

3/10/17 10:31 AM



**WARRANT**

For

**Annual Town Meeting**

April 1, 2017

9:00 a.m.

Hamilton-Wenham Regional High School  
Auditorium

**Annual Town Election**

April 6, 2017

7:00 a.m. – 8:00 p.m.

Hamilton-Wenham Recreation Gymnasium

**Please note:** The appendices are available at Town Hall, on-line at [www.hamiltonma.gov](http://www.hamiltonma.gov), and at the meeting. They were omitted from the warrant mailing to save on printing and postage costs.

## Town By-Laws

### CHAPTER II

#### RULES AND PROCEDURE OF TOWN MEETINGS

**SECTION 1.** All articles in the warrant shall be taken up in the order of their arrangement, unless otherwise decided by a two-thirds vote, except that unanimous consent shall be required for inclusion of an Article in a "Consent Motion" group of Articles that will be taken up by the meeting for voting on the group.

**SECTION 2.** In case of motions to amend, or to fill out blanks, the one expressing the largest sum or the longest time shall be put first, and an affirmative vote thereon shall be a negative vote on any smaller sum or shorter time.

**SECTION 3.** The report of a committee shall be deemed properly before a meeting if a request for its acceptance is included in an article of the warrant and a copy is published in the Special Report or is filed with the Town Clerk fifteen days prior to the meeting. A vote to accept a final report shall discharge the committee but shall not be equivalent to a vote to carry out its recommendations. A vote on recommendations included in a committee report shall only be in order under an article to that effect in the warrant. A vote to accept a report of progress shall continue the committee under its original authority unless otherwise specified.

**SECTION 4.** If an article of the Warrant has once been acted upon and disposed of, it shall not be again considered at the meeting except by a two-thirds vote.

**SECTION 5.** No money shall be appropriated from the Stabilization Fund except by a 2/3 vote at a Town Meeting.

**SECTION 6.** Only registered voters of the Town shall be admitted and entitled to vote at any Annual or Special meeting provided that upon prior request the Moderator may admit to the meeting persons who are not registered voters and in his discretion may permit them to speak on a subject. Any person so permitted to speak at a meeting shall announce his full name and address to the meeting.

**SECTION 7.** Motions at Town Meeting shall be made orally, but the Moderator may require any motion also to be submitted in writing. Unless otherwise directed thereby the Moderator shall appoint all committees created by the vote of the Town.

**SECTION 8.** The conduct of all Town Meetings not prescribed by law or by the foregoing rules shall be determined by the rules of practice contained in Town Meeting Time, A Handbook of Parliamentary Law, Second Edition.

**SECTION 9.** On matters requiring a two-thirds vote, either by statute or these By-Laws, a count need not be taken and the vote need not be recorded unless the vote declared is immediately questioned by seven or more voters as provided in General Laws, Chapter 39, Section 15.

**Annual Town Meeting – April 1, 2017**

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Annual Town Meeting – April 1, 2017



ESSEX, SS

**TO THE CONSTABLE OF THE TOWN OF HAMILTON:**

**GREETINGS:**

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn the inhabitants of the Town of Hamilton qualified to vote in election and town affairs, to meet at the Hamilton-Wenham Regional High School in said town, on Saturday, the first day of April, in the year Two Thousand Seventeen (April 1, 2017) at nine o'clock in the morning (9:00 a.m.), then and there to act on the following articles.

**SECTION 1: ELECTIONS, REPORTS, PROCEDURES**

<p><b>ARTICLE 2017/4 1-1</b></p> <p><i>Election of Officers</i></p>	<p>To elect the following Town and School District Officers at the Annual Town Election on Thursday, April 6, 2017 from 7:00 a.m. to 8:00 p.m. at the Hamilton-Wenham Recreation Gymnasium.</p> <ul style="list-style-type: none"><li>• Town Moderator for one year</li><li>• One member of the Board of Selectmen for three years</li><li>• Town Clerk for three years</li><li>• Assessor for three years</li><li>• One member of the Planning Board for three years</li><li>• One member of the Planning Board to fill unexpired term for three years</li><li>• One member of the Planning Board to fill unexpired term for two years</li><li>• One member of the Hamilton Housing Authority for five years</li><li>• One member of the Hamilton-Wenham Public Library Trustee for three years</li><li>• Two members of the Hamilton-Wenham Regional School Committee for three years</li><li>• Two members of the Hamilton-Wenham Regional School Committee to fill an unexpired term for one year</li></ul>
<p><b>ARTICLE 2017/4 1-2</b></p> <p><i>Reports</i></p>	<p>To hear reports of Town Officers and selected committees and to take action thereon or relative thereto. Reports will appear in the Town Report for Calendar Year 2016.</p>
<p><b>ARTICLE 2017/4 1-3</b></p> <p><i>Article for Consent Motion</i></p>	<p>To see if the Town will consolidate in one consent motion containing the motions for those articles that, in the opinion of the Moderator, are not controversial and can be passed without debate, or take any action thereon or relative thereto.</p>

**Annual Town Meeting – April 1, 2017**

**SECTION 2: FINANCIAL ACTIONS**

<p><b>ARTICLE 2017/4 2-1</b>  <i>Prior Year Bills</i></p>	<p>To see if the Town will authorize payment from available funds a sum of money to pay in FY '18 expenses incurred in prior years, or take any action thereon or relative thereto. <i>(Expected request \$168.79)</i></p> <p><i>The Board of Selectmen and the Finance and Advisory Committee</i></p>
<p><b>ARTICLE 2017/4 2-2</b>  <i>Compensation/ Classification Table</i></p>	<p>To see if the Town will amend the Personnel By-law by adopting changes to the classification and compensation table, or take any action thereon, or relative thereto. [The Proposed Compensation/Classification Table appears as <b>Appendix A</b> to the 2017 Appendix Book.]</p> <p><i>The Board of Selectmen and the Finance and Advisory Committee</i></p>
<p><b>ARTICLE 2017/4 2-3</b>  <i>General Town Departmental Appropriations</i></p>	<p>To see if the Town will raise and appropriate money for schools and all other Town expenses and determine the manner of expending same, or take any action thereon or relative thereto. <i>(Expected request \$000)</i></p> <p>[The proposed budget appears as <b>Appendix B</b> to the 2017 Appendix Book.] [The approved school budget appears as <b>Appendix C</b> to the 2017 Appendix Book.]</p> <p><i>The Board of Selectmen and the Finance and Advisory Committee</i></p>
<p><b>ARTICLE 2017/4 2-4</b>  <i>Water Enterprise Budget</i></p>	<p>To see if the Town will approve the FY 18 Water Enterprise Budget or take any action thereon, or relative thereto. <i>(Expected request \$1,876,071.00)</i></p> <p>[The proposed budget appears as <b>Appendix D</b> to the 2017 Appendix Book.]</p> <p><i>The Board of Selectmen and the Finance and Advisory Committee</i></p>
<p><b>ARTICLE 2017/4 2-5</b>  <i>Annual Financial Actions</i></p>	<p>To see if the Town will authorize the following financial actions, or take any action thereon, or relative thereto.</p> <p>A. To transfer a sum of money from the Cemetery Sale of Lots and Graves Fund to be used for cemetery purposes <i>(Expected request \$2,000.00)</i>;</p> <p>B. To transfer a sum of money from the Clark Property Fund to the Conservation Fund <i>(Expected request \$218.00)</i>;</p> <p>C. To transfer a sum of money from the Water Enterprise Fund to the General Fund to be used for indirect expenses <i>(Expected request \$386,157.00)</i>;</p> <p><i>The Board of Selectmen and the Finance and Advisory Committee</i></p>

**Annual Town Meeting – April 1, 2017**

<p><b>ARTICLE 2017/4 2-6</b></p> <p align="center"><i>Community Preservation Budget</i></p>	<p>To see if the Town will act on the Report of the Community Preservation Committee on the Fiscal Year 2018 Community Preservation Budget and specified other projects and appropriate or reserve for later appropriation monies from community preservation fund annual revenues, specific reserves or other available funds for the administrative expenses of the Community Preservation Committee, the payment of debt service, the undertaking of community preservation projects and all other necessary and proper expenses for the year, or take any action thereon or relative thereto.</p> <p>[The Budget appears as <b>Appendix E</b> of the 2017 Appendix Book.]</p> <p><b><i>The Board of Selectmen and the Finance and Advisory Committee</i></b></p>
<p><b>ARTICLE 2017/4 2-7</b></p> <p align="center"><i>Annual Authorization of Revolving Funds</i></p>	<p>To see if the Town, pursuant to M.G.L. c. 44, § 53E ½, will authorize or reauthorize revolving funds for certain town departments for the fiscal year beginning July 1, 2017, or take any action thereon, or relative thereto. [The proposed budgets and details of expenditure appear as <b>Appendix F</b> to the 2017 Appendix Book.]</p> <p><b><i>The Board of Selectmen and the Finance and Advisory Committee</i></b></p>
<p><b>ARTICLE 2017/4 2-8</b></p> <p align="center"><i>Hamilton Development Corporation</i></p>	<p>To see if the Town will raise and appropriate or transfer from available funds a sum of money to the Hamilton Development Corporation, or take any action thereon or relative thereto. <i>(Expected request is \$65,000.00)</i></p> <p><b><i>The Board of Selectmen and the Finance and Advisory Committee</i></b></p>
<p><b>ARTICLE 2017/4 2-9</b></p> <p align="center"><i>OPEB Trust Fund</i></p>	<p>To see if the Town will raise and appropriate or transfer from available funds a sum of money to the Other Post-Employment Benefits Liability Trust Fund to reduce the unfunded liability of health care and other post-employment benefits to meet the normal cost of all such future benefits for which the Town is obligated, or take any action thereon or relative thereto. <i>(Expected request is \$100,000.00)</i></p> <p><b><i>The Board of Selectmen and the Finance and Advisory Committee</i></b></p>
<p><b>ARTICLE 2017/2-10</b></p> <p align="center"><i>Application of Bond Premium</i></p>	<p>To see if the Town will supplement each prior vote of the Town that authorizes the borrowing of money to pay costs of capital projects to provide that, in accordance with G.L. c. 44, § 20, the premium received by the Town upon the sale of any bonds or notes thereunder, less any such premium applied to the payment of the costs of issuance of such bond or notes, may be applied to pay project costs and the amount authorized to be borrowed for each such project shall be reduced by the amount of any such premium so applied, or take any action thereon or relative thereto.</p> <p><b><i>The Board of Selectmen and the Finance and Advisory Committee</i></b></p>

**Annual Town Meeting – April 1, 2017**

**SECTION 3: PLANNING /ZONING ACTIONS**

<p><b>ARTICLE 2017/4 3-1</b> <i>Marijuana Moratorium</i></p>	<p>To see if the Town will amend the Zoning By-law to impose a temporary moratorium on the sale and distribution of recreational marijuana, or take any action thereon or relative thereto.</p> <p>[The proposed by-law appears as <b>Appendix G</b> of the 2017 Appendix Book.]</p> <p><i>The Board of Selectmen and the Finance and Advisory Committee</i></p>
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**SECTION 4: TOWN BY-LAW AMENDMENTS**

<p><b>ARTICLE 2017/4 4-1</b> <i>Departmental Revolving Fund By-law</i></p>	<p>To see if the Town will amend the Town By-laws by adding a new Chapter, Ch. XXXIV “Departmental Revolving Funds” to establish and authorize revolving funds for use by certain town departments, boards, committees, agencies or officers under G.L. c. 44, § 53E1/2, or take any action thereon or relative thereto.</p> <p>[The proposed by-law appears as <b>Appendix H</b> of the 2017 Appendix Book.]</p> <p><i>The Board of Selectmen and the Finance and Advisory Committee</i></p>
<p><b>ARTICLE 2017/4 4-2</b> <i>Employment of Outside Consultants By-law</i></p>	<p>To see if the Town will amend the Town Bylaws by amending Chapter VIII, “Town Contracts” to provide for a new Section 5, <b>Employment of Outside Consultants</b>, to read as follows:</p> <p align="center">Any town permit or license granting officer or board may promulgate rules for the imposition of reasonable fees for the employment of outside consultants. The fees shall be deposited in a special account consistent with the requirements of G.L. c. 44, § 53G. The rules shall include at a minimum the requirements set forth in G.L. c. 44, § 53G.</p> <p>Or take any action thereon or relative thereto.</p> <p><i>The Board of Selectmen and the Finance and Advisory Committee</i></p>

**SECTION 5: OTHER APPROPRIATIONS AND ACTIONS**

<p><b>ARTICLE 2017/4 5-1</b> <i>Rescind Waste Reduction Enterprise Fund</i></p>	<p>To see if the Town will rescind the Waste Reduction Enterprise Fund, or take any action thereon or relative thereto.</p> <p><i>The Board of Selectmen and the Finance and Advisory Committee</i></p>
<p><b>ARTICLE 2017/4 5-2</b> <i>Senior Tax Work-Off Program</i></p>	<p>To see if the Town will increase from \$1000.00 to \$1500.00 the maximum Real Estate Abatements authorized under G.L. c. 59, § 5K for certain qualified persons to provide volunteer services in the Senior Property Tax Work-off Program, and further to limit the number of taxpayers participating in the program in any fiscal year to 10 with the total Program abatement amount not to exceed \$15,000.00, or take any action thereon or relative thereto.</p> <p><i>The Board of Selectmen and the Finance and Advisory Committee</i></p>

**Annual Town Meeting – April 1, 2017**

<p><b>ARTICLE 2017/4 5-3</b>  <i>Citizens' Petition</i>  <i>Ground Lease 650</i>  <i>Asbury Street</i></p>	<p>“To see if the Town will authorize the Board of Selectmen to enter into a ground lease of up to four (4.0) acres of town-owned land at 650 Asbury Street to Harborlight Community Partners, Inc., or its designated affiliated entity, for a term not to exceed fifty (50) years for the purpose of developing and operating veteran and family affordable housing thereon.”</p> <p><b><i>The Board of Selectmen recommends that the Town take no action on this article.</i></b>  <b><i>The Finance and Advisory Committee</i></b></p>
<p><b>ARTICLE 2017/4 5-4</b>  <i>Citizens' Petition</i>  <i>Trail Head Mini-Park</i></p>	<p>“To see if the Town will authorize improvements to an upland portion of Town land located East of the Bridge Street culvert over the Miles River, to create a trail-head mini-park for the existing 2+ mile walking/jogging trail located between Bridge Street and the Miles River, such mini-park to have direct access from Bridge Street and not exceed 8,000 square feet, or to take any action relating thereto.”</p> <p><b><i>The Board of Selectmen recommends that the Town take no action on this article.</i></b>  <b><i>The Finance and Advisory Committee</i></b></p>
<p><b>ARTICLE 2017/4 5-5</b>  <i>Citizens' Petition</i>  <i>Study Committee</i>  <i>Longmeadow Way</i></p>	<p>“To see if the Town will direct the Selectmen to appoint a joint committee with the Selectmen of the Town of Wenham to study the acquisition by purchase, eminent domain, or otherwise of all or a portion of parcels of land in Hamilton designated Lots A, B, C, and D as shown on a Plan of Land entitled Plan of Longmeadow Way dated October 15, 1980 and recorded in Essex Registry of Deeds at Plan Book 161, Plan 31 for school, recreational, and/or other municipal use and to report findings, recommendations, and proposed action, if any, to the 2018 Annual Town Meeting or such earlier town meeting as may be called to consider the issue, said committee to consist of a Selectman from each member Town, a member of the Hamilton Wenham Joint Recreation Board, a member of the Hamilton Wenham Regional School Committee, and one or more residents from each member town, or such other membership structure and membership as the Selectmen from both towns shall mutually agree, or take any other action thereon or relative thereto.”</p> <p><b><i>The Board of Selectmen recommends favorable action.</i></b>  <b><i>The Finance and Advisory Committee</i></b></p>
<p><b>ARTICLE 2017/4 5-6</b>  <i>Citizens' Petition</i>  <i>Patton Homestead</i>  <i>Special Fund</i></p>	<p>“To see if the Town of Hamilton will establish a fund or provide the Board of Selectmen the authority to establish a fund, by special act of the legislature or otherwise, funded by town appropriations and revenue and grants, generated from or with respect to, the Patton Homestead property, for the purpose of managing, operating and making capital improvements at the Patton Homestead property.”</p> <p><b><i>The Board of Selectmen and the Finance and Advisory Committee</i></b></p>



Annual Town Meeting – April 1, 2017

**SECTION 6: CLOSING FINANCIAL ACTIONS**

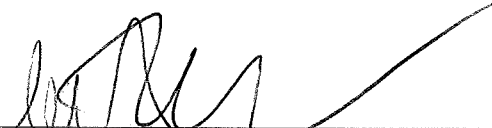
<p><b>ARTICLE 2017/4 6-1</b> <i>Free Cash Application</i></p>	<p>To see if the Town will reserve, appropriate and authorize the Assessors to use available certified free cash to reduce the tax rate for the Fiscal Year beginning July 1, 2017, or take any action thereon or relative thereto. (<i>Expected request \$650,000.00</i>)</p> <p><i>The Board of Selectmen and the Finance and Advisory Committee</i></p>
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Annual Town Meeting – April 1, 2017

ADJOURNMENT


Given under our hands this day of.

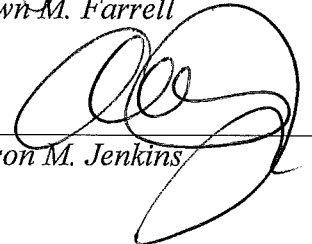
**HAMILTON BOARD OF SELECTMEN**

  
\_\_\_\_\_  
Scott F. Maddern, Chair

  
\_\_\_\_\_  
William (Bill) W. Wilson

  
\_\_\_\_\_  
Jeffrey M. Hubbard

  
\_\_\_\_\_  
Shawn M. Farrell

  
\_\_\_\_\_  
Allison M. Jenkins

Hamilton, Massachusetts

I have this day served this warrant as directed by Chapter 1, Section 1b of the Town By-laws.

Constable