

COMMONWEALTH OF MASSACHUSETTS

TOWN OF SPENCER

SPECIAL TOWN MEETING WARRANT

November 17, 2016

WORCESTER, SS.

To either of the Constables of the Town of Spencer in the County of Worcester,
Greetings.

IN THE NAME OF THE Commonwealth of Massachusetts, you are hereby directed to notify and warn the inhabitants of said Town, qualified to vote in elections and in Town affairs, to meet at Memorial Town Hall, 157 Main Street, in said Spencer on Thursday, November 17, 2016 at 7:00 p.m. in the evening, then and there to act on the following articles:

Article 1:

AUTHORIZATION TO AMEND A PREVIOUSLY APPROVED ARTICLE

To see if the Town will vote to amend Article 9 from the May 5, 2016 Annual Town Meeting in order to raise and appropriate an additional sum of Three Thousand, Eight Hundred Seventy-Seven Dollars and No Cents (\$3,877.00) for additional Tantasqua Regional High School Tuition (\$1,172.00 to Account #11300-52000) and Additional Tantasqua Regional High School Transportation Assessment (\$2,705.00 to Account #11300-52100) for Fiscal Year 2017; or take any action relating thereto. *(Sponsored by the Board of Selectmen and the Town Administrator)*

Article 2:

AUTHORIZATION TO AMEND A PREVIOUSLY APPROVED ARTICLE

To see if the Town will vote to amend Article 10 from the May 5, 2016 Annual Town Meeting in order to raise and appropriate an additional sum of One Thousand, Eight Hundred Dollars and No Cents (\$1,800.00) for additional Norfolk County High School Transportation Assessment (Account #11300-52100) for Fiscal Year 2017; or take any action relating thereto. *(Sponsored by the Board of Selectmen and the Town Administrator)*

Article 3:

AUTHORIZATION TO RESCIND THE PREVIOUSLY APPROVED ARTICLE FOR THE FY2017 GENERAL GOVERNMENT OPERATING BUDGET

To see if the Town will vote to rescind Article 11 from the May 5, 2016 Annual Town Meeting for the purposes of voting to approve the following Article #4 that will adjust the Fiscal Year 2017 General Government Operating Budget; said rescission is contingent upon the approval of Article #4; or take any action relating thereto. *(Sponsored by the Board of Selectmen and the Town Administrator)*

Article 4:

AUTHORIZATION TO APPROPRIATE THE REVISED FY2017 GENERAL GOVERNMENT OPERATING BUDGET

To see if the Town will vote to raise and appropriate the sum of Eight Million, Eight Hundred Eighty-Nine Thousand, Eight Hundred Thirty-Two Dollars and No Cents (\$8,889,832.00) to pay for the operations of the General Government expenses for Fiscal Year 2017, and to meet said appropriation from a transfer of Ten Thousand Dollars and No Cents (\$10,000.00) from the Wetlands Account, and from taxation, from available funds in the Treasury, and anticipated receipts as may be needed or decided necessary; or take any action relating thereto. *(Sponsored by the Board of Selectmen and the Town Administrator)*

Note: The amended Fiscal Year 2017 Operating Budget is attached separately to the Town Meeting Hand-out and can also be viewed on the Town's website at www.spencerma.gov.

Article 5:

AUTHORIZATION TO TRANSFER MONIES TO A RESERVE FUND

To see if the Town will vote to appropriate the sum of Ten Thousand Dollars and No Cents (\$10,000.00) for the Sick Leave Buy Back Fund (Account #083-83000-39800) and to meet said appropriation by transferring from previously certified and available Free Cash; or take any action relating thereto. *(Sponsored by the Board of Selectmen and the Town Administrator)*

Article 6:

AUTHORIZATION TO TRANSFER MONIES TO FUND CAPITAL EXPENDITURES

To see if the Town will vote to appropriate the sum of Five Thousand Dollars and No Cents (\$5,000.00) for Sewer Department consultant services, and to meet said appropriation by transferring said sum from previously certified and available Retained Earnings of the Sewer Enterprise Fund; or take any action relative thereto. *(Sponsored by the Board of Sewer Commissioners)*

Article 7:

AUTHORIZATION TO TRANSFER MONIES TO FUND CAPITAL EXPENDITURES

To see if the Town will vote to appropriate the sum of Three Hundred Five Thousand Dollars and No Cents (\$305,000.00) for Water Department capital projects and purchases, as approved by the Capital Improvements Planning Committee (CIPC), as generally illustrated below and to meet said appropriation by transferring the sum of One Hundred Sixteen Thousand, Two Hundred Sixteen Dollars and Sixty-One Cents (\$116,216.61) from the Water Department Capital Efficiency Plan Program Account (15000-58860), One Hundred Thirty-Four Thousand, Three Hundred Ten Dollars and Nineteen Cents (\$134,310.19) from the Water Department Capital Improvement Account (15000-58870), and transferring Fifty-Four Thousand, Four Hundred Seventy-Three Dollars and Twenty Cents (\$54,473.20) from previously certified and available Retained Earnings of the Water Enterprise Fund;

1. \$65,000 for a New One-ton Truck with Dump Body
2. \$240,000 for Main Street TIP Water Infrastructure Upgrades

Or take any action relative thereto. *(Sponsored by the Board of Water Commissioners and the Capital Improvements Planning Committee)*

Article 8:

AUTHORIZATION TO TRANSFER MONIES TO FUND CAPITAL EXPENDITURES

To see if the Town will vote to appropriate the sum of Seventy-Five Thousand, Six Hundred Fifty Dollars and No Cents (\$75,650.00) for capital equipment purchases and capital improvements, as generally illustrated below, and to meet said appropriation by transferring the sum of Fifty Thousand, Six Hundred Fifty Dollars and No Cents (\$50,650.00) from previously certified and available Free Cash and by transferring the sum of Twenty Five Thousand Dollars and No Cents (\$25,000.00) from the Sugden Block Reserve Account (29000-39500); or take any action relative thereto. *(Sponsored by the Capital Improvements Planning Committee, Board of Selectmen, and the Town Administrator)*

<u>Dept.</u>	<u>Item</u>	<u>Amount</u>
Sugden Block	Step & Façade Repairs	\$ 25,000.00
Wire Village	Building Analysis (Architect)	\$ 20,000.00
Police Dept.	HVAC Repairs (60000-59272)	\$ 650.00
Town Hall	Landfill Solar Feasibility (60000-59261)	\$ 10,000.00
Highway Dept.	Main Street TIP Associated Repairs	\$ 15,000.00
Town Hall	Development Feasibility Study (Lake St)	\$ 25,000.00
	Total:	\$75,650.00

Article 9:

AUTHORIZATION TO TRANSFER MONIES TO FUND CAPITAL EXPENDITURES

To see if the Town will vote to appropriate the sum of Three Hundred Twenty Thousand Dollars and No Cents (\$320,000.00) to fund Main Street TIP non-participatory capital improvements (street lighting), and to meet said appropriation by transferring One Hundred Thousand Dollars and No Cents (\$100,000.00) from the Community Development Fund (25000-35900) and transferring Two Hundred Twenty Thousand Dollars and No Cents (\$220,000.00) from previously certified and available Free Cash; or take any action relative thereto. *(Sponsored by the Capital Improvements Planning Committee, Board of Selectmen, and the Town Administrator)*

Article 10:

AUTHORIZATION TO AMEND THE PERSONNEL BYLAWS

To see if the Town will vote to amend the Personnel Bylaws, becoming effective January 1, 2017, by amending Schedule C (Miscellaneous Compensation Schedule for Seasonal and Part-time Positions) by inserting the position "Harbormaster" and inserting the coinciding compensation of "\$1,000 yearly"; or take any action relative thereto. *(Sponsored by the Town Administrator)*

Article 11:

AUTHORIZATION TO AMEND THE PERSONNEL BYLAWS

To see if the Town will vote to amend the Personnel Bylaws, becoming effective January 1, 2017, by amending Schedule C (Miscellaneous Compensation Schedule for Seasonal and Part-time Positions) by inserting the position "Animal Control & Inspection Officer – On-call Alternate" and inserting the coinciding compensation of "\$50.00 per day"; or take any action relative thereto. *(Sponsored by the Town Administrator)*

Article 12:

AUTHORIZATION TO AMEND THE ZONING BYLAWS

To see if the Town will vote to amend the Zoning Bylaws, by amending Article 2 Definitions (2.2-Utility, Major) and Article 4.2 (Use Table – Solar Uses), and by adding new Article 4.8.9 (Solar); or take any action relating thereto. *(Sponsored by the Planning Board)*

Please note a copy of the Zoning Bylaw amendment is on file with the Town Clerk and can be viewed during regular business hours.

Article 13:

AUTHORIZATION TO AMEND THE ZONING BYLAWS

To see if the Town will vote to amend the Zoning Bylaws, by inserting new Section 7.1 (Zoning Determination) and renumbering the following sections accordingly; or take any action relating thereto. *(Sponsored by the Planning Board)*

Please note a copy of the Zoning Bylaw amendment is on file with the Town Clerk and can be viewed during regular business hours.

Article 14:

AUTHORIZATION TO AMEND THE ZONING BYLAWS

To see if the Town will vote to amend the Zoning Bylaws, by amending Sections 3.4 (Overlay District), 4.1 (Use Designations), 4.2 (Use Table, Principal Uses), 4.3 (Performance Standards), 4.4 Accessory Uses), 4.5 (Temporary Uses), 5.2 (Interpretation notes for area), 5.3 (Specific provisions for area requirements), 6.1 (Off Street Parking & Loading Requirements), 6.5 (Signage), 7.2 (Special Permits), and 7.4 (Site Plan Review); or take any action relating thereto. *(Sponsored by the Planning Board)*

Please note a copy of the Zoning Bylaw amendment is on file with the Town Clerk and can be viewed during regular business hours.

Article 15:

AUTHORIZATION TO ACCEPT A PERMANENT DRAINAGE EASEMENT

To see if the Town will vote to accept a permanent drainage easement from Judith Marmont on her property located at 238 Charlton Road, Spencer, Assessors Map R08, Lot 42, on such terms and conditions as the Board of Selectmen deem reasonable, appropriate, and in the best interests of the Town, or take any action relative thereto. *(Sponsored by Town Administrator)*

Article 16:

AUTHORIZATION TO ACCEPT A PERMANENT DRAINAGE EASEMENT

To see if the Town will vote to accept a permanent drainage easement from David Lacroix on his property located at 138 Charlton Road, Spencer, Assessors Map R23, Lot 20, on such terms and conditions as the Board of Selectmen deem reasonable, appropriate, and in the best interests of the Town, or take any action relative thereto. *(Sponsored by Town Administrator)*

Article 17:

AUTHORIZATION TO ACCEPT A PERMANENT DRAINAGE EASEMENT

To see if the Town will vote to accept a permanent drainage easement from Scott Woods, James Woods, and Nancy Woods on their property located at 106 Charlton Road, Spencer, Assessors Map R23, Lot 20, on such terms and conditions as the Board of Selectmen deem reasonable, appropriate, and in the best interests of the Town, or take any action relative thereto. (*Sponsored by Town Administrator*)

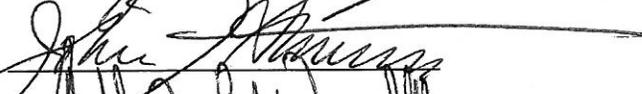
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And you are directed to serve this warrant, by posting an attested copy in at least three places fourteen (14) days at least before the time of holding said meeting.

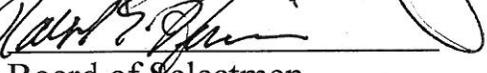
HEREOF FAIL NOT, and make due return of this warrant, with your doings thereon, to the Town Clerk, at the time and place of meeting, as aforesaid. Given under our hands this 1st day of November in the year of our Lord two thousand and sixteen.





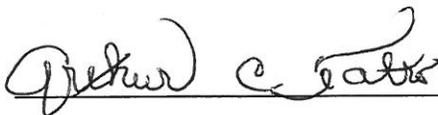






Board of Selectmen

A true copy. Attest.

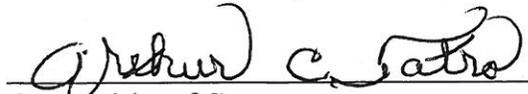


Constable

Worcester, SS.

NOVEMBER 24th, 2016 Date

PURSUANT TO THE WITHIN WARRANT, I have posted and warned the inhabitants of the Town of Spencer by posting an attested copy in at least three places at least fourteen days before the date of the meeting, as within directed.



Constable of Spencer

NOTICE: Persons needing a sign language interpreter or other hearing assistance device, please contact the Board of Selectmen.