

Minutes for Annual Town Meeting

Tuesday, April 1, 2008

To either of the Constables of the Town of Stoneham in the County of Middlesex,
GREETING:

In the name of the Commonwealth of Massachusetts, you are directed to notify and warn the inhabitants of the Town of Stoneham qualified to vote in elections and Town affairs to meet in the **Town Hall, 35 Central Street**, on Tuesday, April 1, 2008, at seven o'clock in the forenoon to act on the following articles of this warrant:

Article 1. To choose the following officers:

One (1) Selectman for three (3) years.

Two (2) Library Trustees for three (3) years.

One (1) Board of Assessors Member for three (3) years.

One (1) Planning Board Member for five (5) years.

One (1) Board of Health Member for three (3) years.

Two (2) School Committee Members for three (3) years.

One (1) School Committee Member for (1) year unexpired term.

One (1) Housing Authority Member for five (5) years.

All on one ballot.

The polls for the Annual Town Election shall be closed at eight o'clock in the evening.

For consideration of the following Articles, the meeting shall be adjourned to meet in the **Town Hall** at 7:30 o'clock in the evening on Monday, May 5, 2008, in accordance with provisions of Article II, section 2-3 of the By-Laws of the Town of Stoneham.

Tellers were appointed to check the names of voters entering the Town Hall and the checklist showed 390 voters were inside the meeting.

The meeting was called to order by Moderator Michael Rotondi at 7:35 PM. He thanked the Town's organist Bruce Netten. Moderator Rotondi then asked Father Bill Schmidt, Pastor of St. Patrick Church to give the invocation. Moderator Rotondi mentioned the passing of long time Stoneham residents Gerald Sullivan and Frank Rotondi. He led the Pledge of Allegiance and the warrant was read.

Article 2. To choose all other necessary Town officers for the ensuing year in such a manner as the Town may determine.

Board of Selectmen

Article 2. **Voted** that the Town choose all other necessary Town officers for the ensuing year in such a manner as the Town may determine.

Passes Unanimous

Article 3. To hear the reports of Town officers and committees and to act thereon and to choose committees.

Board of Selectmen

Article 3. **Voted** that the Town hear the reports of Town officers and committees and to act thereon and to choose committees.

Passes Unanimous

Motion made by Robert Sweeney, 6 Pleasant Street-Member of the Board of Selectmen, to advance Article 33 (the Budget) to be considered at this time.

**Motion to Move the Question
Question is Moved
 $\frac{2}{3}$ Vote Required to Advance
Fails Per Moderator**

Article 4. To see if the Town will vote to fix the salaries of the several elective officers and the Boards of the Town for the 2008/2009 fiscal year.

Board of Selectmen

Article 4. **Voted** that the Town fix the salaries of the several elective officers and the Boards of the Town for the 2009 fiscal year as follows:

Town Moderator	\$200
Board of Assessors	\$1,200
Board of Selectmen	\$3,000
Town Clerk	\$62,000

Passes Unanimous

Article 5. To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$51,127 for the maintenance and improvement of Whip Hill Park or do anything in relation thereto.

Conservation Commission

Motion made by Michael Rora 296 Green Street to move this article until after Article 33 (the Budget).

Article 5. **Voted** that the Town appropriate \$32,077 for the maintenance and improvement of Whip Hill Park, said sum to be transferred from Public Works Admin 400 and accept a gift of \$30,000 from the Whip Hill Park Trust Fund to supplement the Whip Hill Park Budget.

**Motion to Move the Question
Question is Moved
Vote on Motion to Move Article
Majority Required
Fails Per Moderator
Motion to Move Question
Question is Moved
Vote on Main Motion
Passes per Moderator
Motion for Reconsideration
Cannot Be Reconsidered**

Article 6. To see if the Town will vote to raise and appropriate, or transfer from available funds, the sum of \$350,000 to meet the Municipal Appropriation Requirement for the library's state certification.

**Mary Doyle et al
6 Myrtle Street**

Article 6. **Voted** that the Town transfer from stabilization funds the sum of \$205,000 to meet the Municipal Appropriation Requirement for the library's certification.

**Motion to Move Question
Question is Moved
Passes Per Moderator
Motion for Reconsideration
Cannot Be Reconsidered**

Article 7. To see if the Town will vote to amend the Stoneham Town Code, Chapter 15, Zoning Bylaw, Section 3.2 Location of Districts by deleting the date *October 26, 1998* and substituting *April 1, 2008*, so that it will read as follows:

3.2 LOCATION OF DISTRICTS:

Said districts are hereby established as shown on a map entitled "Stoneham, Massachusetts, Official Zoning Map", dated April 1, 2008. A true copy of which is on file in the office of the Town Clerk. Said map, together with all explanatory information thereon, is hereby incorporated into and made a part of this bylaw.

Planning Board

Article 7. **Voted** that the Town amend the Stoneham Town Code, Chapter 15, Zoning Bylaw, Section 3.2 Location of Districts by deleting the date *October 26, 1998* and substituting *April 1, 2008*, so that it will read as follows:

3.2 LOCATION OF DISTRICTS:

Said districts are hereby established as shown on a map entitled “Stoneham, Massachusetts, Official Zoning Map”, dated April 1, 2008. A true copy of which is on file in the office of the Town Clerk. Said map, together with all explanatory information thereon, is hereby incorporated into and made a part of this bylaw.

**2/3 Vote Required
Passes Unanimous**

***Sent to Attorney General May 14, 2008**

***Approved by Attorney General June 30, 2008**

Article 8. To see if the Town will vote to amend the Stoneham Town Code, Chapter 15, Zoning Bylaw, by adding to Section 4.2.2.2(c) the following:

5. Maximum gross floor area of two hundred fifty (250) square feet for a lot that contains a swimming pool.

Or do anything in relation thereto.

**Charles F. Houghton et al
15 Kimball Drive**

Article 8. **Moved** that the Town amend the Stoneham Town Code, Chapter 15, Zoning Bylaw, by adding to Section 4.2.2.2(c) as follows:

5. Maximum gross floor area of two hundred fifty (250) square feet for a lot that contains a swimming pool.

Motion made by David Shurgin 224 Park Street Unit B1 to Indefinitely Postpone Article 8.

**Voted to Indefinitely Postpone
Passes Per Moderator**

Article 9. To see if the Town will vote for a Home Rule Petition requesting that the Town of Stoneham be exempt from the MGL 32B requiring the Town to negotiate with a Public Employee Committee to gain access to the GIC health coverage, or do anything in relation thereto.

Board of Selectmen

Article 9. **Voted** that the Town indefinitely postpone the subject matter of Article No. 9.

Motion to Indefinitely Postpone

Passes Per Moderator

Article 10. To see if the Town will vote to petition the State Legislature for a Special Act transferring all “subscribers” in the Town of Stoneham, as defined in Section 19(a) of Chapter 32B of the General Laws, to the Group Insurance Commission (hereinafter also referred to as the “Commission”) in order to provide health insurance coverage to all such subscribers. Said transfer of subscribers to take effect without: (i) subsequent vote of the Board of Selectmen or (ii) a written agreement between the Town and a public employee committee. The effective date of the transfer shall be July 1, 2009. The motion for this Article shall include, but not be limited to, provisions regarding the following: (1) the initial term of the transfer and provisions for revocation, withdrawal, cancellation and renewal thereof; (2) the health premium contributions splits by type of plan, including HMO Plans, PPO plans, Indemnity Plans, Medicare Enrollment, and any other existing plans (within the same health coverage plan the percentage contributed by the Town to the premium or cost of health coverage shall be the same for all subscribers covered pursuant to the Special Act. Said payments shall differ only by the type of coverage elected under the plan, individual, family, optional medicare extension or other; provided, however, that the percentage contributed by the Town may vary among the different health coverage plans offered pursuant to the Special Act); (3) the establishment of a public employee committee and its authority and duties subsequent to the transfer of subscribers, not otherwise specifically provided for in the proposed Special Act (the health premium contributions splits by type of plan is to be specifically provided for in the Special Act), including, but not limited to provisions regarding meetings between the Town and the public employee committee; (4) the Town making available to the public employee committee copies of correspondence between the Town and the Group Insurance Committee; (5) dispute resolution regarding the implementation of the Special Act and the transfer, consistent with the terms of the Special Act; (6) providing that the health insurance provided pursuant to the Special Act shall be binding on all active and retired employees for whom health coverage is being purchased; shall supersede any conflicting provisions of all collective bargaining agreements and Town bylaws and policies, and shall itself not be subject to supercedence in any statutory impasse proceeding under Chapter 152E of the General Laws; (7) serving subscribers who, by reason of residence or domicile, cannot be appropriately served within the service area of the health carrier or carriers provided, subject to the provisions of the Special Act; and (8) the authority of the Commission to negotiate and purchase health coverage for subscribers transferred, including the promulgation of regulations for coverage of such subscribers so transferred. The schedule of benefits available to such transferred subscribers shall be determined by the Commission in accordance with Chapter 32A of the General Laws. Said Commission shall offer such subscribers at least the same choice as to health carriers as is made available to state employees. The Town’s contribution to the cost of health coverage for such subscribers, shall be as determined under the Special Act, and shall not be subject to the provisions on contributions in said Chapter 32A. The Commission shall require the Town to collect and forward to the Commission the full premium or cost of coverage, including the subscriber's contribution; provided, that the Commission shall require the Town, notwithstanding any general or special law to the contrary, to forward to the Commission the full cost of at least one month's but not more than three month's premiums for such transferred subscribers thirty days prior to the effective date of said transfer. For the purpose of determining the cost to subscribers transferred pursuant hereto, the dollar amount payable by said subscribers shall be the same as the dollar amount paid by subscribers covered by the plan offered by the Town, distinguishing only by the type of plan, individual, family or optional medicare extension plan, in which the subscriber enrolls. The Commission may also charge the Town an administrative fee, to be determined by said Commission, which shall be paid by the Town and shall not be considered as part of the cost of coverage for purposes of determining the contributions of the Town and its employees to the cost of health coverage. Any such administrative fee charged hereunder shall be used by said Commission to pay any personnel or other costs associated with the administration of said plans.

Or do anything in relation hereto.

Board of Selectmen

Article 10. Voted that the Town indefinitely postpone the subject matter of Article No. 10.

**Motion to Indefinitely Postpone
Passes Per Moderator**

Article 11. To see if the Town will vote to petition the State Legislature to amend Chapter 26 of the Acts and Resolves of 1981, as amended, “An Act Establishing a Selectmen, Town Administrator Form of Government for the Town of Stoneham”, by:

1. Deleting Section 15 “Budgetary process – Town Administrator” as currently provided:

At least seventy-five days prior to the annual town meeting, the town administrator shall submit to the selectmen a careful, detailed estimate, in writing, of the probable expenditures of the town government for the ensuing fiscal year, stating the amount required to meet the interest and maturing bonds and notes or other outstanding indebtedness of the town and showing specifically the amount necessary to be provided for each fund and department, together with a statement of the expenditures of the town for the same purposes in the preceding year and an estimate of the expenditures for the current year. He shall also submit a statement showing all revenues received by the town in the preceding fiscal year together with an estimate of the receipts of the current year and an estimate of the amount of income from all sources of revenue exclusive of taxes upon property in the ensuing year. He shall report the probable amount required to be levied and raised by taxation to defray all expenses and liabilities of the town together with an estimate of the tax rate necessary to raise said amount. For the purpose of enabling the town administrator to make up the annual estimates of expenditures, all boards, officers and committees of the town shall, at least ninety days prior to the annual town meeting furnish all information in their possession and submit to him in writing a detailed estimate of the appropriations required for the efficient and proper conduct of their respective departments during the next fiscal years.

and substitute the following:

At least eighty days prior to the annual town meeting, the town administrator shall submit to the selectmen and the finance and advisory board a careful, detailed estimate, in writing, of the probable expenditures of the town government for the ensuing fiscal year, stating the amount required to meet the interest and maturing bonds and notes or other outstanding indebtedness of the town and showing specifically the amount necessary to be provided for each fund and department, together with a statement of the expenditures of the town for the same purposes in the preceding year and an estimate of the expenditures for the current year. The town administrator shall also submit a statement showing all revenues received by the town in the preceding fiscal year together with an estimate of the receipts of the current year and an estimate of the amount of income from all sources of revenue exclusive of taxes upon property in the ensuing year. The town administrator shall report the probable amount required to be levied and raised by taxation to defray all expenses and liabilities of the town together with an estimate of the tax rate necessary to raise said amount. For the purpose of enabling the town administrator to make up the annual estimates of expenditures, all boards, officers and committees of the town shall, at least one hundred and ten days prior to the annual town meeting furnish all information in their possession and submit to the town administrator in writing a detailed estimate of the appropriations

required for the efficient and proper conduct of their respective departments during the next fiscal year.

2. Deleting Section 16 “Budgetary process – Board of Selectmen” as currently provided:

The selectmen shall consider the tentative budget submitted by the town administrator and make such recommendations relative thereto as they deem expedient and proper in the interests of the town. On or before the fifty-fifth day prior to the annual town meeting, the selectmen shall transmit a copy of the budget, together with the recommendations, to the finance and advisory board.

and substitute the following:

The selectmen shall consider the tentative budget submitted by the town administrator and make such recommendations relative thereto to the finance and advisory board throughout the budget process, as they deem expedient and proper in the interests of the town. The finance and advisory board shall review the tentative budget of the town administrator and any general and/or specific recommendations made to it by the board of selectmen subsequent to the submission of the town administrator’s budget. On or before the twenty-first day prior to the annual town meeting, the finance and advisory board shall meet with the board of selectmen to discuss the budget. Nothing herein shall be deemed to restrict or otherwise limit said boards from meeting at other times prior and/or subsequent to said date. On or before the fourteenth day prior to the annual town meeting, the selectmen shall transmit a copy of its budget, together with its final recommendations to the finance and advisory board.

Or do anything in relation thereto.

Board of Selectmen

Article 11. Voted that the Town postpone the subject matter of Article 11.

**Motion to Indefinitely Postpone
Passes Per Moderator**

Article 12. To see if the Town will vote to petition the State Legislature to enact a Special Act for the Town of Stoneham to establish and maintain a special account in which that portion of fees imposed and collected from users of the Town of Stoneham’s arena for purpose of capital expenditures for said arena are placed in a separate account. Funds from said account may be expended by the Town Administrator without further appropriation only for purposes of capital expenditures at said arena. Funds in said account may not be used for any other purpose(s) without a two-thirds vote of the Town Meeting. Any interest earned on the funds shall be added to and become a part of the fund.

Or to do anything in relation thereto.

Board of Selectmen

Article 12. Voted that the Town petition the State Legislature to enact a Special Act for the Town of Stoneham to establish and maintain a special account in which that portion of fees imposed and collected from users of the Town of Stoneham's arena for the purpose of capital expenditures for said arena are placed in a separate account. Funds from said account may be expended by the Town Administrator without further appropriation only for purposes of capital expenditures at said arena. Funds in said account may not be used for any other purpose(s) without a two-thirds vote of the Town Meeting. Any interest earned on the funds shall be added to and become a part of the fund.

Majority Vote Required

Hand Count

Yes No

61 90

Fails Per Moderator

Motion for Reconsideration

Cannot Be Reconsidered

Article 13. To see if the Town will vote to petition the State Legislature for and/or in support of a Special Act to: (1) authorize and direct the Commonwealth's Division of Capital Asset Management ("DCAM") to market, sell and convey, through a competitive process, for no less than its fair market value, the parcel acquired in 2002 on Lynn Fells Parkway, described in Certificate of Title No. 225345, in the Middlesex South Registry of Deeds in Book 1256, on Page 195 and shown as Lot 8 on Land Court Plan 34101-C ("the parcel"); (2) provide that any such conveyance is subject to an easement requiring the grantee to make available and maintain at its expense ten parking spaces in an accessible location chosen by the grantee to be available for use by the public during the hours the Middlesex Fells Reservation is open, as set by DCR; (3) direct DCAM to contract - within 180 days of the legislation's effective date - with an independent appraiser who shall determine the Parcel's fair market value, taking into account the above easement; (4) direct DCAM to issue a request for proposals relative to the Parcel within one year of the legislation's effective date or within 60 days of receipt of such appraisal whichever is later; (5) direct that 95% of the proceeds of any such conveyance be paid to the DCR, and deposited into its Conservation Trust, with the other 5% paid to Stoneham; (6) direct that all appraisal costs be paid by the grantee; (7) comply with the home rule procedures provided under Mass. Const. Amend. Art. 2, § 8 as amended by Art. 89, if required by applicable law; and be (8) consistent with and for enactment pursuant to Mass. Const. Amend. Art. 49, as amended by Art. 97.

Or do anything in relation thereto.

Board of Selectmen

Article 13. **Voted** that the Town petition the State Legislature for and/or in support of a Special Act to: (1) authorize and direct the Commonwealth's Division of Capital Asset Management ("DCAM") to market, sell and convey, through a competitive process, for no less than its fair market value, the parcel acquired in 2002 on Lynn Fells Parkway, described in Certificate of Title No. 225345, in the Middlesex South Registry of Deeds in Book 1256, on Page 195 and shown as Lot 8 on Land Court Plan 34101-C ("the parcel"); (2) provide that any such conveyance is subject to an easement requiring the grantee to make available and maintain at its expense ten parking spaces in an accessible location chosen by the grantee to be available for use by the public during the hours the Middlesex Fells Reservation is open, as set by DCR; (3) direct DCAM to contract - within 180 days of the legislation's effective date - with an independent appraiser who shall determine the Parcel's fair market value, taking into account the above easement; (4) direct DCAM to issue a request for proposals relative to the Parcel within one year of the legislation's effective date or within 60 days of receipt of such appraisal whichever is later; (5) direct that 95% of the proceeds of any such conveyance be paid to the DCR, and deposited into its Conservation Trust, with the other 5% paid to Stoneham; (6) direct that all appraisal costs be paid by the grantee; (7) comply with the home rule procedures provided under Mass. Const. Amend. Art. 2, § 8 as amended by Art. 89, if required by applicable law; and be (8) consistent with and for enactment pursuant to Mass. Const. Amend. Art. 49, as amended by Art. 97.

**Majority Vote Required
Passes per Moderator**

***Sent to Representatives Casey & Natale and Senator Tisei on May 13, 2008**

Article 14. To see if the Town will vote to petition the legislature to amend Chapter 26 of the Acts of 1981, as amended, by:

Deleting from Section 10, Paragraph (c) the words "which shall be updated biennially"; or to do anything in relation thereto.

**John M. DeGeorge et al
148 Franklin Street**

Article 14. **Voted** that the Town petition the legislature to amend Chapter 26 of the Acts of 1981, "An Act Establishing a Selectmen-Town Administrator Form of Government" as amended; by deleting from Sec. 10 (c) the words "which shall be updated biennially" so that the amended said paragraph reads as follows:

"(c) In carrying out the activities related to personnel, the town administrator shall be governed by all applicable aspects of the personnel by-laws. In matters relating to hours and working conditions and related functions, those set out in the personnel by-laws or those covered by collective bargaining agreement shall be adhered to by all officials."

**Motion to Move Question
Question is Moved
Majority Vote Required
Fails Per Moderator**

Article 15. To see if the Town will vote to amend the Stoneham Town Code, Chapter 2, Sec. 2-3, by deleting 7:30 p.m. and inserting 7:00 p.m. so that it will read as follows:

Sec. 2-3. Annual Meeting-Adjourned sessions.

All business of the annual town meeting except the election and the determination of such matters as by law are required to be elected or determined at the first session of such meeting, shall be considered at an adjournment thereof which adjournment shall be held on the first Monday in May at 7:00 P.M. and on the following Thursday at 7:00 P.M. and every consecutive Monday and Thursday thereafter at 7:00 P.M. until the business before the town in the annual meeting warrant is completed.

Board of Selectmen

Article 15. **Voted** that the Town amend the Stoneham Town Code, Chapter 2, Sec. 2-3, by deleting 7:30 p.m. and inserting 7:00 p.m. so that it will read as follows:

Sec. 2-3. Annual Meeting-Adjourned sessions.

All business of the annual town meeting except the election and the determination of such matters as by law are required to be elected or determined at the first session of such meeting, shall be considered at an adjournment thereof which adjournment shall be held on the first Monday in May at 7:00 P.M. and on the following Thursday at 7:00 P.M. and every consecutive Monday and Thursday thereafter at 7:00 P.M. until the business before the town in the annual meeting warrant is completed.

Majority Vote Required Passes Per Moderator

***sent to Attorney General May 14, 2008**

***Approved by Attorney General June 30, 2008**

Article 16. To see if the Town will vote to amend Chapter 5, Section 5A-22 of the Stoneham Town Code by adding the phrase “at the discretion of the Fire Chief” so that said section will read as follows (the additional phrase added by this amendment is underlined below):

Section 5A-22. Master-connected Fire Alarm Systems.

Any multi-family with the minimum number of dwelling units as established by regulation of the Stoneham Fire Department, commercial, or educational building whether new or existing that is erected or substantially altered containing greater than 5,000 square feet of floor area shall be master-connected to the Town of Stoneham’s Fire Alarm System at the discretion of the Fire Chief or his designee. The system shall be approved by the Fire Chief, or his designee, and shall be compatible with the Town of Stoneham’s Fire Alarm system in existence at the time of application, as determined by the Fire Chief, or his designee.

Or do anything in relation thereto.

**Joseph W. Rolli
Fire Chief**

Article 16. **Voted** that the Town amend Chapter 5, Section 5A-22 of the Stoneham Town Code by adding the phrase “at the discretion of the Fire Chief” so that said section will read as follows (the additional phrase added by this amendment is underlined below):

Section 5A-22. Master-connected Fire Alarm Systems.

Any multi-family with the minimum number of dwelling units as established by regulation of the Stoneham Fire Department, commercial, or educational building whether new or existing that is erected or substantially altered containing greater than 5,000 square feet of floor area shall be master-connected to the Town of Stoneham’s Fire Alarm System at the discretion of the Fire Chief or his designee. The system shall be approved by the Fire Chief, or his designee, and shall be compatible with the Town of Stoneham’s Fire Alarm system in existence at the time of application, as determined by the Fire Chief, or his designee.

**Majority Vote Required
Passes Per Moderator**

***Sent to Attorney General May 14, 2008**

***Approved by Attorney General June 30, 2008**

Article 17. To see if the Town will vote to lease the Senior Center for up to ten (10) years to a nonprofit organization with the purpose of operating, maintaining, and providing services to Stoneham’s senior citizens within the current senior center, or do anything in relation thereto.

Board of Selectmen

Article 17. **Voted** that the Town lease the Senior Center for up to ten (10) years to a nonprofit organization with the purpose of operating, maintaining, and providing services to Stoneham’s senior citizens within the current senior center.

**Majority Vote Required
Passes Per Moderator**

Article 18. To see if the Town will vote to establish a revolving fund under Massachusetts General Law Chapter 44, Section 53E ½ for the purpose of using receipts generated through permit fees charged for field usage at Broadway Park, Recreation Park, Pomeworth Park, East School Field, Colonial Park School Field, Robin Hood Field, and the High School Field to pay the costs of maintaining these fields, and authorize expenditures by the DPW Director, not to exceed \$125,000 during Fiscal Year 2009 which may be made from such fund. Or do anything in relation thereto.

Board of Selectmen

Article 18. **Voted** that the Town establish a revolving fund under Massachusetts General Law Chapter 44, Section 53E ½ for the purpose of using receipts generated through permit fees charged for field usage at Broadway Park, Recreation Park, Pomeworth Park, East School Field, Colonial Park School Field, Robin Hood Field, and the High School Field to pay the costs of maintaining these fields, and authorize expenditures by the DPW Director, not to exceed One Hundred

Twenty-Five Thousand Dollars (\$125,000) during Fiscal Year 2009 which may be made from such fund.

**Majority Vote Required
Passes Per Moderator**

**Motion to Adjourn until Thursday, May 8, 2008 at 7:30 PM in the Town Hall.
Meeting Adjourned at 11:10 PM.**

The Annual Town Meeting reconvened at the Town Hall on May 8, 2008.

Tellers were appointed to check the names of voters entering the Town Hall on May 8, 2008 and the checklist showed 200 voters were inside the meeting.

The meeting was called to order by Moderator Michael Rotondi at 7:39 PM. He led the Pledge of Allegiance and the warrant was read.

Article 19. To see if the Town will vote to reauthorize the revolving fund that was voted under Massachusetts General Law Chapter 44, Section 53E1/2 for the purpose of using receipts generated from operating the Arena concession, vending, and pro shop along with the receipts generated from advertisement fees at the Arena location to pay for the costs incurred in providing the concession, vending and pro shop services as well as help offset the repair and maintenance costs, utility costs, capital equipment costs, and building improvements for the Arena Facility and authorize expenditures by the Arena Manager, not to exceed \$100,000 during Fiscal Year 2009 which may be made from such fund. In addition, transfer any balance remaining on June 30, 2008 from the existing Revolving account into the reauthorized Revolving account. Or do anything in relation thereto.

Board of Selectmen

Article 19. **Voted** that the Town reauthorize the revolving fund that was voted under Massachusetts General Law Chapter 44, Section 53E1/2 for the purpose of using receipts generated from operating the Arena concession, vending, and pro shop along with the receipts generated from advertisement fees at the Arena location to pay for the costs incurred in providing the concession, vending and pro shop services as well as help offset the repair and maintenance costs, utility costs, capital equipment costs, and building improvements for the Arena Facility and authorize expenditures by the Arena Manager, not to exceed One Hundred Thousand Dollars (\$100,000) during Fiscal Year 2009 which may be made from such fund. In addition, transfer any balance remaining on June 30, 2008 from the existing Revolving account into the reauthorized Revolving account.

**Motion to Move Question
Question is Moved
Majority Vote Required
Hand Count**

**Yes No
68 76**

**Fails Per Moderator
Motion for Reconsideration
Cannot Be Reconsidered**

Article 20. To see if the Town will vote to reauthorize the revolving fund that was voted under Massachusetts General Law Chapter 44, section 53E1/2 for the purpose of using receipts generated through the sale of compost and recycling bins and other recycling revenues to pay the cost of the Recycling Program and related expenses, and authorize expenditures by the DPW Director, not to exceed \$100,000 during Fiscal Year 2009 which may be made from such fund. In addition, transfer any balance remaining on June 30, 2008 from the existing Revolving account into the reauthorized Revolving account. Or do anything in relation thereto.

Board of Selectmen

Article 20. **Voted** that the Town reauthorize the revolving fund that was voted under Massachusetts General Law Chapter 44, section 53E1/2 for the purpose of using receipts generated through the sale of compost and recycling bins and other recycling revenues to pay the cost of the Recycling Program and related expenses, and authorize expenditures by the DPW Director, not to exceed One Hundred Thousand Dollars (\$100,000) during Fiscal Year 2009 which may be made from such fund. In addition, transfer any balance remaining on June 30, 2008 from the existing Revolving account into the reauthorized Revolving account.

**Majority Vote Required
Fails Per Moderator**

Article 21. To see if the Town will vote to reauthorize a revolving fund under Massachusetts General Law Chapter 44, Section 53E1/2 for the purpose of using receipts generated from renting space at the Senior Center main building only to pay the cleaning and maintenance costs of the Senior Center, and authorize expenditures by the Senior Center Director, not to exceed \$30,000 during Fiscal Year 2009 which may be made from such fund. In addition, transfer any balance remaining on June 30, 2008 from the existing Revolving account into the reauthorized Revolving account. Or do anything in relation thereto.

Board of Selectmen

Article 21. **Voted** that the Town indefinitely postpone the subject matter of Article No. 21.

**Motion to Indefinitely Postpone
Passes Per Moderator**

Article 22. To see if the Town will vote to reauthorize a revolving fund under Massachusetts General Law Chapter 44, Section 53E1/2 for the purpose of using receipts generated from renting space at the Fire Station to pay the utility, cleaning and maintenance costs, and capital improvements of the Fire Station, and authorize expenditures by the Fire Chief, not to exceed \$20,000 during Fiscal Year 2009 which may be made from such fund. In addition, transfer any balance remaining on June 30, 2008 from the existing Revolving account into the reauthorized Revolving account. Or do anything in relation thereto.

Board of Selectmen

Article 22. **Voted** that the Town reauthorize a revolving fund under Massachusetts General Law Chapter 44, Section 53E1/2 for the purpose of using receipts generated from the contract between Action Ambulance and the Town of Stoneham for renting space at the Fire Station to pay the utility, cleaning and maintenance costs, and capital improvements of the Fire Station, and authorize expenditures by the Fire Chief, not to exceed Forty Thousand Dollars (\$40,000) during Fiscal Year 2009 which may be made from such fund. In addition, transfer any balance remaining on June 30, 2008 from the existing Revolving account into the reauthorized Revolving account.

Majority Vote Required
Passes Per Moderator
Motion for Reconsideration
Cannot Be Reconsidered

Article 23. To see if the Town will vote to reauthorize the revolving fund that was voted under Massachusetts General Law Chapter 44, Section 53E1/2 for the purpose of using receipts generated through registration fees and other revenues for Recreation Programs to pay the costs of the Recreation program and related expenses, and authorize expenditures by the Recreation Program Coordinator, not to exceed \$200,000 during Fiscal Year 2009 which may be made from such fund. In addition, transfer any balance remaining on June 30, 2008 from the existing Revolving account into the reauthorized Revolving account. Or do anything in relation thereto.

Board of Selectmen

Article 23. **Voted** that the Town reauthorize the revolving fund that was voted under Massachusetts General Law Chapter 44, Section 53E1/2 for the purpose of using receipts generated through registration fees and other revenues for Recreation Programs to pay the costs of the Recreation program and related expenses, and authorize expenditures by the Recreation Program Coordinator, not to exceed Two Hundred Thousand Dollars (\$200,000) during Fiscal Year 2009 which may be made from such fund. In addition, transfer any balance remaining on June 30, 2008 from the existing Revolving account into the reauthorized Revolving account.

Majority Vote Required
Passes Unanimous

Article 24. To see if the Town will vote to reauthorize the revolving fund that was voted under Massachusetts General Law Chapter 44, Section 53E1/2 for the purpose of using receipts generated from fees charged for transportation services at the Senior Center to pay the costs associated with providing these services, and authorize expenditures by the Senior Center Director, not to exceed \$30,000 during Fiscal Year 2009 which may be made from such fund. In addition, transfer any balance remaining on June 30, 2008 from the existing Revolving account into the reauthorized Revolving account. Or do anything in relation thereto.

Board of Selectmen

Article 24. **Voted** that the Town indefinitely postpone the subject matter of Article No. 24.

Motion to Indefinitely Postpone

Passes Per Moderator

Article 25. To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to amend the Fiscal Year 2008 department budgets approved under Article 40 of the May 7, 2007 Annual Town Meeting, as amended. Or do anything in relation thereto.

Board of Selectmen

Article 25. Voted that the Town raise and appropriate, or transfer from available funds, a sum of Forty-Six Thousand Two Hundred Fifty Dollars (\$46,250) to amend the Fiscal Year 2008 department budgets approved under Article 40 of the May 7, 2007 Annual Town Meeting, as amended and as explained in Exhibit A.

**Majority Vote Required
Passes Unanimous**

Amend the following Departmental Budgets:

Dept. #	Department	Salaries	Operating	Total	Explanation
123	Town Administrator	\$5,000	\$10,000	\$15,000	OT for Dog Officer & Benefits Admin.
132	Finance Board Reserve		(\$39,134)	(\$39,134)	Funds Snow and Ice Deficit
135	Town Accountant	\$1,000		\$1,000	Contract Settlements
141	Assessors	(\$5,000)		(\$5,000)	employee dropped family health plan
145	Treasurer	(\$15,000)		(\$15,000)	Asst. Treasurer position not immediately filled
155	MIS Dept.	\$1,000		\$1,000	Contract Settlements
182	Planning Bd/BOA/CC	\$1,000		\$1,000	Contract Settlements
220	Fire Department	(\$20,000)	\$9,000	(\$11,000)	Savings from Vacancies; Veh Sup (\$5K); Pub Safety (\$4K)
398	Minuteman Voc. School		\$2,000	\$2,000	Needed to cover 2nd half assessment
400	Public Works Department		\$172,500	\$172,500	Needed to cover portion of Snow and Ice Deficit
510	Board of Health	(\$5,000)		(\$5,000)	vacancy not filled
541	Council on Aging	(\$5,000)		(\$5,000)	vacancy not filled
542	Youth Commission		\$3,000	\$3,000	Reclassify Youth Comm. Capital
543	Veterans Department		\$14,134	\$14,134	More claims from Qualifying Veterans
630	Unicorn Golf/Arena	(\$20,000)	\$20,000	\$0	Higher electricity and water costs at Arena
918	Capital		(\$58,750)	(\$58,750)	Fund Snow and Ice Deficit (Add \$11K Fire Capital;)
919	Unclassified		(\$24,500)	(\$24,500)	savings in health insurance
	Net change to FY08 Budgets	(\$62,000)	\$108,250	\$46,250	

Reduce Estimated Sewer Receipts	(\$250,000)	Lower consumption & collections
Sewer Surplus	\$250,000	Leaves approx \$250K in Sewer Retained Earnings
Transfer from Ins. Reimb. < \$20,000 Revolving	\$40,000	
Transfer from Rental of Tax Possession Prop. Revolving	\$6,250	
Funds Available	\$46,250	

Article 26. To see if the town will vote to appropriate a sum of money for the Board of Assessors to pay for the costs of Interim Year Adjustments for all real estate and for an Update of all real estate and personal property. Such funding shall come from the Overlay Surplus Account. Or do anything in relation thereto.

Board of Selectmen

Article 26. **Voted** that the Town appropriate a sum of One Hundred Thousand Dollars (\$100,000) for the Board of Assessors to pay for the costs of Interim Year Adjustments for all real estate and for an Update of all real estate and personal property. Such funding shall come from the Overlay Surplus Account.

**Majority Vote Required
Passes Per Moderator**

Article 27. To see if the Town will vote to appropriate the sum of One Hundred Fifty-five Thousand Dollars (\$155,000) to fund costs associated with the repair and/or replacement of rink boards and glass; and to meet this appropriation the Town Treasurer, with the approval of the Board of Selectmen, is authorized to borrow up to One Hundred Fifty-five Thousand Dollars (\$155,000) under Chapter 44 of the Mass. General Laws or any other enabling authority; and the Town Administrator is authorized to take any action necessary to carry out this vote.

Or do anything in relation thereto.

Board of Selectmen

Article 27. **Voted** that the Town appropriate the sum of One Hundred Fifty-five Thousand Dollars (\$155,000) to fund costs associated with the repair and/or replacement of rink boards and glass; and to meet this appropriation the Town Treasurer, with the approval of the Board of Selectmen, is authorized to borrow up to One Hundred Fifty-five Thousand Dollars (\$155,000) under Chapter 44 of the Mass. General Laws or any other enabling authority; and the Town Administrator is authorized to take any action necessary to carry out this vote.

**2/3 Vote Required
Passes Unanimous
Motion for Reconsideration
Cannot Be Reconsidered**

Article 28. To see if the Town will vote to raise and appropriate or transfer from available funds or borrow a sum of money to fund related costs for the replacement of original sections of the Stoneham High School roof at a cost not to exceed \$200,000,

Or do anything in relation thereto.

School Committee

Article 28. **Voted** that the Town indefinitely postpone the subject matter of Article No. 28.

Motion to Indefinitely Postpone

Passes Per Moderator

Article 29. To see if the Town will vote to raise and appropriate or transfer from available funds \$30,000 for the purpose of embellishing Lindenwood Cemetery by hiring part-time help, purchasing equipment, or do anything in relation thereto.

Board of Selectmen

Article 29. **Voted** that the Town appropriate and transfer from the Cemetery Perpetual Care Income Fund Thirty Thousand Dollars (\$30,000) for the purpose of embellishing Lindenwood Cemetery by hiring part-time help, purchasing equipment.

**Majority Vote Required
Passes Unanimous**

Article 30. To see if the Town will vote to raise and appropriate or transfer from available funds \$300,000 for the purpose of defraying the cost of constructing water mains or replacing or relining existing water mains, hydrant replacement, water meter installations, purchasing equipment, or maintain the water system within the limits of the Town, or do anything in relation thereto.

Board of Selectmen

Article 30. **Voted** that the Town raise and appropriate or transfer from Estimated Water Receipts Two Hundred Fifty Thousand Dollars (\$250,000) for the purpose of defraying the cost of constructing water mains or replacing or relining existing water mains, hydrant replacement, water meter installations, purchasing equipment, or maintain the water system within the limits of the Town.

**Majority Vote Required
Passes Unanimous**

Article 31. To see if the Town will vote to raise and appropriate or transfer from available funds \$300,000 for the purpose of defraying the cost of construction or rehabilitation of sewer mains, manholes, pump stations or appurtenances, purchasing equipment, or maintain the sewer system within the limits of the Town, or do anything in relation thereto.

Board of Selectmen

Article 31. **Voted** that the Town raise and appropriate or transfer from Estimated Sewer Receipts Two Hundred Fifty Thousand Dollars (\$250,000) for the purpose of defraying the cost of construction or rehabilitation of sewer mains, manholes, pump stations or appurtenances, purchasing equipment, or maintain the sewer system within the limits of the Town.

**Majority Vote Required
Passes Unanimous**

Article 32. To see if the Town will vote to transfer the total amount of Fiscal Year 2008 Surplus Revenue (Free Cash) to the Stabilization Fund Account immediately after it has been certified by the Department of Revenue; or do anything in relation there to.

John M. DeGeorge et al
148 Franklin Street

Article 32. **Voted** that the Town transfer the total amount of Fiscal Year 2008 Surplus Revenue (Free Cash) to the Stabilization Fund Account immediately after it has been certified by the Department of Revenue.

2/3 Vote Required
Passes Per Moderator

Article 33. To see if the Town will vote to raise and appropriate from taxation or by transfer from available funds, such sums as may be necessary to defray Town charges for the ensuing year, including debt and interest and a reserve fund, or do anything in relation thereto.

Board of Selectmen

Article 33. **Voted** that the Town raise and appropriate from taxation or by transfer from available funds the sum of Fifty-Eight Million Five Hundred Seventy-Four Thousand Three Hundred Fifty-Eight Dollars (\$58,574,358) to defray Town charges for the ensuing year, including the Town operating budget for the year beginning July 1, 2008 through June 30, 2009; said sum as itemized on Exhibit B.

Motion to Move the Question
Question is Moved
Passes Per Moderator

DEPARTMENT	FY09 BUDGET		
	PERSONNEL	OPERATING	TOTAL
114 Town Moderator	\$5,755	\$20	\$5,775
122 Board of Selectmen	\$81,059	\$13,797	\$94,856
123 Town Administrator	\$316,066	\$41,500	\$357,566
132 Reserve Fund	\$0	\$73,706	\$73,706
135 Town Accountant	\$223,323	\$2,600	\$225,923
141 Board of Assessors	\$139,611	\$4,600	\$144,211
145 Treasurer	\$211,333	\$26,880	\$238,213
151 Town Counsel	\$106,071	\$17,225	\$123,296
155 GIS/MIS	\$75,751	\$113,953	\$189,704
161 Town Clerk	\$142,871	\$5,700	\$148,571
162 Elections & Registrations	\$36,798	\$35,900	\$72,698
172 Whiphill Park	\$19,050 *	\$10,950	\$30,000
182 Planning Bd/BOA/Conserv.	\$28,747	\$1,650	\$30,397
192 Public Property Maint.	\$24,172	\$94,112	\$118,284
210 Police Department	\$3,361,254	\$217,345	\$3,578,599
211 Traffic Directors	\$118,872	\$4,000	\$122,872
212 Dispatchers	\$351,990	\$4,870	\$356,860
220 Fire Department	\$2,661,115	\$142,303	\$2,803,418
241 Building & Wire	\$188,967	\$8,500	\$197,467
291 Civil Defense	\$5,000	\$0	\$5,000
300 Public Schools	\$0	\$24,792,346	\$24,792,346
398 Minuteman Voc. School	\$0	\$38,000	\$38,000
399 Northeast Voc. School	\$0	\$590,169	\$590,169
400 Public Works Admin.	\$892,522 **	\$2,309,405	\$3,201,927
440 Sewer	\$518,400	\$3,891,825	\$4,410,225
450 Water	\$532,801	\$2,885,650	\$3,418,451
510 Board of Health	\$148,769	\$2,140	\$150,909
541 Council on Aging	\$0	\$30,000	\$30,000
543 Veterans	\$10,455	\$64,050	\$74,505
610 Public Library	\$452,799	\$116,503	\$569,302 ***
630 Unicorn Golf	\$259,997	\$327,950	\$587,947
631 Arena	\$165,507	\$319,400	\$484,907
710 Maturing Debt & Interest	\$0	\$4,868,555	\$4,868,555
910 Noncontributory Pension	\$0	\$55,000	\$55,000
911 Contributory Pension	\$0	\$3,638,123	\$3,638,123
919 Unclassified	\$0	\$2,710,491	\$2,710,491
920 Non-Departmental	\$0	\$36,085	\$36,085
	\$11,079,055	\$47,495,303	\$58,574,358

*This FY09 Personnel Budget will be \$32,077 higher based on vote taken on Article #5 at the 5/5/08 Annual Town Meeting.

**This FY09 Personnel Budget be \$32,077 lower based on vote taken on Article #5 at the 5/5/08 Annual Town Meeting.

***This FY09 Budget will be \$205,000 higher based on vote taken on Article #6 at the 5/5/08 Annual Town Meeting

Said Sum to be raised or transferred as follows:

Revenue of the Current Year	\$49,822,550
FY08 B&M Settlement	\$90,000
FY08 Medicaid Part D Subsidy	\$50,000
FY07 School encumbrances	\$11,000
By transfer from the Cemetery Perpetual Income Fund	\$28,000
By transfer from the Sale of Lots & Graves Res. For Approp.	\$65,000
By transfer from the Sale of Dog License Fund	\$8,000
By transfer from the Whip Hill Trust	\$30,000
By transfer from the Overlay Surplus Account	\$135,000
By transfer from the Estimated Sewer Receipts to:	
Department #440 Sewer Department	\$4,410,225
Department #710 Debt Service	\$89,760
Department #135 Town Accountant	\$18,494
Department #145 Town Treasurer	\$19,430
Department #155 MIS/GIS Department	\$13,748
Department #911 Contributory Pension	\$129,928
Department #919 Unclassified Budget	\$37,471
By transfer from the Estimated Water Receipts to:	
Department #450 Sewer Department	\$3,418,451
Department #135 Town Accountant	\$14,605
Department #145 Town Treasurer	\$15,344
Department #155 MIS/GIS Department	\$10,857
Department #911 Contributory Pension	\$135,590
Department #919 Unclassified Budget	\$20,905
Total Estimated Revenues	\$58,574,358
Surplus/(Deficit)	\$0

**Motion to Dissolve.
Meeting Dissolved at 10:45 PM.**