

TOWN OF GROVELAND

ANNUAL TOWN MEETING WARRANT

COMMONWEALTH OF MASSACHUSETTS

Essex,ss:

To Ronald C. Weeks, Chief of Police of the Town of Groveland, in the County of Essex

GREETINGS:

In the name of the Commonwealth you are hereby required to notify and warn the inhabitants of said Town who are qualified to vote in the Annual Town Meeting to meet at the **Dr. Elmer S. Bagnall School, on Monday, May 19th, 2003 @ 7:30 P.M.** to vote on the following Articles:

Moderator S. Valerie Osborne called the Annual Town Meeting into session at 7:40 P.M. when Town Clerk Richard T. Sciacca confirmed a quorum of 100 voters were in attendance. Town Clerk read the greeting of the warrant. Chairman of the Board of Selectmen, William Darke greeted the voters. He stated that the submitted budget is balanced. When the state gives the town their final figures, then the town will adjust the budget either up or down, accordingly. He expressed on behalf of the Board of Selectmen thank you to the Finance Board for their fine work in preparing this budget.

ARTICLE 1: To see if the Town will vote to authorize the Treasurer to enter into compensating balance agreements during Fiscal Year 2004 as permitted by Massachusetts General Laws, Chapter 44, Section 53F; or take any other action relative thereto.

BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION

FINANCE BOARD RECOMMENDS FAVORABLE ACTION

DATE AND ACTION TAKEN: May 19, 2003. Moved and seconded for favorable action. No discussion took place. Voted unanimous favorable action.

DATE AND ACTION TAKEN: May 19, 2003. Moved and seconded for favorable action. No discussion took place. Voted unanimous favorable action.

ARTICLE 2: To see if the Town will vote to authorize the Selectmen to petition the State for any sum available under provisions of Chapter 90, said funds to be apportioned and expended by and under the direction of the State Department of Public Works (Massachusetts Highway Department) in accordance with said statutes; or take any other action relative thereto.

BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION

FINANCE BOARD RECOMMENDS FAVORABLE ACTION

DATE AND ACTION TAKEN: May 19, 2003. Moved and seconded for favorable action. No. discussion. Voted Unanimous favorable action.

ARTICLE 3: To see if the Town will vote to adopt the following General By-Law:

"Section 10-4. Snow and Ice By-Law. No person other than an employee of the Town of Groveland or an employee in the service of an independent contractor acting for the Town of Groveland shall lay, throw, place or push any snow or ice into or across any street or public way within the Town in a manner which may obstruct the public way or constitute a safety hazard. No person shall lay, throw, place or push any snow or ice onto any private property or into or across any driveway or private way within the Town in a manner which may obstruct use of the driveway or private way or constitute a safety hazard. Enforcement of this bylaw shall be in accordance with Section 1-1 of the General Bylaws and subject to the following fines: 1st offense - Warning; 2nd offense - \$50.00; 3rd offense \$150.00; and all subsequent offenses - \$300.00."

Submitted by Road Commissioner

ROAD COMMISSIONER RECOMMENDS FAVORABLE ACTION

BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION

DATE AND ACTION TAKEN: May 19, 2003. Moved and seconded for favorable action. Discussion: Clark Jenkins, Salem Street, asked who would enforce this bylaw? The Police! Police Chief Weeks stated that this was the first he had seen of it. Robert Arakelian stated that the police would enforce it. Robert explained that when the highway department plows and cleans the street, those people who plow out driveways and private ways cause snow and ice to be deposit onto the streets, which have just been cleaned.

A question as to reading was raised that would prevent the town itself to plowing into the street, the way this is written. Town Counsel agreed that it would effect the town plowers unless changed. It was moved and seconded to amend the wording to the following:

" Section 10-4. Snow and Ice-Bylaw. Only an employee of the Town Highway Department or an employee in the service of an independent contractor acting for the Town of Groveland shall lay, throw, place or push any snow or ice into the or across any street or public way within the Town in a manner which may obstruct the public way or constitute a safety hazard. No person shall lay, throw or push any snow or ice onto any private property or into or across any driveway or private way within the Town in a manner which may obstruct use of the driveway or private way or constitute a safety hazard. Enforcement of this bylaw shall be in accordance with Section 1-1 of the General Bylaws and subject to the following fines: 1st offense – Warning; 2nd offense - \$50.00; 3rd offense \$150.00; and all subsequent offenses - \$300.00."

Amendment moved and seconded for favorable action. Voted favorable action. Moved and seconded for favorable action as amended. Voted Majority favorable action.

ARTICLE 4: To see if the Town will vote to amend its General Bylaw Chapter 2 – Article III – Sec. 2-41. **Senior Citizen Property Tax Work-Off Program** by amending the second paragraph entitled "Work exchange" which currently reads "100 hours will cover a \$500 tax abatement" to the following: "Work exchange: Hourly rate shall be based on State of Massachusetts minimum hourly wage rate to a maximum \$500 annual tax abatement"; or take any other action relative thereto.

BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION

FINANCE BOARD RECOMMENDS FAVORABLE ACTION

DATE AND ACTION TAKEN: May 19, 2003. Moved and seconded for favorable action. Discussion: The Director of Council on Aging stated that this article would bring worker in line with the prevailing wage scale. Mr. Jolin, Salem Street, asked, "What do these people do?" Lynne stated they work in other departments as clerical help. A further question was asked, "Does this program place the town in a financial benefit package for the workers?" Answer was no. Voted majority favorable action.

ARTICLE 5: To see if the Town will vote to adopt the following Inclusionary Zoning Bylaw; or take any other action relative thereto:

SECTION 950 AFFORDABLE HOUSING REQUIREMENTS

951. Purpose and Intent:

951.1. to increase and maintain in perpetuity the supply of housing that is available and affordable to low, moderate and upper-moderate income households.

951.2. to prevent the displacement of Groveland residents.

951.2. to prevent the displacement of Groveland residents.

951.3. to outline and implement a set of policies and objectives for the development of affordable housing in compliance with G.L. c. 40B sect. 20-24 and various initiative programs developed by state, county and local government.

951.4. that the affordable housing units that result from this bylaw be considered as Local Initiative Units in compliance with the requirements for the same as specified by the Department of Community Affairs, Division of Housing and Community Development.

952. Definitions: The following definitions shall apply in this bylaw. Where a term is undefined herein, the definition set forth in the Affordable Housing Guidelines adopted pursuant to this bylaw, if any, shall control. All other undefined terms in this section either be governed by Definitions of this Zoning Bylaw or shall be interpreted in accord with such normal dictionary meaning or customary usage as is appropriate to the context.

952.1. AFFORDABLE HOUSING GUIDELINES: Written policies and criteria, recommended by the Groveland Housing Authority, or their designee, and adopted by the Planning Board, which supplement and serve to aid in the interpretation of this section. They may be revised from time to time without an amendment to the Zoning Bylaw.

952.2. AFFORDABLE HOUSING PLAN means a document that constitutes the applicant's showing of compliance with the requirements of this section.

952.3. LOCAL HOUSING FUND. An account established by: (a) the Town for the specific purpose of creating affordable housing, including use by the Groveland Housing Authority for the purchase of land or units, or the development of new or rehabilitation of existing dwelling units for affordable housing occupants; or (b) a housing trust or community development corporation designated by the Town and created under the laws of the Commonwealth of Massachusetts.

952.4. AFFORDABLE HOUSING UNIT. A dwelling unit available at a cost of no more than 30% of gross household income of households at or below 80% of the Lawrence median income as reported by the U.S. Department of Housing and Urban Development, including units listed under G.L. c.40B sect. 20-24 and the Commonwealth's Local Initiative Program.

952.4.1. Rental units shall be made available at an initial rent that is calculated such that a hypothetical household with 1.5 persons per bedroom and with an income of 80% of median income would be paying 30% of gross income on rent and tenant-paid utilities, unless the occupant has a tenant-based subsidy, in which case the rent may be the amount allowed under the subsidy, provided that the occupant is not paying more than 30% of gross income on rent and tenant-paid utilities.

952.4.2. Sales units shall be made available at a sales price that is calculated such that a hypothetical household with 1.5 persons per bedroom and with an income of 80% of area median income would be paying 30% of gross income towards a mortgage, mortgage insurance, condominium fee and property taxes for a standard thirty-year mortgage at 95% of sales price.

952.5. QUALIFIED AFFORDABLE HOUSING UNIT PURCHASER OR TENANT.

An individual or family with household incomes that do not exceed 80% of the median income, with adjustments for household size, as determined by regulations promulgated by the United States Department of Housing and Urban Development (HUD) and the Commonwealth's Local Initiative Program, or any successor federal or state program.

952.6. PROJECT: Any residential or other development, including a cluster development, which results in the construction of new dwelling units, including those set forth in paragraph 3, subparagraph a, b, or c herein. Where the project is a life care facility development, as set forth in paragraph 3, subparagraph c., the term "dwelling unit" shall be construed to mean "assisted living unit".

953. Applicability. This section shall apply to:

953.1. Division of Land. The division of land into four (4) or more lots shall require a special permit from the special permit granting authority (SPGA). A special permit shall be required for land divisions under G.L. c.40A sect. 9 as well as for "conventional" or "grid" divisions allowed by G.L. c.41 sect. 81-L and sect. 81-U, including those divisions of land that do not require subdivision approval.

953.2. Multiple Units. Any project that results in any net increase of four (4) or more dwelling units, whether by new construction or by the alteration, expansion, reconstruction or change of existing residential or non-residential space, whether on one or more contiguous parcels, shall require a special permit from the SPGA.

953.3. Any life care facility development that includes four (4) or more assisted living units and accompanying services.

953.4. The intentional segmentation of projects designed to avoid the requirements of this bylaw (e.g. subdividing one large tract into two smaller tracts, each of which will contain fewer than 4 units or phasing a development such that each phase will contain fewer than 4 units) is expressly forbidden. Parcels held in common ownership as of the passage of this bylaw cannot later defeat the requirements of this regulation by segmenting the development.

954. Mandatory Provision of Affordable Units:

954.1. The SPGA shall, as a condition of approval of any development referred to in Section 3, require that the applicant for special permit approval comply with the obligation to provide affordable housing pursuant to this bylaw and more fully described in Section 5.

955. Provision of Affordable Units:

955.1. The SPGA shall deny any application for a special permit for development under this bylaw if the applicant for special permit approval does not comply, at a minimum, with the following requirements for affordable units, except as the provisions of subparagraph b. below shall apply:

If the average sale price of project units is affordable to households earning the following median income:	The percentage of units which are subject to rents and selling prices per section 2 shall be:	The percentage of units which are subject to marketing and continued affordability provisions per section 2 shall be:
Less than 80%	0%	10%
80% to 119.9%	10%	10%
120% to 149.9%	12.5%	12.5%
150% to 179.9%	15%	15%
Over 180%	18%	18%

955.2. For projects resulting in a net increase of four (4) to nine (9) dwelling units, the applicant may choose to make a cash payment to the Local Housing Fund based on Section 8 of this bylaw.

955.3. The units in a division of land or multiple unit development subject to this bylaw shall be established as affordable housing units in any one or combination of methods provided for below:

- 955.3.1. constructed or rehabilitated on the locus subject to the special permit (see Section 956); or
- 955.3.2. constructed or rehabilitated on a locus different than the one subject to the special permit (see Section 957); or
- 955.3.3. an equivalent fees-in-lieu-of payment may be made (see Section 958); or
- 955.3.4. an applicant may offer, and the SPGA may accept, donations of land in fee simple, on or off-site, that the SPGA in its sole discretion determines are suitable for the construction of affordable housing units. The value of donated land shall be equal to or greater than the value of the construction or set-aside of the affordable units. The SPGA may require, prior to accepting land as satisfaction of the requirements of this bylaw/ordinance, that the applicant submit appraisals of the land in question, as well as other data relevant to the determination of equivalent value.
- 955.3.5. The applicant may offer, and the SPGA may accept, any combination of the Section 955.3.1 – 955.3.4. requirements provided that in no event shall the total number of units or land area provided be less than the equivalent number or value of affordable units required by this zoning bylaw.

956. Provisions Applicable to Affordable Housing Units On- and Off-Site:

956.1. Siting of affordable units. All affordable units constructed or rehabilitated under this bylaw shall be situated within the development so as not to be in less desirable locations than market-rate units in the development and shall, on average, be no less accessible to public amenities, such as open space, as the market-rate units.

956.2. In determining the total number of affordable units to be constructed or rehabilitated, a fractional unit of 0.4 or more shall be regarded as a whole unit. If an equivalent fee-in-lieu-of payment is to be made the fee shall be a fractional proportion of the fee for a whole unit.

956.3. Affordable units shall be dispersed throughout the project and shall be indistinguishable from market rate units in external appearance. The affordable units shall have the same design, appearance, construction, insulation, mechanical systems, and quality of materials and finishes as market units, except that affordable units with up to two bedrooms may have only one bathroom, affordable units with three bedrooms shall have at least 1.5 bathrooms, and affordable units with four bedrooms shall have at least two bathrooms. Affordable units shall have the same finishes and appliances as the market rate units except where the SPGA specifically approves, in advance, a request for different finishes and/or appliances.

956.4. The affordable units shall contain square footage which is no less than 90% of (1) the average size of market rate units containing the same number of bedrooms, or (2) the following, whichever is the smaller:

1 bedroom:	800 square feet
2 bedrooms:	1000 square feet
3 bedrooms:	1200 square feet
4 bedrooms:	1400 square feet

956.5. Timing of construction or provision of affordable units or lots. Where feasible, affordable housing units shall be provided coincident to the development of market-rate units, but in no event shall the development of affordable units be delayed beyond the schedule noted below:

Market-rate Unit %	Affordable Housing Unit %
Up to 30%	None required
30% plus 1 unit	At least 10%
Up to 50%	At least 30%
Up to 75%	At least 50%
75% plus 1 unit	At least 70%
Up to 90%	100%
Fractions of units shall not be counted.	

956.6. Local preference. Local preference for 50% of the sales units shall be given to residents of Groveland. Verified proof of current or past residency for at least 12 of the previous 36 months shall satisfy this requirement.

956.7. Marketing Plan for Affordable Units. Applicants under this bylaw shall submit a marketing plan or other method approved by the Town through its local Housing Plan, to the SPGA for its approval, which describes how the affordable units will be marketed to potential home buyers or tenants. This plan shall include a description of the lottery or other process to be used for selecting buyers or tenants.

956.8. Affordability restrictions shall be embodied in applicable deed covenants, restrictive covenant agreements, other contractual agreements, land trust arrangements, and/or other mechanisms designed to ensure compliance with this section.

956.9. Covenants and other documents necessary to ensure compliance with this section shall be executed and, if applicable, recorded prior to and as a condition of the issuance of any building permit or certificate of occupancy, as the SPGA shall deem appropriate.

957. Provision of Affordable Housing Units Off-Site:

957.1. As an alternative to the requirements of Section 6 or 8, an applicant subject to the bylaw may develop, construct or otherwise provide affordable units equivalent to those required by Section 5 off-site. All requirements of this bylaw that apply to on-site provision of affordable units shall also apply to provision of off-site affordable units. In addition, the location of the off-site units to be provided shall be approved by the SPGA as an integral element of the special permit review and approval process.

958. Fees-in-Lieu-of Affordable Housing Unit Provision:

958.1. As an alternative to the requirements of Section 6 or Section 7, an applicant may contribute to the Local Housing Fund to be used for the development of affordable housing in lieu of constructing and offering affordable units within the locus of the proposed development or off-site.

958.1. Calculation of fees-in-lieu-of units. The applicant for development subject to this bylaw may pay fees in lieu of the construction of affordable units. For the purposes of this bylaw, and based on Greater Lawrence region averages, the fee in lieu of the construction or provision of affordable units is determined to be 50% the difference between the median sale price of market rate unit and the maximum sale price of a comparable affordable dwelling unit, or \$80,000, per unit, whichever is smaller.

958.2. Schedule of fees in lieu of payments. Fees in lieu of unit payments shall be made according to the schedule set forth in Section 956.2., above.

959. Maximum Incomes and Selling Prices: Initial Sale:

959.1. To ensure that only eligible households purchase affordable housing units, the purchaser of a affordable unit shall be required to submit copies of the last three years' federal and state income tax returns and certify, in writing and prior to transfer of title, to the developer of the housing units or his/her agent, and within thirty (30) days following transfer of title, to the local housing trust, community development corporation, housing authority or other agency as established by the Town, that his/her or their family's annual income level does not exceed the maximum level as established by the Commonwealth's Division of Housing and Community Development, and as may be revised from time to time.

959.1. The maximum housing cost for affordable units created under this bylaw is as established by the Commonwealth's Division of Housing and Community Development, Local Initiative Program or as revised by the Town.

960. Preservation of Affordability; Restrictions on Resale:

960.1. Each affordable unit created in accordance with this bylaw shall have limitations governing its resale. The purpose of these limitations is to preserve the long-term affordability of the unit and to ensure its continued availability for affordable income households. The resale controls shall be established through a restriction on the property and shall be in force for a period of fifty (50) years.

960.1.1. Resale price. Sales beyond the initial sale to a qualified affordable income purchaser shall include the initial discount rate between the sale price and the unit's appraised value at the time of resale. This percentage shall be recorded as part of the restriction on the property noted in Section 10.a, above. For example, if a unit appraised for \$100,000 is sold for \$75,000 as a result of this bylaw, it has sold for 75 percent of its appraised value. If, several years later, the appraised value of the unit at the time of proposed resale is \$150,000, the unit may be sold for no more than \$112,500--75 percent of the appraised value of \$150,000.

960.1.2. Right of first refusal to purchase. The purchaser of an affordable housing unit developed as a result of this bylaw shall agree to execute a deed rider prepared by the Town, consistent with model riders prepared by Department of Housing and Community Development, granting, among other things, the municipality's right of first refusal to purchase the property in the event that a subsequent qualified purchaser cannot be located.

960.1.3. The SPGA shall require, as a condition for special permit under this bylaw, that the applicant comply with the mandatory set-asides and accompanying restrictions on affordability, including the execution of the deed rider noted in Section 10.a.2, above. The Building Inspector shall not issue an occupancy permit for any affordable unit until the deed restriction is recorded.

961. Conflict with Other Bylaws/Ordinances: The provisions of this bylaw shall be considered supplemental of existing zoning bylaws. To the extent that a conflict exists between this bylaw and others, the more restrictive bylaw/ordinance, or provisions therein, shall apply.

962. Review by Special Permit Granting Authority (SPGA): The Planning Board shall be designated as the SPGA under this bylaw.

963. Severability: If a court of competent jurisdiction holds any provision of this bylaw invalid, the remainder of the bylaw shall not be affected thereby. The invalidity of any section or sections or parts of any section or sections of this bylaw shall not affect the validity of the remainder of Groveland's zoning bylaw.

BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION

PLANNING BOARD RECOMMENDS FAVORABLE ACTION

DATE AND ACTION TAKEN: May 19, 2003. Moved favorable action and seconded. Discussion : Town Counsel advised the Town of Groveland to add a new section # 9 to this By-Law. It was so amended by Peter Kachmar as follows:

I Peter Kachmar amend Article 7 as Follows:

Section 9 The General Court may make clerical or editorial changes of form only to the bill, unless the Selectmen approve amendments to the bill before enactment by the General Court. The Selectmen are hereby authorized to approve amendments that shall be within the scope of the general public objectives of this petition.

This amendment was moved and seconded for favorable action.

BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION

PLANNING BOARD RECOMMENDS FAVORABLE ACTION

DATE AND ACTION TAKEN: May 19, 2003. Moved and seconded for favorable action. Motion moved and seconded to dispense with the reading. Voted favorable to dispense with the reading. Planning Board, chairman gave Planning Board recommendation of favorable action, after a public hearing was held on this bylaw. Discussion: William Darke, spoke both as a selectman, as well as a member of the task force on affordable housing committee. He stressed that this bylaw was only one part what the Town of Groveland needs in order to comply with meeting the towns mandatory 10% bench mark. Peter Kachmar, Center street brought up the concern in section 956.6 which states a applicant for an affordable housing unit must have lived in the town at least 12 months.

He felt it should be expanded so as to allow residents who have moved out of town could come back and be able to apply for a unit. This number was put in an amendment and seconded. James Freer, Elm Park, Member of Planning Board as well as Zoning Board, stated that state law regulates that 70% of the units of affordable housing units will go to outside of the town applicants, while 30% will go to those inside the town. He went on to say that this by-law is one step in the right direction of meeting out 10% mandated number by the state.

Voted on the amendment was passed favorable. Vote on the article as amended was voted on favorably by 2/3 majority vote. Note: On a point of Order the moderator revisited this article and got the recommendation of the planning Board, in order to correct her over site.

ARTICLE 6: To see if the Town will vote to amend its General Bylaws by adding the following:

ARTICLE VI

CAPITAL IMPROVEMENT PLANNING COMMITTEE BYLAW

Section 2-122: The Board of Selectmen shall establish and appoint a committee to be known as the Capital Improvement Planning Committee (CIC), composed of five at-large members. The five at-large members are to serve a three year rotating term. The town Finance Director shall be an ex-officio member without the right to vote. The Committee shall choose its own officers.

Section 2-123: The CIC shall study proposed capital projects involving the planning for and the improvement, preservation and creation of tangible assets and projects which 1) have useful life of no less than three years; 2) cost no less than \$5,000 and/or 3) for which the town is authorized to borrow funds. Capital projects shall be submitted to the CIC at a date to be established by the committee, for consideration at the following Annual Town Meeting, or two months before a Special Town Meeting, except when emergency financing is necessitated by an accident, fire, judicial order or other similar special circumstances. All officers, boards and committees, including the Selectmen shall give to the CIC, on forms prepared by it, information concerning all anticipated capital projects requiring Town Meeting action during the next fiscal year and five ensuing years. The CIC shall consider the relative need, impact, timing and cost of these expenditures and the effect each will have on the financial position of the town. No appropriation shall be voted for a capital improvement requested by a department, board or commission unless the proposed capital improvement is considered in the CIC's report

as defined in Section 2-124. The CIC shall not fail to report on any proposal that has been properly submitted. The provisions of this section shall apply to any capital improvement

projects that will be funded in part by state or federal grants. The provisions of this and subsequent sections shall not apply to enterprise funds including the Electric, Water and Sewer Departments, the regional school systems, nor shall it apply to land purchases. The CIC will meet with the Board of Selectmen to review proposed warrant articles related to capital improvement. Said meeting will take place after the article submission deadline has passed but prior to the warrant being finalized by vote of the Selectmen.

Section 2-124: The CIC shall prepare an annual report recommending a Capital Improvement Budget for the next fiscal year, including any items to be funded in the current fiscal year, and a Capital Improvement Program including recommended capital improvements for the following five fiscal years. The report shall be submitted to the Board of Selectmen not later than six weeks prior to the Annual Town Meeting for its consideration and recommendations. The Board shall submit the Capital Budget with its recommendations to the Annual Town Meeting.

Section 2-125: Such Capital Improvement Program, after its adoption, shall permit the expenditure on projects included therein of sums from departmental budgets, for surveys, architectural or engineering advice, options or appraisals; but no such expenditure shall be incurred on projects which have not been so approved by the town through the appropriation of sums in the current year or in prior years, or for preliminary planning for projects to be undertaken more than five years in the future.

Section 2-126: The CIC's report and the Selectmen's recommended Capital Budget shall be published and made available in a manner consistent with the distribution of the Finance Committee report. The Committee shall deposit its original report with the Town Clerk;
or take any other action relative thereto.

BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION

FINANCE BOARD DOES NOT RECOMMENDS ACTION

DATE AND ACTION TAKEN: May 19, 2003. Moved and seconded for favorable action. Moved and seconded to dispense with the reading. Voted favorably . Discussion: Clark Jenkins had concerns that if a department needed equipment and there were not members on the Capital Committee, that the department would be deprived of its needs. William Darke assured the public that there would always be a committee. On an amendment made by Finance Board member Greg Lebreque which was to change Section 2-124: 5th line down the following (no later than six weeks prior to Annual Town Meeting to state "No later than January 15". Motion was moved and seconded. After some discussion as to how maintenance applied to school

and the regional agreement, that this interferes with the school bylaws. On a motion by Kathleen Melsakos table the whole article. Vote was taken on this motion. It needed 2/3 rds majority, of which it failed to gain. A question was raised as to supplies to the roads and in turn to the Road Program. Jeff Pappas stressed supplies under this article does not apply to the Road Program.

Voted Favorable of the amendment of January 15. Voted favorably. Main article as amended was voted majority in favor.

ARTICLE 6: To see if the Town will vote to amend its General Bylaws by adding the following:

ARTICLE VI

CAPITAL IMPROVEMENT PLANNING COMMITTEE BYLAW

Section 2-122: The Board of Selectmen shall establish and appoint a committee to be known as the Capital Improvement Planning Committee (CIC), composed of five at-large members. The five at-large members are to serve a three year rotating term. The town Finance Director shall be an ex-officio member without the right to vote. The Committee shall choose its own officers.

Section 2-123: The CIC shall study proposed capital projects involving the planning for and the improvement, preservation and creation of tangible assets and projects which 1) have useful life of no less than three years; 2) cost no less than \$5,000 and/or 3) for which the town is authorized to borrow funds. Capital projects shall be submitted to the CIC at a date to be established by the committee, for consideration at the following Annual Town Meeting, or two months before a Special Town Meeting, except when emergency financing is necessitated by an accident, fire, judicial order or other similar special circumstances. All officers, boards and committees, including the Selectmen shall give to the CIC, on forms prepared by it, information concerning all anticipated capital projects requiring Town Meeting action during the next fiscal year and five ensuing years. The CIC shall consider the relative need, impact, timing and cost of these expenditures and the effect each will have on the financial position of the town. No

appropriation shall be voted for a capital improvement requested by a department, board or commission unless the proposed capital improvement is considered in the CIC' s report

as defined in Section 2-124. The CIC shall not fail to report on any proposal that has been properly submitted. The provisions of this section shall apply to any capital improvement projects that will be funded in part by state or federal grants. The provisions of this and subsequent sections shall not apply to enterprise funds including the Electric, Water and Sewer Departments, the regional school systems, nor shall it apply to land purchases. The CIC will meet with the Board of Selectmen to review proposed warrant articles related to capital improvement. Said meeting will take place after the article submission deadline has passed but prior to the warrant being finalized by vote of the Selectmen.

Section 2-124: The CIC shall prepare an annual report recommending a Capital Improvement Budget for the next fiscal year, including any items to be funded in the current fiscal year, and a Capital Improvement Program including recommended capital improvements for the following five fiscal years. The report shall be submitted to the Board of Selectmen by January 15 prior to the Annual Town Meeting for its consideration and recommendations. The Board shall submit the Capital Budget with its recommendations to the Annual Town Meeting.

Section 2-125: Such Capital Improvement Program, after its adoption, shall permit the expenditure on projects included therein of sums from departmental budgets, for surveys, architectural or engineering advice, options or appraisals; but no such expenditure shall be incurred on projects which have not been so approved by the town through the appropriation of sums in the current year or in prior years, or for preliminary planning for projects to be undertaken more than five years in the future.

Section 2-126: The CIC's report and the Selectmen's recommended Capital Budget shall be published and made available in a manner consistent with the distribution of the Finance Committee report. The Committee shall deposit its original report with the Town Clerk;
or take any other action relative thereto.

BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION

FINANCE BOARD DOES NOT RECOMMENDS ACTION

ARTICLE 7: To see if the Town will to vote to authorize the Board of Selectmen to petition the General Court for a special act establishing a process for recall elections in the Town of Groveland. The General Court may make clerical or editorial changes of form only to the bill, unless the Selectmen approve amendments to the bill before enactment by the General Court. The Selectmen are hereby authorized to approve amendments that shall be within the scope of the general public objectives of this petition. Such act to provide as follows:

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

SECTION 1. Any holder of an elective office in the town of Groveland may be recalled there from by the registered voters of the town as herein provided, for reason of lack of fitness, incompetence, neglect of duties, corruption, malfeasance, misfeasance or violation of oath.

SECTION 2. One hundred registered voters of the town may file an affidavit with the town clerk containing the name of the officer sought to be recalled and a statement of the grounds for recall. The town clerk shall thereupon deliver to the voters copies of printed form petition blanks addressed to the board of selectmen demanding the recall. The blanks shall be issued under the signature and official seal of the town clerk. They shall be dated, and shall contain the names of all persons to whom they are issued, the name of the person whose recall is sought, and the grounds of recall as stated in the affidavit. In addition, the petitions shall demand the election of a successor to the office. A copy of the petition shall be entered in a record book to be kept in the office of the town clerk. The recall petition shall be returned and filed with the town clerk within 30 days after the filing of the affidavit, with signatures, names and street addresses of at least 20 per cent of the registered voters of the town. Within 5 working days of receipt, the town clerk shall submit the petition to the registrars of voters in the town, and the registrars shall forthwith certify thereon the number of signatures, which are names of registered voters of the town.

SECTION 3. If the petition shall be found and certified by the town clerk to be sufficient, it shall be submitted with his certificate to the board of selectmen without delay. The board of selectmen shall forthwith give written notice of the receipt of the certificate to the officer sought to be recalled. If the officer does not resign within 5 calendar days, the board of selectmen shall forthwith order an election to be held on a date fixed by them not less than 64 nor more than 90 days after the date the election is

called after receipt of the certificate, but if any other town election is scheduled to occur within 100 days after the date of the certificate, the board of selectmen shall postpone the holding of the recall election to the date of such other election. If a vacancy occurs in the office after a recall election has been ordered, the election shall nevertheless proceed as provided in this act.

SECTION 4. An officer sought to be removed may be a candidate to succeed himself in an election to be held to fill such vacancy, and unless the officer requests otherwise in writing, the town clerk shall place said name on the ballot without nomination. The nomination of other candidates, the publication of the warrant for the removal election, and the conduct of the same, shall all be in accordance with the provisions of the law relating to elections, unless otherwise provided in this section.

SECTION 5. The incumbent shall continue to perform the duties of his office until the recall election. If the incumbent is not removed, he shall continue in office for the remainder of his unexpired term, subject to recall as before, except as provided in this act. If recalled from office in the recall election, he shall be deemed removed. If the successor fails to qualify within 5 days after receiving notification of election, the incumbent shall thereupon be deemed removed and the office vacant.

SECTION 6. Ballots used in a recall election shall submit the following propositions in the order indicated:

For the recall of (name of officer) []

Against the recall of (name of officer) []

Immediately at the right of each proposition there shall be a designated place for voters to vote for either of the propositions. Under the proposition shall appear the word "Candidates", the directions to voters required by section 42 of chapter 54 of the General Laws, and beneath this, the names of candidates nominated as hereinbefore provided.

If a majority of votes on the question is against the recall, the ballots for candidates need not be counted or take any action relative thereto. If a majority of the votes cast upon the question of recall is in favor of the recall, the officer shall be recalled and the ballots for candidates shall be counted. The candidate receiving the highest number of votes shall be declared elected.

SECTION 7. No recall petition shall be filed against an officer within 3 months after he takes office, nor, in the case of an officer subjected to a recall election and not recalled thereby, until at least 3 months have elapsed after the election at which the recall was submitted to the voters of the town.

SECTION 8. No person who has been recalled from an office or who has resigned from office while recall proceedings were pending against him shall be appointed to any town office within 2 years after such recall or resignation.

Submitted by Personnel Advisory Board

BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION

DATE AND ACTION TAKEN: May 19 2003. Moved and seconded for favorable action. Discussion: Upon advice of the Town Counsel it was suggested a new section be added to this article. It was so amended to do so by Peter Kachmar as follows:

Section 9 "The General Court may make clerical or editorial changes of form only to the bill, unless the Selectmen approve amendments to the bill before enactment by the General Court. The Selectmen are hereby authorized to approve amendments that shall be within the scope of the general public objectives of this petition." This amendment was moved and seconded. Voted unanimous favorable action on the amendment.

Discussion: Question was raised. "Why do we need this bylaw? Answer given was we don't have one now. George Mavroides, Rollins Street asked "What does lack of Fitness Mean?" Lynn Stanton, member of the Personnel Advisory Board, suggested one reason could be mental illness. Richard Sciacca, Salem Street, stated that if an employee were to have any legal disease, such as drug, alcohols or mental condition, would be subject to recall. He went on to point out elected official if recalled would not be able to collect unemployment, no have medical benefits. Any employee would be entitled to some type of rehabilitation before losing their job, rather then being cast off. He stated this was not a compassionate way to treat employees.

Tracy Gilford, Abbot Circle stated that to gather 100 signatures to start this process was to easy to do. He then proposed the following amendment: I Tracy Gilford move that section 2 be amended to read instead of 100 registered voted to read 400 registered voters." It was moved and seconded for favorable action. Carol Grazio, Governors Road stated that this By-Law should only be used for extreme cause.

The amendment was voted favorably. The article was voted as amended Majority favorable action.

ARTICLE 7: To see if the Town will to vote to authorize the Board of Selectmen to petition the General Court for a special act establishing a process for recall elections in the Town of Groveland. The General Court may make clerical or editorial changes of form only to the bill, unless the Selectmen approve amendments to the bill before enactment by the General Court. The Selectmen are hereby authorized to approve amendments that shall be within the scope of the general public objectives of this petition. Such act to provide as follows:

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

SECTION 1. Any holder of an elective office in the town of Groveland may be recalled there from by the registered voters of the town as herein provided, for reason of lack of fitness, incompetence, neglect of duties, corruption, malfeasance, misfeasance or violation of oath.

SECTION 2. One hundred registered voters of the town may file an affidavit with the town clerk containing the name of the officer sought to be recalled and a statement of the grounds for recall. The town clerk shall thereupon deliver to the voters copies of printed form petition blanks addressed to the board of selectmen demanding the recall. The blanks shall be issued under the signature and official seal of the town clerk. They shall be dated, and shall contain the names of all persons to whom they are issued, the name of the person whose recall is sought, and the grounds of recall as stated in the affidavit. In addition, the petitions shall demand the election of a successor to the office. A copy of the petition shall be entered in a record book to be kept in the office of the town clerk. The recall petition shall be returned and filed with the town clerk within 30 days after the filing of the affidavit, with signatures, names and street addresses of at least 20 per cent of the registered voters of the town. Within 5 working days of receipt, the town clerk shall submit the petition to the registrars of voters in the town, and the registrars shall forthwith certify thereon the number of signatures which are names of registered voters of the town.

SECTION 3. If the petition shall be found and certified by the town clerk to be sufficient, it shall be submitted with his certificate to the board of selectmen without delay. The board of selectmen shall forthwith give written notice of the receipt of the certificate to the officer sought to be recalled. If the officer does not resign within 5 calendar days, the board of selectmen shall forthwith order an election to be held on a date fixed by them not less than 64 nor more than 90 days after the date the election is called after receipt of the certificate, but if any other town election is scheduled to occur within 100 days after the date of the certificate, the board of selectmen shall postpone the holding of the recall election to the date of such other election. If a vacancy occurs in the office after a recall election has been ordered, the election shall nevertheless proceed as provided in this act.

SECTION 4. An officer sought to be removed may be a candidate to succeed himself in an election to be held to fill such vacancy, and unless the officer requests otherwise in writing, the town clerk shall place said name on the ballot without nomination. The nomination of other candidates, the publication of the warrant for the removal election, and the conduct of the same, shall all be in accordance with the provisions of the law relating to elections, unless otherwise provided in this section.

SECTION 5. The incumbent shall continue to perform the duties of his office until the recall election. If the incumbent is not removed, he shall continue in office for the remainder of his unexpired term, subject to recall as before, except as provided in this act.

If recalled from office in the recall election, he shall be deemed removed. If the successor fails to qualify within 5 days after receiving notification of election, the incumbent shall thereupon be deemed removed and the office vacant.

SECTION 6. Ballots used in a recall election shall submit the following propositions in the order indicated:

For the recall of (name of officer) []

Against the recall of (name of officer) []

Immediately at the right of each proposition there shall be a designated place for voters to vote for either of the propositions. Under the proposition shall appear the word "Candidates", the directions to voters required by section 42 of chapter 54 of the General Laws, and beneath this, the names of candidates nominated as hereinbefore provided.

If a majority of votes on the question is against the recall, the ballots for candidates need not be counted or take any action relative thereto. If a majority of the votes cast upon the question of recall is in favor of the recall, the officer shall be recalled and the ballots for candidates shall be counted. The candidate receiving the highest number of votes shall be declared elected.

SECTION 7. No recall petition shall be filed against an officer within 3 months after he takes office, nor, in the case of an officer subjected to a recall election and not recalled thereby, until at least 3 months have elapsed after the election at which the recall was submitted to the voters of the town.

SECTION 8. No person who has been recalled from an office or who has resigned from office while recall proceedings were pending against him shall be appointed to any town office within 2 years after such recall or resignation.

Section 9 "The General Court may make clerical or editorial changes of form only to the bill, unless the Selectmen approve amendments to the bill before enactment by the General Court. The Selectmen are hereby authorized to approve amendments that shall be within the scope of the general public objectives of this petition." This amendment was moved and seconded. Voted unanimous favorable action on the amendment.

Note : Article As Amended

ARTICLE 8: To see if the Town will vote to designate the following streets within the town as scenic roads under the Groveland Scenic Roads Bylaw; or take any other action relative thereto:

Center Street and Uptack Road
Submitted by Conservation Commission

BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION

DATE AND ACTION TAKEN: May 19, 2003. Motion made for favorable action and seconded. Motion made to waive reading and seconded. Voted favorably. Discussion: Road Commissioner, Robert Arakelain asked, "What would happen if I have had plans already drawn up for streets, What would happen to those plans? Mike Dempsey stated that the town voted this by-law last year and could now designate specific road, of which has been done. He feels that that the plans already gained for these roads would not have to be changed. However, Peter Kachmar, chairman of the Road Study program believes that the plans for Center Street would have to be changed. He recommends that Center Street be eliminated from this article. Kathy Kastrinelis stated she helped to write this Scenic Bylaw. She pointed out that roads can only be designated at Annual Town meeting. She believes that the work to be done would require a hearing as outlined in the bylaw as to road repairs. Clark Jenkins, Salem street said that since the Road Study Committee has the plans already, why can't we wait a year on Center Street. Thus a motion and seconded to eliminate Center Street was rendered. Voted majority in favor of the amendment. The main motion as amended was then voted majority in favor.

ARTICLE 9: To see if the Town will vote to accept as public ways the following streets, in accordance with the report of the Selectman and Road Commissioner, as laid out on plans on file with the Town Clerk and recorded with the Essex County Registry of Deeds; or take any other action relative thereto.

Submitted by Road Commissioner

Arrowhead Drive; Plan Book 300, Plan No. 36,
Tallyshire Road; Plan Book 307, Plan No. 71,
Pheasant Lane; Plan Book 309, Plan No. 02,
Hillview Drive; Plan Book 298, Plan No. 60,
Valley Farm Road, Plan Book 287, Plan No. 61,
Merrimack River Road; Plan Book 287, Plan No. 61,
Esty Way; Plan Book 350, Plan No. 37,
Federal Way; Plan Book 331, Plan No. 23,
Wood Avenue, Plan Book 28, Plan No. 19.

Submitted by Road Commissioner

ROAD COMMISSIONER RECOMMENDS FAVORABLE ACTION

BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION

FINANCE BOARD RECOMMENDS FAVORABLE ACTION

DATE AND ACTION TAKEN: May 19, 2003. Moved and seconded for favorable action. Motion to waive the reading and seconded. No discussion. Voted unanimous favorable action.

ARTICLE 10: To see if the Town will vote to raise and appropriate the sum of ONE HUNDRED AND FIFTY THOUSAND DOLLARS (\$150,000.00) for the purpose of continuing the Groveland Road Management Program funding for its eighth year, for Fiscal Year 2004, which, when combined with state Chapter 90 funds and town approved Highway Department funds, will enable the road improvement projects on the roads listed below beginning July 1, 2003; said vote contingent upon approval by the voters at the Annual Town Election on May 5, 2003 of a Capital Outlay Exclusion Ballot Question to increase the levy limit in the amount of the aforementioned appropriation FOR THE 2004 FISCAL YEAR ONLY; or take any action relative thereto.

Submitted by the Road Study Committee.

Center Street (Salem Street to House number 65) On an amendment duly made and seconded the house number 65 was changed to 55 voted favorably.

Garrison Street (King Street to Cannon Hill)

Main Street (overlay, from School Street to intersection with Gardner Street)

BOARD OF SELECTMEN DO NOT RECOMMEND

FINANCE BOARD DO NOT RECOMMEND

DATE AND ACTION TAKEN: May 19, 2003. Moved and seconded for favorable action. Discussion: On a motion made by Peter Kachmar as to the following: I Peter Kachmar, move that the pending motion on Article 10 be amended by:

Substituting for the words "ONE HUNDRED AND FIFTY THOUSAND DOLLARS (\$150,000)" THE WORDS "ONE HUNDRED THOUSAND DOLLARS (\$100,000)".

AND BY

SUBSTITUTING THE WORDS "ANNUAL TOWN ELECTION ON MAY 5, 2003" THE WORDS "NEXT TOWN BALLOT ELECTION"

AND BY

DELETING "MAIN STREET" FROM THE LIST OF ROADS THEREIN.

THIS AMENDMENT WAS MOVED AND SECONDED.

Discussion: Town Counsel ruled that Article 10 is a mute article because it failed the town election. He stated that this was a debt exclusion and required 2/3 vote. Of the Board of Selectmen. This article was contingent on the vote a town election.

Peter expressed that this Road Study Program has been ongoing and he states the committee wants to continue this program at the reduced amount (in lieu of the town finances. Kathleen Bevelacqua expressed that the stopping point on Center Street should be 55. Amendment voted favorably. Main motion was moved as amended and passed with favorable action.

ARTICLE 11: To see if the Town will vote to raise and appropriate the sum of FIVE THOUSAND FIVE HUNDRED SIXTY-THREE DOLLARS AND 68/CENTS (\$5,563.68) for the purpose of paying one-tenth of the town's allocated portion of the response costs and other damages in connection with the remediation of the Charles George Land Reclamation Trust Landfill located in Tyngsborough, MA., as required in the consent decree entered in the case of United States v. Charles George Trucking Co., et al ; or take any other action relative thereto.

Note: Final payment due 9/15/2003.

BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION
FINANCE BOARD RECOMMENDS FAVORABLE ACTION

DATE AND ACTION TAKEN: MAY 19, 2003. Moved and seconded for favorable action. Moved and seconded for dispensing with the reading. Voted favorable. No discussion: Voted unanimous favorable action.

ARTICLE 12: To see if the Town will vote to raise and appropriate the sum of NINE HUNDRED DOLLARS (\$900.00) for the purpose of providing this amount to the William R. Dewhirst, Jr. Post 7366, Veterans of the Foreign Wars of the United States, Groveland, MA to pay for heat, electricity, and maintaining its meeting place and any expenses to support this request in Fiscal 2004; or take any other action relative thereto.

Note: Authorization for this appropriation is provided in MGL, C. 40, S. 9.

BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION

FINANCE BOARD RECOMMENDS FAVORABLE ACTION

DATE AND ACTION TAKEN: May 19, 2003. Moved and seconded for favorable action. Motion to suspend, with the reading and seconded. Voted favorably. Voted favorable action.

ARTICLE 13: To see if the Town will vote to raise and appropriate the sum of TWENTY THOUSAND DOLLARS (\$20,000.00) for the purpose of developing an affordable housing plan for the town; or take any other action relative thereto.

BOARD OF SELECTMEN RECOMMEND

FINANCE BOARD RECOMMENDS UNFAVORABLE ACTION

DATE AND ACTION TAKEN: May 13, 2003. Moved and seconded for favorable action. Moved and seconded to dispense with the reading. Voted in favor to dispense with reading.

Selectmen made moved motion to table and seconded. Voted 2/3 majority for favorable action.

ARTICLE 14: To see if the Town will vote to accept the sum of THIRTY THOUSAND DOLLARS (\$30,000.00) from the Groveland Municipal Electric Department Operation Account to Town Estimated Receipts to reduce the Tax Rate for the twelve months ending June 30, 2003; or take any other action relative thereto.

BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION

FINANCE BOARD RECOMMENDS FAVORABLE ACTION

DATE AND ACTION TAKEN: May 19, 2003. Motion made and seconded for favorable action. Motion made and seconded to dispense with the reading of the article. Voted favorable to dispense with the reading. Discussion: Gerald Hill, Groveland Light Department Manager, stated the 2003 in the article should be changed to 2004. William Darke made a motion to change 2003 to 2004. amendment seconded. Voted Favorable action on the amendment. Voted favorable action and article3 as amended.

DATE AND ACTION TAKEN: May 19, 2003. Motion made and seconded for favorable action. Motion made and seconded to dispense with the reading of the article. Voted favorable to dispense with the reading. Discussion: Gerald Hill, Groveland Light Department Manager, stated the 2003 in the article should be changed to 2004. William Darke made a motion to change 2003 to 2004. amendment seconded. Voted Favorable action on the amendment. Voted favorable action and article 3 as amended.

ARTICLE 15: To see if the Town will vote to appropriate the sum of TWENTY THOUSAND DOLLARS (\$20,000.00) for the Reserve Fund, said amount to be transferred from the Overlay Surplus Account; or take any other action relative thereto.

BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION

FINANCE BOARD RECOMMENDS TABLE THE ARTICLE

DATE AND ACTION TAKEN May 19, 2003. No discussion took place. Voted majority favorable action.

ARTICLE 16: To see if the Town will vote to reauthorize the Veasey Memorial Park Revolving Fund as established at the Special Town Meeting held December 2, 1996 and authorized by Chapter 44, Section 53E-1/2 of Massachusetts General Laws. The purpose of this fund is for the Conservation Commission to pay operating costs of Veasey Memorial Park. The Conservation Commission may expend from this account an amount not to exceed THIRTY THOUSAND DOLLARS (\$30,000.00) for Fiscal 2004; or take any other action relative thereto.

The Conservation Commission shall give a report to the FY 2005 Annual Town Meeting detailing the total receipts and expenditures of this fund for Fiscal 2004.

BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION

FINANCE BOARD RECOMMENDS FAVORABLE ACTION

DATE AND ACTION TAKEN: May 19, 2003. Motion moved and seconded for favorable action. Moved and seconded for dispensing with the reading, so voted favorable. Discussion: Michael Dempsey, member of Conservation Board explained in his mandatory report to the people that Veasey Park needs the \$30,000. for repairs to the facility. He stated that an insurance claim is in the process to help with the repair issues. Voted unanimous favorable action.

ARTICLE 17: To see if the Town will vote to reauthorize the Groveland Police Revolving Fund as established at Annual Town Meeting held June 30, 1992 and authorized by Chapter 44, Section 53E 1/2 of Massachusetts General Laws. The purpose of this fund is to allow receipts received from the General Court and Registry of Motor Vehicles pertaining to motor vehicle fines to be expended without further appropriation for the operation and maintenance of the Highway Safety Patrol Car. The Police Chief may, upon approval of the Board of Selectmen, expend from this account an amount not to exceed FIFTY THOUSAND DOLLARS (\$50,000.00) for Fiscal 2004. All monies

received in excess of Fifty Thousand Dollars to be deposited in the Town's General Fund Account. The operation and maintenance of the Safety Car Program to be at no cost to the taxpayer. The Police Chief shall give a report to the FY 2005 Annual Town Meeting detailing the total receipts and expenditures of this fund for Fiscal 2004.

BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION

FINANCE BOARD RECOMMENDS FAVORABLE ACTION

DATE AND ACTION TAKEN: May 19, 2003. Moved and seconded for favorable action. Moved and seconded to dispense with the reading of the article. Voted favorably. Discussion: Chief of Police Weeks gave a mandatory report to the citizens. He stated that the safety car brought in 65 thousand, of which 45 thousand was used for the patrolman and car. He also pointed out that the officer helped to capture a bank robber. Voted unanimous favorable action.

ARTICLE 18: To see if the Town will vote to reauthorize the Pines Recreation Boat Ramp Revolving Fund as established at Special Town Meeting held October 13, 1992 and authorized by Chapter 44, Section 53E ½ of Massachusetts General Laws. The purpose of this fund is to allow receipts received from the sale of Pines Boat Ramp and Mooring Permits to be expended without further appropriation for the purchase of floats, safety equipment, walk ramp, necessary hardware for installation, and maintenance and repair of Pines Boat Ramp. The Pines Recreation Development Committee may, upon approval of the Board of Selectmen, expend from this account an amount not to exceed FIVE THOUSAND DOLLARS (\$5,000.00) during Fiscal 2004.

A representative of the Pines Recreation Development Committee shall give a report to the FY 2005 Annual Town Meeting detailing the total receipts and expenditures of this fund for Fiscal 2004.

BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION

FINANCE BOARD RECOMMENDS FAVORABLE ACTION

DATE AND ACTION TAKEN: May 19, 2003. Moved and seconded for favorable action. Moved and seconded to dispense with the reading of the article. Voted favorably. In the absence of the Harbormaster, Chief Weeks gave the mandatory report. Account started the year with \$10,203.69. Expended \$249.07. Voted favorable action.

ARTICLE 19: To see if the Town will vote to reauthorize the Recycling Revolving Fund as established at Special Town Meeting held March 4, 1991 and authorized by Chapter 44, Section 53E ½ of Massachusetts General Laws. The purpose of this fund is to allow receipts received from fees paid at appliance and tire drop off days, hazardous waste disposal days, and donations made to the recycling fund to be expended without further appropriation for the maintenance and operation of the town's white goods and tire programs, and the household hazardous waste disposal day. The Board of Health may, upon approval of the Board of Selectmen, expend from this account an amount not to exceed SEVEN THOUSAND DOLLARS (\$7,000.00) for Fiscal 2004; or take any other action relative thereto.

The Board of Health shall give a report to the FY 2005 Annual Town Meeting detailing the total receipts and expenditures of this fund for Fiscal 2004.

	Appropriated FY'03	Requested FY'04	FinComm Recommends	Vote to Change 19,2003
MODERATOR				
Stipend	\$ 100.00	100.00	\$ -	\$ 100.00*
SUBTOTAL	\$ 100.00	100.00	\$ -	\$ 100.00
SELECTMEN				
Selectman's Stipend	\$ 1,500.00	\$ 1,500.00	\$ -	\$ 1,500.00*
Admin. Asst. Salary	\$ 40,470.00	\$ 41,684.10	\$ 41,279.00	\$ 41,279.00
Town Audit	\$ 15,000.00	\$ 15,000.00	\$ 15,000.00	\$ 15,000.00
Expenses	\$ 4,900.00	\$ 5,486.00	\$ 5,486.00	\$ 5,486.00
SUBTOTAL	\$ 61,870.00	\$ 63,670.10	\$ 61,765.00	\$ 63,265.00
AD-HOC COMMITTEES				
Expenses	\$ 490.00	\$ 500.00	\$ 490.00	\$ 490.00
SUBTOTAL	\$ 490.00	\$ 500.00	\$ 490.00	\$ 490.00
DEPARTMNT OF BUDGET & FINANCE				
Finance Director's Salary	\$ 77,688.94	\$ 77,688.94	\$ 79,242.72	\$ 79,242.72
Asst. Treasurer/Collector's Salary	\$ 32,668.00	\$ 33,648.04	\$ 33,321.00	\$ 33,321.00
Treasury/Collection Clerk	\$ 20,712.00	\$ 21,333.36	\$ 21,126.00	\$ 21,126.00
Tax Title-Treasury/Collection	\$ 6,800.00	\$ 5,000.00	\$ 6,000.00	\$ 6,000.00
Expense	\$ 13,500.00	\$ 15,000.00	\$ 13,500.00	\$ 13,500.00
SUBTOTAL	\$ 151,368.94	\$ 152,670.34	\$ 153,189.72	\$ 153,189.72
*Subject to rehiring & contract negotiations				
TOWN ACCOUNTANT				
Accountant's Salary	\$ 39,741.00	\$ 40,933.00	\$ 40,536.00	\$ 40,536.00
Expenses	\$ 1,500.00	\$ 1,500.00	\$ 1,500.00	\$ 1,500.00
SUBTOTAL	\$ 41,241.00	\$ 42,433.00	\$ 42,036.00	\$ 42,036.00
BOARD OF ASSESSORS				
Assessors' Stipends	\$ 900.00	\$ 900.00		\$ 900.00*
Assessors' Manager's Salary	\$ 30,931.00	\$ 31,859.00	\$ 31,550.00	\$ 31,550.00
Expenses	\$ 5,578.00	\$ 1,200.00	\$ 71,200.00	\$ 71,200.00*
Revaluation Maintenance	\$ 18,000.00	\$ 37,000.00	\$ 37,000.00	\$ 37,000.00
Maps-Updating	\$ 2,500.00	\$ 2,600.00	\$ 2,600.00	\$ 2,600.00
SUBTOTAL	\$ 57,909.00	\$ 73,559.00	\$ 142,350.00	\$ 143,250.00
TOWN COUNSEL				
Legal Expense	\$ 21,000.00	\$ 40,000.00	\$ 30,000.00	\$ 30,000.00
SUBTOTAL	\$ 21,000.00	\$ 40,000.00	\$ 30,000.00	\$ 30,000.00

COMPUTER SYSTEM CONSULTANT				
Expenses	\$ 2,500.00	\$ 3,000.00	\$ 2,500.00	\$ 2,500.00
SUBTOTAL	\$ 2,500.00	\$ 3,000.00	\$ 2,500.00	\$ 2,500.00
TOWN CLERK				
Town Clerk's Salary	\$ 36,941.00	\$ 38,049.00	\$ 37,680.00	\$ 37,680.00
Elections & Registrations	\$ 14,461.00	\$ 9,833.03	\$ 14,461.00	\$ 14,461.00
Expenses	\$ 2,450.00	\$ 1,740.00	\$ 2,450.00	\$ 2,450.00
SUBTOTAL	\$ 53,852.00	\$ 49,622.03	\$ 54,591.00	\$ 54,591.00
CONSERVATION COMMISSION				
Stipends	\$ 1,400.00	\$ 1,400.00	\$ -	\$ 1,400.00*
SUBTOTAL	\$ 1,400.00	\$ 1,400.00	\$ -	\$ 1,400.00
PLANNING BOARD				
Planning Members' Stipends	\$ -	\$ 1,500.00	\$ -	\$ 1,500.00*
Expenses	\$ 10,514.00	\$ 10,514.00	\$ 4,300.00	\$ 4,300.00
SUBTOTAL	\$ 10,514.00	\$ 12,014.00	\$ 4,300.00	\$ 5,800.00
MERRIMACK VALLEY PLANNING COMMISSION				
Assessment	\$ 1,867.00	\$ 1,894.95	\$ 1,960.00	\$ 1,960.00
SUBTOTAL	\$ 1,867.00	\$ 1,894.95	\$ 1,960.00	\$ 1,960.00
ZONING BOARD OF APPEAL				
Expense	\$ 2,169.00	\$ 2,169.00	\$ 2,126.00	\$ 2,126.00
SUBTOTAL	\$ 2,169.00	\$ 2,169.00	\$ 2,126.00	\$ 2,126.00
MUNICIPAL FIELDS & WATER				
Expense	\$ 3,500.00	\$ 5,000.00	\$ 3,500.00	\$ 3,500.00
SUBTOTAL	\$ 3,500.00	\$ 5,000.00	\$ 3,500.00	\$ 3,500.00
MUNICIPAL BUILDING COMPLEX				
Supt. Of Buildings-Wages	\$ 6,640.00	\$ 6,839.20	\$ -	\$ 6,839.00*
Expenses	\$ 78,259.00	\$ 68,650.00	\$ 49,479.06	\$ 49,479.06
Repairs & Maintenance	\$ -	\$ 30,000.00	\$ 30,000.00	\$ 30,000.00
Computer Hardware Maint & Lic Fees	\$ 15,825.00	\$ 16,616.25	\$ 16,616.00	\$ 16,616.00
SUBTOTAL	\$ 100,724.00	\$ 122,105.45	\$ 96,095.06	\$ 102,934.06
TOWN INSURANCE				
Expenses	\$ 78,000.00	\$ 85,800.00	\$ 85,800.00	\$ 85,800.00
SUBTOTAL	\$ 78,000.00	\$ 85,800.00	\$ 85,800.00	\$ 85,800.00

TOWN REPORTS

Expenses	\$ 3,920.00	\$ 4,000.00	\$ 3,920.00	\$ 3,920.00
SUBTOTAL	\$ 3,920.00	\$ 4,000.00	\$ 3,920.00	\$ 3,920.00

\$ 592,424.94	\$ 659,937.87	\$ 684,622.78	\$ 696,861.78
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Property**POLICE DEPARTMENT**

Chief's Salary	\$ 69,000.00	\$ 71,070.00	\$ 70,380.00	\$ 71,070.00*
Lieutenant's & Sergeant's Salaries	\$ 99,063.73	\$ 105,088.00	\$ 105,088.00	\$ 105,088.00
Patrolmen's Salary	\$ 196,965.57	\$ 222,772.00	\$ 222,772.00	\$ 222,772.00
Secretary's Salary	\$ 19,215.54	\$ 19,792.00	\$ 19,600.00	\$ 19,600.00
Other Wages	\$ 88,000.00	\$ 96,000.00	\$ 96,000.00	\$ 96,000.00
Incentive Wages	\$ 71,753.67	\$ 77,341.00	\$ 77,341.00	\$ 77,341.00
Cruiser	\$ 26,000.00	\$ 10,000.00	\$ 26,000.00	\$ 26,000.00
Harbormaster Stipend	\$ 100.00	\$ 100.00	\$ -	\$ 100.00*
Harbormaster Expenses	\$ 980.00	\$ 1,100.00	\$ 980.00	\$ 980.00
Other Expenses	\$ 37,568.30	\$ 42,000.00	\$ 37,568.00	\$ 37,568.00
SUBTOTAL	\$ 608,646.81	\$645,263.00	\$ 655,729.00	\$ 656,519.00

PARKING CLERK

Expenses	\$ 490.00	\$ 250.00	\$ 250.00	\$ 250.00
SUBTOTAL	\$ 490.00	\$ 250.00	\$ 250.00	\$ 250.00

COMMUNICATIONS

Wages	\$ 159,559.00	\$ 164,346.00	\$ 164,345.77	\$ 164,345.77
Expenses	\$ 5,880.00	\$ 6,000.00	\$ 5,880.00	\$ 5,880.00
SUBTOTAL	\$ 165,439.00	\$ 170,346.00	\$ 170,225.77	\$ 170,225.77

FIRE DEPARTMENT

Fire Engineers' Stipends	\$ 500.00	\$ 500.00	\$ -	\$ 500.00*
Chief's Salary	\$ 12,854.00	\$ 13,281.00	\$ 13,111.00	\$ 13,111.00
Clerk's Salary	\$ 5,200.00	\$ 5,356.00	\$ 5,304.00	\$ 5,304.00
Firefighter Wages	\$ 57,520.00	\$ 59,246.00	\$ 58,670.00	\$ 58,670.00
Inspector's Wages	\$ 1,659.00	\$ 1,709.00	\$ 1,692.00	\$ 1,692.00
Drill Wages	\$ 38,810.00	\$ 39,974.00	\$ 30,000.00	\$ 30,000.00
Expenses	\$ 50,666.00	\$ 53,700.00	\$ 50,666.00	\$ 50,666.00
SUBTOTAL	\$ 167,209.00	\$ 173,766.00	\$ 159,443.00	\$ 159,943.00

AMBULANCE SERVICE

Contracted Expense	\$ 15,000.00	\$ 15,000.00	\$ 15,000.00	\$ 15,000.00
SUBTOTAL	\$ 15,000.00	\$ 15,000.00	\$ 15,000.00	\$ 15,000.00

INSPECTORS

Wiring Inspector	\$ 16,769.00	\$ 6,000.00	\$ 6,000.00	\$ 6,000.00
Wiring Inspector Expenses	\$ 500.00	\$ 500.00	\$ 500.00	\$ 500.00
Plumbing & Gas Inspector	\$ 18,800.00	\$ 7,000.00	\$ 7,000.00	\$ 7,000.00
Plumbing & Gas Inspector Expenses	\$ 500.00	\$ 500.00	\$ 500.00	\$ 500.00
Sealer of Weights & Measures	\$ -	\$ 750.00	\$ 750.00	\$ 750.00
Building Inspector	\$ 32,293.00	\$ 33,262.00	\$ 33,939.00	\$ 33,939.00
Building Inspector Expenses	\$ 3,089.00	\$ 3,089.00	\$ 3,089.00	\$ 3,089.00
SUBTOTAL	\$ 71,951.00	\$ 51,101.00	\$ 51,778.00	\$ 51,778.00

CIVIL DEFENSE

Directors' Stipend	\$ 100.00	\$ 100.00	\$ -	\$ 100.00*
Expenses	\$ 400.00	\$ 500.00	\$ 400.00	\$ 400.00
SUBTOTAL	\$ 500.00	\$ 600.00	\$ 400.00	\$ 500.00

ANIMAL CONTROL OFFICER

Contract Wages	\$ 6,640.00	\$ 6,839.20	\$ 6,773.00	\$ 6,773.00
Expenses	\$ 2,548.00	\$ 2,600.00	\$ 2,548.00	\$ 2,548.00
SUBTOTAL	\$ 9,188.00	\$ 9,439.20	\$ 9,321.00	\$ 9,321.00

\$ 1,038,423.81	\$1,065,765.20	\$ 1,062,146.77	\$ 1,063,536.77
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EDUCATION

Pentucket Base Assessment	\$ 4,048,521.00	\$ 4,649,959.00	\$ 4,243,103.00	\$ 4,315,175.00*
Pentucket Supplemental Assessment	\$ 266,654.00	\$ 334,143.00	\$ -	\$ 334,784.00*
Pentucket Capital Assessment	\$ 149,163.00	\$ 135,534.00	\$ 135,536.00	\$ 135,536.00
Whittier Vocational Tech Assessment	\$ 290,581.00	\$ 232,111.00	\$ 307,777.00	\$ 307,777.00
SUBTOTAL	\$ 4,754,919.00	\$ 5,351,747.00	\$ 4,686,416.00	\$ 5,093,272.00

\$ 4,754,919.00	\$ 5,351,747.00	\$ 4,686,416.00	\$ 5,093,272.00
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TREE WARDEN

Tree Warden Stipend	\$ 300.00	\$ 300.00		\$ 300.00*
Expense	\$ 6,860.00	\$ 7,000.00	\$ 6,860.00	\$ 6,860.00
SUBTOTAL	\$ 7,160.00	\$ 7,300.00	\$ 6,860.00	\$ 7,160.00

HIGHWAYS

Road Commissioner's Salary	\$ 51,816.00	\$ 53,370.48	\$ 52,852.00	\$ 52,852.00
Laborer/Operator/Driver	\$ 134,216.64	\$ 138,423.14	\$ 136,901.00	\$ 136,901.00
Part Time Laborer	\$ 15,000.00	\$ 15,450.00	\$ 15,300.00	\$ 15,300.00

Emergency Overtime	\$ 7,600.00	\$ 7,600.00	\$ 7,600.00	\$ 7,600.00
Highway Expense	\$ 5,880.00	\$ 6,000.00	\$ 5,880.00	\$ 5,880.00
Front End Loader (Lease)	\$ 17,005.00	\$ 17,000.00	\$ 17,000.00	\$ 17,000.00
Snow & Ice Removal	\$ 50,000.00	\$ 130,000.00	\$ 75,000.00	\$ 75,000.00
Road Machinery Expense	\$ 27,600.00	\$ 50,000.00	\$ 27,600.00	\$ 27,600.00
Road Maintenance Expense	\$ 112,917.66	\$ 115,000.00	\$ 112,918.00	\$ 112,918.00
SUBTOTAL	\$ 422,035.30	\$ 532,843.62	\$ 451,051.00	\$ 451,051.00

*Subject to change due to contract renegotiations

STREET LIGHTING

Expenses	\$ 20,000.00	\$ 21,000.00	\$ 20,000.00	\$ 20,000.00
SUBTOTAL	\$ 20,000.00	\$ 21,000.00	\$ 20,000.00	\$ 20,000.00

RUBBISH COLLECTION

Contract Administrator	\$ 6,905.40	\$ 7,043.56	\$ 7,044.00	\$ 7,044.00
Contract Expense	\$ 441,326.00	\$ 468,536.50	\$ 468,536.50	\$ 468,536.50
SUBTOTAL	\$ 448,231.40	\$ 475,580.06	\$ 475,580.50	\$ 475,580.50

CEMETERY

Commissioners	\$ 300.00	\$ 300.00	\$ -	\$ 300.00*
Part Time Wages	\$ 17,094.00	\$ 46,900.00	\$ 17,436.00	\$ 17,436.00
Expenses	\$ 3,430.00	\$ 3,900.00	\$ 3,430.00	\$ 3,430.00
SUBTOTAL	\$ 20,824.00	\$ 51,100.00	\$ 20,866.00	\$ 20,866.00

\$918,250.70	\$ 1,087,823.68	\$ 974,357.50	\$ 974,657.50
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BOARD OF HEALTH

Stipends	\$ 900.00	\$ 900.00	\$ -	\$ 900.00*
Health Nurse Wages	\$ -	\$ -	\$ -	\$ -
Health /Sanitarian Agent Wages	\$ -	\$ -	\$ -	\$ -
Part-time Clerk Wages	\$ -	\$ -	\$ -	\$ -
Part-time Wages	\$ 48,882.22	\$ 50,082.00	\$ 50,082.00	\$ 49,860.00
Expenses	\$ 6,410.00	\$ 6,188.00	\$ 6,188.00	\$ 6,410.00
SUBTOTAL	\$ 56,192.22	\$ 57,170.00	\$ 56,270.00	\$ 57,170.00

COUNCIL ON AGING

Director's Salary	\$ 33,627.00	\$ 34,635.81	\$ 34,300.00	\$ 34,300.00
Part Time Office Staff	\$ 24,374.48	\$ 31,266.43	\$ 24,862.00	\$ 24,862.00
Outreach Worker	\$ 4,784.00	\$ 4,927.52	\$ 4,880.00	\$ 4,880.00
Part Time Van Driver	\$ 10,140.00	\$ 10,444.20	\$ 10,343.00	\$ 10,343.00
Expenses	\$ 8,526.00	\$ 13,158.00	\$ 6,726.00	\$ 6,726.00
SUBTOTAL	\$ 81,451.48	\$ 94,431.96	\$ 81,111.00	\$ 81,111.00

ELDER SERVICES OF

MERRIMACK VALLEY

Assessment	\$ 392.00	\$ 392.00	\$ 392.00	\$ 392.00
SUBTOTAL	\$ 392.00	\$ 392.00	\$ 392.00	\$ 392.00

VETERANS

Veteran's Benefits	\$ 6,750.00	\$ 8,520.00	\$ 6,885.00	\$ 6,885.00
Investigation of Benefits	\$ 7,740.00	\$ 8,000.00	\$ 8,000.00	\$ 8,000.00
SUBTOTAL	\$ 14,490.00	\$ 16,520.00	\$ 14,885.00	\$ 14,885.00

\$ 152,525.70	\$ 168,513.96	\$ 152,658.00	\$ 153,558.00
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LIBRARY

Library Director's Salary	\$ 38,966.00	\$ 40,914.00	\$ 39,745.00	\$ 40,914.00*
Library Staff Wages	\$ 50,702.00	\$ 52,223.00	\$ 51,716.00	\$ 51,716.00
Summer Help - Page Wages	\$ 5,500.00	\$ 5,500.00	\$ 5,610.00	\$ 5,610.00
Expenses	\$ 34,300.00	\$ 39,491.00	\$ 34,300.00	\$ 34,300.00
SUBTOTAL	\$ 129,468.00	\$ 138,128.00	\$ 131,371.00	\$ 132,540.00

RECREATION DEPARTMENT

Expenses	\$ 6,860.00	\$ 7,000.00	\$ 6,860.00	\$ 6,860.00
SUBTOTAL	\$ 6,860.00	\$ 7,000.00	\$ 6,860.00	\$ 6,860.00

HISTORIC COMMISSION

Expenses	\$ 980.00	\$ 1,000.00	\$ 980.00	\$ 980.00
SUBTOTAL	\$ 980.00	\$ 1,000.00	\$ 980.00	\$ 980.00

MEMORIAL DAY SERVICES

Expenses	\$ 550.00	\$ 625.00	\$ 550.00	\$ 550.00
SUBTOTAL	\$ 550.00	\$ 625.00	\$ 550.00	\$ 550.00

\$137,858.00	\$ 146,753.00	\$ 139,761.00	\$ 140,930.00
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DEBT INTEREST

Bagnall School (91, refinance: 02)	\$ 49,572.50	\$ 41,322.50	\$ 41,322.50	\$ 41,322.50
Main St Drainage (99, Bonded 02)	\$ 3,287.50	\$ 2,987.50	\$ 2,987.50	\$ 2,987.50
Breathing Equip (00, Bonded 02)	\$ 1,820.00	\$ 1,220.00	\$ 1,220.00	\$ 1,220.00
Fire Pumper (00, Bonded 02)	\$ 7,380.00	\$ 5,580.00	\$ 5,580.00	\$ 5,580.00
Capital Plan (02)	\$ 18,333.00	\$ 16,168.00	\$ 16,168.00	\$ 16,168.00
Capital Plan (03)	\$ -	\$ 4,200.00	\$ 4,200.00	\$ 4,200.00

Meadow Pond (02)	\$ -	\$ 6,825.00	\$ 6,825.00	\$ 6,825.00
SUBTOTAL	\$ 80,393.00	\$ 78,303.00	\$ 78,303.00	\$ 78,303.00
DEBT PRINCIPAL				
Bagnall School (91, refinance: 02)	\$ 275,000.00	\$ 270,000.00	\$ 270,000.00	\$ 270,000.00
Main St Drainage (99, Bonded 02)	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00
Breathing Equip (00, Bonded 02)	\$ 20,000.00	\$ 20,000.00	\$ 60,000.00	\$ 20,000.00*
Fire Pumper (00, Bonded 02)	\$ 60,000.00	\$ 60,000.00	\$ 20,000.00	\$ 60,000.00*
Capital Plan (02)	\$ 69,650.00	\$ 80,837.50	\$ 80,837.50	\$ 80,837.50
Capital Plan (03)	\$ -	\$ 16,800.00	\$ 16,800.00	\$ 16,800.00
Meadow Pond (02)	\$ -	\$ 36,400.00	\$ 36,400.00	\$ 36,400.00
SUBTOTAL	\$ 434,650.00	\$ 494,037.50	\$ 494,037.50	\$ 494,037.50
	\$ 515,043.00	\$ 572,340.50	\$ 572,340.50	\$ 572,340.50
ESSEX COUNTY RETIREMENT				
Assessment	\$174,000.00	\$ 233,500.00	\$ 232,528.00	\$ 174,514.00*
SUBTOTAL	\$174,000.00	\$ 233,500.00	\$ 232,528.00	\$ 174,514.00
HAVERHILL RETIREMENT BOARD				
Assessment	\$ 807.00	\$ 807.00	\$ 807.00	\$ 807.00
SUBTOTAL	\$ 807.00	\$ 807.00	\$ 807.00	\$ 807.00
UNEMPLOYMENT COMPENSATION				
Expense	\$ 4,000.00	\$ 4,000.00	\$ 4,000.00	\$ 4,000.00
SUBTOTAL	\$ 4,000.00	\$ 4,000.00	\$ 4,000.00	\$ 4,000.00
EMPLOYEES' HEALTH INSURANCE				
Expenses	\$ 237,300.00	\$ 251,301.00	\$ 251,301.00	\$ 251,301.00
SUBTOTAL	\$ 237,300.00	\$ 251,301.00	\$ 251,301.00	\$ 251,301.00
EMPLOYEES' LIFE INSURANCE				
Expenses	\$ 3,000.00	\$ 3,750.00	\$ 3,750.00	\$ 3,750.00
SUBTOTAL	\$ 3,000.00	\$ 3,750.00	\$ 3,750.00	\$ 3,750.00
MEDICARE TAX				
Expenses	\$ 22,300.00	\$ 26,800.00	\$ 26,800.00	\$ 26,800.00
SUBTOTAL	\$ 22,300.00	\$ 26,800.00	\$ 26,800.00	\$ 26,800.00
	\$ 441,407.00	\$ 520,158.00	\$ 519,186.00	\$ 461,172.00

\$ 8,550,852.15

\$9,573,039.21

\$ 8,791,488.55

\$ 9,156,328.55

Article 20

Note * indicates motions made and seconded at town meeting on May 19, 2003 and voted favorable to change.

Section 6 Board of Assessors/ Expenses.

Discussion was as follows:

Question was raised as to why was the figure raised from \$1200.00 to \$71,200.00 Frank Gorrell, Finance Member, submitted this amount based on the fact that it was required by State Law. He pointed out that Sate Aide is based on the Towns value.. It is time again to do re-list and re-measure-evaluation. By doing this procedure it will allow the town to certify the tax rate. He stressed that it was better to do the whole town. It was further stated that for this amount of monies that it would have to go out for bid. With this discussion having taken place the hold on this amount was withdrawn. The monies were then voted favorable with the whole Omnibus article as it was amended.

Discussion: John Osborne spoke and stated that all stipends should not be removed, and if they are all wage increases to town employees should be taken away. Bill Darke felt all stipends should be treated the same for all people. He suggested that the stipend issues could wait till the fall. Finance Board feels that either all personnel get stipends or no one gets them. Mitch Kroner, Cannon Hill RD Ext. wants to know what the state revenue forecast is for the town? Explained Lottery would realize 518K, Real Estate 6.8 Million. New Growth 150K, plus other factors. The question on Chapter 70 and Chapter 71 was still undecided do to the State Legislator still setting State Budget. Motion was made and seconded for article 20 as amended. Voted Unanimous favorable action.

ARTICLE 21: To see if the Town will vote to raise and appropriate the sum of FIVE HUNDRED FIFTY-NINE THOUSAND DOLLARS (\$559,000.00) for use of the Water Department, said sum to be offset by Water Department Revenue; or take any other action relative thereto.

Submitted by Water/Sewer Commissioners

**NOTE: Commissioners' stipend - \$ 900.00
Superintendent's salary - \$ 43,560.76
Office Manager - \$ 26,803.69
Equip. Operators/Laborers-\$ 95,146.25
Overtime & On Call - \$ 20,532.02
Expense - \$176,185.00
Health Insurance - \$ 30,424.00
Retirement - \$ 20,125.00
Bond Debt Prin. & Int. - \$ 145,333.28**

BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION

FINANCE BOARD RECOMMENDS FAVORABLE ACTION

DATE AND ACTION TAKEN: May 19, 2003. Moved and seconded for favorable action. Moved and seconded to dispense with the reading. Voted to dispense with the reading. No discussion took place. Voted Unanimous favorable action.

ARTICLE 22: To see if the Town will vote to raise and appropriate the sum of ONE HUNDRED NINETY EIGHT THOUSAND DOLLARS (\$198,000.00) for use of the Sewer Department, said sum to be offset by Sewer Department Revenue; or take any other action relative thereto.

Submitted by Water/Sewer Commissioners

BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION

FINANCE BOARD RECOMMENDS FAVORABLE ACTION

DATE AND ACTION TAKEN: May 19, 2003. Moved and seconded for favorable Action. Moved and seconded to dispense with the reading of the article. Voted favorable to dispense with the reading. No discussion took place. Voted Unanimous favorable action.

ARTICLE 23: To see if the Town will vote to fix the salary and compensation of all elective and appointive officers of the Town for the twelve months ending June 30, 2004.
Fixing of salaries according to Articles #20 - #22 above.

BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION

FINANCE BOARD RECOMMENDS FAVORABLE ACTION

ACTION TAKEN: May 19, 2003. Moved and seconded for favorable action. No discussion took place. Voted Favorable action on article.

ARTICLE 24: To see if the Town will vote to appropriate \$334,784.00 to pay its share of the additional assessment of the Pentucket Regional School District Budget for Fiscal Year 2004 required to fully fund such assessment and thereby approve the District's budget for the year, provided that such additional appropriation be contingent on the approval of a levy limit override question under General Laws Chapter 59, Section 21Cs; or take any other action relative thereto.

BOARD OF SELECTMEN RECOMMEND TO TABLE

FINANCE BOARD :

ACTION TAKEN: May 19, 2003. Moved and seconded to table. Voted Unanimous favorable action to table

ARTICLE 25: To see if the Town will vote to perpetually and permanently designate a parcel of land shown as Assessors Map 16, Parcel 4, located on Main Street and known as Shanahan Field, containing approximately nine and three tenths (9.3) acres, as a park for recreational purposes in accordance with the provisions of Massachusetts General Laws Chapter 45, Section 14; or take any other action relative thereto.

Submitted by Petition – Groveland Recreation Committee

Explanation: The Groveland Youth Soccer League has spent approximately \$50,000.00 over the past several years to upgrade and improve Shanahan Field, and the property should be designated a park to protect this property as valuable open space for the entire general public and for future generations.

BOARD OF SELECTMEN RECOMMEND UNFAVORABLE ACTION

FINANCE BOARD RECOMMENDS UNFAVORABLE ACTION

DATE AND ACTION TAKEN: MAY 19, 2003. Moved and seconded for favorable action. Moved and seconded to dispense with the reading of the article. Voted favorably to waive the reading.

Discussion: Mitch Kroner, Cannon Hill Ext. asked Town Counsel what was need to make this Article Legal. Town Counsel stated that under Massachusetts General Laws, Chapter 40, Section 15A. This Article needed 2/3/ Majority Vote.

Mitch pointed out that he believed that the designation of this area as a park would be a good thing for the town now as well as for future generations. Debra Webster, Wood Street gave some figures of land amounts in the town as follows: We have 1,4072 Acres of Sate owned land and 472 Acres of town land, (most of which is under Conservation control.

Brian Smith, Main Street raised the question that should the land be designated a park which was for recreational use only, what happens to the Historical Building? He stated they do not have a deed. Would the building have to moved? A motion was then introduced to table this article and was seconded. Voted 2/3 majority to table.

ARTICLE 26: To see if the Town will vote to approve Planning Board member Robert O'Hanley being appointed annually by the Planning Board to serve as the Road Preparedness Commissioner (R.P.C.) for said Planning Board; or take any other action relative there.

Explanation: The purpose of this Article is to allow Mr. O'Hanley to serve in multiple positions for the town, some with compensation and some without.

PLANNING BOARD RECOMMENDS FAVORABLE ACTION

BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION

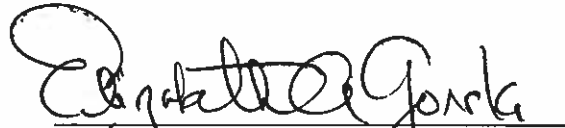
DATE AND ACTION TAKEN: May 19, 2003. Moved and seconded for favorable action. Moved and seconded to dispense with the reading. Voted to dispense with the reading. No discussion took place. Voted Favorable.

Meeting was moved and seconded to dissolve at 11:45. Voted Unanimous to dissolve.

And you are directed to serve this Warrant by posting attested copies thereof in said Town, one copy in each of the three parts of Town known as Savaryville, the Village, and South Groveland, fourteen (14) days at least before the time of holding said meeting.

Hereof fail not and make due return of this Warrant, with your doings thereon to the Precinct Clerk, at the time and place of said meeting.

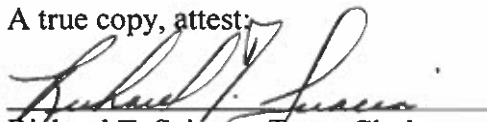
Given under our hands this ____ day of April in the year of our Lord two thousand three.


Elizabeth A. Gorski, Chairman


William H. Darke


Barbara A. Sheehan

A true copy, attest:



Richard T. Sciacca, Town Clerk


Ronald C. Weeks, Police Chief

OFFICER'S RETURN

I have notified and warned the inhabitants of the Town of Groveland who are qualified to vote in Town Affairs by posting true and attested copies of this Warrant at the Town Hall, Savaryville and South Groveland. Said copies not having been posted less than **fourteen days** before the time of said meeting.


Richard T. Sciacca, Town Clerk


Ronald C. Weeks, Police Chief