

## **SPECIAL TOWN MEETING**

**FEBRUARY 26, 2001**

The meeting was called to order in the Bromfield School Gym at 7:37 P.M. by Moderator, William L. Patton. The call of the meeting and the return of service were found to be in order by Town Clerk Janet A. Vellante.

The meeting approved the following non-voters to speak:

John Petrin	Town Administrator
Mark Lanza	Town Counsel

### **ARTICLE 1: COMMUNITY PRESERVATION FUND**

To see if the Town will vote to accept Sections 3 to 7, inclusive, of Chapter 44B of the General Laws, otherwise known as the Massachusetts Community Preservation Act, by approving a surcharge on real property for the purposes permitted by said Act, including the acquisitions, creation and preservation of open space, the acquisition and preservation of historic resources, the acquisition, creation and preservation of land for recreational use, the acquisition, creation and support of community housing, and the rehabilitation and restoration of such open space, historic resources, land for recreational use and community housing that is acquired or created as provided under said Act; that the amount of such surcharge on real property shall not exceed one point one (1.1) per cent of the taxes assessed annually on real property which shall be dedicated to the fund, such surcharge to be imposed on taxes assessed for fiscal years beginning on or after July 1, 2001, or pass any vote or votes in relation thereto.

(Inserted by Selectmen)

The following motion was made by Cynthia Russo, 116 Oak Hill Road, Board of Selectmen, and seconded,

I move that the Town accept Sections 3 to 7, inclusive, of Chapter 44B of the General Laws, otherwise known as the Massachusetts Community Preservation Act, by approving a surcharge on real property for the purposes permitted by said Act, including the acquisitions, creation and preservation of open space, the acquisition and preservation of historic resources, the acquisition, creation and preservation of land for recreational use, the acquisition, creation and support of community housing, and the rehabilitation and restoration of such open space, historic resources, land for recreational use and community housing that is acquired or created as provided under said Act; that the amount of such surcharge on real property shall not exceed one point one (1.1) per cent of the taxes assessed annually on real property which shall be dedicated to the fund, such surcharge to be imposed on taxes assessed for fiscal years beginning on or after July 1, 2001.

Cindy Russo gave a brief explanation of the proposal.

Steve Colwell, 92 Littleton Road, stated that the Finance Committee recommended this article.

George Watkins, 96 Shaker Road, stated that the Conservation Commission recommended this article.

The following motion to amend was made by William White, 11 Bowers Road, and seconded,

”to change one point one (1.1) per cent to point six (.6) percent”

The motion to amend was voted majority **NO** (did NOT pass).

Lucy McQuilkin, 124 Bolton Road, made a motion to table Article 1 and vote on Article 2 first. Her motion was seconded.

The motion to table was voted majority **NO** (did NOT pass).

The original motion was voted as follows:

Voted majority yes, to accept Sections 3 to 7, inclusive, of Chapter 44B of the General Laws, otherwise known as the Massachusetts Community Preservation Act, by approving a surcharge on real property for the purposes permitted by said Act, including the acquisitions, creation and preservation of open space, the acquisition and preservation of historic resources, the acquisition, creation and preservation of land for recreational use, the acquisition, creation and support of community housing, and the rehabilitation and restoration of such open space, historic resources, land for recreational use and community housing that is acquired or created as provided under said Act; that the amount of such surcharge on real property shall not exceed one point one (1.1) per cent of the taxes assessed annually on real property which shall be dedicated to the fund, such surcharge to be imposed on taxes assessed for fiscal years beginning on or after July 1, 2001.

## **ARTICLE 2: COMMUNITY PRESERVATION COMMITTEE**

To see if the Town will vote to establish a Community Preservation Committee pursuant to MGL Chapter 44B, said Committee to have the responsibilities and duties as outlined in MGL Chapter 44B and to consist of nine (9) voting members to be appointed as follows:

One member of the Conservation Commission as designated by the Commission for a term of one year;

One member of the Planning Board as designated by the Board for a term of one year;

One member of the Historical Commission as designated by the Commission for a term of one year;

One member of the Park & Recreation Commission as designated by the Commission for a term of one year;

One member of the Housing Authority as designated by the Authority for a term of one year;

Four members to be appointed by the Board of Selectmen, one member to be appointed for a term of one year and thereafter for a term of three years, one member to be appointed for a term of two years and thereafter for a term of three years, and two members to be appointed for a term of three years.

or pass any vote or votes in relation thereto.  
(Inserted by Selectmen)

The following motion was made by Cynthia Russo, 116 Oak Hill Road, Board of Selectmen, and seconded,

I move that the Town amend its general by-laws by adding thereto the following provision establishing: a Community Preservation Committee is hereby established pursuant to MGL Chapter 44B, said Committee to have the responsibilities and duties as outlined in MGL Chapter 44B, Section 5, which shall consist of nine (9) voting members to be appointed by the Board of Selectmen as follows:

One member of the Conservation Commission as designated by the Commission for a term of one year;

One member of the Planning Board as designated by the Board for a term of one year;

One member of the Historical Commission as designated by the Commission for a term of one year;

One member of the Park & Recreation Commission as designated by the Commission for a term of one year;

One member of the Housing Authority as designated by the Authority for a term of one year;

Four members to be appointed by the Board of Selectmen, one member to be appointed for a term of one year and thereafter for a term of three years, one member to be appointed for a term of two years and thereafter for a term of three years, and two members to be appointed for a term of three years.

The following motion to amend was made by Ken Nickerson, 13 Cameron Road, and seconded,

to substitute the last paragraph as follows: Four members to be *elected by the Town*, one member to be *elected* for a term of one year and thereafter for a term of three years, one member to be *elected* for a term of two years and thereafter for a term of three years, and two members to be *elected* for a term of three years.

Prior to a vote on this first amendment a seconded amendment was made:

The following motion to amend was made by Wendy Sisson, 281 Stow Road, and seconded,

“... shall consist of five (5) voting members...

One member of the Conservation Commission as designated by the Commission for a term of three years;

One member of the Planning Board as designated by the Board for a term of one year, then a term of three years;

One member of the Historical Commission as designated by the Commission for a term of three years;

One member of the Park & Recreation Commission as designated by the Commission for a term of one year, then a term of three years;

One member of the Housing Authority as designated by the Authority for a term of two years, then a term of three years;”

and omit the last paragraph.

Although the Board of Selectmen voted to accept the Sisson amendment, Wendy changed her motion back to one year terms, still omitting the four members appointed by the Board of Selectmen.

The Sisson motion to amend was voted majority **NO** (did NOT pass).

Ken Nickerson revised his motion to amend as follows:

“Four members to be appointed by the Board of Selectmen *for a term of one year and thereafter be elected as follows*: one member to be *elected* for a term of one year and thereafter for a term of three years, one member to be *elected* for a term of two years and thereafter for a term of three

years, and two members to be *elected* for a term of three years.

The Board of Selectmen agreed to this revised motion.

The above motion to amend was voted majority yes.

The amended motion was passed majority yes, that the Town amend its general by-laws by adding thereto the following provision establishing: a Community Preservation Committee is hereby established pursuant to MGL Chapter 44B, said Committee to have the responsibilities and duties as outlined in MGL Chapter 44B, Section 5, which shall consist of nine (9) voting members to be appointed by the Board of Selectmen as follows:

One member of the Conservation Commission as designated by the Commission for a term of one year;

One member of the Planning Board as designated by the Board for a term of one year;

One member of the Historical Commission as designated by the Commission for a term of one year;

One member of the Park & Recreation Commission as designated by the Commission for a term of one year;

One member of the Housing Authority as designated by the Authority for a term of one year;

Four members to be appointed by the Board of Selectmen for a term of one year and thereafter be elected as follows: one member to be elected for a term of one year and thereafter for a term of three years, one member to be elected for a term of two years and thereafter for a term of three years, and two members to be elected for a term of three years.

Approved by the Attorney General on June 7, 2001.

Checkers for the meeting were John Atkinson, Audrey Ball, Frances Maiore, and Sandy Lefkovits. They checked in 164 voters out of a total of 3588 registered voters (3430 active voters).

The meeting was dissolved at 9:05 PM.

Respectfully submitted,  
Janet A. Vellante  
Town Clerk