5 Lease Town Property

To see if the Town will vote to authorize the appropriate Town Officers to let or lease such land, buildings or structures owned by the Town on such terms as they may determine, or take any other action relative thereto. Sponsored by the Board of Selectmen.

Article 6 Unpaid Accounts

To see if the Town will vote to appropriate or transfer from available funds a sum of money to provide for the payment of any unpaid accounts brought forward from previous years, or take any other action relative thereto. Sponsored by the Finance Director.

Article 7 Revolving Funds

To see if the Town will vote to authorize various revolving funds as required by M.G.L. c 44 s.53E ½, or take any other action relative thereto. Sponsored by the Board of Selectmen.

Article 8 Non-Resident Student Tuition

To see if the Town will vote to accept the provision of Massachusetts General Law Chapter 71, Section 71F; all monies received by the school committee as tuition payments for nonresident students and as state reimbursements for students who are foster care children shall be deposited with the treasurer of the town or city and held as separate accounts. The receipts held in such a separate account may be expended by said school committee without further appropriation for expenses incurred in providing education for such nonresident students or for such students who are foster care children, notwithstanding the provisions of section fifty-three of chapter forty-four, or take any other action relative thereto. Sponsored by the School Committee.

Article 9 Walls and Fences

To see if the Town will vote to raise and appropriate a sum of money for the construction and reconstruction of walls and fences for the protection of highways and property, including engineering services in connection therewith; to authorize the appropriate Town Officers to acquire by purchase, eminent domain or otherwise, any land or easements necessary therefor; to determine whether this appropriation shall be raised by borrowing or otherwise, or take any other action relative thereto. Sponsored by the Board of Selectmen.

Article 10 Ocean Avenue Sidewalk, Seawall and Rip Rap Repair

To see if the Town will vote to appropriate a sum of money to be expended by the Board of Selectmen for repairing and/or replacing the sidewalk, seawall and rip rap on Ocean Avenue adjacent to the land located at 231 Ocean Avenue, including engineering and legal costs, construction, permitting and all other activities and costs necessary to carry out the work; and determine whether this appropriation shall be raised by borrowing or otherwise; or take any other action relative thereto. Sponsored by the Board of Selectmen.

Article 11 Ocean Avenue Easement Acquisition for Sidewalk, Seawall and Rip Rap Repair

To see if the Town will vote to purchase, acquire or take by eminent domain an easement or other interest in the land described below, and to raise and appropriate a sum of money, either by appropriation, borrowing or otherwise, to fund said purchase or taking, along with all legal costs and costs of settlement in connection with the repair and construction of the sidewalk, seawall and rip rap located on Ocean Avenue adjacent to such land as follows: Identified in Assessor's records for the Town of Marblehead, Massachusetts, as Map 902, Lot 1A and in particular as more fully set forth on the plan by Hayes Engineering and dated March 31, 2014 entitled "Plan of Land #231 Ocean Avenue, Assessor's Parcel 902-1A Marblehead, Mass" on record in the Town Clerk's Office; or take any action relative thereto. Sponsored by the Board of Selectmen

Article 12 Fort Sewall Improvements

To see if the town will vote to appropriate a sum of money for the renovation and repairs to Fort Sewall and to determine whether this appropriation shall be raised by borrowing or otherwise or take any other action relative thereto. Sponsored by the Board of Selectmen.

Article 13 Purchase of Equipment of Several Departments

To see if the Town will raise and appropriate any sums of money for the purchase of equipment for the several departments of the Town, to authorize the Board of Selectmen to trade old equipment as part of the purchase price and to determine whether this appropriation shall be raised by borrowing or otherwise, or take any other action relative thereto. Sponsored by the Finance Committee.

Article 14 Capital Improvements for Public Buildings

To see if the Town will vote to raise and appropriate a sum of money for remodeling, reconstructing and making extraordinary repairs to existing Town or School buildings and the purchase of necessary equipment including computer hardware and software to determine whether this appropriation shall be raised by borrowing or otherwise, or take any other action relative thereto. Sponsored by the Board of Selectmen.

Article 15 Water Department Construction

To see if the Town will vote to appropriate a sum of money 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, or take any other action relative thereto. Sponsored by the Board of Water and Sewer Commissioners.

Article 16 Sewer Department Construction

To see if the Town will vote to appropriate a sum of money to be expended by the Water and Sewer Commission for the construction or reconstruction of sewers for sanitary purposes and for sewerage disposal, pump stations, original pumping equipment, metering equipment, safety equipment, replacement of said equipment, engineering, consultants, 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, or take any other action relative thereto. Sponsored by the Board of Water and Sewer Commissioners.

Article 17 Storm Drainage Construction

To see if the Town will vote to appropriate a sum of money for the construction, reconstruction and maintenance of storm sewers for surface drainage purposes, and to authorize the appropriate Town Officers to acquire by purchase, eminent domain or otherwise, any land or easements necessary therefor, and to raise the money for such purposes by the issue of bonds or notes or in any other manner, or take any other action relative thereto. Sponsored by the Board of Water and Sewer Commissioners.

Article 18 Water and Sewer Commission Claims

To see if the Town will vote 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, sewer and storm water system, or take any other action relative thereto. Sponsored by the Board of Water and Sewer Commissioners.

Article 19 Collective Bargaining (IUE/CWE –Local 1776)

To see if the Town will, pursuant to G.L. c. 150E §7, vote to appropriate the sums of money sufficient to fund the collective bargaining agreement for fiscal year 2016 with Local 1776 of the IUE/CWE, or take any action relative thereto. Sponsored by the Board of Selectmen.

Article 20 Collective Bargaining (Fire)

To see if the Town will, pursuant to G.L. c. 150E §7, vote to appropriate the sums of money sufficient to fund the collective bargaining agreement for fiscal year 2016 with the International Association of Firefighters AFL/CIO CLC Local 2043, or take any action relative thereto. Sponsored by the Board of Selectmen.

Article 21 Collective Bargaining (Police)

To see if the Town will, pursuant to G.L. c. 150E §7, vote to appropriate the sums of money sufficient to fund the collective bargaining agreement for fiscal year 2016 with Town of Marblehead Police Officers Union, or take any action relative thereto. Sponsored by the Board of Selectmen.

Article 22 Proposed Reclassification and Pay Schedule (Administrative)

To see if the Town will vote to amend Chapter 121 of the Bylaws, Classification and Wage Salary Plan, by changing certain job titles where indicated and reclassify certain positions in the Administrative Pay Schedule; to strike out the pay schedule as it relates to Administrative personnel, substitute in place thereof the new pay schedules and to transfer from available funds and/or appropriate a sum of money to make said new pay schedules effective, or take any other action relative thereto. Sponsored by the Board of Selectmen.

Article 23 Proposed Pay Schedule and Reclassification (Traffic Supervisors)

To see if the Town will vote to amend Chapter 121 of the Bylaws, Classification and Wage Salary Plan, by changing certain job titles where indicated and reclassify certain positions in the Traffic Supervisors Pay Schedule; to waive the pay schedule as it relates to Traffic Supervisor personnel, substitute in place thereof the new pay schedules and to transfer from available funds and/or appropriate a sum of money to make said new pay schedules effective, or take any other action relative thereto. Sponsored by the Board of Selectmen.

Article 24 Proposed Reclassification and Pay Schedule (Seasonal and Temporary Personnel)

To see if the Town will vote to amend Chapter 121 of the Bylaws, Classification and Wage Salary Plan, by changing certain job titles where indicated and reclassify certain positions in the Seasonal and Temporary Personnel Pay Schedules; strike out the pay schedules as they relate to seasonal and temporary personnel, substitute in place thereof the new pay schedules and to transfer from available funds and/or appropriate a sum of money to make said new pay schedules effective, or take any other action relative thereto. Sponsored by the Board of Selectmen.

Article 25 Compensation - Town Officers

To see if the Town will vote to revise the compensation of the Town Clerk as the Town by vote may determine and to transfer from available funds and/or appropriate a sum of money to make said revision effective, or take any other action relative thereto. Sponsored by the Board of Selectmen.

Article 26 Financial Assistance for Conservation

To see if the Town will vote 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, or take any other action relative thereto. Sponsored by the Conservation Commission.

Article 27 Essex North Shore Agricultural and Technical School District

To see if the Town will vote to approve the gross operating and maintenance budget of the Essex North Shore Agricultural and Technical School District for the fiscal year commencing July 1, 2015 and appropriate a sum of money for the Town's assessment of the same, or take any other action relative thereto. Sponsored by the Board of Selectmen.

Article 28 Available Funds Appropriate to Reduce Tax Rate

To see if the Town will vote to appropriate free cash balance in the hands of the Town Treasurer, including any surplus or part of surplus in the Electric Light Department for use of the Assessors in making the tax rate, or take any other action relative thereto. Sponsored by the Finance Director.

Article 29 Expenses of Several Departments

To see what sums of money the Town will raise and appropriate, including appropriations from Federal Revenue Sharing moneys, to defray the necessary and usual expenses of the several departments of the Town for the fiscal year beginning July 1, 2015, or take any other action relative thereto. Sponsored by the Finance Department.

Article 30 Supplemental Expenses of Several Departments

To see what sums of money the Town will raise and appropriate, including appropriations from Federal Revenue Sharing moneys, to defray the supplemental expenses of the several departments of the Town for the fiscal year beginning July 1, 2015, or take any other action relative thereto. Sponsored by the Finance Department.

Article 31 Landfill Regulatory Compliance Activities

To see if the Town will vote to appropriate a sum of money 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; to determine whether this appropriation shall be raised by borrowing or otherwise; or take any other action relative thereto. Sponsored by the Board of Health.

Article 32 Landfill Drainage Culvert Repair

To see if the Town will vote to appropriate a sum of money to be expended by the Board of Health for repairing and/or replacing the existing 60-inch concrete drainage culvert that crosses the landfill property, including investigations, engineering, construction, and all other activities and costs necessary to carry out the work; and determine whether this appropriation shall be raised by borrowing or otherwise; or take any other action relative thereto. Sponsored by the Water and Sewer Commission and the Board of Health.

Article 33 Landfill Closure Adjacent Property Clean Up

To see if the Town will vote to appropriate a sum of money to be expended by the Board of Health for work necessary to remove, relocate, or dispose of solid waste in areas beyond the limit of work in the current landfill closure project including investigations, engineering, legal fees, construction, easements and/or property acquisition, and all other activities and costs necessary to carry out the work; and determine whether this appropriation shall be raised by borrowing or otherwise; or take any other action relative thereto. Sponsored by the Board of Health.

Article 34 Work Associated with New Transfer Station Building

To see if the Town will vote to appropriate a sum of money to be expended by the Board of Health for the permitting, public bidding, site work, utility work, deconstruction of the old Transfer Station and construction of the new Transfer Station, and all other activities and costs necessary to carry out the work; and determine whether this appropriation shall be raised by borrowing or otherwise; or take any other action relative to. Sponsored by the Board of Health.

Article 35 Amend Zoning Bylaw - Article XII – Design Review

To see if the town will vote to amend the Town of Marblehead Zoning Bylaw as follows:

Amend section 200-45 Design review paragraph B Design Review Board sub paragraph (2) which currently reads:

- (2) A person appointed by the Planning Board qualified by training and experience in design for a two year term

To read instead as follows (bold text added)

- (2) **Two** persons appointed by the Planning Board qualified by training and experience in design **each** for a two year term

Or take any other action relative thereto. Sponsored by the Planning Board.

Article 36 Camille Terrace

To see if the Town will vote to accept as a public way under the provisions of MGL Chapter 82, as amended, Camille Terrace as shown on a plan entitled “Street Acceptance Plan Camille Terrace” Hayes Engineering of Wakefield MA dated January 20, 2015 which is on file in office of the Town Clerk or pass any vote or take any other action relative thereto. Sponsored by Laura Tufts and others.

Article 37 Special Study Committee

To see if the town will vote to establish a Special Study Committee to consider the feasibility of the Town adopting the Developmental Asset Framework, an approach that provides teen-serving Town departments and community organizations with the ability to align the diversity of services being provided to, or for the benefit of, Marblehead teens to a common construct, the application of which has been demonstrated by numerous communities to lead to material and measurable short-and long-term: i) increase in positive teen development (such as increased confidence, resiliency, leadership skills, academic achievement, physical health, and feelings of well-being), and ii) decreases in negative behaviors and outcomes (such as substance abuse, depression, thoughts of or attempts at suicide). The Special Study Committee would provide a report of findings and proposals for further action to be considered at Town Meeting in 2016. Sponsored by Sally A. Schreiber-Cohn, Gene Cornfield and others.

You are hereby further required and directed to notify and warn the Inhabitants of the Town of Marblehead aforesaid who are qualified to vote in elections and in Town affairs to subsequently meet at the several designated polling places in their respective precincts in said Marblehead to wit:

In Precinct 1 - Polling Place –

OLD TOWN HOUSE

1 Market Square

In Precinct 2 - Polling Place –

MASONIC TEMPLE

62 Pleasant Street

In Precinct 3 - Polling Place –

MASONIC TEMPLE

62 Pleasant Street

In Precinct 4 - Polling Place –

MARBLEHEAD COMMUNITY CENTER

10 Humphrey Street

In Precinct 5 - Polling Place –

MARBLEHEAD COMMUNITY CENTER

10 Humphrey Street

In Precinct 6 - Polling Place –

MARBLEHEAD COMMUNITY CENTER

10 Humphrey Street

on Tuesday, the 12th day of May next A.D. 2015 (it being the second Tuesday after the first Monday in May) at 7 o'clock in the forenoon then and there to bring into the precinct officers of their respective precincts their votes on one ballot for the following-named Town Officers to wit:

5 Selectmen for 1 year

1 Moderator for 1 year

1 Assessor for 3 years

1 Cemetery Commissioner for 3 years

1 Board of Health for 3 years

1 Housing Authority for 5 years

2 Library Trustees for 3 years

1 Library Trustee 1 year un-expired term

2 Municipal Light Commissioners for 3 years

1 Planning Board for 3 years

5 Recreation and Park Commissioners for 1 year

1 School Committee for 3 years

1 Water & Sewer Commissioner for 3 years

For these purposes the polls will be open at each and all of said precincts at 7 o'clock in the forenoon and will be closed at 8 o'clock in the afternoon at each and all of said precincts and you are directed to serve this Warrant by posting attested copies thereof at Abbot Hall and ten (10) other conspicuous places in Town as required by the Bylaws not later than thirty (30) days after being closed.

Hereof fail not and make due return of this Warrant or a certified copy thereof with our doings thereon, to each of the several precinct wardens at the time and place of meetings aforesaid and to the Town Clerk as soon as may be before the said meetings.

Given under our hands at Marblehead aforesaid this 23rd day of February 2015.

JACKIE BELF-BECKER, Chair

HARRY C. CHRISTENSEN, JR.

JUDITH R. JACOBI

BRET T. MURRAY

JAMES E. NYE

Selectmen of Marblehead



A True Copy

Attest:

, Constable