

**MINUTES FOR TOWN MEETING
MONDAY, MAY 1, 2023**

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

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 April 4, 2023, at seven o'clock in the forenoon to act on the following articles of the warrant:

Article 1. To choose the following officers:

- | | |
|--|---|
| One (1) Select Board Members for three (3) year term. | Timothy J Waitkevitch Jr |
| Two (2) School Committee Member for three (3) year term. | Nicole Fenocchi Nial
Megan Perry Samborski |
| One (1) Board of Health Member for three (3) year term. | Carol D. O'Loughlin |
| One (1) Planning Board Member for (5) year term. | Daniel J. Moynihan Jr. |
| One (1) Board of Assessors Member for three (3) year term. | William J. Jordan |
| Two (2) Library Trustees for three (3) year term. | Jessica E. Killilea
Lisa J. Mashburn |
| One (1) Housing Authority Member for five (5) year term. | Thomas E. Anderson |
| One (1) Moderator for two (2) year term. | Jeanne Elizabeth Craigie |

For consideration of the following Articles, the meeting shall be adjourned to meet in the Town Hall, 35 Central Street, at seven o'clock in the evening on Monday, May 1, 2023, 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 149 voters were inside the meeting.

The meeting was called to order by Moderator Jeanne Craigie at 7:02 PM in the Auditorium of Town Hall. Mrs. Craigie explained that she would be stepping down for Article 18 which asks for a change in the Moderator term from 2 years to 2 years. She asked that the Town Meeting body allow for a Temporary Moderator, Mr. Anthony Wilson of 181 Central Street. A motion was made and seconded and a temporary moderator for Article 18 was passed. Mrs. Craigie thanked Stoneham Recreation for providing childcare for parents attending the meeting.

The Moderator then recognized Boy Scout Troop 513 for all they have contributed to the community. The troop then presented a flag box to the Town for which old flags could be discarded and later disposed of properly.

Stoneham Veterans Committee Chair Maureen Buckley and Veterans' Service Officer Melanie Mendel then presented the troop with a plaque in recognition of their service to the community.

Dolly Wilson, Co-Chair of the Historical Commission gave a report on the Historical Commission's activities including the upcoming preservation month activities scheduled for May.

Mrs. Craigie recognized all of the town and school employees that had passed in the last year. She then acknowledged that the Town Meeting and the 2022 Annual Report had been dedicated to Former Stoneham Fire Chief Ray Sorensen whose family was in the audience.

Moving on to the business of the evening, Mrs. Craigie explained the process for consent agenda. She asked for a motion to allow for consent agenda on articles 1, 2, 3, 4, 11, 12 and 13 and that the articles be passed. Consent agenda was moved and seconded. Consent Agenda was passed.

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

Select Board

Article 2. **Voted** that the Town choose necessary Town Officers for Fiscal Year 2024.

**Vote by Consent Agenda
Passes per Moderator**

Article 3. To hear reports of Town officers and committees and to act thereon and to choose committees, or do anything in relation thereto.

Select Board

Article 3. **Voted** that the Town receive the reports of Town officers and committees.

**Vote by Consent Agenda
Passes per Moderator**

Article 4. To see if the Town will vote to fix the salaries of the several elected officers and the Boards of the Town for Fiscal Year 2024 as follows:

Town Moderator	\$200
Board of Assessors	\$1,200
Select Board	\$3,000
Town Clerk	\$88,331

or do anything in relation thereto.

Select Board

Article 4. Voted that the Town fix the salaries of the Town Moderator at \$200, members of the Board of Assessors at \$1,200, members of the Select Board at \$3,000, and Town Clerk at \$88,331.

**Vote by Consent Agenda
Passes per Moderator**

Article 11. To see if the Town will vote to vote to appropriate from the PEG Access Enterprise Fund a sum or money to be transferred to Stoneham Community Access Television to be used to support PEG access services consistent with the cable franchise agreements during fiscal year 2024 as set forth in the below table, or take any other action relative thereto.

	Department Requested FY24	Administrator Recommended FY24	Select Board Recommended FY24	Finance Committee Recommended FY24
<u>PEG Access Enterprise Fund</u>				
Expenses	600,000	600,000	600,000	600,000
Total Expenses	600,000	600,000	600,000	600,000
Total PEG Access Budget	\$ 600,000	\$ 600,000	\$ 600,000	\$ 600,000

Select Board

Article 11. Voted that the Town appropriate the sum of \$600,000 from the PEG Access Enterprise Fund, and that said sum be transferred to Stoneham Community Access Television for the support PEG access services consistent with the cable franchise agreements during Fiscal Year 2024 as set forth in the table in Article 11 of the May 1, 2023 Annual Town Meeting Warrant.

**Vote by Consent Agenda
Passes per Moderator**

Please Note: When the warrant was posted on March 22, 2023, the dollar amounts for articles 12 and 13 were transposed. Article 12 requires a sum of \$375,000 while Article 13 requires \$300,000.

Article 12. To see if the Town will vote to transfer the sum of \$300,000 from the Water Enterprise Fund Retained Earnings to the account of Current Water Revenue to be used and applied by the Town Administrator to reduce water rate(s), or do anything in relation thereto.

Select Board

Article 12. **Voted** that the Town appropriate the sum of \$375,000 from the Water Enterprise Fund Retained Earnings and transfer said sum to the account of Current Water Revenue to be used and applied by the Town Administrator to reduce FY 24 water rate(s).

**Vote by Consent Agenda
Passes per Moderator**

Article 13. To see if the Town will vote to transfer the sum of \$375,000 from the Sewer Enterprise Fund Retained Earnings to the account of Current Sewer Revenue to be used and applied by the Town Administrator in the reduction of sewer rate(s), or do anything in relation thereto.

Select Board

Article 13. **Voted** that the Town appropriate the sum of \$300,000 from the Sewer Enterprise Fund Retained Earnings and transfer said sum to the account of Current Sewer Revenue to be used and applied by the Town Administrator to reduce FY24 sewer rate(s).

**Vote by Consent Agenda
Passes per Moderator**

Article 5. To see if the Town will vote to amend the Stoneham Town Code, Chapter 15 Zoning Bylaw, to add a new section 7.4.1 “Planning Board Associate Member” as follows:

7.4.1 Planning Board Associate Member. Pursuant to Section 9, Chapter 40A, Massachusetts General Laws, the Stoneham Planning Board, acting as the Special Permit granting authority, shall have up to one associate member, who shall sit on the Board when there are less than five members sitting, for the purposes of acting on a Special Permit application. This position of associate member will be filled by joint appointment of the Select Board and the Planning Board and the term shall be fixed for three years. If provision for the associate member has been made, the Chair of the Planning Board shall designate the associate member to sit on the board for the purpose of acting on a Special Permit application, in the case of absence, inability to act, or conflict of interest, on the part of any member of the Planning Board or in the event of a vacancy on the Board.

And further, that the Town Clerk be authorized to make clerical, editorial or other adjustments related to incorporating or referencing this change in the Town Code, or do anything in relation thereto.

Planning Board

Article 5. **Voted** that the Town amend the Stoneham Town Code, Chapter 15 Zoning Bylaw, to add a new section 7.4.1 “Planning Board Associate Member” as set forth in Article 5 of the May 1, 2023 Annual Town Meeting Warrant.

**$\frac{2}{3}$ Vote Required
 $\frac{2}{3}$ Vote Passes per Moderator**

Article 6. 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 map date of “October 15, 2018” and substituting in place thereof the date “May 1, 2023”, 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 May 1, 2023. 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.

Or do anything in relation thereto.

Planning Board

Article 6. Voted that the Town amend the Stoneham Town Code, Chapter 15, Zoning Bylaw, Section 3.2 Location of Districts by deleting the map date of “October 15, 2018” and substituting in place thereof the date “May 1, 2023” as set forth in Article 6 of the May 1, 2023 Annual Town Meeting Warrant.

$\frac{2}{3}$ Vote Required
 $\frac{2}{3}$ Vote Passes per Moderator

Article 7. To see if the Town will vote to amend the Stoneham Town Code, Chapter 15, Zoning By-law by amending the Zoning Map of the Town of Stoneham to add to the Recreation/ Open Space District the following described property at 5 Dale Court, Stoneham, Massachusetts.

The land in Stoneham, Middlesex County, Massachusetts, known and numbered as 5 Dale Court and shown on a plan of land entitled “Plan of Land 5 & 7 & 15 Dale Court Stoneham, Mass.,” dated November 20, 2019, drawn by Benchmark Survey, more particularly bounded and described as follows:

NORTHERLY: by land shown as Tax Map 284 Parcel 13-56 on said plan, fifty-five and fifty hundredths (55.50) feet

EASTERLY: by land shown as Tax Map 284 Parcel 13-56 on said plan, fifty-one and sixty hundredths (51.60) feet;

SOUTHERLY: by land shown as Tax Map 284 Parcel 13-58 N/F Linda A. Salera, fifty-nine and twenty-seven hundredths (59.27) feet;

WESTERLY: by Dale Court fifty-one and fifty-eight hundredths (51.58) feet
Containing 2,938 square feet, more or less.

Charles Houghton, 15 Kimball Drive

Article 7. Voted that the Town amend the Stoneham Town Code, Chapter 15, Zoning By-law by amending the Zoning Map of the Town of Stoneham as set forth in Article 7 of the May 1, 2023 Annual Town Meeting Warrant.

$\frac{2}{3}$ Vote Required

2/3 Vote Passes per Moderator

Article 8. To see if the Town will vote to amend the Stoneham Town Code, Chapter 15, Zoning By-law by amending the Zoning Map of the Town of Stoneham to add to the Residence B District the following described property at 0 Rockville Park, 5 Rockville Park, and Rockville Park, Stoneham, Massachusetts

0 Rockville Park

A certain parcel of land with the buildings thereon situated on Rockville Park in Stoneham, Middlesex County, Massachusetts, and being shown as Lot No. 139 on a plan entitled, "Fellsway Park Terrace, Stoneham, Mass., owned by H. W. Eaton, October 14, 1914, Ernest W. Branch, Civil Engineer," and recorded with Middlesex South District Registry of Deeds in Plan Book 228, Plan 1.

Said premises are further bounded and described as follows:

SOUTHERLY: by Lot No. 140 on said plan, 62.6 feet;

SOUTHWESTERLY: by said Rockville Park, 53.66 feet;

NORTHWESTERLY: by Lot No. 138 on said plan, 164.44 feet;

NORTHEASTERLY: by a portion of Lot No. 130 and Lot No. 129 on said plan, 58.59 feet; and

EASTERLY: by land of owners unknown, 199.80 feet.

Said premises contain 14,600 square feet of land, more or less, according to said plan.

5 Rockville Park

The land in said Stoneham, being Lots numbered 137 and 138 as shown on plan of lots at Fellsway Park Terrace belonging to J.W. Wilbur Co., Inc. dated October 14, 1914, and recorded with Middlesex South District Deeds Book of Plans 228, Plan No. 1, together bounded:

NORTHERLY: by Lots 134, 135, and 136, as shown on said Plan;

NORTHEASTERLY: by Lots 131, 132 and 133 on said Plan;

SOUTHERLY: by Lot 139 and said Plan, and

WESTERLY: by Rockville Park as shown on said Plan.

Together containing 16,014 square feet of land, more or less, according to said Plan.

Rockville Park

A certain parcel of land, known as Rockville Park described as follows:

NORTHERLY: by 5 Rockville Park, sixty-two and forty-one hundredths (62.41) feet, and fifty-one and six hundredths (51.06) feet;

NORTHEASTERLY: by 0 Rockville Park, fifty-three and sixty-six hundredths (53.66) feet;

SOUTHEASTERLY: By land of Sanco Builders, LLC eighty-one and eighty-two hundredths (81.82) feet;

SOUTHERLY: By land of Sanco Builders, LLC twenty-one and thirty-five hundredths (21.35) feet;

SOUTHEASTERLY by land Sanco Builders, LLC, fifty-one and thirty-four hundredths (51.34)

SOUTHWESTERLY: by Rockville Park forty feet (40.00)

Charles Houghton, 15 Kimball Drive

Article 8. Voted that the Town amend the Stoneham Town Code, Chapter 15, Zoning By-law by amending the Zoning Map of the Town of Stoneham to add to the Residence B District the following described property at 0 Rockville Park, 5 Rockville Park, and Rockville Park, Stoneham, Massachusetts

0 Rockville Park

A certain parcel of land with the buildings thereon situated on Rockville Park in Stoneham, Middlesex County, Massachusetts, and being shown as Lot No. 139 on a plan entitled, "Fellsway Park Terrace, Stoneham, Mass., owned by H. W. Eaton, October 14, 1914, Ernest W. Branch, Civil Engineer," and recorded with Middlesex South District Registry of Deeds in Plan Book 228, Plan 1.

Said premises are further bounded and described as follows:

SOUTHERLY: by Lot No. 140 on said plan, 62.6 feet;

SOUTHWESTERLY: by said Rockville Park, 53.66 feet;

NORTHWESTERLY: by Lot No. 138 on said plan, 164.44 feet;

NORTHEASTERLY: by a portion of Lot No. 130 and Lot No. 129 on said plan, 58.59 feet; and

EASTERLY: by land of owners unknown, 199.80 feet.

Said premises contain 14,600 square feet of land, more or less, according to said plan.

5 Rockville Park

The land in said Stoneham, being Lots numbered 137 and 138 as shown on plan of lots at Fellsway Park Terrace belonging to J.W. Wilbur Co., Inc. dated October 14, 1914, and recorded with Middlesex South District Deeds Book of Plans 228, Plan No. 1, together bounded:

NORTHERLY: by Lots 134, 135, and 136, as shown on said Plan;

NORTHEASTERLY: by Lots 131, 132 and 133 on said Plan;

SOUTHERLY: by Lot 139 and said Plan, and

WESTERLY: by Rockville Park as shown on said Plan.

Together containing 16,014 square feet of land, more or less, according to said Plan.

Rockville Park

A certain parcel of land, known as Rockville Park shown as Rezone to Residence B Area=3721 square feet on a plan entitled, "Area to be rezoned Rockville Park, Stoneham, Mass. Dated March 31, 2023 prepared by Edward J. Farrell more particularly described as follows:

NORTHEASTERLY: by curved line eighty-nine and ninety-three hundredths (89.93') feet;

SOUTHEASTERLY: by a curved line eighty-nine and seventy-three hundredths (89.73') feet;

WESTERLY: by a curved line seventy-one and sixty-six hundredths (71.66') feet.

$\frac{2}{3}$ Vote Required

$\frac{2}{3}$ Vote Passes per Moderator

Article 9. To see if the Town will vote to raise and appropriate from taxation or 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.

Select Board

Article 9. **Voted** that the Town:

- A. raise and appropriate the sum of \$87,825,522 for a total General Fund Operating Budget, to provide for a reserve fund and to defray the expenses of the Town, and for the purposes as itemized in Exhibit A, and to meet said appropriation transfer the sum of \$40,000 from the Overlay Reserve Account, the sum of \$1,046,475 from Free Cash, and raise the sum of \$86,737,047 from the FY2024 Tax Levy.
- B. appropriate the sum of \$7,280,341 for costs of operations of the Sewer Enterprise Fund as itemized in Exhibit A, and to meet said appropriation raise \$6,980,341 from Sewer Receipts.

C. appropriate the sum of \$5,435,918 for costs of operations of the Water Enterprise Fund as itemized in Exhibit A, and to meet said appropriation raise \$5,060,918 from Water Receipts.

Exhibit A

Town of Stoneham Summary of Revenues and Expenditures July 1, 2023					
	APPROVED TAX RATE FY23	DEPARTMENT REQUEST FY24	ADMINISTRATOR RECOMMENDED FY24	SELECTBOARD RECOMMENDED FY24	FINANCE & ADVISORY RECOMMENDED FY24
I. REVENUES					
TAX LEVY	55,739,581	57,494,057	57,494,057	57,494,057	57,494,057
DEBT EXCLUSION	7,750,627	7,583,269	7,583,269	7,583,269	7,583,269
NEW GROWTH	413,194	600,000	600,000	600,000	600,000
SUBTOTAL	63,903,402	65,677,326	65,677,326	65,677,326	65,677,326
LOCAL RECEIPTS					
SBA REIMBURSEMENT	6,697,063	6,942,244	6,942,244	6,942,244	6,942,244
EST CHERRY SHEET	341,825				
FREE CASH	11,147,853	11,482,289	11,482,289	12,991,150	12,991,150
INTERGOVERNMENTAL	1,100,806	1,128,327	1,128,327	1,128,327	1,128,327
SUBTOTAL	19,287,547	19,552,860	19,552,860	21,061,721	21,061,721
TOTAL REVENUE	83,190,949	85,230,186	85,230,186	86,739,047	86,739,047
II. EXPENSES					
TOWN BUDGETS	18,112,491	19,954,065	18,771,810	18,771,810	18,771,810
SCHOOL BUDGET	32,100,420	34,481,811	33,206,221	34,296,479	34,296,479
VOCATIONAL SCHOOL	1,690,036	1,854,440	1,854,440	1,854,440	1,854,440
SHARED EXPENSES					
HEALTH INSURANCE	9,401,762	9,729,084	9,750,649	9,811,091	9,811,091
RETIREMENT	7,058,350	7,252,723	7,252,723	7,252,723	7,252,723
MEDICARE	595,000	595,000	595,000	595,000	595,000
PROPERTY & CASUALTY INSURANCE	678,459	753,090	672,534	672,534	672,534
WORKER'S COMPENSATION	340,491	340,491	374,540		374,540
UNCOMPENSATED BALANCES	-	-			
RESERVE FUND	125,000	125,000	125,000	125,000	125,000
DEBT	9,061,016	8,620,334	8,620,334	8,620,334	8,620,334
TOWN AUDIT	85,000	90,000	90,000	90,000	90,000
CAPITAL STABILIZATION(Non Operational)	280,663	337,875	337,875	337,875	337,875
STABILIZATION (Non Operational)	498,827	608,600	608,600	608,600	608,600
OPEB TRUST FUND (Non Operational)	100,000	100,000	100,000	100,000	100,000
OVERLAY PROVISIONS	225,000	225,000	225,000	225,000	225,000
ASSESSMENTS/OFFSETS	3,658,760	3,731,935	3,731,935	4,090,096	4,090,096
STM					
AMOUNT RAISED ON TAX RATE					
PRINCIPLE PAYMENT					
TAX TITLE					
TOTAL EXPENSES	84,011,275	88,799,448	86,316,661	87,825,522	87,825,522
BALANCE AVAILABLE	(820,326)	(3,569,262)	(1,086,475)	(1,086,475)	(1,086,475)
ONE TIME REVENUES					
FREE CASH	879,490	1,046,475	1,046,475	1,046,475	1,046,475
OVERLAY SURPLUS	40,000	40,000	40,000	40,000	40,000
EXCESS/(DEFICIT)	99,164	(2,482,787)			
ENTERPRISE FUNDS					
WATER RECEIPTS	5,120,225	5,279,095	5,279,095	5,279,095	5,435,918
SEWER RECEIPTS	7,018,973	7,332,215	7,332,215	7,332,215	7,280,341
SEWER EXPENSES	7,018,973	7,332,215	7,332,215	7,332,215	7,280,341
WATER EXPENSES	5,120,225	5,279,095	5,279,095	5,279,095	5,435,918
TOTAL BUDGET	96,150,473	101,410,758	98,927,970	100,387,005	100,491,954

Passes per Moderator

Article 10. To see if the Town will vote to raise and appropriate, transfer from available funds, or borrow the sum of \$1,422,500 for the capital projects set forth below, including all incidental and related costs and to authorize the Treasurer with the approval of the Select Board, to borrow all or a portion of said sum under the applicable provisions of M.G.L. c. 44 or any other enabling authority, and further, any premium received upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with G.L. c. 44, §20, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount, or do anything in relation thereto.

Department	Amount	FY24 Funded Projects (Bonding)	Funding Source
Facilitites	\$ 600,000.00	Facilities Capital Projects	Bonding
Police	\$ 75,000.00	Marked Police Vehicle	Bonding
Police	\$ 45,000.00	Unmarked Police Vehicle	Bonding
DPW	\$ 375,000.00	Streets and Sidewalks	Bonding
DPW	\$ 85,000.00	One ton Dump truck	Bonding
Recreation	\$ 32,500.00	Park Improvements	Bonding
Sewer*	\$ 65,000.00	Park Street Sewer Main Design	Sewer
Water*	\$ 60,000.00	Removal of lead services	Water
W/S*	\$ 85,000.00	Utility Truck	Water/Sewer
Total	\$ 1,422,500.00		

Select Board

Article 10. Voted that the Town appropriate the sum of \$1,422,500 for the capital projects set forth in the chart set forth under Article 10 of the May 1, 2023 Annual Town Meeting Warrant, and to meet this appropriation that the Treasurer, with the approval of the Select Board, be authorized to borrow all or a portion of said sum under the applicable provisions of M.G.L. c. 44 or any other enabling authority to cover said costs, including all incidental and related costs; and further, that any premium received upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with M.G.L. c. 44, §20, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

Department	Amount	FY24 Funded Projects (Bonding)	Funding Source
Facilitites	\$ 600,000.00	Facilities Capital Projects	Bonding
Police	\$ 75,000.00	Marked Police Vehicle	Bonding
Police	\$ 45,000.00	Unmarked Police Vehicle	Bonding
DPW	\$ 375,000.00	Streets and Sidewalks	Bonding
DPW	\$ 85,000.00	One ton Dump truck	Bonding
Recreation	\$ 32,500.00	Park Improvements	Bonding
Sewer*	\$ 65,000.00	Park Street Sewer Main Design	Sewer
Water*	\$ 60,000.00	Removal of lead services	Water
W/S*	\$ 85,000.00	Utility Truck	Water/Sewer
Total	\$ 1,422,500.00		

$\frac{2}{3}$ Vote Required

$\frac{2}{3}$ Vote Passes per Moderator

Article 14. To see if the town will vote to fix the maximum amount that may be spent during Fiscal Year 2024 beginning on July 1, 2023, for the revolving funds established in the town by-laws for certain departments, boards, committees, agencies or officers in accordance with Massachusetts General Laws Chapter 44, Section 53E1/2, or do anything in relation thereto.

Revolving Fund	Department, Board, Committee, Agency or Officer	FY2024 Spending Limit
Recreation	Recreation Director	\$ 200,000

Farmers' Market	Farmers' Market Committee	\$	20,000
Council on Aging	COA Director	\$	85,000
Health Services	Health Director	\$	25,000
Energy	Director of Planning & Community Development	\$	100,000
Prevention & Outreach	Stoneham Coalition	\$	20,000
300th Anniversary Celebration	300th Anniversary Celebration Committee	\$	20,000

Select Board

Article 14. Voted that the Town fix the maximum amount that may be spent during Fiscal Year 2024 beginning on July 1, 2023 for the revolving funds established in the town by-laws for certain departments, boards, committees, agencies or officers in accordance with Massachusetts General Laws Chapter 44, Section 53E1/2 as set forth in the chart in Article 14 of the May 1, 2023 Annual Town Meeting Warrant.

Revolving Fund	Department, Board, Committee, Agency or Officer		FY2024 Spending Limit
Recreation	Recreation Director	\$	200,000
Farmers' Market	Farmers' Market Committee	\$	20,000
Council on Aging	COA Director	\$	85,000
Health Services	Health Director	\$	25,000
Energy	Director of Planning & Community Development	\$	100,000
Prevention & Outreach	Stoneham Coalition	\$	20,000
300th Anniversary Celebration	300th Anniversary Celebration Committee	\$	20,000

Passes per Moderator

Article 15. 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 23 departmental budgets approved under Article No. 11 of the May 2, 2022 Annual Town Meeting, as amended, or do anything in relation thereto.

Select Board

Article 15. Voted that the Town vote to appropriate the sum of \$375,000 to fund amendments to the Fiscal Year 2023 departmental budgets approved under Article No. 11 of the Annual Town Meeting Warrant, and meet the appropriation of said sum with a transfer from the stabilization fund.

$\frac{2}{3}$ Vote Required
 $\frac{2}{3}$ Vote Passes per Moderator

Article 16. To see if the Town will vote pursuant to Section 110A, Chapter 41 of the Massachusetts General Laws, that any public office in the town shall be closed on Saturdays and that the provisions of Section 9 of Chapter 4 of the Massachusetts General Laws apply to such closing of any such office on any Saturday to the same extent as if such Saturday were a legal holiday.

Town Clerk

Article 16. Voted that the Town vote pursuant to Section 110A, Chapter 41 of the Massachusetts General Laws, that any public office in the town shall be closed on Saturdays and that the provisions of Section 9 of Chapter 4 of the Massachusetts General Laws apply to such closing of any such office on any Saturday to the same extent as if such Saturday were a legal holiday.

Passes per Moderator

Article 17. To see if the Town will vote to accept the provisions of M.G.L. Chapter 59, Section 5, Clause Twenty-second G and Twenty-second H, provisions of Act commonly known as the Brave Act, to allow pursuant to Clause Twenty-second G for real estate tax exemptions available under M.G.L Chapter 59, Section 5, Clause Twenty-second, Twenty-second A, Twenty-second B, Twenty-second C, Twenty-second D, Twenty-second E and Twenty-second F for real estate that is the domicile of disabled veterans but is owned by a trustee, conservator or other fiduciary for the benefit of the disabled veteran to the same extent as if the disabled veteran were the owner of the real estate; and to allow pursuant to Clause Twenty-second H for a real estate tax exemption for real estate to the full amount of the taxable valuation of the real property of the surviving parents or guardians of soldiers and sailors, members of the National Guard and Veterans who: (i) during active duty service, suffered an injury or illness documented by the United States Department of Veteran Affairs or a branch of the armed forces that was a proximate cause of their death; or (ii) are missing in action with a presumptive finding of death as a result of active duty service as members of the armed forces of the United States; provided, however, that the real estate shall be occupied by the surviving parents or guardians as the surviving parents' or guardians' domicile; and provided further, that the surviving parents or guardians shall have been domiciled in the Commonwealth for five (5) consecutive years immediately before the date of filing for an exemption pursuant to this clause or the soldier or sailor, member of the National Guard or veteran was domiciled in the commonwealth for not less than six (6) months prior to entering the service. Surviving parents or guardians eligible for an exemption pursuant to this clause shall be eligible regardless of when the soldier, sailor, member of the National Guard or veteran died or became missing in action with a presumptive finding of death, such exemption to be available until such time as the surviving parents or guardians are deceased, and provided that no real estate shall be so exempt which has been conveyed to the surviving parents or guardian to evade taxation; or take any other action related thereto.

Director of Assessing

Article 17. **Voted** that the Town approve Article 17, adopting the provisions of the so-called “Brave Act” as set forth in the May 1, 2023 Annual Town Meeting Warrant.

Passes per Moderator

***Anthony Wilson took over as Temporary Moderator for Article 18**

Article 18. To see if the Town will vote to authorize the Select Board to petition the General Court to enact legislation in substantially the following form relating to changing the term of the elected Town Moderator from 2 years to 3 years, provided, however, that the General Court may make clerical or editorial changes to the form of the bill only, unless the Select Board approves amendments to the bill before enactment by the General Court, and provided further that the Select Board is hereby authorized to approve amendments that are within the scope of the general public’s objectives of this petition:

**AN ACT RELATIVE TO CHANGING THE TERM OF THE ELECTED OFFICE OF MODERATOR
FOR THE TOWN OF STONEHAM**

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. The first paragraph of section 14 of chapter 26 of the acts of 1981, as appearing in section 4 of the chapter 296 of the acts of 1994, is hereby amended by striking out the term of “2 yrs.” as appearing in the list of elected officers next to subsection “a. moderator” and inserting in place thereof the term “3 yrs.”

SECTION 2. The act shall take effect upon its passage.

Or do anything in relation thereto.

Town Moderator

Article 18. **Voted** that the Town approve Article 18, approving the submission of special act legislation to change the term of the elected Moderator from two to three years, as set forth in the May 1, 2023 Annual Town Meeting Warrant.

Passes per Moderator

Article 19. To see if the Town will vote to amend the Stoneham Town Code, Chapter 9 Offenses – Miscellaneous by adding a new Section 9-17 Leaf Blower Restrictions for Commercial Landscapers, as follows:

9-17 Leaf Blower Restrictions for Commercial Landscapers

(a) All commercial two cycle leaf blowers are prohibited from use by commercial landscapers in residential areas at any time. Effective upon approval of this article.

(b) All commercial four cycle gas powered leaf blowers must have factory installed mufflers in place and are restricted to no more than a maximum of two (2) leaf blowers operating within a housing lot and within 50 feet of a neighbor's home.

Penalties

(i) Any person violating this bylaw shall be subject to a penalty pursuant to Section 1-4 of the Town of Stoneham Bylaws.

(ii) Violation of this bylaw may also be enforced by non-criminal disposition in the manner provided by Section 1-4A of the Town of Stoneham Bylaws by any Town police officer. The specific non-criminal disposition penalty which shall apply to a violation of this bylaw shall be as follows:

First Offense:	Warning
Second Offense:	\$100
Third Offense	\$200

The enforcement of this bylaw by non-criminal disposition as described herein shall be added to the list of bylaws so designated for such enforcement in Section 1-4A of these Bylaws

(iii) Each day of violation shall constitute a separate offense.

(iv) *Severability*. The invalidity of any portion or provision of this bylaw shall not invalidate any other portion or provision hereof.

Anthony DiDonato, 3 Elmhurst Road

Article 19. Voted that the Town amend the Stoneham Town Code, Chapter 9 Offenses – Miscellaneous by adding a new Section 9-17 Leaf Blower Restrictions for Commercial Landscapers, as written in the May 1, 2023 Annual Town Meeting Warrant with the effective date of January 1, 2024.

Fails per Moderator

Article 20. To see if the Town will vote to amend the Stoneham Town Code, Chapter 3 Animals and Fowl Sec. 3-7 Leash required; penalty by adding new language in ***bold/italic*** print as follows and thereby also amending the Stoneham Town Code, Chapter 1 General Provisions, Section 1-4A Non-Criminal Disposition:

3-7 Every dog owned or kept in the Town shall, at all times while within the town, be effectively restrained by some person by means of a leash, except when such dog is on the premises of the owner or keeper or another person with the consent of such person.

No dog shall be allowed upon any cemetery grounds in Stoneham at any hour of the day, at all times of the year. This shall not apply to service animals as defined by the Americans with Disabilities Act or regulations promulgated thereunder; those dogs belonging to a law enforcement agency or formally trained as search and rescue animals, provided that such dogs are acting in the line of duty.

The owner or keeper of any such dog that is not restrained *or is on any cemetery grounds* shall be punishable by a fine of twenty-five dollars (\$25.00) for the first offense, fifty dollars (\$50.00) for the second offense, and seventy-five dollars (\$75.00) for each succeeding offense.

In addition to Police Offices of the Town of Stoneham, the Animal Control Officer shall have authority to enforce this bylaw by non-criminal disposition.

Marcia M. Wengen, 56 Washington St.

Article 20. **Voted** that the Town amend the Stoneham Town Code, Chapter 3 Animals and Fowl Sec. 3-7 Leash required, as written in the May 1, 2023 Annual Town Meeting Warrant with the addition of the word “municipal” before the word cemetery.

Passes per Moderator

At this time the Moderator recognized the new Budget Director Lea Secor and new Town Accountant Lauri Plourde. She also acknowledged that this would be the last Town Meeting for the retiring Police Chief Jim McIntyre. She thanked him for all of his years of service and dedication to the Town of Stoneham.

Meeting dissolved at 8:35PM.

Respectfully Submitted:

Maria Sagarino
Town Clerk