



COMMONWEALTH OF MASSACHUSETTS
Town of Carver
2017 ANNUAL TOWN MEETING MINUTES

The 225th Annual Town Meeting of the Inhabitants of the Town of Carver was held on Tuesday, April 11, 2017 at the Carver High School Auditorium at 7:00 P.M., pursuant to a Warrant of the Board of Selectmen dated March 30, 2017. The meeting was called to order at 7:04 P.M. by the Moderator, Robert E. Bentley, there being a quorum 150 present. The total registered voters at this time were 225. Moderator, Robert E. Bentley, led the voters in the Pledge of Allegiance to the Flag and a moment of silence for our troops.

Tenth grade students Kaylin D'antonio Smith and Stephanie Flores sang the National Anthem.

The tellers were duly sworn to their faithful performance of their duties by Town Clerk; Lynn A. Doyle. The tellers were as follows: Ellen Blanchard, Paul Frongillo, Leann McAllister and Maureen Townsend.

Members of the School Committee, Board of Selectmen, Finance Committee and Capital Outlay Committee were introduced as well as School Superintendent; Scott Knief, Town Counsel; Gregg Corbo, Town Administrator; Michael Milanoski, Town Clerk; Lynn Doyle, and Town Accountant; Meg LaMay.

Moderator Bentley reviewed the Town Meeting Procedures in the packet handout.

ARTICLE 1: ANNUAL TOWN REPORT

To act upon the reports of the various Town Officers as printed in the Annual Town Report for 2016, and to hear the reports of any Committee heretofore chosen and act thereon; to accept the document titled "Carver Town Meeting Procedures" as the official rules of the meeting; to abolish any special committee not submitting a report which is required to do so, unless otherwise voted; and to establish any new committee or take any other action related thereto.

BOARD OF SELECTMEN

INFORMATIONAL SUMMARY: This article asks the Town Meeting to accept the reports of the Town Officers that are printed in the Annual Town Report for 2016 and provides an opportunity for Boards and Committees to present a report directly to the Annual Town Meeting. Copies of the Town Report are available in the Town Clerk's Office and the Office of the Board of Selectmen. This article also asks the Town Meeting to adopt procedures to govern its proceedings so that the business of the meeting can proceed in an orderly and efficient manner.

(Majority Vote Required)

Recommendation: Bd. of Selectmen 5-0, Finance Committee: 6-0

ARTICLE 1: VOTE

MOTION made by Selectman; Alan Dunham and seconded that the Town approve the 2016 Annual report and to accept the document titled "Carver Town Meeting Procedure" as the official rules of the meeting, and abolish the Economic Development Industrial Corporation, School Building Needs Study Committee, and the Shurtleff Park Committee.

Robert Belbin of 26 Gate St. encouraged everyone to vote down the article. He said the Town Meeting Procedures takes away the voters' rights.

The Moderator declared ***"THE AYES HAVE IT."***

POINT OF ORDER by Belbin challenging the vote declared by the Moderator. The vote was challenged by more than seven (7) voters and a hand count was taken.

MOTION WAS DEFEATED 104 TO 69. ARTICLE FAILED.

ARTICLE 2: REPORT OF THE FIRE STATION BUILDING COMMITTEE, ASSIGNMENT OF BOND PREMIUM FROM FREE CASH TO NEW FIRE STATION AND NEW FIRE ENGINES, RESCIND DEBT ASSOCIATED WITH THESE PROJECTS, RETURN UNUSED FUNDS BACK TO THE CAPITAL AND DEBT STABILIZATION FUND

To see if the Town will vote as specified below:

- A. Rescind \$520,000 of the debt authorized but unissued for the new fire station approved under Article 13 of the November 12, 2013 Special Town Meeting, as supplemented by the vote taken under Article 7A of the April 13, 2015 Annual Town Meeting;
- B. Rescind \$30,000 of the debt authorized but unissued for the purchase of three fire engines approved under Article 7B of the April 13, 2015 Annual Town Meeting;
- C. Transfer from free cash the sum of \$520,000 to the account for the new fire station approved under Article 13 of the November 12, 2013 Special Town Meeting, as supplemented by the vote taken under Article 7A of the April 13, 2015 Annual Town Meeting, said sum representing a portion of the premium paid to the Town upon the sale of bonds from borrowed funds;
- D. Transfer from free cash the sum of \$30,000 to the account for the purchase of three fire engines approved under Article 7B of the April 13, 2015 Annual Town Meeting, said sum representing a portion of the premium paid to the Town upon the sale of bonds from borrowed funds;
- E. Transfer from free cash the sum of \$486,829 to the Capital and Debt Stabilization Fund, said sum representing a portion of the premium paid to the Town upon the sale of bonds from borrowed funds; and
- F. Transfer from the account for the new fire station approved under Article 13 of the November 12, 2013 Special Town Meeting, as supplemented by the vote taken under Article 7A of the April 13, 2015 Annual Town Meeting, the sum of \$200,000 to the Capital and Debt Stabilization Fund, said sum representing an amount no longer needed to complete the project.

INFORMATION SUMMARY: The Town was paid \$1,036,829, which represents the premium received from the sale of bonds issued in connection with money borrowed for construction of the new fire station and the purchase of three new fire engines. The money received was deposited into the General Fund of the Town and became part of its certified Free Cash. This article assigns that bond premium (borrowed money) received from the sale of bonds for the new Fire Station and 3 Fire Engines directly to reduce the amount the Town needs to raise for these capital projects and returns the remaining funds to the Capital and Debt Stabilization Fund. Due to the receipt of this premium and the fact that the Fire Station project came in under budget, a portion of the original amounts authorized to be borrowed may be rescinded and the amount authorized to subsidize the Fire Station from the Capital and Debt Stabilization fund may be returned to the Capital and Debt Stabilization fund.

(Majority Vote Required)

Recommendation: Bd. of Selectmen 4-0-1, Finance Committee 6-0

ARTICLE 2: VOTE

MOTION made by Selectman; Alan Dunham and seconded that the Town approve Article 2 as set forth in the Warrant.

Bill Harriman of 55 Holmes St. spoke favorably on behalf of the Fire Station Building Committee about the Committee, the fire station project and the efforts of the many volunteers. He said the project would have cost

significantly more without the volunteers' help. The project was completed under budget and money will be returned to the Town. He said the town departments, boards, committees and employees were extremely helpful in making the project a success and thanked the citizens for their support as well. Harriman welcomed everyone to the open house and ribbon cutting ceremony at 10:00 a.m., Saturday, April 15th.

Town Administrator Milanoski said the 'call' fire department saves the Town 1.5 million dollars every year. He said the total cost of the project was \$9,056,875.00 and there is still \$200,000 remaining from the project to return to the capital debt stabilization fund.

Motion SO VOTED UNANIMOUSLY.

ARTICLE 3: UNPAID BILLS FROM PREVIOUS YEARS

To see if the Town will vote to transfer from available funds a sum or sums of money to be expended by the Town Administrator to pay any unpaid bills from previous fiscal years, including but not limited to the bills listed below, or to take any other action related thereto:

Quality Medical Evaluations, David Zadok	\$750.00
Quality Medical Evaluations, David Zadok	\$750.00
Great American, Vertical Wave Phone System	\$434.00
Pars, Plymouth County OPEB Trust Program	\$46.27
Verizon, Town of Carver	\$212.89
Lowes, Carver DPW	\$34.33
Advanced Auto Parts	\$482.03
Unifirst	\$52.55
VCA	\$256.20
TOTAL	\$3,018.27

BOARD OF SELECTMEN

INFORMATIONAL SUMMARY: This article is required to pay for bills incurred by the Town from previous fiscal years that for one reason or another were not submitted and paid during that fiscal year in which the bill was received.

(4/5s Vote Required)

Recommendation: Bd. of Selectmen 5-0, Finance Committee 6-0

ARTICLE 3: VOTE

MOTION made by Selectman; Alan Dunham and seconded that the Town transfer the sum of \$3,018.27 from the financial disclosure account (01-145-0058-5317), for the purposes and in the amounts set forth in Article 3 of the Warrant.

Motion SO VOTED UNANIMOUSLY.

ARTICLE 4: SUPPLEMENTAL APPROPRIATIONS FOR FISCAL 2017

To see if the Town will vote to transfer from available funds a sum or sums of money to be expended by the Town Administrator for various departmental budgets for the remainder of the fiscal year ending June 30, 2017, or to decrease or otherwise adjust any budget line item as appropriated by the Town at the Annual Town Meeting held on April 11, 2016, or to fund any other deficits for fiscal year 2017, or to take any other action related thereto.

BOARD OF SELECTMEN

*INFORMATIONAL SUMMARY: The Town Financial Policy #2 provides in part, **"The Town will avoid all budgetary procedures that balance current expenditures at the expense of meeting future years' expenses, such as postponing expenditures...."** This article proposes transfers from various departmental budgets that the Finance Director has determined to have surplus funds to cover a projected deficit in stated account. The*

Board of Selectmen provided a one time, one-year rate reduction for the Cranberry Village Enterprise Fund, this transfer takes savings from previous years to provide the necessary revenue to offset this reduction.

(Majority Vote Required)

Recommendation: Bd. of Selectmen 5-0, Finance Committee 6-0

ARTICLE 4: VOTE

MOTION made by Selectman; Alan Dunham and seconded that the Town make the Fiscal Year 2017 budget transfers shown below:

Amount	From	To
\$22,475	Cranberry Village Retained Earnings Operating Budget	Cranberry Village Enterprise Fund

Motion SO VOTED UNANIMOUSLY.

ARTICLE 5: ALLOCATION OF FUNDS FROM FISCAL 2017 FREE CASH

To see if the Town will vote to transfer from free cash, as specified below:

<u>Transfer to:</u>	<u>Amount (not to exceed)</u>
Town / School Special Education Reserve	\$200,000
Town Wide - Unemployment Reserve	\$150,000
Town Wide - Health Care Reserve for mid-year changes / update premium changes after budget set	\$250,000
Town Wide – Snow and Ice	\$50,000
Town Wide - Utilities Reserve for commodity and usage changes	\$175,000
Other Post-Employment Benefits (OPEB) Trust Fund	\$200,000
Compensated Absentee Fund per Auditor	\$142,115
Start-up funds for summer town-wide recreation programs	\$15,000
Equitable 2% one-time COLA increase for non-union employees and incentive program	\$45,000
Capital Outlay Reserve Fund	\$100,000
FEMA/MEMA - Storm Reserve Fund funded from reimbursement from FEMA/MEMA	\$177,165
Contractual Agreement for a bifurcated contract (sustainable benefits package for new employees)	\$26,000
BATG receivable deficit (more than a decade old) company went bankrupt and never paid	\$135,480
Unknown Miscellaneous receivables (more than a decade old)	\$4,311
<u>North Carver Water District Enterprise Fund FY18 Capital and Debt</u>	<u>\$250,000</u>
TOTAL	\$1,920,071

BOARD OF SELECTMEN

INFORMATIONAL SUMMARY: Per the Town's Financial Policies, fund balances are only to be used for one-time expenditures as they are not reoccurring expenses. This article includes the following that are consistent with the Carver Town Meeting's Financial Policies:

- Under previous school administration there were surplus funds that exceeded the amount anticipated to be spent within that fiscal year. Those funds were moved around their budget, spent on eligible costs but without oversight and approval. The current School Committee, new Superintendent, and new Chief Operations / Finance Officer have established policies and procedures at the recommendation of the Town Auditor. The School Committee now routinely practice their fiduciary responsibility by voting transfers and has recommended a budget to bring the school district back into financial sustainability based on the Carver's Financial Management Policies approved by Town Meeting. However, there may be legitimate unknown and unforeseen expenditures from year to year that are in essence unfunded state mandates. The School Special Education Reserve is proposed to protect mid-year anomalies that may occur out of the reasonable control of the School District. For example, a student who moves into Carver that has special needs and that could not be accommodated within the district would need to be*

transported to and from an out of district special tuition based school designed to meet that students specialized needs that could result in a cost to the district of potentially \$100,000 per student. Without this specialized fund, the school would be forced to potentially lay off a teacher midyear for each new student as the school is required to provide these specialized services for these students. This fund would only pay for those costs on a one-time basis as they will be incorporated into the next year's annual budget.

- *Municipalities are self-funded for unemployment, without this fund the school district would have to layoff additional personnel than it has proposed to do in order to fund the anticipated unemployment cost this year. This would be a compounding issue without the use of these one-time funds as for every two positions that are eligible for unemployment an additional employee must be laid off.*
- *The Health Care and Utilities Reserve follows the same principle of dealing with mid-year anomalies that are beyond what could have been reasonably forecasted. For example, if a number of employee's spouses lose their health insurance for whatever reason this would be a qualifying reason to add Carver's health that could not have been reasonably budgeted, or we have an unusually harsh winter that increases demand of utilities. In addition, the Health Care Reserve includes \$50,000 due to updated premium changes that occurred after the School and Town budgets were set, this is a worst case scenario and there are several options the Board of Selectmen will pursue to reduce this figure.*
- *Town-wide \$50,000 anticipated for the Snow & Ice deficit*
- *The Town has a \$43,000,000 OPEB liability, these funds will be invested in the Town Trust fund to help reduce this liability and will assist the Town in our bond rating.*
- *This article satisfies an audit recommendation to continue to address an \$878,000 liability by depositing funds into the compensated absences fund.*
- *On average over the last 10 years the cost of living increases that non-union employees have received is 0.4% which is significantly lower as compared to teachers who have received 1.8% annually, clerical, dispatch, police, and DPW which have received 1.1% annually on top of contractual steps. These funds will be utilized to provide a one-time payment of 2% for FY17 as there was no capacity in the Town budget in FY17 to build this payment into the base. There is a cost of living increase proposed in the FY18 non-union salary schedule for first time in 9 years. (Note: Teacher contractual steps are 5% for step 1-9 & 12.5% for step 10, whereas town unions are 2%. This is in addition to COLAs – see appendix G).*
- *The Capital Outlay reserve account allows the committee to utilize this fund for emergencies that are operationally necessary to replace and/or repair equipment prior to next annual town meeting.*
- *Storm Reserve Fund is established given the year or longer delay in receiving reimbursement back from FEMA/EMMA from natural disasters thereby allowing the Town to pay for its obligations when they occur, not when the Federal or State government choose to release the funds they agreed to pay.*
- *All Town employees with the exception of those under the School Committee have agreed to a bifurcated contract for a new hire unaffiliated with the town. Those new hires will share equally in their health care (each will pay 50%) compared to the Town paying 75%. This also includes a reduction in sick days from 15 to 9 per year, and vacation weeks as well.*
- *Unfortunately, the BATG and Unknown Miscellaneous receivables are legacy items that go back more than a decade and prior to our current Finance Director and the previous Town Accountant. There is also little information on this beyond the town booked receivables as having been paid but they were not, and the Town spent this unreceived money more than a decade ago. As a result, this liability sits on our books every year until it is resolved thereby impacting free cash each year. This action cleans our books and wipes this receivable off our books.*
- *An amount of \$250,000 for the NCWD Enterprise Fund is intended to close an anticipated FY2018 revenue deficit to cover capital debt costs that is an obligation of the Town. The NCWD continues to explore options to increase revenue in an effort to reduce the Town subsidy.*

(Majority Vote Required)

Recommendation: Bd. of Selectmen 4-0-1, Finance Committee 6-0

ARTICLE 5: VOTE

MOTION made by Selectman; Alan Dunham and seconded that the Town approve Article 5 as set forth in the Warrant.

POINT OF ORDER by Belbin to take Article 7 out of order. Moderator Bentley ruled the Point of Order too late, since the motion for Article 5 had already been made and seconded.

Town Administrator Milanoski provided a Power Point presentation illustrating the Towns' financial management policies and annual budget process.

POINT OF ORDER by Robert Belbin that Milanoski's presentation appeared to be talking about Article 6, not Article 5. Selectman Dunham explained there are three (3) different budget articles that are all tied together.

Moderator Bentley ruled the Town Administrator had been recognized and had the floor.

Milanoski reviewed a pie chart of the Towns' budget and a chart comparing the history of salary increases for both town and school employees.

POINT OF ORDER by Tammy Johnson of 7 John Alden Ct. asking to interrupt the presentation and speak to Article 5's motion.

Ruled Out of Order by Moderator Bentley

POINT OF ORDER by Doug Johnson of 7 John Alden Ct. to go back to Article 5 and Chapter 70 money for schools.

Ruled Out of Order by Moderator Bentley

Milanoski completed his presentation.

Tammy Johnson said she agreed with the figure the Town is paying for the schools of 19% above the state, but claimed most towns pay between 20 and 21 percent on average. She believes only 58% of the town budget goes to the school versus the 70% stated by Milanoski. She compared Carver's school budget and teacher salaries with Cohasset's school budget and teacher salaries. We cannot survive with 10 less teachers said Johnson.

Belbin inquired why BATG never paid the Town. Attorney Corbo explained the Town had attained a judgement to recover money, but BATG went bankrupt, so there was no money to recover.

School Superintendent Scott Knief agreed with the State numbers Milanoski reported. Knief supported this year's budget and takes full responsibility for the decisions made. The School Committee supported the budget as well and it is their sole responsibility to decide on the cuts said Knief. The Town Administrator did not make decisions on budget cuts for the school. You cannot cut 1.2 million dollars from the budget and have it not have affects said Knief. The Town cannot really know what the real numbers are from the State until the Town receives the State aid. The Town has to make the best projections based on the numbers available at the time.

Alan Dunham noted the Town's financial policies have saved the tax payers 9 million dollars. This is a bad year he said. If we don't bite the bullet this year, we will be back here next year with a 1.8 million dollar deficit.

Motion SO VOTED UNANIMOUSLY.

POINT OF ORDER by Belbin to take Article 7 out of order.

Motion made & seconded.

A hand count was taken. 112 in favor and 77 against.

Motion ***DID NOT PASS WITH THE REQUISITE TWO-THIRDS VOTE.***

ARTICLE 6: FISCAL YEAR 2018 OPERATING BUDGETS FOR TOWN AND ENTERPRISE FUNDS; FUNDING FOR OPEB TRUST, AND STABILIZATION FUNDS.

To see if the Town will vote to raise and appropriate or transfer from available funds or otherwise provide the following sums to fix the salaries and compensation of Elected Officers, for the payment of Personnel Services, Expenses, Capital Outlays, Debt Service, OPEB Trust Fund, Capital Stabilization, Stabilization Fund, and otherwise, of Town Departments, Water Enterprise Funds, Water Betterment Debt Stabilization Fund, and to modify the FY18 Wage and Salary Pay Scale, Wage & Salary Classification Plan for Elected and Non-union Employees, and Organizational Chart for all positions, and appropriate the difference between the levy net and the levy limit to the General Stabilization Fund, all as specified below:

PART A

Approve FY18 Town-Wide Organizational Chart, Wage & Salary Pay Scale and Wage & Salary Classification Plan for Elected & Non-union Employees (See Appendix A, B & C)

PART B

Operating Budget (Funded from Taxation and Transfers from Available Funds), see budget detail in Appendix D and E for Informational Purposes

<u>Category</u>	<u>Amount (not to exceed)</u>
Town-Wide Shared Budget	
Shared Budget (Snow & Ice, Old Colony Vo-Tech, excluded debt, transfer etc.)	\$5,594,752
General Government Budget	
General Government Budget (salaries & expenditures)	\$2,450,656
Public Safety (salaries & expenditures)	\$2,766,226
Public Works and Facilities (salaries & expenditures)	\$1,041,121
Human Services (salaries & expenditures)	\$381,106
Culture and Recreation (salaries & expenditures)	\$411,881
Benefits and other town shared cost	<u>\$2,568,466</u>
TOTAL:	\$9,619,456

General Government Budget paid directly by fees

General Government Budget (salaries & expenditures funded by EMS/EMA/Indirect cost)\$792,172

School Budget

School General Budget (salaries & expenditures) \$22,769,286

PART C

Enterprise Funds (*funded from receipts*)

North Carver Water District FY 18 (salary, expenses, capital, debt, etc.)	\$330,882
North Carver Water Betterment Debt Stabilization Fund	\$56,955
Cranberry Village FY 18 (salary, expenses, capital, debt, etc.)	\$56,684

BOARD OF SELECTMEN

INFORMATIONAL SUMMARY:

Article 6 is divided into three parts.

- *Part A is a non-monetary portion of the article establishing the salaries and compensation of elected and appointed Town officials and employees and for Town Meeting to approve the employee organizational chart;*
- *Part B presents the Town-wide shared cost, the Town's operating budget broken into six categories, Town's operating paid by fee for service, and the School's operating budget. The 10-year pro-forma in appendix D includes \$6,846,352 for expenditures of which \$1,227,601 are direct assessments from the state or overlay account that the Town never receives. These assessment amounts are removed from Carver's "Cherry Sheet", the listing of amounts the Town receives as state aid, prior to the Town receiving these funds and therefore are not part of the budget approval. The school budget has been increased by \$501,968 from last year despite net state aid for education being reduced for the last four years by the state – see Appendix I. According to the Massachusetts Department of Elementary and Secondary Education since 2005 and including next year's enrollment we have had about a 20% reduction in student or 411 less students that we will have next year compared to 2005. With the proposed staff cuts incorporated into the budget approved unanimously by the School Committee over the same time period the district will have 20 less teachers or approximately 15% of the teachers who do classroom work. This has a ratio of one teacher being reduced on average for every twenty students.*
- *Part C are the annual budgets for the North Carver Water District and Cranberry Village Enterprise Funds.*

The 2014 Annual Town Meeting approved a modified "bottom-line budget", with a line-by-line breakdown by department provided in Appendix E for informational purposes. We have again set forth in Appendix E, a summary of the detailed line-item budget approved by the Board of Selectmen and Finance Committee that must be followed by all departments. Once Town Meeting establishes the budget for each identified category, the Town Administrator and Finance Director, with the approval of the Board of Selectmen, will be able to allocate the funding amongst the various line items in each such category as needed during the course of the fiscal year to most efficiently manage operational requirements. The School Committee as detailed in the Town Audit is also required to vote on budget transfers within its School General Budget as approved by the School Committee.

(Majority Vote Required)

Recommendation: Bd. of Selectmen 4-0-1, (Hewins does not agree with organizational chart)

Finance Committee 6-0, School Committee: 5-0 for School Budget

ARTICLE 6 (PARTS A, B & C): VOTE

MOTION made by Selectman; Alan Dunham and seconded for the Town to approve amendments to the Town-Wide Organizational Chart for FY18, as set forth in Appendix A, the Town-Wide FY18 Wage and Salary Pay Scale, as set forth in Appendix B and that the Town-Wide Wage and Salary Classification Plan for Elected and Non-Union Employees for FY18, as set forth in Appendix C.

and, that the Town raise and appropriate the sum of \$37,983,493, transfer from Ambulance Receipts Reserved for Appropriation the sum of \$716,855, transfer from Entergy Grant the sum of \$10,000, transfer from the North Carver Water District receipts the sum of \$47,801, transfer from Cranberry Village receipts the sum of \$2,516 and transfer from Cemetery Receipts Reserved for Appropriation the sum of \$15,000, all to be allocated for the Town's Operating budget as set forth in Article 6, Part B of the Warrant.

and, that the Town appropriate the sum of \$330,882 from Estimated Water Receipts – North Carver Water to pay the salaries, expenses, capital, debt and other expenditures for the North Carver Water District Enterprise fund for FY18; to transfer from North Carver Water District Retained Earnings the sum of \$56,955 to the Water Betterment Stabilization fund and further to appropriate the sum of \$56,684 from Estimated Water Receipts – Cranberry Village to pay the salaries, expenses, capital, debt and other expenditures of the Cranberry Village Enterprise Fund for FY18, and to authorize the Board of Selectmen, upon recommendation of the Town's

financial staff, to allocate amounts within each such enterprise fund, respectively, to maximize fiscal efficiency and operations.

and further, to transfer the difference between the net levy and levy limit to the general stabilization fund and to authorize the Board of Selectmen, upon recommendation of the Town's financial staff, to allocate amounts within each such category to maximize fiscal efficiency and operations, provided, however, that any transfer between categories, other than as may be allowed under G.L. c.44, §33B(b) during the last two months of the fiscal year, shall require approval by Town Meeting.

MOTION made by Selectman; Alan Dunham and seconded to have a "secret ballot" for this article.

Motion for *SECRET BALLOT FAILED by Majority Vote.*

Tammy Johnson recommended voting 'no' on the town budget.

School Committee member; Andrew Cardarelli of 19 Popes Point Rd. explained the School Committee had officially invited the union twice to come speak with them regarding the budget and was refused by the union twice. It is irresponsible to vote no on a budget and leave the Town with nothing said Cardarelli.

Finance Committee Member; John Cotter of 24 John's Pond Rd. recommended approval of the budget.

Jenn Dowding asked if the 1.2 million being cut this year is sustainable or will it be a deficit again next year?

She did not agree with voting down the budget.

Knief explained the Town cannot predict what will happen next year. The cuts give a better chance of being sustainable into the future based upon the financial policies. He sees five options for resolving this: Advocate for more State funding, change how the town allocates funds, increase town revenue, restructure the town or vote an override to increase taxes to support the budget.

Motion PASSED 126 TO 76.

ARTICLE 7: CAPITAL IMPROVEMENTS BUDGET

To see if the Town will vote to transfer from the Capital and Debt Stabilization Fund the sum of \$2,763,685 and from the FY17 ambulance fund the sum of \$220,000, for the following purposes and for all costs incidental and related thereto as specified below:

<u>Purpose</u>	<u>Amount (not to exceed)</u>
Maintenance Truck w/ Plow and equip - replace 602	\$75,000
3/4 Ton 4x4 Pick up w/ Plow and equip - replace 600	\$50,000
Paint Exterior-Town Hall (\$40K FY17) & caulk or new clapboard siding	\$40,000
Paint Exterior - Library	\$65,000
COA feasibility study with addition to library	\$25,000
Rehab Brush Breaker 26	\$175,000
4x4 Command/Type 4 Response and equip	\$75,000
Upgrade Light Tower & Scene Light on Rescue 1, purchase and install	\$21,000
Replace North/South Public Safety Antennas, purchase and install	\$14,000
Equipment for filling vacant positions in police and fire department	\$40,000
2 Cruiser Replacement and equip	\$83,000
New Bullet Resistant Vest	\$10,000
Police Station Preliminary Design and OPM	\$190,000
Replace 08 Ambulance & equip, including possible power stretcher, & upgrade to other Ambulance	\$220,000
Town Wide Technology Upgrades & recycling of equipment, purchase and install (school e-rate)	\$190,000
Athletic Equipment and Bleachers for middle high school, purchase and install	\$30,000
Replace Stage Lighting for middle high school, purchase and install	\$50,000
School Wheelchair Assessable Bus and equip	\$90,000

School Mini Bus and equip	\$70,000
Annual reduction in debt exclusion for new elementary school (solar)	\$100,000
<u>Debt Service, Lease Payments, Interest, Project Management, Disclosure, Town-wide Capital</u>	<u>\$1,370,685</u>
TOTAL	\$2,983,685

and, to amend the vote taken under Article 7C of the 2015 Annual Town Meeting appropriating funds for the Middle High School by (i) rescinding \$2,000,000 of the borrowing authorized thereunder from \$7,430,000 to \$5,430,000, (ii) supplementing said vote to provide that any premium received by the Town 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 Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount, and (iii) authorizing the funds appropriated under said Article 7C to be expended for the following additional purposes, including all incidental and related costs, which additional spending purposes shall be ineligible for reimbursement by the MSBA and must instead be paid solely by the Town of Carver:

- \$4,430,000 for structural repairs to the Middle High School under the MSBA accelerated repair program for roof, boilers, and doors/windows including other associated costs to complete the project,
- Middle High School (these Middle High School expenditures to be funded solely by the Town of Carver, as they are not eligible for MSBA grant funds):
 - \$50,000 to replace Middle High School HVAC units,
 - \$250,000 to replace two make-up air units that serve the Middle High School kitchen,
 - \$50,000 to replace door and windows in Middle High School addition not covered by MSBA,
 - \$150,000 to replace roof in Middle High School addition not covered by MSBA,
 - \$500,000 to upgrade the Middle High School well and water treatment infrastructure as required by the Department of Environmental Protection Consent Order, and other associated improvements as necessary to complete the project with;

and, to authorize the Town Administrator, in consultation with the Capital Outlay Committee Chair, to expend the funds appropriated hereunder for capital improvements, capital projects and/or purchase of capital equipment in the most fiscally responsible manner and to manage all approved projects, from planning and design to procurement, including negotiation of contracts and change orders, and to authorize the Town Administrator to take such additional action as may be necessary to carry-out the votes taken hereunder,

and further, to acquire by purchase, gift, eminent domain or otherwise, on such terms and conditions as the Board of Selectmen shall determine, permanent and/or temporary easements on the parcels of land shown as X-TE-3, X-TE-4, X-TE-7 and X-D-2 on plans entitled “Massachusetts Department of Transportation Highway Division Plan and Profile of Rochester Bridge Over Weweantic River (Bridge No. C-04-004=M-18-025) in the Towns of Carver and Middleborough,” revised through January 20, 2017, as may be amended, said plans on file with the Town Clerk, for public way purposes, including, but not limited to, the construction, alteration, maintenance, improvement, repair and/or replacement of a bridge, and for slope, grading, drainage and landscaping purposes; and, further, to authorize the Board of Selectmen to enter into all agreements and take all related actions necessary or appropriate to carry out said acquisitions and other acts authorized herein.

CAPITAL OUTLAY COMMITTEE AND BOARD OF SELECTMEN

INFORMATIONAL SUMMARY: The Capital Outlay Committee works within a Capital Improvement Plan, a 10-year fiscal planning process that identifies long-term improvements to the Town’s infrastructure and facilities as presented in Appendix F. This article would provide for the funding for various capital projects and equipment for Town departments. The article authorizes the Board of Selectmen to acquire required right-of-way from MassDOT for the necessary replacement of Rochester Road over the Weweantic River.

(2/3s Vote Required)

Recommendation: Bd. of Selectmen 4-0-1, Finance Committee 6-0, Capital Outlay Committee 3-0

ARTICLE 7: VOTE

MOTION made by Selectman; Alan Dunham and seconded for the Town to approve Article 7 as set forth in the Warrant.

Milanoski provided a PowerPoint presentation on the 10 year projection of capital projects.

Capital Outlay Committee Chair; Jack Angly said the Committee pays very close attention to department requests. They “kick tires” and scrutinize the requests carefully.

Knief said the new elementary school is 4 weeks ahead of schedule and under budget. He thanked the School Building Committee members, project managers & architects for the new school.

Old Colony School Committee Representative; Donald Williams of 6-8 South Meadow Vlg. asked why Old Colony capital improvements were not in the budget. Carver owns 20% of it. Milanoski said he has not received any requests from Old Colony. Requests to Carver need to be submitted by October each year.

Motion to Amend by Robert Belbin and seconded to delete the words and amounts from Article 7 “3/4 Ton 4X4 Pickup with plow; COA feasibility study; rehab brush breaker; 4X4 command vehicle; 2 cruiser replacements; school mini and equip; annual reduction in debt. exclusion from new elementary school (solar).”

Moderator Bentley asked if the amendment is meant to delete the funding for the items listed. Belbin said ‘yes’.

Belbin said this amendment would free up \$578,000 to put towards other things such as salaries.

Milanoski explained that this money, by not approving it, does not go back into the general fund or operating budget. It cannot be allocated for salaries.

Steve Pratt reminded everyone that on April 11, 2011 this body voted for a stabilization fund and then later voted it to be a Capital Stabilization Fund. The Town decided to invest 10% of our revenue in the Town’s infrastructure. This is a very aggressive and necessary plan said Pratt.

Cornelius Shea did not agree with the “short sighted” plan for the Council on Aging location. Jen Bogart of 116 Cranberry Rd. argued the plans for the COA were done by the Master Plan Committee and were met favorably by the seniors in Town.

Chief Weston addressed the need to rehab the brush breaker. The Town saves \$240,000 on a rehab. versus a new brush breaker.

Moderator declared the **‘NO’S HAVE IT, SO VOTED’- MOTION TO AMEND FAILED.**

Motion on ARTICLE 7 PASSED WITH THE REQUISITE TWO-THIRDS VOTE 140 TO 1

ARTICLE 8: COMMUNITY PRESERVATION COMMITTEE REPORT & RECOMMENDATIONS

To see if the Town will vote to hear and act on recommendations by the Community Preservation Committee for Fiscal Year 2018 pursuant to Chapter 44B of the General Laws, also known as the Community Preservation Act; to implement such recommendations by acting on the following:

Appropriate and/or reserve a sum or sums of money from the Community Preservation Fund Fiscal Year 2018 estimated annual revenues for the administrative expenses and all other necessary and proper expenses of the Community Preservation Committee and in accordance with the provisions of G.L. c.44B, §6, for open space, land for recreational use, historic resources and community housing, and debt service on prior approved projects, and further, to transfer from the Community Preservation Fund for proposed projects recommended by the Community Preservation Committee, and for all incidental and related expenses, as follows:

Appropriations:

A. From FY18 estimated revenues for Committee Administrative Expenses	\$24,300
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Reserves

B. From FY18 estimated revenues for Community Housing Reserve	\$48,601
C. From FY18 estimated revenues for Historic Reserve	\$48,601
D. <u>From FY18 estimated revenues for Open Space Reserve</u>	<u>\$48,601</u>
TOTAL	\$170,103

E. To transfer the sum of \$283,499, appropriated under Article 9 at the 2015 Annual Town Meeting for the Forest Street Recreation Field Project to the Middle High School Track and Football Field reconstruction project for development of plans, spec, and project management; and to authorize the Town Administrator, in consultation with the Community Preservation Committee Chairman, to expend such funds in the most fiscally responsible manner and to manage all approved projects, from planning and design to procurement, including negotiation of contracts and change orders and construction and authorizing the Town Administrator to take such action as may be necessary to carry out the votes taken hereunder or take any other action related thereto.

COMMUNITY PRESERVATION COMMITTEE

INFORMATIONAL SUMMARY: Under the Community Preservation Act, the Community Preservation Committee is required to make these recommendations to Annual Town Meeting as to how the Community Preservation funds raised through local taxation and state matching funds are to be spent. The Forest Street Recreation project was determined not to be feasible after ground explorations. This article repurposes that money to reconstructing the Middle High School track, football and soccer complex. Over the last 9 years Carver has received \$2,111,888 dollars with a return on investment of 66.25%.

(Majority Vote Required)

*Recommendation: Bd. of Selectmen 5-0, Finance Committee 6-0,
Community Preservation Committee 6-0*

ARTICLE 8: VOTE

MOTION made by Selectman; Alan Dunham and seconded for the Town to approve Article 8 as set forth in the Warrant.

Moderator declared 'AYES HAVE IT' - Motion PASSED

ARTICLE 9: BYLAW CHANGES

Part A: Adoption of Revolving Funds Bylaw

To see if the Town will vote to establish the revolving funds set forth below for the fiscal year beginning July 1, 2017 and to amend Chapter 10 of the Town's General Bylaws by inserting a new section, 10.6 titled "Revolving Funds", pursuant to the provisions of Massachusetts General Laws c.44, §53E½ as most recently amended by of the Section 86 of Chapter 218 of the Acts of 2016, establishing various revolving funds of the Town, specifying the departmental receipts to be credited to each fund, the departmental purposes or programs for which each fund may be expended, and the entity authorized to expend each fund, such bylaw to provide as follows:

10.6 REVOLVING FUNDS

10.6.1 There are hereby established in the Town of Carver, pursuant to the provisions of Massachusetts General Laws, Chapter.44, Section 53E½, the following Revolving Funds:

Revolving Fund	Dept., Board, Committee, Commission Authorized to Spend from Fund	Fees, Charges or other Receipts Credited to Fund	Program or Activity Expenses Payable from Fund	Restrictions or Conditions on Expenses Payable from Fund
Library Fines and Passports	Library Director	Overdue fines, damaged/lost books levies and passport revenues	Purchasing library materials	Salaries or wages of full-time employees shall be paid from the annual budget appropriation of the Library Dept. and not from the Fund
Council on Aging Nutrition	COA Director	Receipts from the lunch Meals on Wheels programs, and any other COA sponsored meal functions	Lunches, Meals on Wheels programs, and other COA sponsored meal functions.	Salaries or wages of full-time employees shall be paid from the annual budget appropriation of the COA Dept. and not from the Fund
Earth Removal Fees	Earth Removal Committee	Fees collected for earth removal inspections	Making road repairs	
Fire Dept. Revolving Acct for Fire Prevention/Code Enforcement	Fire Chief	Revenue and reimbursable incidents allowed under MGL Ch. 21E involving hazardous materials releases	Replace, repair or purchase equipment and supplies and to fund administrative and firefighter wage expenses associated with Fire Prevention /Code Enforcement	
Recreation Committee	Recreation Committee	Funds from services provided to Town residents for recreation activities	Services provided to Town residents for recreation activities	Salaries or wages of full-time employees shall be paid from the annual budget appropriation of

				the Recreation Dept. and not from the Fund
Solar Net Metering Credits	BOS	Funds from Eversource net metering revenue	Payments to Fisher Road solar for electricity generated	

10.6.2 Expenditures from each revolving fund set forth herein shall be subject to the spending limits established by Town Meeting or any increase therein as may be authorized in accordance with M.G.L. c.44, §53E½.

Part B: Establishment of Revolving Fund Spending Limits

To see if the Town will set spending limits for such revolving funds as follows:

Revolving Fund	Spending Limit
Library Fines and Passports	\$15,000
Council on Aging Nutrition	\$30,000
Earth Removal Fees	\$215,000
Fire Dept. Revolving Acct for Fire Prevention/Code Enforcement	\$40,000
Recreation Committee	\$20,000
Solar Net Metering Credits	\$360,000

Part C: To Establish Due Dates and Interest Regarding Unpaid Municipal Charges

To see if the Town will vote to amend Chapter 10 of the Town's General Bylaws, by adding a new section 10.7, entitled "Due Dates and Interest on Municipal Charges and Bills", as follows:

10.7 DUE DATES AND INTEREST ON MUNICIPAL CHARGES

All municipal charges and bills shall be due and payable within thirty (30) days of the date of mailing by the Treasurer/Collector or other Town official empowered to do so. All receivables which remain unpaid after said 30 days shall accrue interest payable to the Town at the rate charged on tax bills under provisions of Massachusetts General Laws, Chapter 59, Section 57.

Part D: Adopt the Stretch Energy Code

To see if the Town will vote to adopt the "Stretch Energy Code" set forth in the State Building Code at 780 CMR 115.AA as it may be amended from time to time and to see if the Town will vote to amend Chapter 9 of the Town's General Bylaws, by adding a new section 9.8, entitled "Stretch Energy Code", as follows:

9.8. STRETCH ENERGY CODE

1. Definitions:

a. International Energy Conservation Code (IECC) –The International Energy Conservation Code (IECC) is a building energy code created by the International Code Council. It is a model code adopted by many state and municipal governments in the United States for the establishment of minimum design and construction requirements for energy efficiency, and is updated on a three-year cycle. The baseline energy conservation requirements of the MA State Building Code are the IECC with Massachusetts amendments, as approved by the Board of Building Regulations and Standards.

b. Stretch Energy Code- Codified by the Board of Building Regulation and Standards as 780 CMR Appendix 115.AA of the Massachusetts Building Code, the Stretch Energy Code is an appendix to the Massachusetts building code, based on further amendments to the International Energy Code (IECC) to improve the energy efficiency of buildings built to this code.

2. Purpose:

The purpose of 780 CMR 115.AA is to provide a more energy efficient alternative to the Base Energy Code applicable to relevant sections of the building code for both new construction and existing buildings.

3. Applicability:

This code applies to residential and commercial buildings. Buildings not included in this scope shall comply with 780 CMR 13, 34, 51, as applicable.

4. Stretch Energy Code:

The Stretch Energy Code, as codified by the Board of Building Regulations and Standards as 780 CMR Appendix 115 AA, including any future editions, amendments or modifications, is herein incorporated by reference into the Town of Carver General Bylaws. The Stretch Code is enforceable by the building commissioner.

or take any action related thereto.

BOARD OF SELECTMEN

INFORMATIONAL SUMMARY PART A AND B: In November of 2016, the Commonwealth of Massachusetts passed a Municipal Modernization bill to modernize municipal finance and government. One of the provisions of the bill requires that revolving funds be established by bylaw and that spending limits within each fund be established by Town Meeting vote.

INFORMATIONAL SUMMARY PART C: The Town does not currently charge interest on police details and other charges that have been outstanding for more than 30 days. The acceptance of this Mass. General Law would allow the Police and other departments to assess interest on these bills at the same rate as is assessed for tax bills.

INFORMATIONAL SUMMARY PART D: The Stretch Energy Code provides a more energy efficient alternative to the base energy code as found in the Massachusetts Building Code for new and existing buildings. A municipality seeking to ensure that construction within its boundaries is designed and built above the energy efficiency requirements of the Massachusetts Building Code may mandate adherence to the Stretch Energy Code by amendment of its bylaws. Adoption of the Stretch Energy Code is a requirement for recognition of the Town as a Green Community. If adopted the Town is expected to receive between \$155,000 - \$170,000 grant funds for the Town to spend on upgrading its building mechanical systems to reduce future energy costs. See Appendix G

(Majority Vote Required)

*Recommendation: Board of Selectmen 5-0 (Part A, B & C), Finance Committee 6-0 (Part A, B & C)
Part D: 3-2*

ARTICLE 9 – PARTS A & B: VOTE

MOTION made by Selectman; Alan Dunham and seconded for the Town to approve Article 9, Parts A and B, relative to revolving funds, as printed in the warrant.

Motion SO VOTED UNANIMOUSLY

ARTICLE 9C: VOTE

MOTION made by Selectman; Alan Dunham and seconded for the Town to amend the Town's General Bylaws by adding a new provision relating to due dates and interest on municipal charges and bills, as set forth in Article 9C of the Warrant.

Motion SO VOTED UNANIMOUSLY

ARTICLE 9D: VOTE

MOTION made by Selectman; Alan Dunham and seconded for the Town to adopt the Stretch Energy Code set forth in the State Building Code at 780 CMR 115.AA as it may be amended from time to time, and to amend the Town's General Bylaws by adding a new section titled "Stretch Energy Code", as set forth in Article 9D of the Warrant.

Selectwomen; Sarah Hewins provided an explanation of both the pros and cons of adopting the Stretch Energy Code.

- Provides more energy efficiency to the base building code
- It only applies to new homes, not additions or repairs
- Applies to commercial buildings over 100,000 square feet
- It will cost new residents roughly \$3,000
- Savings from lower utility bill rebates will be about \$5,000
- Homeowners have to make sure they get the rebate from the builder
- Savings may only be as much as \$500.00 per year
- Town could get energy grants from the State for being a "green" community

Selectwomen; Helen Marrone said there is a contradiction on how much would be saved. She believes the builder will get the savings, not the home owner. She recommends everyone learn more about the "international" code the Stretch Code falls under.

Andrew Cardarelli said the Stretch Code will add additional costs to anyone who builds where the Urban Renewal Project was just approved.

Bill Duggan of 285 Meadow St. said he is against any further mandated regulations.

Savery Moore of 12 S. Main St. said the idea that it is "international" is a good thing, because we have one planet we all have to share.

Danny Wilcox 22 Weston St. said the Stretch Code involves layers of red tape to go through and the cost savings are never realized by the home owner.

Moderator declared 'NO'S HAVE IT' - Motion FAILED

ARTICLE 10: ACCEPTANCE OF GENERAL LAWS AND REDUCE CONSERVATION COMMISSION MEMBERSHIP

Part A: Abatement of Low Value Tax Parcels

To see if the Town will vote to accept the second paragraph of Massachusetts General Laws, Chapter 60, Section 2, which allows the Assessors to abate any unpaid tax which the Tax Collector determines was assessed on a valuation insufficient to meet the charges or expenses of collection, or if any other committed tax is unpaid and is less than \$25,

Part B: Unpaid Taxes Not In Excess Of \$100

To see if the Town will vote to accept the provisions of Massachusetts General Laws Chapter 59, Section 57A, which allows a notice of preliminary tax or actual tax bill for real estate or personal property taxes, in an amount not in excess of \$100, to be due and payable in one installment and if unpaid after the day the first installment of the notice of preliminary tax or actual tax bill for the year is due, shall be subject to interest at the same rate and from the same date as any delinquent preliminary or actual first tax installment,

Part C: Reduce Conservation Commission Membership

To see if the Town will vote to amend the vote taken pursuant to Article 1 of the July 11, 1963 Special Town Meeting by reducing the number of Conservation Commission members from seven (7) to five (5),

or take any other action related thereto.

BOARD OF SELECTMEN

INFORMATIONAL SUMMARY PART A: This acceptance of this MGL provision would allow the Treasurer/Collector and Assessor to annually review tax bills to be issued and make a determination not to send out bills for which the costs associated with collection will exceed the amount to be collected.

INFORMATIONAL SUMMARY PART B: Accepting the new MGL provisions would allow the Town to send out just one tax bill if \$100 or less is owed, rather than spreading the total amount out over four quarters. This will help the Town to save money on costs associated with collection.

INFORMATIONAL SUMMARY PART C: When Special Town Meeting voted in 1963 to adopt the statute, MGL 40 section 8C to create the Carver Conservation Commission, the vote stated it will be composed of seven members. However, the statute allows the Commission to consist of not less than three nor more than seven members. This article, as requested by the Commission, allows the Commission to follow state law and consist of five members, meaning a quorum of three members can meet and transact business.

(Majority Vote Required)

Recommendation: Board of Selectmen: 5-0; Finance Committee 6-0

ARTICLE 10A & 10B: VOTE

MOTION made by Selectman; Alan Dunham and seconded for the Town to accept the provisions of Massachusetts General Laws, Chapter 60, Section 2, relating to the abatement of taxes on low value parcels, as set forth in Article 10A of the Warrant also for the Town to accept the provisions of Massachusetts General Laws Chapter 59, Section 57A, relating to taxes not in excess of \$100, as set forth in Article 10B of the Warrant.

Moderator declared ***'THE AYES HAVE IT UNANIMOUSLY' - Motion PASSES***

ARTICLE 10C: VOTE

MOTION made by Selectman; Alan Dunham and seconded for the Town to amend the vote taken pursuant to Article 1 of the July 11, 1963 Special Town Meeting by reducing the number of Conservation Commission members from seven (7) to five (5).

Moderator declared '***THE AYES HAVE IT***' - ***Motion PASSES***

ARTICLE 11: HOME RULE PETITIONS REQUIRING LEGISLATIVE AND GOVERNOR APPROVAL

Senior Tax Relief Home Rule Petition

To see if the Town will vote to authorize the Board of Selectmen to petition the Massachusetts General Court for special legislation, as set forth below, to create Senior Tax Relief in the Town of Carver; provided, however, that the General Court may make clerical or editorial changes of form only to the bill, unless the Board of Selectmen approve amendments to the bill before enactment by the General Court, and provided further that the Board of Selectmen is hereby authorized to approve amendments which shall be within the scope of the general public objectives of this petition:

An Act Creating Senior Tax Relief in the Town of Carver

SECTION 1. Notwithstanding any other general or special law to the contrary, and subject sections 2 to 10, inclusive, the Town of Carver shall reduce the property taxes due on any qualifying property by the sum of \$500.00 except that there shall be a dollar cap on the total exemptions granted pursuant to this act equal to 0.5 percent of the fiscal year's total residential property tax levy for the Town of Carver with the total exemption amount granted pursuant to this act allocated proportionally within the tax levy on all residential taxpayers. In the event that the dollar cap is reached, any reduction shall be reduced proportionally. In no case shall the property taxes due on such property be reduced below zero. This reduction shall be in addition to any exemption or abatement allowable under the General Laws.

SECTION 2. Real property classified as Class one, residential, in the Town of Carver shall qualify for the exemption under section 1 if: (i) the property is owned by a person 65 years of age or older and occupied as his or her domicile; (ii) the property is owned jointly by a person and his or her spouse, either of whom is 65 years of age or older, and occupied by the person as his or her domicile, (iii) the property is owned jointly by persons who are not spouses, either of whom is 65 years of age or older and occupies the property as his or her domicile; or (iv) the property is held as life estate by a person 65 years of age or older and occupied by the person as his or her domicile; provided, that the property is a single family dwelling. For purposes of this act, the age of the qualifying person(s) shall be as of July 1 of the fiscal year for which the exemption is being requested.

SECTION 3. Notwithstanding section 2 of this act, real property classified as Class one, residential, in the Town of Carver of soldiers and sailors who are veterans, as defined in clause forty-three of section 7 of chapter 4 and whose last discharge or release from the armed forces was under other than dishonorable conditions, and who are 62 years of age or older, shall qualify for the exemption under section 1 if: (i) the property is owned by such veteran and occupied as his or her domicile; (ii) the property is owned jointly by such veteran and his or her spouse and occupied by such veteran as his or her domicile; (iii) the property is owned jointly by persons who are not spouses, either of whom is such veteran and occupies the property as his or her domicile; or (iv) the property is held as life estate by such veteran and occupied as his or her domicile; provided, that the property is a single family dwelling. For purposes of this act, the age of the qualifying person(s) shall be as of July 1 of the fiscal year for which the exemption is being requested.

SECTION 4. The exemption under section 1 may be granted if (i) the person has been a resident of the Town of Carver for longer than 6 months of each of the previous 10 years; (ii) the taxpayer's total income, as defined in subsection (k) of section 6 of chapter 62 of the General Laws, does not exceed 60% of the median income for the Town of Carver as reported for the relevant Fiscal Year by the United States Census Bureau; for households with more than one member, the total income, calculated pursuant to subsection (k) of section 6 of chapter 62 of

the General Laws, does not exceed 60% of the median income for the Town of Carver as reported for the relevant Fiscal Year by the United States Census Bureau.

SECTION 5. Improvements upon a qualifying residential property that result in an increase in the assessed value of the property and corresponding increase in tax liability that are made during a year in which the person is entitled to an exemption under section 1, shall be subject to taxation at the tax rate in effect on the date of the improvement on the assessed value of the improvement.

SECTION 6. A person who seeks to qualify for the exemption under section 1 shall file with the Board of Assessors an application for abatement on a form to be adopted by the Board of Assessors and available at the assessor's office with the supporting documentation as described in the application. The application shall be filed by December 1st each year for which the applicant seeks the exemption for the fiscal year commencing the following July 1.

SECTION 7. Acceptance of this act by the Town of Carver shall be by an affirmative vote of a majority of the voters at any regular or special election at which the question of acceptance was placed on the ballot and, if necessary, by approval of the appropriate override. This act shall become effective on the thirtieth day following the affirmative vote.

SECTION 8. The acceptance of this act may be revoked by an affirmative vote of a majority of the voters at any regular or special town election at which the question of revocation has been placed on the ballot by a two-thirds vote of then sitting members of the Board of Selectmen. Revocation of this act shall become effective on the thirtieth day following that affirmative vote.

SECTION 9. Acceptance of this act by the Town of Carver shall automatically expire after 3 years of implementation unless reaffirmed by the affirmative vote of a majority of the voters at a town meeting and no further action of the general court shall be necessary.

SECTION 10. This act shall not apply to betterments, special assessments, surcharges or the like, assessed in addition to real property tax on the qualifying property.

or take any action related thereto.

BOARD OF SELECTMEN

INFORMATIONAL SUMMARY: This article asks the Town Meeting to authorize the Board of Selectmen to petition the General Court for a special act to allow for the reduction in real property taxes in the amount of \$500.00 for qualifying Seniors, 65 years of age and over and veterans (soldiers and sailors) 62 years of age and older that qualify based on residency of at least 6 months of every year for the past 10 years and income that is not more than 60% of the median income for the Town. The total amount of the reductions granted is limited to .5% of the total residential property tax levy for the town, having a total value of \$88,253 in FY 17. In the event that the dollar cap is reached, the total reduction shall be reduced proportionally. The total amount of the reductions granted is proportionally assessed on all non-qualifying residential taxpayers within the Town.

(Majority Vote Required)

Recommendation: Bd. of Selectmen 5-0

ARTICLE 11: VOTE

MOTION made by Selectman; Alan Dunham and seconded for the Town to authorize the Board of Selectmen to petition the Massachusetts General Court for special legislation creating senior tax relief in the Town of Carver, as set forth in Article 11 of the Warrant.

Ellen Blanchard inquired if there would be income and asset requirements for applicants? Milanoski said yes.

Steven Pratt said since this is an exemption and the rest of the tax payers who do not qualify for this exemption have to make up the difference than it will impact the mobile home owners in the age 55 plus villages. The villages pay a residential tax that is passed down to the individuals in the 1100 homes. This is contradictory to being a benefit to all seniors said Pratt. Pratt recommends voting this down.

Moderator declared ***'THE NO'S PREVAIL, ARTICLE DOES NOT PASS'***.

ARTICLE 12: ZONING ARTICLE SPONSORED BY BOARD OF SELECTMEN

Part A: Adoption Article Temporary Moratorium On Non-Medical Or Recreational Marijuana Establishments

To see if the Town will vote to amend the Town of Carver Zoning Bylaw to add to Article IV, Special Regulations, the following new section entitled “Temporary Moratorium on Non-Medical Or Recreational Marijuana Establishments”, as follows:

4970. TEMPORARY MORATORIUM ON NON-MEDICAL OR RECREATIONAL MARIJUANA ESTABLISHMENTS

4970.1 Purpose.

By vote at the State election on November 8, 2016, the voters of the Commonwealth approved a law regulating the cultivation, distribution, possession and use of marijuana for recreational purposes. The law provides that it is effective on December 15, 2016 and as amended on December 30, 2016 via Chapter 351 of the Acts of 2016, requires a Cannabis Control Commission to issue regulations regarding the licensing of commercial activities by March 15, 2018 and to begin accepting applications for licenses on April 1, 2018. Regulations to be promulgated by the Cannabis Control Commission may provide guidance on certain aspects of local regulation of Recreational Marijuana Establishments.

Currently, a Non-Medical or Recreational Marijuana Establishment (hereafter, a “Marijuana Establishment”), as defined in G.L. c. 94G, §1, is not specifically addressed in the Town’s Zoning Bylaw. The regulation of Recreational Marijuana raises novel and complex legal, planning, and public safety issues and the Town needs time to study and consider the regulation of Marijuana Establishments and address such novel and complex issues, as well as to address the potential impact of the State regulations on local zoning and to undertake a planning process to consider amending the Zoning Bylaw regarding regulation of Marijuana Establishments and other uses related to the regulation of recreational marijuana. The Town intends to adopt a temporary moratorium on the use of land and structures in the Town for Marijuana Establishments so as to allow the Town sufficient time to engage in a planning process to address the effects of such structures and uses in the Town and to adopt provisions of the Zoning Bylaw in a manner consistent with sound land use planning goals and objectives.

4970.2 Temporary Moratorium.

For the reasons set forth above and notwithstanding any other provision of the Zoning Bylaw to the contrary, the Town hereby adopts a temporary moratorium on the use of land or structures for Marijuana Establishments as defined in G.L. c. 94G, §1. The moratorium shall be in effect through June 30, 2018, or twelve months from the date that final regulations are issued by the Cannabis Control Commission, whichever occurs later. During the moratorium period, the Town shall undertake a planning process to address the potential impacts of recreational marijuana in the Town, consider the Cannabis Control Commission regulations regarding Marijuana Establishments and related uses, determine whether the town shall restrict the use of land for any, or all, licenses Marijuana Establishments, determine whether the town will prohibit on-site consumption at Marijuana Establishments and shall consider adopting new provisions of the Zoning Bylaw to address the impact and operation of Marijuana Establishments and related uses.

4970.3 Severability.

The provisions of this by-law are severable. If any provision, paragraph, sentence, or clause of this Bylaw or the application thereof to any person, establishment, or circumstances shall be held invalid, such invalidity shall not affect the other provisions or application of this bylaw.”

Part B: Amend Zoning Map Sportsman Club

To see if the town will vote to amend the Town of Carver Zoning Map, by changing the zoning classification of an area of land consisting of approximately 170,000 square feet +/-, which land is part of the Town of Carver's Assessors Parcels 75-1 (Carver Sportsman's Club Inc. - approximately 274 acres lot) and comprising that area as is further defined to include a frontage of 522.41 by a depth of 525 feet that is parallel to frontage on Main Street, from Residential/Agricultural District to Village District, as shown on the plan and amended map on file at the office of the Town Clerk.

Or take any other action related thereto.

BOARD OF SELECTMEN

INFORMATIONAL SUMMARY PART A: The Board of Selectmen is requesting that the Zoning Bylaws be amended to allow for a temporary moratorium on the use of land in the Town for dispensaries and sellers of recreational marijuana. Pursuant to Chapter 351 of the Acts of 2016, the Cannabis Control Commission is required to issue regulations regarding the licensing of commercial activities by March 18, 2018 and to begin accepting license applications on April 1, 2018. However, the use of recreational marijuana is legal December 15, 2016. Due to this lag time and the failure of the law to note which level of government is responsible for licensing these facilities, the Town is seeking a temporary moratorium on the sale of recreational marijuana so that appropriate officials can await guidance from the state on the various rules and regulations that will eventually be determined by the Cannabis Control Commission. This moratorium will expire on June 30, 2018, or six months after the date that final regulations are issued by the Cannabis Control Commission. It is anticipated that the Town will repeal the temporary moratorium either during or before the Annual Town Meeting of 2018 and replace it with an applicable zoning bylaw.

INFORMATIONAL SUMMARY PART B: With the approval of Town Meeting the Board of Selectmen bartered with the Carver Sportsman Club to transfer a piece of land to expand the Central Cemetery and as part of the agreement, the Board of Selectmen would sponsor a rezoning article to rezone a portion of their frontage to Village District and coordinate the placement Rt. 58 project millings to resurface their driveway. This was a win-win arraignment for everyone.

(2/3s Vote Required)

Recommendation: Bd. of Selectmen 5-0 (Part A&B), Planning Board 0-0

ARTICLE 12A: VOTE

MOTION made by Selectman; Alan Dunham and seconded for the Town to amend the Town's Zoning Bylaws to adopt a Temporary Moratorium on the use of land Sale and Distribution of Recreational Marijuana as set forth in Article 12A of the Warrant.

Corbo explained that this is just a temporary hold until things get straightened out at the State level.

Sinclair 5 Lillian Way said the state doesn't have any regulations on this and is in favor.

Ben Dexter of 149 High St. said there is a discrepancy between the handout and the warrant. Moderator ruled the Warrant prevails.

PART A MOTION PASSES 98 TO 7

PART 12B

MOTION made by Selectmen; Alan Dunham and seconded for the Town to amend the Town's Zoning Bylaw Map from Residential/Agricultural District to "Village District" as set forth in Article 12B of the Warrant.

PART B MOTION PASSES 102 TO 1

ARTICLE 13: ZONING ARTICLE SPONSORED BY PLANNING BOARD

Part A: Amend Zoning Map

To see if the town will vote to amend the Town of Carver Zoning Map, by changing the zoning classification of two parcels of land consisting of approximately 51,836 square feet +/-, which land is shown as the Town of Carver's Assessors Parcels 23-3-1, and 23-3-3, from Green Business Park to the Residential/Agricultural District, as shown on the plan and amended map on file at the office of the Town Clerk.

Part B: Amend Zoning Use Regulation Schedule To Add Medical Office

To see if the Town will vote to amend the Town of Carver Zoning Bylaw, to amend Section 2230 Use Regulation Schedule to add the words "including medical office" so as to read:

B. Commercial	RA	HC	GB	VB	V	GBP	IA	IB	IC	AP	SSID
Office, including medical office	N	Y	Y	Y	SP*	Y	Y	N	Y	SP*	Y

Part C: Amend Zoning Bylaw Definition Of Kennel, Hobby

To see if the town will vote to amend the Town of Carver Zoning Bylaw, to change the definition of "Kennel, Hobby," in Article VI. Definitions to add the words "except for a collection of six (6) to ten (10) dogs owned by a single individual, and permanently maintained on the premises as pets, all of which are spayed or neutered, shall not be considered a hobby kennel" so as to read:

Kennel, Hobby shall mean a single premises with a collection of six (6) to ten (10) dogs, three months or older, that are maintained for any purpose, and where fewer than four (4) litters per year are raised. Except for a collection of six (6) to ten (10) dogs owned by a single individual, and permanently maintained on the premises as pets, all of which are spayed or neutered, shall not be considered a hobby kennel.

Part D: Amend Zoning Bylaw Relating To Freestanding Signs

To see if the Town will vote to amend the Town of Carver Zoning Bylaw, to amend **Section 3522. Prohibited Signs** to add the following:

- j. Individual freestanding signs are not permitted for multiple-occupancy commercial buildings. All information relating to establishments within the building or complex must be contained within one directory sign permitted for the entire premises.

Or take any other action related thereto.

PLANNING BOARD

INFORMATIONAL SUMMARY PART A: The Planning Board is requesting a zoning map change for the above two properties in North Carver. The two properties are currently zoned "Green Business Park" but are used as residential. As part of the Redevelopment Authority's Urban Renewal Planning process, it was determined that the area would not be necessary for commercial or industrial development. Therefore the Planning Board recommends that the above be zoned as "Residential/Agricultural."

INFORMATIONAL SUMMARY PART B: The Planning Board is requesting that the Table of Uses found in Section 2230 be clarified to explicitly allow "medical offices" within the larger category of general office uses. Currently the bylaw only allows for "hospitals." However, medical office use is included in the parking generation table in Section 3330, and does require a greater number of parking spaces be provided for medical offices, compared with general office use. This amendment specifically allows for medical offices as specified in the table.

INFORMATIONAL SUMMARY PART C: The Planning Board is requesting an amendment to the definition of “hobby kennel” to specifically exempt a collection of pets owned by a single person. With this change, owners of 6-10 dogs maintained as pets will not be required to obtain a special permit.

INFORMATIONAL SUMMARY PART D: The Planning Board is requesting an amendment to Section 3522 of the Zoning Bylaw regarding signs. This change will clarify that individual free-standing signs are not permitted at shopping centers or commercial condominiums. All the tenant signs must be contained within a directory sign that is permitted for the property as a whole.

(2/3s Vote Required)

Recommendation: Board of Selectmen 0-0, Planning Board 0-0

PART 13A

MOTION made by Planning Board Chair; Bruce Maki and seconded for the Town to amend the Town’s Zoning Map as set forth in Article 13A of the Warrant.

SO VOTED UNANIMOUSLY

PART 13B

MOTION made by Planning Board Chair; Bruce Maki and seconded for the Town to amend the Zoning Use Regulation Schedule to add medical office, as set forth in Article 13B of the Warrant.

SO VOTED UNANIMOUSLY

PART 13C

MOTION made by Planning Board Chair; Bruce Maki and seconded for the Town to amend the Town’s Zoning Bylaw definition of Kennel, Hobby, as set forth in Article 13C of the Warrant

SO VOTED UNANIMOUSLY

PART 13D

MOTION made by Planning Board Chair; Bruce Maki and seconded for the Town to amend the Town’s Zoning Bylaw relating to freestanding signs, as set forth in Article 13D of the Warrant.

SO VOTED UNANIMOUSLY

ARTICLE 14: CARVER MASTER PLAN APPROVAL

To see if the Town will adopt the “Master Plan” dated January 25, 2017, prepared by SRPEDD to guide the long-term planning efforts of the Town, a copy of said plan is on file at the office of the Town Clerk; or take any action relative thereto.

PLANNING BOARD

INFORMATIONAL SUMMARY: The Planning Board is requesting that Town Meeting adopt the goals and policies of the newly updated Master Plan to guide the future growth and development of the Town. The Master Plan Committee worked diligently with SRPEDD to craft a new Master Plan and the Planning Board fully supports the policies found therein.

(Majority Vote Required)

Recommendation: Bd. of Selectmen 0-0, Planning Board 0-0.

MOTION made by Planning Board Chair; Bruce Maki and seconded for the Town to approve Article 14 as set forth in the Warrant.

Master Plan Committee Chair; Will Sinclair thanked everyone who participated on this committee. He said it's a great guide for the community moving forward.

SO VOTED UNANIMOUSLY

ARTICLE 15: MONEY PETITION ARTICLES

- A. To see if the Town of Carver will vote to raise and appropriate or transfer from available funds the sum of \$5,000 to support to the Young Peoples' Alliance of Carver, Inc. for services of drug and substance abuse prevention programs and other after school programs for the youth and families of the Town of Carver.
- B. To see if the Town of Carver vote to raise and appropriate, or transfer from available funds, the sum of Five Thousand Dollars (\$5,000.00) to South Shore Community Action Council, Inc. for services to low income families and elderly residents in the Town of Carver.
- C. To see if the Town of Carver vote to raise and appropriate, or transfer from available funds, the sum of Five Thousand Dollars (\$5,000.00) to support the Plymouth Area Coalition for the Homeless, Inc. in their services to homelessness and other low income families.
- D. Health Imperatives' VIOLENCE INTERVENTION AND PREVENTION PROGRAMS requests \$6,000 from the Town of Carver for services provided to survivors of sexual assault and domestic violence in Fiscal year 2018
- E. To ask the Town of Carver to vote to raise or appropriate or transfer from available funds the sum of \$3,000 to contract with South Shore Women's Resource Center for domestic violence intervention and prevention services for its residents.

VARIOUS PETITIONED ARTICLES

or take any other action related thereto.

INFORMATIONAL SUMMARY: The above funding requests have been properly petitioned for inclusion in the Town of Carver's Annual Town Meeting.

(Majority Vote Required)

Recommendation: Bd. of Selectmen – A: 4-1, B-E:5-0

Finance Comm – no action

MOTION made by Selectman; Alan Dunham and seconded that the Town raise and appropriate the total sum of \$24,000 as grants for the purposes and in the amounts specified in Article 15 of the Warrant.

Helen Marrone said she opposed the Young People's Alliance of Carver grant. She requests to see a budget and a forecast before supporting this.

Dick ward elaborated on the activities of YPAC and the benefits to the children.

Jenn Dowding said she volunteered for YPAC and thinks it is a good investment- kids need it.

John Garretson 107 Wareham St. encourages support for this program.

SO VOTED UNANIMOUSLY

Upon motion made by Moderator; Robert Bentley and seconded it was ***Unanimously Voted*** to adjourn sine die the Annual Town Meeting at 12:30 A.M.

A True Record, Attest:

Lynn A. Doyle
Town Clerk