

**2012 Fall Annual Town Meeting
Natick High School Auditorium
October 25, 2012
Fourth Session**

The Fourth Session of the 2012 Fall Annual Town Meeting was called to order at 7:35 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 Fourth Session of 2012 Fall Annual Town Meeting. The Moderator asked that all recently elected or appointed members of Town Meeting stand to take the oath of office. There were none. The members of Town Meeting stood for the Pledge of Allegiance and a moment of silence for all those serving overseas.

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

The Moderator reminded Town Meeting that the general rules and procedures governing Town Meeting remain in effect. In addition, the Moderator reiterated that 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 Moderator made several announcements regarding upcoming events in the community.

The Moderator announced that the order of business would be Articles 27, 28, 29, and 31 until the warrant has been completed.

ARTICLE 27: Design of New Natick Center “T” Station (Board of Selectmen)

To see if the town will appropriate a sum from the Capital Stabilization Fund for the development of a conceptual design study for a Natick Center passenger rail station, to be expended under the direction of the Board of Selectmen, or otherwise act thereon.

RECOMMENDATION:

By a vote of 10-3-0 on September 27, 2012, the Finance Committee recommends referral to the sponsor with regard to the subject of Article 27.

MOTION (Requires 2/3 Vote):

Moved by Mr. Ostroff, seconded by Mr. Sidney to appropriate \$80,000 from the Capital Stabilization Fund to be expended under the direction of the Board of Selectmen for a feasibility study and/or conceptual design for an accessible Natick Center MBTA Station, with a report on the status of this project to be provided to the 2013 Spring Annual Town Meeting.

Moved by Mr. Sidney, seconded by Ms. Adelman Foster, to allow Mr. Ostroff to speak longer than ten minutes. *The motion to allow Mr. Ostroff to speak more than ten minutes passed by majority vote.*

Mr. Planck, a Natick resident and employee of the MBTA spoke on this article. Mr. Everett moved, seconded by Mr. Coffey, to refer the subject matter of Article 27 to the sponsor. Mr. Everett spoke to the referral motion.

Discussion ensued on both motions. Ms. Gloff moved, seconded by Mr. Sidney to close debate on this article. The motion to close debate passed by 2/3 vote.

The referral motion was voted first. The Moderator made it clear that if the referral motion failed and the positive main motion failed, there would be no action taken. This vote was counted; 40 for referral, 74 against referral. *The motion to refer Article 27 failed.*

The next vote was on the positive main motion. This vote was counted; 80 in favor and 36 opposed. *The main motion under Article 27 passed by a 2/3 vote.*

ARTICLE 28: Amend By-Laws Article 3, Section 9: Requirement that the Location of Public Works Projects Must be Identified (Town Administrator)

To see if the Town will vote to amend Article 3, Section 9 of the Town By-Laws by deleting the Section in its entirety, including the title of the Section, and replacing it with the following:

“Section 9 Providing Specificity Regarding Public Works Projects

Any vote of the Town Meeting appropriating money for the construction, reconstruction, installation or improvement of a public way, or a sewerage or water facility shall

- Be consistent with a multi-year plan,
- Specify the location of the work to the extent the location is known, or
- Describe the nature of the work.”

Or otherwise act thereon.

RECOMMENDATION:

By a vote of 14-0-0 on September 4, 2012, the Finance Committee recommends Favorable Action with regard to the subject of Article 28.

MOTION (Requires Majority Vote):

Moved by Mr. Everett, seconded by Mr. Freedman that the Town vote to amend Article 3, Section 9 of the Town By-Laws by deleting the Section in its entirety, including the title of the Section, and replacing it with the following:

“Section 9 Providing Specificity Regarding Public Works Projects

Any vote of the Town Meeting appropriating money for the construction, reconstruction, installation or improvement of a public way, or a sewerage or water facility shall

- Be consistent with a multi-year plan, and/or
- Specify the location of the work to the extent the location is known, and/or
- Describe the nature of the work.”

Ms. White spoke to this article. Ms. Collins, moved, seconded by Mr. Glater, to amend the main motion to delete the word “/or”. ***The amendment to the main motion prevailed.***

Mr. Glater moved, seconded by Mr. Jennett to amend the main motion, to move the words “describe the nature of the work” and add the word “and” to the last sentence prior to the bullet points and delete “,and” at the end of the motion and add a period at the end of the second bullet point.

Mr. Flynn informed Town Meeting that the amendment would require that the nature of the work be described and that either be consistent with a multi-year plan or specify the location of the work but not necessarily both of the last two items.

The amendment to the main motion prevailed. The amended main motion under Article 28 passed by majority vote.

ARTICLE 29: Amend By-Laws Article 27, Section 2: To Increase Number of Information Systems Advisory Board Members to 7; To Have the Appointment Dates Effective July 1 (Board of Selectmen)

To see if the Town will vote to amend Article 27, Section 2 of the By-Laws of the Town of Natick by deleting said section in its entirety and replacing it with the following:

“Said Board shall be composed of seven (7) members who shall be appointed by the Board of Selectmen from within the Town and shall not be full-time employees of the Town. When available, a minimum of four (4) of said seven (7) members appointed by the Board of Selectmen shall possess knowledge and experience in the field of information systems and services. Appointees to the Information Systems Advisory Board shall serve for three (3) year terms commencing July first. In the event of a vacancy occurring in the membership other than by the expiration of the term of a member, the Board of Selectmen shall within sixty (60) days appoint a successor to serve for the balance of the unexpired term.” Or otherwise act thereon.

RECOMMENDATION:

By a vote of 13-0-0 on September 11, 2012, the Finance Committee recommends favorable action with regard to the subject of Article 29.

MOTION (Requires Majority Vote):

Moved by Mr. Everett, seconded by Mr. Freedman that the Town vote to amend Article 27, Section 2 of the By-Laws of the Town of Natick by deleting said section in its entirety and replacing it with the following:

“Said Board shall be composed of seven (7) members who shall be appointed by the Board of Selectmen from within the Town and shall not be full-time employees of the Town. When available, a minimum of four (4) of said seven (7) members appointed by the Board of Selectmen shall possess knowledge and experience in the field of information systems and services. Appointees to the Information Systems Advisory Board shall serve for three (3) year terms commencing July first. In the event of a vacancy occurring in the membership other than by the expiration of the term of a member, the Board of Selectmen shall within sixty (60) days appoint a successor to serve for the balance of the unexpired term.”

Mr. Freedman moved, seconded by Mr. Coburn to add the words “after a vacancy occurs” after the word “days” in the second to last line.

The amendment to the main motion passed by majority vote. Ms. Gloff moved, seconded by Mr. Sidney to end debate on Article 29. *The motion to end debate passed by two-thirds (2/3) vote. The amended main motion passed by majority vote.*

ARTICLE 31: Amend By-Laws: Appointed Office Vacancies and Interviews (Joshua Ostroff, et al)

To see what action the town will take to amend the Town of Natick By-laws with respect to posting of vacancies and appointing volunteers to town offices, or otherwise act thereon.

RECOMMENDATION:

By a vote of 13-0-0 on September 27, 2012, the Finance Committee recommends referral to the sponsor and the Board of Selectmen with regard to the subject of Article 31.

MOTION (Requires Majority Vote):

Moved by Mr. Ostroff, seconded by Mr. Hughes to refer the subject matter of Article 31 to the Board of Selectmen, the Town Administrator, the Town Moderator and the Town Clerk.

The referral motion under Article 31 passed unanimously.

ARTICLE 32: Committee Article (Board of Selectmen)

To hear and act upon the reports of the several Town officers and reports of committees authorized by vote of any further Town Meeting and to authorize a sum of money for the purpose thereof.

RECOMMENDATION:

By a vote of 13-0-0 on September 11, 2012, the Finance Committee recommends favorable action with regard to the subject of Article 32.

MOTION (Requires Majority Vote):

Moved by Mr. Everett, seconded by Mr. Freedman that the Town be allowed to hear the reports of the several Town officers and reports of committees authorized by vote of any further Town Meeting.

The main motion under Article 32 passed by majority vote.

Mr. Sidney gave a report as the Chair of the Town Meeting Caucus Process Committee.

**ARTICLE 33: Amend Zoning By-Laws: Facilitate Historic Building Preservation
(John Horne, et al)**

To see if the Town will vote to amend the Zoning By-Laws to permit buildings older than 100 years to be modified for boarding houses, hotels and motels, subject to the issuance of a Special Permit and subject to certain standards and conditions, or otherwise act thereon.

RECOMMENDATION:

By a vote of 13-0-0 on September 27, 2012, the Finance Committee recommends referral to the sponsor, the Planning Board, and the Natick Historic Commission with regard to the subject of Article 33.

MOTION:

Moved by Mr. Everett, seconded by Mr. Freedman to refer the subject matter of Article 33 to the sponsor, the Planning Board and the Natick Historic Commission.

The motion to refer Article 33 passed by majority vote.

Mr. Foss thanked the Town Administration, Department Heads, the Town Clerk's Office, the High School custodial staff, Natick Pegasus, and the pages.

Mr. Ostroff moved, seconded by Mr. Sidney to dissolve. *The motion passed unanimously.*

2012 Fall Annual Town Meeting dissolved at 10:25. PM.

A record of the Fourth Session of
2012 Fall Annual Town Meeting, October 25, 2012

Diane Packer, Town Clerk