

**2011 Fall Annual Town Meeting
Wilson Middle School
Marshall Lebowitz Town Meeting Hall
October 18, 2011
First Session**

The First Session of the 2011 Fall Annual Town Meeting was called to order at 7:30 PM by the Town Moderator, Frank W. Foss, who declared a quorum present. The Moderator welcomed residents, taxpayers, town officials, Town Meeting Members and interested parties to the First Session of 2011 Fall Annual Town Meeting. Mr. Foss presented the official duly posted warrant signed by the Board of Selectmen with the officer's return thereon to the Town Clerk to be entered into the official record of the town. The hall stood for the Pledge of Allegiance followed by a moment of silence in recognition of all the men and women serving on our behalf throughout the world.

The Moderator introduced the officials present on stage and in the well of the auditorium. The following people were present: Diane Packer, Town Clerk; Jonathan Freedman, Finance Committee Chair; James Everett, Finance Committee Secretary; Martha White, Town Administrator; John Flynn, Town Counsel; and Charles Hughes, Chair of the Board of Selectmen.

The Moderator reviewed the general rules and procedures of Town Meeting. He indicated that all residents and taxpayers of the town and town officers and employees, whether or not residents, have the same right to speak as Town Meeting Members; however they do not have the right to submit motions for consideration at Town Meeting, nor vote on any matter before Town Meeting. Non-residents may only speak at Town Meeting after approval by Town Meeting Members. The proceedings of Town Meetings shall be governed by ***Town Meeting Time***, the Natick By-Laws, the Town of Natick Home Rule Charter and the General Laws of the Commonwealth of Massachusetts.

All motions offered for the consideration of the Town Meeting shall be in writing if required by the Moderator; and all motions involving the expenditure of money shall be in writing when required by any Town Meeting Member. No person shall speak upon an article more than once when any other person desires to be heard, nor more than twice on the same question without permission of Town Meeting; and no person shall speak more than ten (10) minutes at one time without permission of Town Meeting. Consistent with the Natick By-Laws, once a member is recognized, it is the practice of Town Meeting Members to first ask questions, then propose a motion and/or debate the highest ranking motion. This practice is unchanged. Once a speaker is called upon, by the Moderator, the speaker's time will begin. Time expended asking questions will be considered part of the speaker's time, pursuant to the Natick By-Laws. Responses to the speaker's question will not be considered part of the speaker's requisite time. Each speaker will be limited to three questions, whether or not they are stated singularly or in a compound question and divided by the Moderator. When a question on an article is before Town Meeting, motions shall be received and have precedence as listed in the table entitled "Precedence of Motions," found in the Natick By-Laws, the Town Meeting Member Handbook and ***Town Meeting Time***. Any person having a monetary or equitable interest in any matter under discussion at a Town Meeting, and any person employed by another having such an interest, shall disclose the fact of his/her interest or employment before speaking thereon. The motion for the previous question shall not be entertained by the Moderator if three or more persons, who have not previously spoken to the question, are seeking recognition. By rule, indefinite postponement shall be considered a negative main motion and may be entered by the Moderator whenever any main motion or subsidiary motion is in order. This shall not change the order of precedence of motions as specified in section 6 of our by-laws or any other practice regarding indefinite postponement as specified in our Charter, the Natick By-Laws or ***Town Meeting Time***. Without objection, the preceding statements are accepted as rules of 2011 Spring Annual Town Meeting. There were no objections.

At that time the Moderator suggested a motion to waive the reading articles and motions. Move to waive reading the text of all 2011 Fall Annual Town Meeting warrant articles and move to waive reading the text of motions, excluding the amounts to be appropriated and sources of said amounts to be appropriated when motions are provided in the text of Recommendations of the Session 1, October 18, 2011

Natick Finance Committee publication. The motion was moved by Mr. Sidney and seconded by Mr. Hughes.

Motion passed unanimously.

The Moderator granted the Diane Packer, Town Clerk an opportunity to speak to Town Meeting regarding the upcoming Annual Town Election and redistricting. She explained that all Town Meeting members will need to run for re-election. Those members who either moved or were redistricted to a new precinct will have to run as new Town Meeting members. Ms. Packer explained that more information will be available soon and that every member will receive a letter regarding this matter during November.

**ARTICLE 1: Authorization to Reorganize Certain Town Departments
(Town Administrator)**

To see if the Town will vote to authorize the Town Administrator, pursuant to Article 6 of the Natick Home Rule Charter, to reorganize certain Town departments, or otherwise act thereon.

RECOMMENDATION: By a vote of 8-3-0 on October 4, 2011 the Finance Committee recommends favorable action with regard to the subject matter of Article 1.

MOTION: (Majority Vote Required)

Moved by Mr. Everett, seconded by Mr. Freedman that the Town vote to authorize the Town Administrator, pursuant to Article 6 of the Natick Home Rule Charter, to reorganize certain Town departments, specifically by combining the current departments of Human Services and Council on Aging, Veterans' Services, and Recreation and Parks, in their entirety and including all personnel and services, into one department to be known as the Department of Community Services.

Ms. White spoke to this article and discussion ensued. Ms. Shea moved, seconded by Mr. Hughes, to end discussion on the article. ***The motion to end discussion passed by 2/3 vote.***

The main motion under Article 1 passed by majority vote.

Prior to taking up Article 2, the Moderator explained that Town Meeting, under the Charter, only has the authority to accept or reject the Town Administrator's proposal. Town Counsel advised that only a positive main motion could be put before Town Meeting.

ARTICLE 2: Authorization to Consolidate General Government and School Department Functions (Town Administrator)

To see if the Town will vote to authorize the consolidation of general government and school department facility maintenance and management functions pursuant to MGL Chapter 71, section 37M; further to authorize the Town Administrator, pursuant to Article 6 of the Natick Home Rule Charter, to reorganize the Town Department of Public Works, or otherwise act thereon.

RECOMMENDATION: By a vote of 13-0-0 on October 11, 2011 the Finance Committee recommends rejection of the Town Administrator's proposal.

MOTION: (Majority Vote Required)

Moved by Mr. Freedman, seconded by Mr. Hughes, that Town, pursuant to Chapter 71, Section 37 M of the Massachusetts General Laws, vote to consolidate the general government and school department facility maintenance and management functions; and further, that the Town, pursuant to Article 6, Section 6-1 (b) of the Natick Home Rule Charter, vote to approve the plan of reorganization of the Town Department of Public Works submitted by the Town Administrator.

Mr. Hughes moved, seconded by Mr. Sidney to waive the reading of the motion. ***The motion to waive the reading of the motion passed unanimously.***

Ms. White and Dr. Sanchioni spoke to this article. Both requested that Town Meeting reject the positive main motion.

The positive main motion failed. The proposal was rejected by Town Meeting.

ARTICLE 3: Personnel Board Pay Plan (Town Administrator)

To see if the Town, pursuant to the authority contained in Section 108A of Chapter 41 of the General Laws, will vote to amend the by-laws by adding to Article 24, Section 3, a new paragraph deleting certain position titles, adding new position titles and effecting changes in the salary ranges as presently established and will provide the money necessary therefor, or otherwise act thereon.

RECOMMENDATION: By a vote of 11-0-0 on September 27, 2011 the Finance Committee recommends favorable action with regard to the subject matter of Article 3.

MOTION: (Majority Vote Required)

Moved by Mr. Everett, seconded by Mr. Freedman that the Town vote to amend the By-Laws by changing in its entirety the table entitled Classification and Pay Plan that is incorporated by reference into Article 24, Section 3, Paragraph 3.10. The new Classification and Pay Plan is as follows:

Full-Time Positions

**Town of Natick
Classification and Pay Plan
Fiscal Year 2012
Effective July 1, 2011**

Grade	Minimum	Point 1	Point 2	Maximum
5	\$85,000	\$98,333	\$111,667	\$125,000
4	\$70,000	\$81,667	\$93,333	\$105,000
3	\$55,000	\$63,333	\$71,667	\$80,000
2	\$47,000	\$55,000	\$62,500	\$70,000
1	\$37,500	\$44,167	\$50,833	\$57,500

GRADE 5

Deputy Town Administrator
Dir Finance/Treas/Coll
Dir Public Works
Supt. Parks and Rec
Fire Chief Public
Director of Community Services
Director of Facility Management

GRADE 4

Building Commissioner
Comptroller
Dir Assessing
Dir Community Dev.
Dir Human Serv & COA
Dir Info Technology
Dir Morse Library
Dir Personnel
Dir Public Health
Environmental Comp. Officer
Director of Recreation & Parks

GRADE 3

Asst Assessor (w/certs)
Asst Comptroller
Asst Library Dir Director,Morse
Asst Treas / Collector
Benefits Coordinator
Dir Bacon Free Library
Env Health Agent
Golf Course Prof
Housing/Gen Planner
Info Systems DBA

GRADE 3 Continued

Info Syst Network Admin
Local Building Insp (w/cert)
Planner/Con Agent
Procurement Manager
Health Nurse
Sr. Env. Health Spec
Veterans Agent
Asst. Dir. Recreation
Recreation Program/Sp. Events Dir.
Farm Director

GRADE 2

Asst Dir Bacon Free Library
Asst Dir/COA
Asst. Assessor (w/o certs)
Clinical Social worker
Data Analyst
Assistant Farm Director
Exec Asst
Office Admin Farm
Sanitarian
Social Worker Elderly
Sr. Exec Asst
Data Analyst
Facility Management Data Analyst

GRADE 1

Animal Control Officer
Asst Golf Shop Manager
Outreach Coord
Asst. Dir. Bacon Free
Student Police Officers

Mr. Levinsky spoke to this article. Mr. Hughes moved, seconded by Mr. Sidney to remove the position of Asst Dir Bacon Free Library and one of the Data Analyst positions from Grade 2. ***The amendment to the main motion passed by majority vote.***

Mr. Connolly moved, seconded by Mr. Sidney to remove the Director of Facility Management from Grade 5. ***This amendment to main motion passed by majority vote.***

The amended main motion passed by majority vote.

ARTICLE 4: Fiscal 2012 Omnibus Budget (Town Administrator)

To determine what sum or sums of money the Town will appropriate and raise, or transfer from available funds, for the operation of the government of the Town of Natick, including debt and interest, during Fiscal Year 2012 (July 1, 2011 through June 30, 2012) and to provide for a reserve fund for Fiscal Year 2012, and to see what budgets for Fiscal 2012 will be reduced to offset said additional appropriations, or otherwise act thereon.

RECOMMENDATION: By a vote of 11-0-0 on October 4, 2011 the Finance Committee recommends favorable action with regard to the subject matter of Article 4.

MOTION A: (Requires a Majority Vote)

Moved by Mr. Everett, seconded by Mr. Freedman that the Town vote to reduce the following appropriations voted at the Annual Spring Town Meeting commencing on April 12, 2011 under Article 11 as follows:

Article 11, Motion D	Human Services & Council on Aging Salaries	\$ (376,934)
Article 11, Motion D	Human Services & Council on Aging Expenses	\$ (25,122)
Article 11, Motion D	Human Services & Council on Aging Other Charges & Expenditures	\$ (17,000)
Article 11, Motion D	Veterans Services Salaries	\$ (113,504)
Article 11, Motion D	Veterans Services Expenses	\$ (7,775)
Article 11, Motion D	Veterans Services Other Charges & Expenditures	\$ (171,310)
Article 11, Motion D	Recreation Salaries	\$ (502,285)
Article 11, Motion D	Recreation Operating Expenses	\$ (36,737)
Article 11, Motion D	Recreation Other Supplies	\$ (21,550)
Article 11, Motion G	Employee Fringe - Other Personnel Services	\$ (203,251)
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Total		\$ (1,475,468)

Ms. White made a presentation to Town Meeting regarding the financial state of the Town. ***Motion A passed by majority vote.***

MOTION B: (Requires a Majority Vote)

Moved by Mr. Everett seconded by Mr. Freedman that the Town vote to appropriate the sum of \$3,661,361 as amendments to the following appropriations voted at the Annual Spring Town Meeting commencing on April 12, 2011 under Article 2 as follows:

Article 11, Motion B	Fire Department Salaries	\$ 14,116
Article 11, Motion C	Public Works Building Maintenance Salaries	\$ 45,000
Article 11, Motion D	Community Services Salaries	\$ 1,041,723
Article 11, Motion D	Community Services Expenses	\$ 69,634
Article 11, Motion D	Community Services Other Charges & Expenditures	\$ 209,860
Article 11, Motion E	Town Clerk Salaries	\$ 3,000
Article 11, Motion E	Community Development Salaries	\$ 60,000
Article 11, Motion G	Employee Fringe - Other Personnel Services	\$ 10,389
Article 11, Motion G	Debt Service Principal	\$ 1,953,684
Article 11, Motion G	Debt Service Interest	\$ 253,956

And that to meet this appropriation, the sum of \$3,570,680 be raised from the Tax Levy and \$90,681 from Receipts Reserved.

Motion B passed unanimously.

ARTICLE 5: Stabilization Fund (Town Administrator)

To see if the Town will vote to appropriate a sum of money from available funds for the purpose of supplementing the stabilization fund established by vote of the 1961 Annual Town Meeting under Article 22, as authorized by Chapter 40, Section 5B of the General Laws, as amended, or otherwise act thereon.

RECOMMENDATION: By a vote of 11-0-0 on October 4, 2011 the Finance Committee recommends no action with regard to the subject matter of Article 5.

MOTION: (Requires a two-thirds vote)

Moved by Mr. Everett, seconded by Mr. Freedman that no action be taken on this article.

The motion to take no action passed unanimously.

ARTICLE 6: Operational/Rainy Day Stabilization Fund (Town Administrator)

To see if the Town will vote to appropriate a sum of money from available funds for the purpose of supplementing the Operational Stabilization Fund established by vote of the 2011 Spring Annual Town Meeting under Article 4, as authorized by Chapter 40, Section 5B of the General Laws, as amended, or otherwise act thereon.

RECOMMENDATION: By a vote of 11-0-0 on October 4, 2011 the Finance Committee recommends favorable action with regard to the subject matter of Article 6.

MOTION: (Requires a two-thirds vote)

Moved by Mr. Everett, seconded by Mr. Freedman that the Town vote to appropriate the sum of \$326,544 for the purpose of supplementing the Operational Stabilization Fund established under Article 4 of the warrant for the Spring Annual Town Meeting of 2011, as authorized by Chapter 40, section 5B of the General Laws; and that to meet this appropriation, the sum of \$326,544 shall be raised from the Tax Levy.

The main motion under Article 6 passed by two-thirds vote.

ARTICLE 7: Capital Stabilization Fund (Town Administrator)

To see if the Town will vote to appropriate a sum of money from available funds for the purpose of supplementing the Capital Stabilization Fund established by vote of the 2010 Fall Annual Town Meeting under Article 2, as authorized by Chapter 40, Section 5B of the General Laws, as amended, or otherwise act thereon.

RECOMMENDATION: By a vote of 11-0-0 on October 4, 2011 the Finance Committee recommends favorable action with regard to the subject matter of Article 7.

MOTION: (Requires a two-thirds vote)

Moved by Mr. Everett, seconded by Mr. Freedman that the Town vote to appropriate the sum of \$1,172,071 from Free Cash for the purpose of supplementing the Capital Stabilization Fund established under Article 2 of the warrant for Fall Annual Town Meeting of 2010, as authorized by Chapter 40, Section 5B of the General Laws, as amended.

The main motion under Article 7 passed by two-thirds vote.

ARTICLE 8: Establishment of Trust Fund to Fund OPEB (Other Post Employment Benefits) Obligations (Board of Selectmen)

To see if the Town will vote to accept the provisions of M.G.L. Chapter 32B, Section 20, as amended, which provides that a town may establish a separate trust fund to be known as an Other Post Employment Benefits Liability Trust Fund to reduce the unfunded actuarial liability of health care and other post-employment benefits, or otherwise act thereon.

RECOMMENDATION: By a vote of 11-0-0 on October 4, 2011 the Finance Committee recommends favorable action with regard to the subject matter of Article 8.

MOTION: (Requires a majority vote)

Moved by Mr. Everett, seconded by Mr. Freedman that the Town vote to accept the provisions of M.G.L. Chapter 32B, Section 20, as amended, and further to authorize the Board of Selectmen to establish a separate trust fund to be known as an Other Post Employment Benefits Liability Trust Fund to reduce the unfunded actuarial liability of health care and other post-employment benefits.

Mr. Palmer spoke to this article.

The main motion under Article 8 passed by majority vote.

Mr. Goldman moved, seconded by Mr. Golden to adjourn. The motion to adjourn passed by majority vote and the meeting adjourned at 10:05 PM.

A record of the First Session of
Annual Fall Town Meeting, October 18, 2011

Diane Packer

Diane Packer, Town Clerk

**2011 Fall Annual Town Meeting
Wilson Middle School
Marshall Lebowitz Town Meeting Hall
October 20, 2011
Second Session**

The second session of the 2011 Fall Annual Town Meeting was called to order at 7:39 PM by the Town Moderator, Frank W. Foss, who declared a quorum present. The Moderator welcomed residents, taxpayers, town officials, Town Meeting Members and interested parties to the second session of 2011 Fall Annual Town Meeting. The hall stood for the Pledge of Allegiance followed by a moment of silence in recognition of all the men and women serving on our behalf throughout the world.

The Moderator introduced the officials present on stage and in the well present were: Diane Packer, Town Clerk; Jonathan Freedman, Finance Committee Chair; James Everett, Finance Committee Secretary; Martha White, Town Administrator; Brandon Moss, Town Counsel; and Charles Hughes, Board of Selectmen Chair.

The Moderator informed the body that the same general rules and procedures for Town Meeting were in effect including waiving the reading of the warrant and motions under certain conditions. He also reiterated that any person who has a monetary or equitable interest must disclose that prior to speaking on an article.

ARTICLE 9: Capital Equipment (Town Administrator)

To see if the Town will vote to appropriate and raise, or otherwise provide, a sum or sums of money as may be required for capital equipment for the various departments of the Town of Natick; to determine whether this appropriation shall be raised by borrowing or otherwise; or otherwise act thereon.

RECOMMENDATION: By a vote of 12-0-0 on September 15, 2011 the Finance Committee recommends favorable action with regard to the subject matter of Article 9.

MOTION: (Two thirds vote required)

The motion was moved by Mr. Everett and seconded by Mr. Freedman.

Article 9 - Capital Equipment - 2011 Fall Annual Town Meeting				
MOTION: (Two-thirds vote required)				
Move that the Town vote to appropriate the sum of \$236,840 to be expended under the direction of the Natick Public Schools for the purpose of replacing vehicle NSD-86, under the direction of the Police Department for the purpose of replacing three (3) police cruisers, under the direction of the Department of Public Works for the purpose of replacing guardrails and dumpsters and improving irrigation systems, under the direction of the Board of Health for the purpose replacing vehicle Health-1, and under the direction of the Community Development Department for the purpose replacing vehicle CD-1, individually shown as items 1, 2, 3, 4, 5, 6, and 7 in the table below, and that to meet this appropriation the sum of \$236,840 be raised from the Capital Stabilization Fund.				
Table Article 9 - Capital Equipment - 2011 Fall Annual Town Meeting				
Item #	Department	Item	Funding Source	Amount
1	Natick Public Schools	REPLACE NSD 86 (Pickup Truck)	Capital SF	\$ 38,500
2	Police Department	CRUISER REPLACEMENT	Capital SF	\$ 107,340
3	Public Works - Highway	GUARDRAIL (VARIOUS LOCATIONS)	Capital SF	\$ 10,000
4	Public Works - Highway	REPLACE DUMPSTERS	Capital SF	\$ 10,000
5	Public Works - LF, & NR	IRRIGATION SYSTEM IMPROVEMENTS	Capital SF	\$ 25,000
6	Board of Health	REPLACE HEALTH-1 (1999 Ford Taurus)	Capital SF	\$ 23,000
7	Community Development	REPLACE CD-1 (1998 Ford Explorer)	Capital SF	\$ 23,000
Appropriation under Article 9				\$ 236,840

Ms. White spoke to all capital items included in Articles 9 and 10 at this point. Mr. Connolly moved, seconded by Mr. Hughes to amend line two of the motion to read “for the purpose of replacing three (3) police cruisers,”. The motion above reflects the amendment. ***The amendment passed unanimously.***

The amended main motion passed by a two-thirds vote.

ARTICLE 10: Capital Improvement (Town Administrator)

To see if the Town will vote to appropriate and raise, or otherwise provide, a sum or sums of money to implement a Capital Improvement Program, to protect the physical infrastructure of the Town of Natick; to determine whether this appropriation shall be raised by borrowing or otherwise; or to otherwise act thereon.

RECOMMENDATION: By a vote of 10-0-2 on September 27, 2011 the Finance Committee recommends favorable action with regard to the subject matter of Article 10.

Motion A moved by Mr. Everett, seconded by Mr. Freedman.

Article 10 - Capital Improvement - 2011 Fall Annual Town Meeting				
MOTION A: (Two-thirds vote required)				
Move that the Town vote to appropriate the sum of \$452,500 to be expended under the direction of the Natick Public Schools for the purpose of replacing air conditioning units at Brown and Lilja Elementary Schools, compressors at the Bennett-Hemenway Elementary School, exhaust fans at the Brown Elementary School, flooring at Brown and Lilja Elementary Schools, and hot water heaters at the Bennett-Hemenway Elementary School, under the direction of the Police Department for the purpose of upgrading and improving the Emergency Operations Center, under the direction of the Department of Public Works for the purpose of making security upgrades, replacing streetlights and improving softball fields at Memorial School, under the direction of the Council on Aging for the purpose of acquiring programming software, and under the direction of Recreation and Parks Department for the purpose of restoring historic monuments, individually shown as items 3, 4, 5, 6, 7, 8, 9, 10, 11, 12 and 13 in the Table A below, and that to meet this appropriation the sum of \$452,500 be raised from the Capital Stabilization Fund.				
TABLE A, MOTION A: Article 10 - Capital Improvement - 2011 Fall Annual Town Meeting				
Item#	Department	Item	Funding Source	Amount
3	Natick Public Schools	BROWN & LILJA-REPLACE A/C UNITS	Capital SF	\$ 75,000
4	Natick Public Schools	BEN-HEM-REBUILD/REPLACE A/C COMPRESSORS	Capital SF	\$ 50,000
5	Natick Public Schools	BROWN-REPLACE EXHAUST FANS	Capital SF	\$ 30,000
6	Natick Public Schools	BROWN & LILJA - FLOORING REPLACEMENTS	Capital SF	\$ 49,000
7	Natick Public Schools	BEN-HEM-REPLACE HOT WATER HEATER	Capital SF	\$ 10,000
8	Police Department	EOC CONFIGURATION UPGRADES	Capital SF	\$ 100,000
9	Public Works - Building Maintenance	SECURITY UPGRADES	Capital SF	\$ 61,000
10	Public Works - Highway	STREET LIGHT REPLACEMENT	Capital SF	\$ 40,000
11	Public Works - L,F, & NR	MEMORIAL SOFTBALL IMPROVEMENTS	Capital SF	\$ 10,000
12	Council on Aging	PROGRAMMING SOFTWARE	Capital SF	\$ 12,500
13	Recreation	HISTORICAL MONUMENT RESTORATION	Capital SF	\$ 15,000
Appropriation under Article 10: MOTION A				\$ 452,500

The Moderator announced that although the Finance Committee Recommendation book notes that it is a majority vote it is a two-thirds vote as money is being appropriated from the stabilization fund. The above motion reflects that change.

Motion A under Article 10 passed by a two thirds vote.

Motion B moved by Mr. Everett, seconded by Mr. Freedman.

MOTION B: (two-thirds vote required)				
Move that the Town vote to appropriate the sum of \$1,086,000 to be expended under the direction of the Natick Public Schools for the purpose of replacing steam converters and hot water pumps at the Kennedy Middle School and repaving driveways at the Johnson Elementary School, under the direction of the Department of Public Works for the purpose of renovating the DPW headquarters at 75 West Street, individually shown as items 1, 2, and 14, in the Table B below, and that to meet this appropriation the Treasurer with the approval of the Board of Selectmen is authorized to borrow \$1,086,000 under Massachusetts General Laws Chapter 44, Section 7, as amended, or any other enabling authority and to issue bonds or notes of the Town therefor aggregating not more than \$1,086,000 in principal amount and that the Town Administrator with the approval of the Board of Selectmen is authorized to take any action necessary to carry out this program.				
TABLE B, MOTION B: Article 10 - Capital Improvement - 2011 Fall Annual Town Meeting				
Item#	Department	Item	Funding Source	Amount
1	Natick Public Schools	KENNEDY- REPLACE STEAM CONVERTERS AND HOT WTR PUMP	Tax Levy Borrowing	\$ 220,000
2	Natick Public Schools	JOHNSON- REPAVE DRIVEWAYS	Tax Levy Borrowing	\$ 75,000
14	DPW / Water & Sewer	RENOVATIONS TO 75 WEST STREET	Tax Levy Borrowing	\$ 791,000
Appropriation under Article 10: MOTION B				\$ 1,086,000

Motion B under Article 10 passed by two thirds vote.

Motion C moved by Mr. Everett seconded by Mr. Freedman.

MOTION C: (two-thirds vote required)				
Move that the Town vote to appropriate the sum of \$504,000 to be expended under the direction of the Department of Public Works for the purpose of renovating the DPW headquarters at 75 West Street, and that to meet this appropriation the Treasurer with the approval of the Board of Selectmen is authorized to borrow \$504,000 under Massachusetts General Laws Chapter 44, Section 8, as amended, or any other enabling authority and to issue bonds or notes of the Town therefor aggregating not more than \$504,000 in principal amount and that the Town Administrator with the approval of the Board of Selectmen is authorized to take any action necessary to carry out this program.				
TABLE C, MOTION C: Article 10 - Capital Improvement - 2011 Fall Annual Town Meeting				
14	DPW / Water & Sewer	RENOVATIONS TO 75 WEST STREET	W/S Borrowing	\$ 504,000
Appropriation under Article 10: MOTION C				\$ 504,000

Motion C under Article 10 passed by two-thirds vote.

Motion D moved by Mr. Everett seconded by Mr. Freedman.

MOTION D: (majority vote required)				
Move that the Town vote to appropriate the sum of \$90,000 to be expended under the direction of the Department of Public Works for the purpose of purchasing two generators, individually shown as item 15 in the Table D below, and that to meet this appropriation the sum of \$90,000 be raised from Water & Sewer Retained Earnings.				
TABLE D, MOTION D: Article 10 - Capital Improvement - 2011 Fall Annual Town Meeting				
15	Water/Sewer	TWO NEW GENERATORS	W/S Retained Earn.	\$ 90,000
Appropriation under Article 10: MOTION D				\$ 90,000

Motion D under Article 10 passed unanimously.

ARTICLE 11: Rescind Authorized, Unissued Debt (Town Administrator)

To see if the Town will vote to rescind the authorization for unissued debt that has been determined is no longer needed for the completion of various projects, or otherwise act thereon.

RECOMMENDATION: By a vote of 11-0-0 on September 27, 2011 the Finance Committee recommends no action with regard to the subject matter of Article 11.

MOTION: (Requires a majority vote)

No action moved by Mr. Everett seconded by Mr. Freedman.

The motion to take no action on Article 11 passed unanimously.

ARTICLE 12: Unpaid Bills (Town Administrator)

To see if the Town will vote to raise and appropriate, or otherwise provide such sums of money as may be required for the payment of unpaid bills of previous years, incurred by the departments, boards and officers of the Town of Natick, or otherwise act thereon.

RECOMMENDATION: By a vote of 12-0-0 on September 15, 2011 the Finance Committee recommends no action with regard to the subject matter of Article 12.

MOTION: (Requires a majority vote)

No action moved by Mr. Everett seconded by Mr. Freedman.

The motion to take no action on Article 12 passed unanimously.

ARTICLE 13: Home Rule Petition: Authorization to Lease 27-53 South Avenue for a Term Not to Exceed 99 Years (Board of Selectmen)

To see if the Town will vote to authorize the Board of Selectmen to petition the General Court to enact legislation which would authorize the Board of Selectmen to enter in a lease for a term not to exceed ninety-nine (99) years of the property at 27-53 South Avenue, Natick, which is now or formerly the site of a municipal parking lot, for the purpose of construction, operation and management of a facility which would provide residential use, and/or commercial use, and/or

institutional use, and/or a combination of uses which, in the determination of the Natick Board of Selectmen, are consistent with the Town's goals for Natick Center, and which may provide, but is not required to provide, public parking and/or private parking associated with said use; provided that the General Court may reasonably vary the form and substance of the requested legislation within the scope of the general public objectives of said petition. or otherwise act thereon.

RECOMMENDATION: By a vote of 13-0-0 on September 13, 2011 the Finance Committee recommends favorable action with regard to the subject matter of Article 13.

MOTION: (Majority Vote Required)

Moved by Mr. Everett seconded by Mr. Freedman, that the Town vote to authorize the Board of Selectmen to petition the General Court to enact legislation which would authorize the Board of Selectmen to enter in a lease for a term not to exceed ninety nine (99) years of the property at 27-53 South Avenue, Natick (the subject property), which is now or formerly the site of a municipal parking lot, for the purpose of construction, operation and management of a facility which would provide residential use, and/or commercial use, and/or institutional use, and/or a combination of uses which, in the determination of the Natick Board of Selectmen, are consistent with the Town's goals for Natick Center, and which may provide, but is not required to provide, public parking and/or private parking associated with said use; and provided, further, that the General Court may reasonably vary the form and substance of the requested legislation within the scope of the general public objectives of said petition.

Mr. Ostroff made a presentation regarding Articles 13 and 14. The Moderator explained that there would be time to ask questions on each article separately.

Mr. Forshner move, seconded by Ms. Coughlin to strike the words “,in the determination of the Natick Board of Selectmen,” which appears in the eighth line of the motion.

The amendment to the main motion prevailed.

Moved by Ms. McKenzie, seconded by Mr. Maguire to insert after the end of line two “, subject to the majority approval of Town Meeting.” ***This amendment failed.***

There was discussion by members on this article. Ms. Ball moved, seconded by Mr. Hughes to end debate. ***The motion to end debate passed by two-thirds vote.***

The amended main motion passed by majority vote.

ARTICLE 14: Home Rule Petition: Authorization to Lease 20 Middlesex Avenue for a Term Not to Exceed 99 Years (Board of Selectmen)

To see if the Town will vote to authorize the Board of Selectmen to petition the General Court to enact legislation which would authorize the Board of Selectmen to enter into a lease for a term not to exceed ninety nine (99) years of the property at 20 Middlesex Avenue, Natick which is now or formerly the site of the Middlesex Avenue parking garage, for the purpose of construction, operation and management of a facility which would provide residential use, and/or commercial use, and/or institutional use, and/or a combination of uses which, in the determination of the Natick Board of Selectmen, are consistent with the Town's goals for Natick Center, and which may provide, but is not required to provide, public parking and/or private parking associated with said use; provided that the General Court may reasonably vary the form and substance of the requested legislation within the scope of the general public objectives of said petition; or otherwise act thereon.

RECOMMENDATION: By a vote of 13-0-0 on September 13, 2011 the Finance Committee recommends favorable action with regard to the subject matter of Article 14.

MOTION: (Majority Vote Required)

Moved by Mr. Everett seconded by Mr. Freedman that the Town will vote to authorize the Board of Selectmen to petition the General Court to enact legislation which would authorize the Board of Selectmen to enter into a lease for a term not to exceed ninety nine (99) years of the property at 20 Middlesex Avenue, Natick which is now or formerly the site of the Middlesex Avenue parking garage, for the purpose of construction, operation and management of a facility which

would provide residential use, and/or commercial use, and/or institutional use, and/or a combination of uses which, in the determination of the Natick Board of Selectmen, are consistent with the Town's goals for Natick Center, and which may provide, but is not required to provide, public parking and/or private parking associated with said use; provided that the General Court may reasonably vary the form and substance of the requested legislation within the scope of the general public objectives of said petition.

Mr. Ostroff moved seconded by Mr. Joseph to strike the words “,in the determination of the Natick Board of Selectmen,” which appears in the eighth line of the motion.

The amendment to the main motion passed by majority vote. The amended main motion passed by majority vote.

ARTICLE 15: Home Rule Petition: Increase Membership of Town Forest Committee from 3 to 5 (Board of Selectmen and Conservation Commission)

To see if the Town will vote to authorize the Board of Selectmen to petition the General Court to enact legislation in substantially the following form, that the General Court may reasonably vary the form and substance of the requested legislation within the scope of the general public objectives of this petition.

AN ACT EXPANDING THE TOWN FOREST COMMITTEE OF THE TOWN OF NATICK FROM THREE TO FIVE MEMBERS

Be it enacted by the Senate and House of Representatives in General Court Assembled, and by authority of the same, as follows:

SECTION 1. Notwithstanding the provisions of Section 21 of Chapter 45 of the General Laws, or any other general law or special law to the contrary, the Conservation Commission of the Town of Natick may appoint a Town Forest Committee of up to five members to serve without compensation for terms of no more than three years.

SECTION 2. This act shall take effect upon passage.

Or otherwise act thereon.

RECOMMENDATION: By a vote of 13-0-0 on September 13, 2011 the Finance Committee recommends favorable action with regard to the subject matter of Article 15.

MOTION: (Majority Vote Required)

Moved by Mr. Everett seconded by Mr. Freedman, that the Town vote to authorize the Board of Selectmen to petition the General Court to enact legislation in substantially the following form, that the General Court may reasonably vary the form and substance of the requested legislation within the scope of the general public objectives of this petition.

AN ACT EXPANDING THE TOWN FOREST COMMITTEE OF THE TOWN OF NATICK FROM THREE TO FIVE MEMBERS

Be it enacted by the Senate and House of Representatives in General Court Assembled, and by authority of the same, as follows:

SECTION 1. Notwithstanding the provisions of Section 21 of Chapter 45 of the General Laws, or any other general law or special law to the contrary, the Conservation Commission of the Town of Natick may appoint a Town Forest Committee of up to five members to serve without compensation for terms of no more than three years.

SECTION 2. This act shall take effect upon passage.

Mr. Makofsky, Conservation Commission member spoke to this article.

Moved by Mr. Munnich, seconded by Mr. Coburn to amend the motion by striking the word “three” and insert the word “five” for the end of the motion to read “ for terms of no more than five (5) years. ***The amendment failed.***

Mr. Golden moved seconded by Ms. Salamoff to delete the words “may” and insert the word “will” and delete the words “up to” in line. Without objection Mr. Golden withdrew his amendment.

The main motion passed by majority vote.

Mr. Ostroff moved, seconded by Mr. Hughes to take Article 18 out of order. *The motion to take Article 18 out of order passed by two thirds vote.*

ARTICLE 18: Home Rule Petition: Authorization to Issue (3) Off Premises Beer & Wine Licenses (Rick Ciccarelli, et al)

To see if the Town will vote to authorize the Board of Selectmen to petition the General Court of the Commonwealth to enact legislation, notwithstanding the provisions of Sections 11 and 17 of the Massachusetts General Laws, or any other general or special law to the contrary, authorizing the Town to issue up to three (3) licenses for the sale of wines and malt beverages not be drunk on the premises, provided that the General Court may reasonably vary the form and substance of the requested legislation within the scope of the general public objectives of the petition; or otherwise act thereon.

RECOMMENDATION: By a vote of 9-1-1 on October 4, 2011 the Finance Committee recommends favorable action with regard to the subject matter of Article 18.

MOTION: (Majority Vote Required)

Moved by Mr. Everett seconded by Mr. Freedman to support Article 18 to see if the Town will vote to authorize the Board of Selectmen to petition the General Court of the Commonwealth to enact legislation, notwithstanding the provisions of Section 17 of Massachusetts General Laws Chapter 138, or any other general or special law to the contrary, authorizing the Town to issue a license for the sale of wines and malt beverages not be drunk on the premises pursuant to Section 15 of Massachusetts General Laws Chapter 138 to Tilly & Salvy’s Bacon Street Farm, LLC for the premises at 100 Bacon Street, Natick, Massachusetts, upon approval of and under conditions set by the Board of Selectmen, provided that the General Court may reasonably vary the form and substance of the requested legislation within the scope of the general public objectives of the petition; or otherwise act thereon. A license granted hereunder shall be subject to all of said Chapter 138 except said Section 17.

Once issued, the licensing authority shall not approve the transfer of the license to any other location, but it may grant the license to a new applicant at the same location if the applicant files with the authority a letter from the department of revenue indicating that the license is in good standing with the department and that all applicable taxes have been paid.

If the license granted is cancelled, revoked or no longer in use, it shall be returned physically, with all of the legal rights, privileges and restrictions pertaining thereto, to the licensing authority, which may then grant the license to a new applicant at the same location under the same conditions as specified in this section.

Mr. Murphy, (resident of 104 Walnut St in Natick), attorney for Mr. Ciccarelli and for Tilly and Salvy’s Bacon Street Farm, spoke to this article. The Moderator requested that Town Meeting allow Mr. Peter Turlo, the owner of Natick Wine and Spirits, to speak. Permission was granted. He spoke in opposition to this article.

The main motion under Article 18 passed by majority vote.

Mr. Sidney moved, seconded by Mr. Golden to adjourn. The motion to adjourn passed by majority vote and the meeting adjourned at 10:15 PM.

A record of the Second Session of
Annual Fall Town Meeting, October 20, 2011

Diane Packer

Diane Packer, Town Clerk

Session 1, October 18, 2011

**2011 Fall Annual Town Meeting
Wilson Middle School
Marshall Lebowitz Town Meeting Hall
October 25, 2011
Third Session**

The third session of the 2011 Fall Annual Town Meeting was called to order at 7:30 PM by the Town Moderator, Frank W. Foss, who declared a quorum present. The Moderator welcomed residents, taxpayers, town officials, Town Meeting Members and interested parties to the third session of 2011 Fall Annual Town Meeting. The hall stood for the Pledge of Allegiance followed by a moment of silence in recognition of all the men and women serving on our behalf throughout the world.

The Moderator introduced the officials present on stage and in the well. Present were: Diane Packer, Town Clerk; Jonathan Freedman, Finance Committee Chair; James Everett, Finance Committee Secretary; Martha White, Town Administrator; John Flynn, Town Counsel; and Charles Hughes, Board of Selectmen Chair.

The Moderator informed the body that the same general rules and procedures for Town Meeting were in effect including waiving the reading of the warrant and motions under certain conditions. He also reiterated that any person who has a monetary or equitable interest must disclose that prior to speaking on an article. The Moderator set the agenda for the meeting informing the body that we would begin with Articles 16 and 17 and then move to Article 19 and through the remainder of the warrant.

ARTICLE 16: Natick 360 Progress Report (Town Administrator)

To see if the Town will hear a report from the Town and/or sponsoring boards and committees on progress with respect to the Natick 360 Strategic Plan, or otherwise act thereon.

RECOMMENDATION: By a vote of 13-0-0 on September 13, 2011, the Finance Committee recommends favorable action with regard to the subject matter of Article 16.

MOTION: (Requires Majority Vote)

Moved by Mr. Everett seconded by Mr. Freedman that the Town hear a report from the Town and/or sponsoring boards and committees on progress with respect to the Natick 360 Strategic Plan.

The main motion passed unanimously. Ms. Evans made a report to Town Meeting.

ARTICLE 17: Authorization for Selectmen to Accept/Obtain Utility Easements (Board of Selectmen)

To see if the Town will vote to authorize the Board of Selectmen, during Fiscal Year 2012, to acquire on behalf of the Town any and all easements for any of the following purposes: roads, sidewalks, vehicular and/or pedestrian access or passage, drainage and utilities; or otherwise act thereon.

RECOMMENDATION: By a vote of 12-0-0 on September 22, 2011, the Finance Committee recommends favorable action with regard to the subject matter of Article 17.

MOTION: (Two-thirds vote required)

Moved by Mr. Everett seconded by Mr. Freedman that the Town vote to authorize the Board of Selectmen, during Fiscal Year 2012, to acquire on behalf of the Town any and all easements for any of the following purposes: roads, sidewalks, vehicular and/or pedestrian access or passage, drainage and utilities; provided however that such authorization pertains only to easements acquired at no cost to the Town.

Ms. White spoke on this article.

The main motion under Article 17 passed by a two-thirds vote.

ARTICLE 19: Street Acceptance: Main Street (Board of Selectmen)

To see if the Town will vote to accept Main Street as a public way, and any appurtenant easements thereto, as laid out by the Board of Selectmen and as shown on a plan or plans, a copy of which is on file in the office of the Town Clerk; to see if the Town will vote to authorize the Board of Selectmen to acquire by gift, purchase, eminent domain or otherwise, easements in any land necessary for laying out and acceptance of Main Street, and any appurtenant drainage, utility or other easements related to said Main Street, and/or to accept grants thereof; and, further, to authorize the Board of Selectmen and other applicable Town of Natick boards and personnel to take all related actions necessary or appropriate to accomplish the purposes of this article, or otherwise act thereon.

RECOMMENDATION: By a vote of 12-0-0 on September 22, 2011, the Finance Committee recommends no action with regard to the subject matter of Article 19.

MOTION: (Majority Vote Required)

Moved by Mr. Everett seconded by Mr. Freedman, that no action be taken on Article 19.

The motion to take no action on Article 19 passed by majority vote.

The Moderator announced that the Town Clerk would step down for Articles 20 and 21 and Mr. Flynn would take her place.

ARTICLE 20: Amend Charter: Appointment of Town Meeting Members (Town Clerk)

To see if the Town will vote to amend Article 2 of the Natick Home Rule Charter with respect to vacancies in the membership of the representative Town Meeting and the process for filling same, or otherwise act thereon.

RECOMMENDATION: By a vote of 13-0-0 on September 20, 2011, the Finance Committee recommends favorable action with regard to the subject matter of Article 20.

MOTION: (Two-thirds vote required)

Moved by Mr. Everett seconded by Mr. Freedman that the Town vote to amend Article 2, Section 2-6 of the Natick Home Rule Charter as follows.

A. In Section 2-6(c) ,entitled List of Persons Eligible to Fill Vacancies:

1. Delete the second, third and fourth sentences, which read "Each list shall include names of such persons for elections in the present and previous two calendar years, provided, however, that elections in years prior to the last revision of precincts shall not be considered. Persons shall be listed at most once, with the highest vote count received. Persons currently serving as elected town meeting members or those no longer eligible to be town meeting members from the precinct shall not be listed".
2. Delete the sixth and seventh sentences, which read: "If necessary to resolve ties, the town clerk shall determine the ordering on each list by a lottery among those tied. Any such lottery shall be conducted at a time and place open to the public".
3. In the eighth sentence, delete the word "lists" in the two places where it appears and insert in its place the words "each list".
4. As amended, Section 2-6(c) would read:

"List of Persons Eligible to Fill Vacancies – Following each town election, the town clerk shall prepare for each precinct a list of persons who received votes for town meeting member, but who were not elected. Persons on each list shall be listed in descending order of votes received. The town clerk shall maintain each list until the next town election, removing from each list the names of persons (1) who are appointed to fill vacancies, (2) who choose not to accept appointment when ordered, or (3) who are no longer eligible to be town meeting members".

B. In Section 2-6(d), entitled Filling of Vacancies:

1. In the first sentence, insert between the words "office" and "such", the words ", or (3) there is a failure to elect a town meeting member,".
2. Delete the present third sentence, which reads: "In the event that there are no persons eligible, the vacancy shall remain unfilled until the next town election".
3. Insert new third and fourth sentences which read: "If necessary to resolve ties, the town clerk shall appoint a town meeting member to fill a vacancy by a lottery among those tied. Any such lottery shall be conducted at a time and place open to the public".
4. Insert at the end two new paragraphs which read:

"In the event of a failure to appoint a person to fill a vacancy in a position of town meeting member, or the failure of a person so appointed to qualify, the town clerk shall schedule a caucus among the then current town meeting members in the precinct in question for the purpose of selecting a person to fill the vacant town meeting member position. Any such caucus shall be conducted at a time and place open to the public. The town clerk shall provide written notice of the date, time and location of such caucus to the then current town meeting members in the precinct in question, at least forty-eight (48) hours prior to such caucus, except where such forty-eight (48) hours notice is not possible due to town meeting scheduling requirements.

Notice of such caucus shall be posted on the Natick Town Hall bulletin board, and shall be posted on the Town of Natick website, in each event at least forty-eight (48) hours prior to such caucus, except where such forty-eight (48) hours notice is not possible due to town meeting scheduling requirements.

The town clerk or the town clerk's designee shall preside over such caucus. The eligible candidate who resides in the precinct in question and who receives the highest number of votes at such caucus shall serve as a town meeting member until the next annual town election".

5. As amended, Section 2-6(d) would read:

"Whenever a vacancy has been declared to exist either (1) by a letter of resignation filed with the town clerk, or (2) by the issuance of a certificate from the town clerk that such person has died or has removed from the town, or has failed to take the oath of office, or (3) there is a failure to elect a town meeting member, such vacancy shall be filled until the next town election from the list of persons eligible to fill vacancies in the precinct. The town clerk shall make appointments in accordance with the ordering of names on the lists. If necessary to resolve ties, the town clerk shall appoint a town meeting member to fill a vacancy by a lottery among those tied. Any such lottery shall be conducted at a time and place open to the public.

In the event of a failure to appoint a person to fill a vacancy in a position of town meeting member, or the failure of a person so appointed to qualify, the town clerk shall schedule a caucus among the then current town meeting members in the precinct in question for the purpose of selecting a person to fill the vacant town meeting member position. Any such caucus shall be conducted at a time and place open to the public. The town clerk shall provide written notice of the date, time and location of such caucus to the then current town meeting members in the precinct in question, at least forty-eight (48) hours prior to such caucus, except where such forty-eight (48) hours notice is not possible due to town meeting scheduling requirements.

Notice of such caucus shall be posted on the Natick Town Hall bulletin board, and shall be posted on the Town of Natick website, in each event at least forty-eight (48) hours prior to such caucus, except where such forty-eight (48) hours notice is not possible due to town meeting scheduling requirements.

The town clerk or the town clerk's designee shall preside over such caucus. The eligible candidate who resides in the precinct in question and who receives the highest number of votes at such caucus shall serve as a town meeting member until the next annual town election."

Ms. Packer spoke to this article. Mr. Connolly moved, seconded by Mr. Sidney to insert in the first sentence of A.1, after the word "received" the words "ten or more" and in item A.4, show the effect of the above change by inserting in the first sentence after the word "received" the words "ten or more".

Ms. Foss moved, seconded by Mr. Pierce to move the question and close debate on the amendment to the main motion. *The motion to close the debate on the amendment passed by a two-thirds vote. The amendment to the main motion failed.*

Debate continued on the main motion. Mr. Brown moved, seconded by Ms. Coughlin to refer this article to the Town Clerk. Ms. Foss moved, seconded by Mr. Pierce to move the question and end debate. *The motion to close debate passed by a two-thirds vote.* Town Meeting voted on the referral motion first. *The motion to refer failed. The Moderator declared that the main motion prevailed by two-thirds vote.*

Mr. Connolly rose to challenge the vote and asked for six other people to stand with him to ask for the vote to be counted. Six other people stood and the vote was counted. The counted vote was 93 in favor and 23 opposed. *The main motion prevailed by a two-thirds vote.*

ARTICLE 21: Amend Charter Section 2-3: Re-Precincting Requirement (Board of Selectmen)

To see if the Town will vote to amend the Natick Home Rule Charter, specifically the second paragraph of Section 2-3 therein, as follows:

- (1) by inserting after the comma at the end of clause (a) the word "or",
- (2) by deleting the comma and the word "or" at the end of clause (b),
- (3) by inserting a period at the end of clause (b), and
- (4) by deleting clause (c) in its entirety.

Such that the second paragraph of Section 2-3 would read as follows: "The boundaries of the precincts shall be reviewed and wholly or partly revised by the board of selectmen (a) at least once in every ten years, or (b) whenever it is directed to do so by a vote of the town meeting. Any such revision shall be carried out in accordance with the timeline described in said Section 6 of Chapter 54 of the General Laws."

Or otherwise act thereon.

RECOMMENDATION: By a vote of 12-0-0 on September 22, 2011, the Finance Committee recommends referral to the Board of Selectmen with regard to the subject matter of Article 21.

MOTION: (Two-thirds vote required)

Moved by Mr. Sidney, seconded by Mr. Brown that the Town vote to amend the Natick Home Rule Charter, specifically the second paragraph of Section 2-3 therein, as follows:

- (1) by inserting after the comma at the end of clause (a) the word "or",
- (2) by deleting the comma and the word "or" at the end of clause (b),
- (3) by inserting a period at the end of clause (b), and
- (4) by deleting clause (c) in its entirety.

Such that the second paragraph of Section 2-3 would read as follows: "The boundaries of the precincts shall be reviewed and wholly or partly revised by the board of selectmen (a) at least once in every ten years, or (b) whenever it is directed to do so by a vote of the town meeting. Any such revision shall be carried out in accordance with the timeline described in said Section 6 of Chapter 54 of the General Laws."

Mr. Ostroff made a presentation to Town Meeting on this article.

The main motion under Article 21 passed by a two-thirds vote.

ARTICLE 22: Amend Charter Section 5-6: Action on Town Administrator Preliminary Budget (Town Administrator)

To see if the Town will vote to amend the Natick Home Rule Charter, specifically Section 5-6 (a) therein as follows:

- (1) by inserting before the phrase “date, time and place” the word “initial”;
- (2) by inserting before the phrase “public hearing” the phrase “first of one or more”; and
- (3) by adding an “s” on the end of the word “hearing”

such that Section 5-6(a) shall read as follows: “(a) Public Hearing - The finance committee shall forthwith, upon receipt of the preliminary budget, provide for the publication in a local newspaper of a notice stating the initial date, time and place, not less than seven nor more than fourteen days following such publication, when the first of one or more public hearings will be held by the finance committee on the preliminary budget.” Or otherwise act thereon.

RECOMMENDATION: By a vote of 12-0-0 on September 22, 2011, the Finance Committee recommends favorable with regard to the subject matter of Article 22.

MOTION: (Two-thirds vote required)

Moved by Mr. Everett, seconded by Mr. Freedman that the Town vote to amend the Natick Home Rule Charter, specifically Section 5-6 (a) therein as follows:

- (1) by inserting before the phrase “date, time and place” the word “initial”;
- (2) by deleting the phrase “a public hearing” and inserting in its place the phrase “the first of one or more public hearings”; and

such that Section 5-6(a) shall read as follows: “(a) Public Hearing - The finance committee shall forthwith, upon receipt of the preliminary budget, provide for the publication in a local newspaper of a notice stating the initial date, time and place, not less than seven nor more than fourteen days following such publication, when the first of one or more public hearings will be held by the finance committee on the preliminary budget.”

Ms. White spoke to this article. *The main motion under Article 22 passed unanimously.*

ARTICLE 23: Amend Zoning By-Law: Outdoor Advertising (Town Administrator)

To see if the Town will vote to amend the Zoning By-Law to allow non-accessory signs (specifically electronic billboards) in certain zoning districts of the town and to establish restrictions associated therewith, or otherwise act thereon.

RECOMMENDATION: By a vote of 12-0-0 on September 22, 2011, the Finance Committee recommends favorable with regard to the subject matter of Article 23.

MOTION: (Majority vote required)

Moved by Mr. Everett seconded by Mr. Freedman, that no action be taken on Article 23.

The motion to take no action on Article 23 passed by unanimously.

ARTICLE 24: Dissolution of Town’s Human Services Department (Jerry Pierce, et al)

To see if the Town will vote to authorize the Board of Selectmen to dissolve what is left of the town’s Human Services Department and merge those services with the Natick Service Council, thereby saving the Town approximately \$100,000 annually, and allowing those services to be expedited and efficiently provided by the Natick Service Council, or otherwise act thereon.

RECOMMENDATION: By a vote of 9-1-1 on October 4, 2011, the Finance Committee recommends referral to the sponsor with regard to the subject matter of Article 24.

MOTION: (Majority vote required)

Mr. Ostroff moved, seconded by Mr. Sidney indefinite postponement of Article 24. Mr. Pierce moved seconded by Ms. Coughlin to refer the article to the Sponsor.

The referral motion failed. The motion for indefinite postponement passed.

Mr. Golden moved, seconded by Mr. Hughes to dissolve the 2011 Fall Annual Town Meeting. The motion to dissolve passed unanimously and Town Meeting dissolved at 9:30 PM.

A record of the Third Session of
Annual Fall Town Meeting, October 25, 2011

Diane Packer

Diane Packer, Town Clerk