

TOWN OF HALIFAX

**Annual town Meeting
Quorum 100**

May 14, 2012

**As Voted
Present 210
Guests 13**

HALIFAX ELEMENTARY SCHOOL

Moderator John Bruno II called the meeting to order at 7:30 p.m. Town Clerk Barbara J. Gaynor read the Call to the Meeting which was followed by the Pledge of Allegiance. Chairman of the Finance Committee, Peter Beals spoke thanking his fellow committee members for coming into town meeting with a balanced budget.

ARTICLE 1 To hear and act on the reports of the Town Officers and Committees.

Motioned by Selectmen – Michael J. Schleiff

Passed Unanimously

ARTICLE 2 Voted to amend the Wage and Personnel By-Law as recommended by the Wage and Personnel Board or take any action thereon:

Except for the following proposed amendments to the Wage and Personnel By-Law, the Wage and Personnel Board recommends that all positions and provisions in the By-Law remain unchanged.

- (1) To reclassify one of the Library Associate positions at Grade 6 to Library Director Assistant at Grade 7.

Passed

- (2) To reclassify the position of Outreach Worker of the Council on Aging from a Grade 4 to a Grade 6.

A standing vote was taken: Yes -77 No-12

Passed

- (3) To grant all non-union Wage and Personnel employees an across the board wage increase of 2%.

Passed

- (4) To grant an increase in the yearly clothing allowance for the Water Department (Appendix A, Group B) from \$450.00 to \$550.00.

Passed

- (5) In Chapter 35, Section 7 Amendment of Plan, replace the following:

C. Upon receipt of a request, the Board shall hold a hearing thereon at which all persons interested shall be entitled to be present and be heard. Written notice of such hearing shall be given, not less than two weeks preceding the date thereof, to the petitioner or petitioners and to heads of departments and employees affected.

With the following:

- C. Upon receipt of a request, the Board shall hold a Public Hearing no later than the last business day in January, at which all persons interested shall be entitled to be present and be heard. Written notice of such hearing shall be given, not less than two weeks preceding the date thereof, to the petitioner or petitioners and to heads of departments and employees affected. All proposals must be submitted two weeks prior to the yearly hearing in order to be considered at the Annual Town Meeting.

Passed Unanimously

- (6) In Chapter 35, Section 17 Increases, replace the following:

- B. Any employee who has been at the maximum step on his/her schedule for five (5) years may, upon recommendation of his department head, be considered for a merit increase to be acted upon at the Annual Town Meeting, said merit increase to be no more than five percent (5%) of the employee's current base salary.

With the following:

- B. Performance evaluations for all employees must be conducted annually in writing and a Certificate of Completion must be provided to the Wage and Personnel Board.
- C. Any employee who has been at the maximum step on his/her schedule for five (5) years may, upon recommendation of his/her department head, be considered for a merit increase to be acted upon at the Annual Town Meeting, said merit increase to be no more than five percent (5%) of the employee's current base salary. Performance Evaluation forms must be completed annually. The employee must have received an overall rating of CE (Consistently Exceeds) for five consecutive years and while on his/her top step.

And re-letter the rest of this section.

Passed Unanimously

- (7) In Chapter 35, Section 22.1 B Grade 4, replace the following:

- (5) Recycling Attendant/Driver.

With the following:

- (5) Recycling Attendant.

Passed

- (8) In Chapter 35, Section 22.1 Grade 8, add the following:

- (3) Recycling Driver with CDL

Passed Unanimously

- (9) In Chapter 35, Section 27-A Vacation Leave, replace the following:

- (5) An employee may carry forward vacation time accrued during the previous fiscal year and up to an additional 80 hours.

With the following:

- (5) Effective July 1, 2013 for Fiscal Year 2014, an employee may carry forward vacation time accrued during the previous fiscal year and up to an additional one week's earned vacation time (40 hours for full time employees, part time employees hours pro-rated by the number of hours worked per week).

Passed

- (10) In Chapter 35, Section 27-B Vacation Leave, replace the following:

B. Vacation Accrual for Regular Full time employees will be as follows:

Years of Service	Monthly Vacation Earned	Annual Accrual
Start Date to 5 th Anniversary	6.67 hrs	2 weeks/80 hours
5+ years to 10 th Anniversary	10.00 hrs	3 weeks/120 hours
10+ years to 15 th Anniversary	13.34 hrs	4 weeks/160 hours
15 th year	14.00 hrs	4 weeks + 8 hours
16 th year	14.67 hrs	4 weeks + 16 hours
17 th year	15.33 hrs	4 weeks + 24 hours
18 th year	16.00 hrs	4 weeks + 32 hours
19 th + years	16.66 hrs	5 weeks/200 hours

With the following:

B. Vacation Accrual for Regular Full time employees will be as follows:

Years of Service	Monthly Vacation Earned	Annual Accrual
Start date to end of 4 th year	6.67 hrs	2 weeks/80 hours
Start of 5 th year to end of 9 th year	10.00 hrs	3 weeks/120 hours
Start of 10 th year to end of 14 th year	13.34 hrs	4 weeks/160 hours
Start of 15 th year	14.00 hrs	4 weeks + 8 hours
Start of 16 th year	14.67 hrs	4 weeks + 16 hours
Start of 17 th year	15.33 hrs	4 weeks + 24 hours
Start of 18 th year	16.00 hrs	4 weeks + 32 hours
Start of 19 th + years	16.66 hrs	5 weeks/200 hours

Passed

- (11) Chapter 35, Section 28.1 Non-Union Sick Leave Bank, will remain the same with the following exceptions:

Under **Management**, replace:

5. The Board shall ensure that adequate and accurate records and communications are maintained between the Board and Wage and Personnel, the Accountant and the Treasurer's Office (personnel files). Minutes will be kept as to all decisions made and the minutes shall be kept on file in the Town Clerk's office.

With the following:

5. The Board shall ensure that adequate and accurate records and communications are maintained between the Board and Wage and Personnel, the Accountant and the Treasurer's Office (personnel files). Minutes will be kept as to all decisions made and the minutes shall be kept on file with the Sick Bank Board.

Under **Management**, replace:

8. The Board shall consider all applications submitted to it for sick leave and shall determine the amount, if any, of sick leave to be granted from the bank. Decisions by the Board are final and are not subject to any grievance or appeal process.

With the following:

8. The Board shall consider all applications submitted to it for sick leave and shall determine the amount, if any, of sick leave to be granted from the bank. No employee shall be awarded more than 40 days from the sick bank in any 12 month period. No more than 20 days can be used from the sick bank consecutively unless formally petitioned to the Sick Bank Board in writing. 1 day is defined as 1/5 of the employee's normal weekly work hours. Decisions by the Board are final and are not subject to any grievance or appeal process.

Under **Establishment**, replace:

1. Permanent full time, part time (20 hours or more per week) employees who are covered under the Wage and Personnel by-law, who are eligible to earn sick leave credits may make voluntary contributions to the sick leave bank.

With the following:

1. Permanent full time, part time (20 hours or more per week) employees who are covered under the Wage and Personnel by-law, who are eligible to earn sick leave credits may make voluntary contributions to the sick leave bank, with the amount not to exceed 200 hours per employee per year.

Add under **Access to non-union sick leave bank**, as number 1:

1. The petitioner has been employed continuously for 12 months with the Town of Halifax.

And renumber the remainder of the section accordingly.

Passed Unanimously

- (12) In Section 35-31.1 replace the following heading:

35-31.1 Occasional Public Safety Dispatchers

With the following heading:

35.5.1 Part-Time Civilian Dispatchers

Passed

- (13) In Chapter 35-31.1 replace the following:

- A. Occasional Public Safety Dispatchers who work at least 350 hours a quarter will accrue 12 hours leave to be used as sick, personal, or vacation time with a maximum accrual of 240 hours at any one time (Quarters are defined as 7/1-9/30; 10/1-12/31; 1/1-3/31/ and 4/1-6/30 of each fiscal year).
- B. Occasional Public Safety dispatchers will be paid time and a half for hours worked on holidays, with time and a half starting at 12:00 noon on Christmas Eve and New Year's Eve. For the holidays of Thanksgiving, Christmas and New Year's Day, double time will be paid for hours worked.

With the following:

- A. Part Time Civilian Dispatchers who work at least 350 hours a quarter will accrue 12 hours leave to be used as sick, personal, or vacation time with a maximum accrual of 240 hours at any one time (Quarters are defined as 7/1-9/30; 10/1-12/31; 1/1-3/31/ and 4/1-6/30 of each fiscal year).
- B. Part Time Civilian Dispatchers will be paid time and a half for hours worked on holidays, with time and a half starting at 12:00 noon on Christmas Eve and New Year's Eve. For the holidays of Thanksgiving, Christmas and New Year's Day, double time will be paid for hours worked.

Passed

- (14) In Appendix A, Under Group C – Fire Department (Non-Union) Personnel, delete the following:

Chief's Clothing Allowance \$575.00 annually

Retainer – Call Deputy Chief Retainer Call Firefighter plus \$75.00

Retainer – Call Captain Retainer Call Firefighter plus \$50.00

Retainer – Call Firefighter \$ 50.00 annually after 1 year

- \$ 75.00 annually after 2 years
- \$100.00 annually after 3 years
- \$125.00 annually after 5 years
- \$150.00 annually after 10 years
- \$175.00 annually after 15 years
- \$200.00 annually after 20 years

The retainer paid annually to the Call Firefighter is to be received only by those men who do not miss more than three meetings or drills throughout the year. If more than three meetings or drills are missed without suitable explanation to the Fire Chief, they shall not be eligible for full guarantee.

Retainer – Call Captain shall be one hour's pay at Call Captain's pay per duty day as an on-call Captain. On-call time Monday through Friday 6:00 p.m. to 8:00 a.m., Saturday and Sunday 8:00 p.m. to 8:00 a.m.

Retainer - EMT shall be one hour's pay at regular E.M.T. rate per duty day on call. On-call duty time shall be 6:00 p.m. to 6:00 a.m.; this retainer to take effect after EMT has served one full year as EMT.

A Call Firefighter shall start on Step 1 and remain at this level for at least one year from the time he/she is appointed. At the end of the probationary period (one year) the Firefighter shall be given a practical test; the Firefighter shall have two tries at passing the test; if the Firefighter does not pass the examination at this time he shall remain at Step 1 and be retested in six (6) months. If the Firefighter does not pass the examination at this time, he/she shall be terminated.

The standards for the practical examination shall be set by the Chief of the Fire Department.

To advance to Step 4 a Firefighter must qualify as a Pump Operator and Driver.

FIRE RELATED COURSES – Each member of the Fire Department who attends a Fire course sponsored by the Massachusetts Fire Academy shall receive the following compensation for satisfactorily completing the course.

(1) Mileage for each day of travel to and from the training site (at the Town of Halifax mileage rate).

(2) Meal Allowance of \$5.00 (if the training course requires the Firefighter to spend over six hours at the training site).

A Firefighter shall receive payment after he/she produces a certificate of completion from the Massachusetts Fire Academy.

Before a Firefighter attends a course he must obtain approval from the Fire Chief.

RECERTIFICATION – Each EMT shall be paid for attending required recertification courses in order to maintain certification as EMT – the amount paid to be at the EMT rate.

EXTRA DETAILS – Extra Details to outside contractors (not town-related details) are to be paid at an hourly rate equal to a full-time Captain's hourly rate and will be for a minimum of four hours' pay.

EDUCATIONAL INCENTIVE

All Call FF's hired after October 01, 2005 shall receive an incentive based yearly bonus system for the certifications they receive up to a maximum of \$500.00. The breakdown of certifications and dollar amount is as follows:

Certification Level

Firefighter I/II	\$150	(Minimum Certification)
Fire Officer I	\$100	(Requires FF I/II and Instructor I)

		Certification)
Fire Officer II	\$ 50	
Fire Officer III	\$ 50	
Fire Officer IV	\$ 50	
Fire Instructor I	\$100	(Requires FF I/II Certification)
Fire Instructor II	\$ 50	
Fire Inspector I	\$ 50	(Requires FF I/II Certification)
Fire Inspector II	\$ 50	
Pump Operator	\$ 50	
Aerial Operator	\$ 50	

LENGTH OF SERVICE INCENTIVE

All Call FF's hired prior to October 01, 2005 shall receive an incentive based yearly bonus system for the certifications they receive up to a maximum of \$500.00. Members hired prior to October 01, 2005 are not required to complete the Firefighter I/II certification due to being on the department for more than 15 years will have the years of service time pro-rated to max out to \$500. This years of service exclusion will not be available to anyone hired after October 01, 2005.

Incentive for Non-Certified Members hired before October 02, 1998

15 Years of Service	\$100
20 years of Service	\$200
25 Years of Service	\$300
30 Years of Service	\$400
35 Years or More	\$500 (Max)

POINT SYSTEM FOR LENGTH OF SERVICE AND EDUCATION INCENTIVES

All Call FF shall receive points for attending training drills and calls. The point system for receiving the incentive is based on a 12 month period, and would be pro-rated based on the number of training sessions and calls available to respond to. Each call responded to is worth 1.5 points. Each training session is worth 6.25 points.

An example of this is as follows:

If the department has one training per month, 12 per year, and you attend 12 training sessions offered, you receive 75 points or 75% of the incentive. If you respond to at least 17 calls per year, you receive another 25 points or 25%. This system balances out depending on the member's availability over the calendar year. If you come to half of the training offered and respond to 34 calls, you hit 100% of the point total.

MINIMUM ENTRY LEVEL QUALIFICATIONS

A Call Firefighter shall start on Step 1 and remain at this level for at least one year from the time he/she is appointed.

All Call FF's shall attend a FF I/II program, and shall certify to the Firefighter I/II NFPA 1001 Standard for Firefighter Professional Qualifications, within one year of appointment, or as soon as practicable. The Call FF shall remain on probation until such time as they successfully complete FF I/II certification.

If the Firefighter fails to certify to the FF I/II standard, he/she shall be terminated.

CALL FIREFIGHTER TRAINING AND REIMBURSEMENT

All Call FF's shall be paid for all training at their hourly rate. To advance to Step 4 a Firefighter must certify as a Pump Operator and/or Aerial Operator through the Massachusetts Firefighting Academy.

FIRE RELATED COURSES – Each member of the Fire Department who attends a Fire course sponsored by the Massachusetts Fire Academy shall obtain approval from the Fire Chief prior to attending the course.

RECERTIFICATION – Each EMT shall be paid for attending required recertification courses in order to maintain certification as EMT – the amount paid to be at the EMT rate plus the cost of the EMT course.

EXTRA DETAILS – Extra Details to outside contractors (not town-related details) are to be paid at an hourly rate equal to a full-time Captain's hourly rate and will be for a minimum of four hours' pay.

And replace it with the following:

Chief's Clothing Allowance \$575.00 annually.

A Call Firefighter shall start on Step 1 and remain at this level for at least one year from the time he/she is appointed. At the end of the probationary period (one year) the Firefighter shall be given a practical test; the Firefighter shall have two tries at passing the test; if the Firefighter does not pass the examination at this time he shall remain at Step 1 and be retested in six (6) months. If the Firefighter does not pass the examination at this time, he/she shall be terminated.

The standards for the practical examination shall be set by the Chief of the Fire Department.

To advance to Step 4 a Firefighter must qualify as a Pump Operator and Driver.

FIRE RELATED COURSES – Each member of the Fire Department who attends a Fire course sponsored by the Massachusetts Fire Academy shall receive the following compensation for satisfactorily completing the course.

- (1) Mileage for each day of travel to and from the training site (at the Town of Halifax mileage rate).
- (2) Meal Allowance of \$5.00 (if the training course requires the Firefighter to spend over six hours at the training site).

A Firefighter shall receive payment after he/she produces a certificate of completion from the Massachusetts Fire Academy.

Before a Firefighter attends a course he must obtain approval from the Fire Chief.

RECERTIFICATION – Each EMT shall be paid for attending required recertification courses in order to maintain certification as an EMT – the amount paid to be at the EMT rate.

EXTRA DETAILS – Extra Details to outside contractors (not town-related details) are to be paid at an hourly rate equal to a full-time Captain's hourly rate and will be for a minimum of four hours' pay.

EDUCATIONAL INCENTIVE

All Call FF's hired after October 01, 2005 shall receive an incentive based yearly bonus system for the certifications they receive up to a maximum of \$1,000. The breakdown of certifications and dollar amount is as follows:

Certification Level

Firefighter I/II	\$250 (Minimum Certification)
Fire Officer I	\$250 (Requires FF I/II and Instructor I Certification)
Fire Officer II	\$100
Fire Officer III	\$100
Fire Officer IV	\$100
Fire Instructor I	\$200 (Requires FF I/II Certification)
Fire Instructor II	\$100
Fire Inspector I	\$100 (Requires FF I/II Certification)
Fire Inspector II	\$100
Pump Operator	\$100
Aerial Operator	\$100

LENGTH OF SERVICE INCENTIVE

All Call FF's hired prior to October 01, 2005 shall receive an incentive based yearly bonus system for the certifications they receive up to a maximum of \$1,000. Members hired prior to October 01, 2005 are not required to complete the Firefighter I/II certification due to being on the department for more than 15 years will have the years of service time pro-rated to max out to \$1,000. This years of service exclusion will not be available to anyone hired after October 01, 2005.

Incentive for Non-Certified Members hired before October 02, 1998

15 Years of Service	\$200
20 Years of Service	\$400
25 Years of Service	\$600
30 Years of Service	\$800
35 Years or More	\$1,000 (Max)

POINT SYSTEM FOR LENGTH OF SERVICE AND EDUCATION INCENTIVES

All Call FF shall receive points for attending training drills and calls. The point system for receiving the incentive is based on a 12 month period, and would be pro-rated based on the number of training sessions and calls available to respond to. Each call responded to is worth 1.5 points. Each training session is worth 6.25 points.

An example of this is as follows:

If the department has one training per month, 12 per year, and you attend 12 training sessions offered, you receive 75 points or 75% of the incentive. If you respond to at least 17 calls per year, you receive another 25 points or 25%. This system balances out depending on the member's availability over the calendar year. If you come to half of the training offered and respond to 34 calls, you hit 100% of the point total.

MINIMUM ENTRY LEVEL QUALIFICATIONS

A Call Firefighter shall start on Step 1 and remain at this level for at least one year from the time he/she is appointed.

All Call FF's shall attend a FF I/II program, and shall certify to the Firefighter I/II NFPA 1001 Standard for Firefighter Professional Qualifications, within one year of appointment, or as soon as practicable. The Call FF shall remain on probation until such time as they successfully complete FF I/II certification.

If the Firefighter fails to certify to the FF I/II standard, he/she shall be terminated.

CALL FIREFIGHTER TRAINING AND REIMBURSEMENT

All Call FF's shall be paid for all training at their hourly rate. To advance to Step 4 a Firefighter must certify as a Pump Operator and/or Aerial Operator through the Massachusetts Firefighting Academy.

FIRE RELATED COURSES – Each member of the Fire Department who attends a Fire course sponsored by the Massachusetts Fire Academy shall obtain approval from the Fire Chief prior to attending the course.

RECERTIFICATION – Each EMT shall be paid for attending required recertification courses in order to maintain certification as an EMT – the amount paid to be at the EMT rate plus the cost of the EMT course.

EXTRA DETAILS – Extra Details to outside contractors (not town-related details) are to be paid at an hourly rate equal to a full-time Captain's hourly rate and will be for a minimum of four hours' pay.

Passed

- (15) In Chapter 35, Section 22.1 J Grade U, replace the following:

J. Grade U:

Fire Department

- (1) Full-Time Captain (collective bargaining)
- (2) Full-Time Fire Fighter/Emergency Medical Technician (collective bargaining).
- (3) Call Deputy Chief.*
- (4) Call Captain.*
- (5) Call Emergency Medical Technician. EMT-A.*
- (6) Call Emergency Medical Technician-Intermediate. EMT-I*
- (7) Call Emergency Medical Technician – Cardiac. EMT-D*
- (8) Call Emergency Medical Technician – Paramedic. EMT-P*
- (9) Call Fire Fighter.*
- (10) Call Scuba.*

*exempt from Fair Labor Standards Act.

With the following:

J. Grade U:

Fire Department

- (1) Full-Time Captain (collective bargaining).
- (2) Full-Time Firefighter/Emergency Medical Technician (collective bargaining).
- (3) Call Deputy Chief.*
- (4) Call Captain.*
- (5) Call Lieutenant.*
- (6) Call Emergency Medical Technician. EMT*
- (7) Call Emergency Medical Technician – Intermediate. EMT-I*
- (8) Call Emergency Medical Technician – Paramedic. EMT-P*
- (9) Call Firefighter.*

*exempt from Fair Labor Standards Act.

Passed

- (16) Delete the following positions: EMT-A, EMT-D (this becomes EMT), CPR Instructor, Call Emergency Medical Technician – Cardiac, and Call - Scuba from Chapter 35, Section 22.1 Grades, Part J-3 and Section V, Classes and Rates.

Passed

- (17) Amend Section V, Classes and Rates as follows:

Grades and Steps

GRADE 2	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6
From:	\$12.94	\$13.63	\$14.35	\$15.12	\$15.89	\$16.38
To:	\$13.20	\$13.90	\$14.64	\$15.42	\$16.21	\$16.71

GRADE 4	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6
From:	\$14.49	\$15.19	\$15.91	\$16.66	\$17.46	\$17.98
To:	\$14.78	\$15.49	\$16.23	\$16.99	\$17.81	18.34

GRADE 6	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6
From:	\$16.13	\$16.82	\$17.50	\$18.24	\$18.98	\$19.54
To:	\$16.45	\$17.16	\$17.85	\$18.60	\$19.36	\$19.93

GRADE 7	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6
From:	\$17.64	\$18.32	\$19.02	\$19.75	\$20.51	\$21.13
To:	\$17.99	\$18.69	\$19.40	\$20.15	\$20.92	\$21.55

GRADE 8	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6
From:	\$19.12	\$19.83	\$20.52	\$21.27	\$22.04	\$22.71
To:	\$19.50	\$20.23	\$20.93	\$21.70	\$22.48	\$23.16

GRADE 10	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6
From:	\$52,409	\$53,892	\$55,415	\$56,980	\$58,592	\$60,350
To:	\$53,458	\$54,970	\$56,524	\$58,120	\$59,764	\$61,557

GRADE 11	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6
From:	\$58,663	\$60,168	\$61,711	\$63,292	\$64,914	\$66,862
To:	\$59,837	\$61,372	\$62,946	\$64,558	\$66,213	\$68,200

GRADE 12	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6
From:	\$68,765	\$70,256	\$71,781	\$73,340	\$74,932	\$77,180
Holiday	\$3,169	\$3,235	\$3,306	\$3,379	\$3,450	\$3,552
Grand Total	\$71,934	\$73,49	\$75,087	\$76,719	\$78,382	\$80,732

To:	\$70,141	\$71,662	\$73,217	\$74,807	\$76,431	\$78,724
Holiday	\$3,233	\$3,300	\$3,373	\$3,447	\$3,519	\$3,624
Grand Total	\$73,374	\$74,962	\$76,590	\$78,254	\$79,950	\$82,348

GRADE 14	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6
From:	\$75,080	\$76,611	\$78,176	\$79,772	\$81,399	\$83,841
To:	\$76,582	\$78,144	\$79,740	\$81,368	\$83,027	\$85,518

Grade "U" Unclassified

**Administrative and
Clerical**

Registrar of Voters	From	\$11.99	To	\$12.23
Election Workers	From	\$11.52	To	\$11.75
Assessing Lister	From	\$11.49	To	\$11.72
Water Inspector	From	\$32.96	To	\$33.62
Veterans Agent	From	\$9,163	To	\$9,347
Veterans Service Officer	From	\$1,060	To	\$1,082
Assistant Building Inspector	From	\$1,912	To	\$1,951

Fire Department

Call Deputy Chief	<u>Step 1</u>	<u>Step 2</u>	<u>Step 3</u>	<u>Step 4</u>	<u>Step 5</u>	<u>Step 6</u>
From:	\$19.03	\$20.26	\$21.56	\$22.26	\$23.67	\$24.39
To:	\$19.41	\$20.67	\$21.99	\$22.71	\$24.14	\$24.88

Call Captain	<u>Step 1</u>	<u>Step 2</u>	<u>Step 3</u>	<u>Step 4</u>	<u>Step 5</u>	<u>Step 6</u>
From:	\$16.91	\$17.89	\$18.95	\$20.05	\$21.19	\$21.84
To:	\$17.25	\$18.25	\$19.33	\$20.45	\$21.61	\$22.28

Call Lieutenant	<u>Step 1</u>	<u>Step 2</u>	<u>Step 3</u>	<u>Step 4</u>	<u>Step 5</u>	<u>Step 6</u>
<i>New Section</i>	\$16.25	\$17.25	\$18.25	\$19.25	\$20.25	\$21.25

Call Firefighter	<u>Step 1</u>	<u>Step 2</u>	<u>Step 3</u>	<u>Step 4</u>	<u>Step 5</u>	<u>Step 6</u>
From:	\$15.37	\$16.40	\$17.03	\$17.92	\$18.88	\$19.44
To:	\$15.68	\$16.73	\$17.37	\$18.28	\$19.26	\$19.83

Section for EMT-A has been deleted

Call EMT*	<u>Step 1</u>	<u>Step 2</u>	<u>Step 3</u>	<u>Step 4</u>
From:	\$18.74	\$19.50	\$20.32	\$20.93
To:	\$19.11	\$19.89	\$20.73	\$21.35

**This section was previously EMT-D*

Call EMT-I	<u>Step 1</u>	<u>Step 2</u>	<u>Step 3</u>	<u>Step 4</u>
From:	\$19.32	\$20.12	\$20.94	\$21.58
To:	\$19.71	\$20.52	\$21.36	\$22.01

Call EMT-P	<u>Step 1</u>	<u>Step 2</u>	<u>Step 3</u>	<u>Step 4</u>
From:	\$19.99	\$20.85	\$21.72	\$22.37
To:	\$20.39	\$21.27	\$22.15	\$22.82

Sections for Call Scuba Diver and CPR Instructor have been deleted

PARKS AND RECREATION

Director/ Instructor - 2	From	\$18.40	To	\$18.77
Supervisor	From	\$14.61	To	\$14.90
Assistant/ Instructor 1	From	\$10.29	To	\$10.50
Life Guard	From	\$13.53	To	\$13.80
Aide/Helper	MA Minimum Wage			

OTHER

Recycling Laborer/ Heavy Equipment Operator	From	\$20.67	To	\$21.08
Cemetery Superintendent	From	\$9,804	To	\$10,001
Inspector of Animals	From	\$2,758	To	\$2,814
Sealer of Weights and Measures	From	\$1,984	To	\$2,024

Proposed by the Wage and Personnel Board – John Grace
A standing vote was taken: Yes-74 No-42
Passed

At this time BOS Selectmen Chair Michael J. Schleiff moved to suspend action and convene the Special Town Meeting. We recessed at 8:35 p.m.

We reconvened at 9:18 p.m.

ARTICLE 3 Voted to determine the salaries of several elective Town Officers, July 1, 2012 to June 30, 2013.

	<u>2009-2010</u>	<u>2010-2011</u>	<u>2011-2012</u>	<u>2012-2013</u>
Moderator	\$200	\$200	\$200	\$200
Town Clerk	\$35,487	\$35,487	\$36,020	\$36,020
Selectmen (ea)	\$1,500	\$1,500	\$1,500	\$1,500
Treasurer	----	----	----	----
Town Collector	----	----	----	----
Treasurer-Collector	\$60,798	\$60,798	\$61,710	\$61,710
Assessors (ea)	\$1,500	\$1,500	\$1,500	\$1,500
Highway Surveyor	\$64,501	\$64,501	\$65,469	\$65,469

Proposed by the Finance Committee

A hold was put on the Town Clerk, Treasurer-Collector and Highway Surveyor Salaries.

Kathleen Shiavone amended the figures to \$36,741 for Town Clerk, \$62,945 for Treasurer-Collector and \$66,779 for Highway Surveyor.

Vote to amend- Passed

Passed as amended

ARTICLE 4 Operating Budget.

Voted sums of money the Town will raise and appropriate, including appropriations from available funds, to defray charges and expenses to the Town, including debts and interest.

(SEE NEXT PAGES)

Proposed by the Finance Committee – Peter Beals

Item#	Account Description	Expended FY10	Expended FY11	Budget FY12	Recommended FY13
General Government					
1	Moderator - Salary	200	200	200	200
2	Selectmen - Salary	4,500	4,500	4,500	4,500
3	Town Administrator - Salary	82,751	82,851	84,091	85,768
4	Selectmen - Clerical	74,023	64,012	61,778	65,384
5	Selectmen - Expense	3,475	3,374	3,950	3,950
6	Law	34,864	50,481	37,000	42,200
7	Town Hall - Electricity	11,288	12,648	14,750	13,500
8	Town Reports	4,017	5,067	5,500	5,500
9	Audit	17,540	18,000	18,500	18,500 (A)
10	Finance Committee - Clerical	2,046	2,452	3,950	3,906
11	Finance Committee - Expense	353	173	359	359
12	Accountant - Salary	58,046	59,528	61,961	64,808
13	Accountant - Clerical	35,341	40,703	42,905	45,178
14	Accountant - Expense	2,960	1,210	1,650	1,625
15	Data Processing	33,467	46,412	48,200	44,400
16	Assessors - Salary	4,207	4,500	4,500	4,500
17	Assessor/Appraiser, Principal - Salary	72,612	64,528	66,862	68,200
18	Assessors - Clerical	91,633	90,728	92,408	74,903
19	Assessors - Expense	4,611	7,974	9,520	9,820
20	Assessors - Annual Revaluation	1,500	0	0	0
21	Office Machines - Expense	5,264	8,107	7,700	7,700
22	Treasurer - Clerical	50,303	48,868	50,533	50,564
23	Treasurer - Expense	6,587	5,821	6,035	6,035
24	Treasurer - Tax Title	1,834	2,500	2,500	2,500
25	Treasurer - Banking & Payroll Expense		0	5,800	5,800
26	Clerk - Salary	35,487	35,487	36,020	36,741
27	Clerk - Clerical	24,210	23,985	29,466	29,936
28	Clerk - Expense	3,781	8,268	3,850	4,350
29	Elections and Registration	8,097	12,857	13,310	17,810
30	Treasurer-Collector Salary	60,798	60,798	61,710	62,945
31	Collector - Clerical	50,926	51,333	58,267	61,009
32	Collector - Expense	12,358	8,906	10,924	10,924
33	Wage and Personnel - Clerical	3,357	3,560	3,956	4,073
34	Wage and Personnel - Expense	230	240	240	250
35	Recruitment and Employment Costs	2,450	4,910	4,500	5,500
36	Conservation Commission - Expense	2,446	1,366	1,225	1,225
37	Conservation Commission - Agent	25,689	27,084	11,930	10,671 (B)
38	Planning Board - Expense	1,144	1,111	2,109	2,109
39	Board of Appeals - Expense	642	759	825	825
40	Regulatory - Clerical	63,609	65,343	68,639	67,754
41	Building Committee - Clerical	9,437	9,972	10,200	10,364
42	Building Committee - Expense	167	450	450	450
43	Town Buildings - Custodial	409,813	132,693	144,249	147,112
44	Town Buildings - Expense	49,886	50,601	46,000	48,000
45	Town Buildings - Snow & Ice Melt		0	3,000	3,000
	Total General Government	1,367,949	1,124,360	1,146,022	1,154,848

Item#	Account Description	Expended FY10	Expended FY11	Budget FY12	Recommended FY13
Public Safety - Police					
46	Police - Chief Salary	91,861	91,861	93,224	93,224
47	Police - Wages	750,165	780,913	830,991	831,691
48	Police - Training	5,685	3,554	5,700	5,700
49	Police - Clerical	37,681	42,305	45,548	41,455
50	Police - Expense	60,009	63,351	64,485	71,485
51	Police - Station Electricity	18,829	18,138	20,173	20,173
52	Police - Cruiser Maintenance	12,603	16,235	12,420	16,000
	Total Public Safety - Police	976,833	1,016,357	1,072,541	1,079,728
Public Safety - Fire					
53	Fire - Chief Salary	82,598	85,000	88,000	88,000
54	Fire - Clerical	36,321	36,174	36,870	37,459
55	Fire - Wages	494,611	512,683	513,966	517,800
56	Fire - Retainers/Incentives	23,462	7,527	4,850	10,812
57	Fire - Training	13,776	36,678	44,437	48,831
58	Fire - Expense	23,240	26,438	27,600	27,600
59	Fire - Station Maintenance	10,420	9,980	12,783	12,783
60	Fire - Vehicle/Equipment Maintenance	26,855	31,818	29,077	14,000
61	Ambulance - Supplies				15,000
62	Ambulance Billing	4,576	6,804	7,500	7,500
	Total Public Safety - Fire	715,859	753,102	765,083	779,785
Public Safety - Other Public Safety					
63	Emergency Management - Expenses	4,499	1,544	1,545	1,545
64	Building Inspector - Wages	59,608	59,608	60,600	61,807
65	Building Inspector, Assistant - Wages	1,883	1,833	1,912	1,951
66	Building Inspector - Expense	5,147	4,374	4,750	4,750
67	Sealer of Weights and Measures - Salary	1,954	1,954	1,984	2,300
68	Sealer of Weights and Measures - Expense	412	464	389	486
69	Dog Officer - Salary	2,996	6,397	18,227	16,411 (C)
70	Dog Officer - Expense	1,346	2,758	4,616	4,616
71	Communications Center - Wages	227,729	210,331	230,241	220,332
72	Communications Center - Expense	226	1,336	1,900	2,925
73	Communications Center - Telephone	22,286	22,576	28,160	28,160
74	Communications Center - Clerical				4,220
	Total Public Safety - Other Public Safety	328,086	313,175	354,324	349,503
	Total Public Safety	2,020,778	2,082,634	2,191,948	2,209,016
Schools					
75	Elementary School	4,600,561	4,649,052	4,614,546	4,635,971
76	Vocational Education	12,444	20,581	60,000	99,000
77	Special Needs - Tuition	967,357	1,077,539	1,155,925	1,109,954
78	Special Needs - Transportation	177,052	254,523	312,474	312,517
79	Silver Lake Assessment - Operating	3,491,754	3,491,167	3,790,240	3,939,451
80	Silver Lake Assessment - Debt	531,313	531,313	455,777	518,487 (D)

Item#	Account Description	Expended FY10	Expended FY11	Budget FY12	Recommended FY13
	Total Schools	9,780,481	10,024,175	10,388,962	10,615,380
	Public Works - Highway				
81	Highway - Surveyor Salary	64,501	64,501	65,469	66,779
82	Highway - Wages	256,169	250,574	268,130	268,334
83	Highway - Clerical	27,918	31,118	31,434	32,043
84	Highway - Expense	4,347	5,547	5,421	5,421
85	Highway - Barn Maintenance	9,338	9,799	10,100	10,100
86	Highway - Equipment	34,031	41,455	38,500	38,500
87	Highway - Town Roads	76,254	66,045	74,355	74,355
88	Highway - Snow and Ice	152,849	176,370	177,509	177,509
89	Street Lights	19,982	20,717	21,945	21,945
90	Traffic Lights	3,563	6,680	5,500	5,500
91	Tree Warden Salary	0	0	1	1
92	Tree Maintenance	1,778	1,980	2,000	3,500
93	Insect and Pest Control	0	0	1	1
	Total Public Works - Highway	650,730	674,786	700,365	703,988
	Public Works - Cemetery				
94	Cemetery - Superintendent Salary	9,659	9,659	9,804	10,001
95	Cemetery - Wages	64,531	62,282	63,316	64,233
96	Cemetery - Supplies and Equipment	4,853	4,779	5,020	5,320
	Total Public Works - Cemetery	79,043	76,720	78,140	79,554
	Public Works - Water				
97	Water - Superintendent Salary	70,359	70,359	71,658	73,077
98	Water - Wages	162,221	163,498	179,759	179,547
99	Water - Clerical	40,252	40,213	41,653	42,309
100	Water - Supply	109,351	101,777	136,970	167,432
101	Water - Distribution	30,123	29,871	30,462	0
102	Water - Insurance	41,681	38,137	49,200	49,200
103	Water - Retirement	43,774	43,235	5,000	5,000
104	Water - Legal Fees	0	0	1,500	1,500
105	Water - Meters	19,800	19,491	20,000	20,000
106	Water - Gas & Oil	8,605	10,028	13,750	13,750
107	Water - Vehicles	7,419	7,229	7,500	7,500
108	Water - Tower & Wells Maintenance	24,736	21,478	25,000	25,000
	Total Public Works - Water	558,321	545,316	582,452	584,315 (E)
	Public Works - Solid Waste				
109	Recycling Office - Clerical	24,613	24,578	25,439	25,948
110	Recycling Office - Expense	2,389	2,443	2,520	2,520
111	Recycling Center - Wages	61,881	63,567	65,564	66,412
112	Recycling Center - Expense	12,676	18,162	20,410	21,085
113	Hazardous Waste Collection	3,033	9,067	9,800	9,800
114	Trash Collection/Disposal	187,092	169,713	212,667	216,002
	Total Public Works - Solid Waste	291,684	287,530	336,400	341,767 (F)
	Total Public Works	1,579,778	1,584,352	1,697,357	1,709,624

Item#	Account Description	Expended FY10	Expended FY11	Budget FY12	Recommended FY13
Health and Human Services					
115	Board of Health - Clerical	31,926	34,439	37,494	38,318
116	Board of Health - Expense	3,483	4,314	4,335	4,335
117	Board of Health - Inspections	59,004	60,593	63,258	61,707
118	Board of Health - Nursing Service	7,000	7,000	7,000	7,000
119	Board of Health - Landfill - Engineering	20,300	11,050	11,616	11,616
120	Inspector of Animals				2,814
121	Council on Aging - Wages	140,460	133,110	135,702	144,377
122	Council on Aging - Expense	8,806	9,138	8,880	8,880
123	Pope's Tavern - Electricity	1,643	1,898	2,600	2,600
124	Veterans Agent - Salary	9,200	9,027	9,163	9,347
125	Veterans Agent - Expense	221	1,104	1,269	1,269
126	Veterans Service Officer	1,064	1,044	1,060	1,082
127	Veterans Benefits	34,742	61,402	88,000	88,000
128	Housing Authority	0	0	1	1
129	ADA Expense	0	0	1	1
Total Health and Human Services		317,849	334,119	370,379	381,347

At 10:30 p.m. a request for a quorum was made. There were 91 residents present. Mr. Schleiff moved and Gordon Andrews seconded a motion to adjourn. The meeting adjourned at 10:35 p.m. until Tuesday, May 15th at 7:30 p.m.

All of the above line items Passed as Amended.

Tuesday, May 15, 2012

We reconvened at 8:30 p.m. with a quorum of 100 and 6 guests.

Culture and Recreation					
130	Library - Director Salary	53,095	54,596	56,980	59,764
131	Library - Wages	137,353	137,144	143,359	150,515
132	Library - Expense	82,108	88,270	89,973	84,953
133	Youth and Recreation - Wages	12,983	12,597	12,786	13,042
134	Youth and Recreation - Expense	9,965	9,562	9,700	9,700
135	Youth and Recreation - Director	15,683	15,209	15,438	15,747
136	Parks - Wages	0	0	100	100
137	Parks - Expense	265	97	450	450
138	Cable Television	0	252	1	1
139	Patriotic Celebrations	305	403	500	500
140	Historical Commission	2,528	2,454	2,499	2,499
141	Historic District Commission	44	0	446	446
142	Holidays in Halifax	2,980	2,747	3,395	3,395
143	Beautification Committee - Expense	0	0	1	500

Item#	Account Description	Expended FY10	Expended FY11	Budget FY12	Recommended FY13
144	Website Committee - Expense		0	4,200	4,300
	Total Culture and Recreation	317,309	323,331	339,828	345,912
	Debt Service				
145	Debt - Water Extension Project	108,900	105,750	102,600	99,375 (G)
146	Debt - School/Library Project	370,075	348,275	326,875	310,338 (H)
147	Debt - Police Station	176,580	170,978	165,375	159,570 (I)
148	Debt - Water Pollution Abatement Trust	10,401	10,401	10,401	10,400 (J)
149	Debt - Water Pollution Abatement Trust II	10,000	10,000	10,000	10,000 (K)
150	Debt - Landfill Capping	145,869	141,950	138,150	134,469 (L)
151	Interest on Temporary Loans	0	241	5,000	5,000
	Total Debt Service	821,825	787,595	758,401	729,152
	Fixed Costs				
152	Plymouth County Retirement	611,581	720,586	763,459	856,825 (M)
153	Group Insurance - Town Share	768,466	866,025	929,213	929,213
154	Medicare - Town Share	96,374	94,073	108,150	98,940
155	Insurance	187,977	206,241	206,300	253,300
156	Gas & Oil - All Departments	97,586	114,899	128,000	140,650
157	Heating - All Buildings	44,136	51,679	71,500	78,650
	Total Fixed Costs	1,806,120	2,053,503	2,206,622	2,357,578
	Total Operating Costs	18,012,089	18,314,069	19,099,519	19,502,857
(A)	From Solid Waste Revenue	6,000	6,000	6,167	6,166
(A)	From Water Fund/Revenue	6,000	6,000	6,167	6,166
(B)	From Wetlands Fees	13,648	10,000	0	5,230
(C)	From Dog Fund	21,456	21,458	22,118	16,089
(D)	Under Debt Exclusion	531,313	531,313	455,777	518,487
(E)	From Water Fund/Revenue	558,321	612,281	576,931	578,935
(F)	From Solid Waste Fund/Revenue	291,684	334,884	335,204	339,984
(G)	From Water Retained Earnings	108,900	105,750	102,600	99,375
(H)	Under Debt Exclusion	370,075	348,275	326,875	310,338
(I)	Under Debt Exclusion	176,580	170,978	165,375	159,570
(J)	From Abatement Trust Revenue	10,401	10,401	10,401	10,400
(K)	From Abatement Trust Revenue	10,000	10,000	10,000	10,000
(L)	Under Debt Exclusion	145,869	141,950	138,150	134,469
(M)	From Water Fund/Revenue			45,000	50,503

ARTICLE 5 Voted to continue the following Revolving Funds for certain Town departments under the Massachusetts General Laws or regulations cited for the fiscal year beginning July 1, 2012.

Revolving Fund	Authorized to Spend Fund	Revenue Source	Use of Fund	FY2013 Spending Limit
Conservation Commission	Conservation Commission	Fees for review of permits, postage and advertising	Consulting Services, postage and ads	\$20,000
Board of Health Consulting	Board of Health	Fees for review of permits	Consulting services	\$30,000
Recycling bins	Highway Surveyor	Fees for purchase of bins	Purchase of bins	\$5,000
Earth Removal Review	Board of Selectmen	Fees for review of permits	Consulting services	\$15,000
Planning Board Consulting	Planning Board	Fees for review of permits	Consulting services	\$50,000
Building Inspector Consulting	Building Inspector	Fees for review of permits	Consulting services	\$15,000
Youth & Recreation Programs	Youth and Recreation	Fees for Programs	Youth and Recreation Programs	\$80,000
CPR Classes	Fire Chief	Fees for Classes	CPR instructors and materials	\$5,000
ZBA Consulting	Zoning Board of Appeals	Fees for review of permits, postage and advertising	Consulting services, postage, legal ads	\$15,000
Library Computer and printers	Library Trustees	Computer/printer fees	Computer/printer supplies	\$5,000
Selectmen Legal Advertising	Board of Selectmen	Payments for Legal ads	Legal ads	\$1,500
COA Elderbus	Council on Aging	Transportation fees & donations	Elderbus operation including wages	\$8,000
Inspector Wages	Building Inspector	Fees for permits	80% for plumbing, gas and wiring inspectors wages; remainder to general fund	\$30,000
Concession Stand	Board of Selectmen	Use, lease and utility payments	Maintenance, repairs, replacement	\$10,000

In all cases, all the revolving funds are authorized under MGL Chapter 44, Section 53E-1/2.

Proposed by the Finance Committee – Gordon C. Andrews

Passed Unanimously

ARTICLE 6 Voted to raise and appropriate or transfer from available funds the sum of \$75,000.00 to the Reserve Fund to cover extraordinary or unforeseen expenditures during Fiscal Year 2013 in accordance with Chapter 40, Section 6 of the Massachusetts General Laws, and to transfer from available funds the sum of \$25,000.00 to the Water Department Reserve Fund.

Proposed by the Finance Committee – Gordon C. Andrews

Passed

Michael Schleiff moved to pass over the following article. Passed

- ARTICLE 7 To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to fund the provisions of the collective bargaining agreement between AFSCME AFL-CIO Union Council 93, Local 1700 (Dispatchers) and the Town of Halifax or take any action thereon.

Proposed by the Board of Selectmen – Michael J. Schleiff

Passed Over Unanimously

- ARTICLE 8 Voted to raise and appropriate \$6,106 to fund the provisions of the collective bargaining agreement between AFSCME AFL-CIO Union Council 93, Local 1700 (Highway/Cemetery) and the Town of Halifax..

Proposed by the Board of Selectmen – Michael J. Schleiff

Failed

**The moderator's declaration was challenged by a minimum of seven (7) voters.
A standing vote was called. Yes – 69 No – 28**

Passed

- ARTICLE 9 Voted to raise and appropriate \$1,216 to fund the provisions of the collective bargaining agreement between IBPO, Local 309 (Sergeants) and the Town of Halifax.

Proposed by the Board of Selectmen – Troy Garron

Passed

- ARTICLE 10 Voted to raise and appropriate \$1 to fund the provisions of the collective bargaining agreement between IAFF, Local 3159 (Firefighters) and the Town of Halifax.

Proposed by the Board of Selectmen – Michael J. Schleiff

Passed

- ARTICLE 11 Voted to raise and appropriate \$15,003 to fund the provisions of the collective bargaining agreement between the Halifax Association of Police Patrolmen and the Town of Halifax.

Proposed by the Board of Selectmen - Troy Garron

A standing vote was taken: Yes- 69 No- 29

Passed

- ARTICLE 12 Voted to raise and appropriate \$25,937.85 to fund the provisions of the collective bargaining agreement between the Police Chief and the Town of Halifax.

Proposed by the Board of Selectmen – Troy Garron

A standing vote was taken: Yes -54 No -38

Passed

ARTICLE 13 Voted to raise and appropriate \$7,200 to fund the provisions of the collective bargaining agreement between the Fire Chief and the Town of Halifax or take any action thereon.

Proposed by the Board of Selectmen – Troy Garron

A standing vote was taken: Yes- 68 No- 28

Passed

Thomas Millias moved and Richard Wright seconded this article. After much discussion, it was moved by Mr. Millias, seconded by Mr. Wright to withdraw the article.

Mr. Millias moved to pass over the following article. Passed

ARTICLE 14 To see if the Town will vote that beginning Fiscal 2013, the Wage and Personnel employees of the Town of Halifax shall receive, at minimum, a general wage increase to an average of the increases received by Town of Halifax employees represented by any bargaining unit of the Town of Halifax or take any action thereon.

Passed Over Unanimously

Robert Badore moved to pass over the following article. Passed

ARTICLE 15 To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$ 0 to meet the Town's share and to appropriate the sum of \$257,861.00 from available funds under Chapter _____ of the Acts of 2012 as the State's share of the cost of work under Chapter 90, Section 34(2)(a) of the General Laws, for the purposes as set forth in the memorandum of agreement with the Massachusetts Highway Department including maintaining, repairing, improving, and constructing town and county ways and bridges, sidewalks adjacent to said ways and bridges, bike ways and other projects eligible for funding as a "transportation enhancement project" as described in the Intermodal Surface Transportation Efficiency Act of 1991, P.L. 102-240, salt storage sheds, public use off-street parking facilities related to mass transportation, for engineering services and expenses related to highway transportation enhancement and mass transportation purposes, for care, repair, storage, purchase, and long-term leasing of road building machinery, equipment and tools, and for the erection and maintenance of direction signs and warning signs or take any action thereon.

Proposed by the Highway Surveyor – Robert Badore

Passed Over Unanimously

ARTICLE 16 Voted to transfer from free cash the sum of \$65,000.00 for the maintenance of Town roads.

Proposed by the Highway Surveyor – Robert Badore

Passed Unanimously

Robert Badore moved to pass over the following article. Passed

ARTICLE 17 To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$170,000.00 to purchase and equip a new Volvo loader or equivalent and trade or sell the 1996 L70 Volvo Loader or take any action thereon.

Proposed by the Highway Surveyor – Robert Badore
Passed Over Unanimously

- ARTICLE 18 Voted to appropriate the sum of \$1,100,000.00 to pay costs of repairing, repainting and renovating the Halifax Water Department water tower located at 499 Plymouth Street, including the payment of any related engineering services and any other costs incidental and related thereto and that to meet this appropriation, \$100,000 shall be transferred from the MTBE Stabilization Fund, \$300,000 shall be transferred for the Water Department Fund Balance for System Development, and the Treasurer, with the approval of the Selectmen, is authorized to borrow \$700,000 under and pursuant to any other enabling authority, and to issue bonds or notes of the Town therefor.

Proposed by the Board of Water Commissioners – Richard Clark

A 2/3rds majority vote is required for this article to pass.

Passed by declaration of Moderator

- ARTICLE 19 Voted to temporarily suspend, for the duration of the payments of the bond for the Water Tower approved by Article 18 of the Annual Town Meeting of May 14, 2011, effective July 1, 2012, that portion of Article 37 of the Annual Town Meeting of May 12, 1997 specifying that any revenues derived from leases by the Board of Water Commissioners of a portion of the property on or around the Water Tower at 499 Plymouth Street for wireless communications be shared equally between the Water Revenue account and the General Revenue account and that effective July 1, 2012, that any revenues derived from leases by the Board of Water Commissioners of a portion of the property on or around the Water Tower at 499 Plymouth Street for wireless communications be deposited in the Water Revenue.

Proposed by the Board of Water Commissioners – Richard Clark

Passed Unanimously

- ARTICLE 20 Voted to transfer from the Water Department Fund Balance for System Development the sum of \$85,000.00 to pay the costs of renovating the water system connection/water supply meter pit on Route 36/Holmes Street between the Town of Halifax Water Department and the City of Brockton Water Department including the payment of any related engineering services and any other costs incidental and related thereto.

Proposed by the Board of Water Commissioners – Richard Clark

Passed Unanimously

- ARTICLE 21 Voted to raise and appropriate the sum of \$2,586.00 to increase the hours of the COA receptionist from 16 hours per week to 19.5 hours per week for Fiscal Year 2013.

Proposed by the Council on Aging – Barbara Brenton

Failed

**The moderator's declaration was challenged by a minimum of seven (7) voters.
A standing vote was called. Yes – 51 No – 21**

Passed

- ARTICLE 22 Voted to transfer from Undesignated Fund Balance the sum of \$6,822.00 to fund the Town's share (5%) for the Assistance to Firefighters Grant for new hose, fittings, and nozzles, and to install a vehicle exhaust fume removal system in the Halifax Fire Station.

Proposed by the Fire Chief – William Carrico

Passed Unanimously

- ARTICLE 23 Voted to transfer \$185,143 from Undesignated Fund Balance and \$24,857 from Overlay Surplus for a total of \$210,000.00 to purchase and equip an ambulance for the Fire Department.

Proposed by the Fire Chief – William Carrico

Passed Unanimously

A request for a quorum was made. There were 83 residents present. Mr. Schleiff moved and it was seconded by Mr. Wright to adjourn the meeting. The meeting adjourned at 10 p.m. until Wednesday, May 16th at 7:30 p.m.

We reconvened on Wednesday, May 16th at 7:50 p.m. with a quorum of 100 and 3 guests.

- ARTICLE 24 Voted to transfer from Overlay Surplus, the sum of \$77,000.00 to purchase and equip with miscellaneous police equipment one (1) new marked police vehicle to be used for patrol and one (1) new unmarked police vehicle to be used by the Operations Sergeant.

Proposed by the Police Chief – Sgt. Ted Broderick

Karen Fava moved and Margaret Fitzgerald seconded to amend the amount to \$124,000.00 with \$77,000.00 transferred from Overlay Surplus and to raise and appropriate \$47,000.00 for a total of \$124,000.00 for two (2) police vehicles for patrol and one (1) unmarked police vehicle to be used by the Operations Sergeant.

Vote to amend article -Passed.

Passed as Amended

- ARTICLE 25 Voted to transfer from Overlay Surplus the sum of \$3,000.00 to be added to the Assessors' Triennial Revaluation Account for assistance in the revaluations and related costs.

Proposed by the Board of Assessors – John Shiavone

Passed

- ARTICLE 26 Voted to transfer from Overlay Surplus the sum of \$3,000.00 to purchase bullet resistant vests for the officers of the Police Department, said appropriation to be used with any grants available.

(Note: A Federal grant is available which may reimburse the Town 50%; this grant will not be awarded until later in the budget year. The Police Department will apply for this grant and any other grants for vests.)

Proposed by the Police Chief – Sgt. Ted Broderick

Passed Unanimously

ARTICLE 27 Voted to transfer from Overlay Surplus, the sum of \$5,000.00 to replace the carpeting in the Library.

Proposed by the Municipal and School Building Committee – Gerard Elliott

Passed

ARTICLE 28 Voted to transfer from Overlay Surplus, the sum of \$8,000.00 to repair the ceiling in the Library.

Proposed by the Municipal and School Building Committee – Gerard Elliott

Passed

ARTICLE 29 Voted to transfer from Overlay Surplus the sum of \$2,800.00 to install water alarms in the Police Station.

Proposed by the Municipal and School Building Committee – Gerard Elliott

Passed

Gerard Elliott moved to pass over the following article. Passed

ARTICLE 30 To see if the Town will vote to raise and appropriate or transfer from available funds, a sum of money to replace the virtual signs or take any action thereon.

Proposed by the Municipal and School Building Committee

Passed Over Unanimously

ARTICLE 31 Voted to transfer from Overlay Surplus, the sum of \$11,500.00 to paint the ceiling, walls and trim in the Great Hall.

Proposed by the Municipal and School Building Committee – Gerard Elliott

A standing vote was taken: Yes- 74 No- 27

Passed

ARTICLE 32 Voted to transfer from Overlay Surplus, the sum of \$35,000.00 to the “Other Post Employment Benefits Liabilities Trust Fund”.

Proposed by the Finance Committee – Nicole Newton

Candace Kniffen moved and it was seconded by Margaret Fitzgerald that the amount be amended to \$35,000.00 to be transferred from Overlay Surplus and to raise and appropriate \$65,000.00 for a total of \$100,000.00.

Vote to amend– Failed

Passed

ARTICLE 33 Voted to raise and appropriate, the sum of \$750.00 to purchase three (3) new chairs for the Selectmen's Meeting Room at Town Hall.

Proposed by the Board of Selectmen – Troy Garron

Failed

**The moderator's declaration was challenged by a minimum of seven (7) voters.
A standing vote was called: Yes – 51 No – 39**

Passed

ARTICLE 34 Voted to transfer from Overlay Surplus \$500.00 and raise and appropriate \$250.00 for the sum of \$750.00 to purchase flag holders for patriotic celebrations.

Proposed by the Holidays in Halifax – Troy Garron

Passed

ARTICLE 35 Voted to transfer from Overlay Surplus the sum of \$150.00 for the use of the Trustees for County Cooperative Extension Service and authorize the Selectmen to appoint a Town Director within fifteen days as provided in revised Chapter 128, Section 41 of the Massachusetts General Laws.

Proposed by the Board of Selectmen – Troy Garron

Passed

ARTICLE 36 Voted to transfer from Overlay Surplus, the sum of \$2,750.00 to contract with South Shore Women's Resource Center for domestic violence intervention and prevention services for its residents.

Proposed by Kristin True, et al. – Kim Roy

Passed Unanimously

ARTICLE 37 Voted to transfer from Overlay Surplus the sum of \$2,750.00 to support South Coastal Counties Legal Services, Inc.'s continued free legal services in civil matters to elders, low-income families and their children.

Proposed by Joy Marble, et al. – Kim Roy

Passed

Michael Schleiff moved to pass over the following article. Passed

ARTICLE 38 To see if the Town will vote to transfer a sum of money from the MTBE/Monponsett Pond/Water Protection Stabilization Fund to perform algae testing on Monponsett Pond or take any action thereon.

Proposed by Board of Selectmen – Michael J. Schleiff

Passed Over Unanimously

Gordon C. Andrews moved to pass over the following article. Passed

- ARTICLE 39 To see if the Town will vote to transfer a sum of money from available funds for the purpose of reducing the tax rate for the fiscal year beginning July 1, 2012 or take any action thereon.

Proposed by Gordon C. Andrews, et al.

Passed Over Unanimously

- ARTICLE 40 Voted to accept Kenzies Path as a public way, as laid out by the Board of Selectmen and shown on a plan on file with the Town Clerk.

Proposed by Richard Springer, Developer - Michael Schleiff

Planning Board recommended.

Passed Unanimously

- ARTICLE 41 Voted to accept Lamppost Drive as a public way, as laid out by the Board of Selectmen and shown on a plan on file with the Town Clerk.

Proposed by Michael Peterson, Developer – Troy Garron

Planning Board recommended.

Passed

Gordon R. Andrews, Planning Board, moved to pass over the following article. Passed

- ARTICLE 42 To see if the Town will vote to accept Autumn Lane as a public way, as laid out by the Board of Selectmen and shown on a plan on file with the Town Clerk or take any action thereon.

Proposed by Barbara Howard, et al.

Passed Over Unanimously

Michael Schleiff moved to pass over the following article. Passed

- ARTICLE 43 To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$100,000.00 to complete work on the layout of Autumn Lane including, but not limited to, work on storm sewers, catch basins, drainage systems including, but not limited to, drainage systems contained in drainage easements, paving, and other work necessary to bring the layout to the standards which the Town of Halifax uses when normally accepting streets and street layouts or take any action thereon.

Proposed by Barbara Howard, et al.

Passed Over Unanimously

- ARTICLE 44 Voted to accept a donation of land shown on Assessors' Map 31, Lot 253, 5,000 square feet in size on Chestnut Road, from Marie J. Valle.

Proposed by the Board of Selectmen – Michael J. Schleiff

Passed

- ARTICLE 45 Voted to accept a donation of land, labelled as Parcel 7 on a plan entitled “Conceptual Plan of Land on Franklin Street in Halifax, Massachusetts” dated December 19, 2011, containing 24.45 acres of land off Franklin Street, from Paul Turner.

Proposed by the Board of Selectmen – Michael J. Schleiff

(It was noted that the intent of this parcel was to be used for public recreational purposes.)

Passed

Fire Chief William Carrico moved to pass over the following article. Passed

- ARTICLE 46 To see if the Town will vote to amend the requirements of Chapter 13, Article IV, § 13-16 of the Code of the Town of Halifax or take any action thereon.

Replace the following:

There is established a Holidays in Halifax Committee consisting of three (3) members to promote the holiday spirit through the cooperation of town departments and town offices for the enjoyment of the Town of Halifax. One (1) member shall be the Fire Chief or the Chief’s designee. The other two (2) members shall be appointed by the Board of Selectmen for a term of one (1) year from July 1 to June 30.

With the following:

There is established a Holidays in Halifax Committee consisting of five (5) members to promote the holiday spirit through the cooperation of town departments and town offices for the enjoyment of the Town of Halifax. The members shall be appointed by the Board of Selectmen for a term of one (1) year from July 1 to June 30.

Proposed by the Fire Chief – William Carrico

Passed Over Unanimously

- ARTICLE 47 Voted, as authorized by chapter 256 of the Acts of 2010, and incorporated into the Massachusetts General Laws as chapter 6, section 172 B ½, to create the following by-law enabling the Police Department to conduct State and Federal Fingerprint Based Criminal History checks for individuals applying for or in possession of certain licenses including but not limited to those engaged in the business of Hawking and Peddling or other Door-to-Door Salespeople, Pawn Dealers, and Hackney Drivers, to adopt appropriate policies and procedures to effectuate the purposes of this by-law.

Chapter 112, Section 8 – Materials and Audit Sheets

All materials taken in will be held for a minimum of thirty (30) days before resale, trade, melting, changing of appearance or other means of disposal occur.

Audit sheets shall be submitted to the Chief of Police on a weekly basis with record of all transactions, including date of sale, amount, seller's name and address, date of birth, driver's license and state of issue, itemized list and description of article. Each licensee shall also take a color photograph of each item purchased and a color photograph of each person selling items. All audit sheets are to be legible and written in English. The required reports and photographs may be stored and transmitted electronically if the format is approved by the Chief of Police.

Criminal History Check Authorization

The Police Department may conduct State and Federal Fingerprint Based Criminal History check for individuals applying for or in possession of certain licenses including but not limited to those engaged in the business of Hawking and Peddling or other Door-to-Door Salespeople, Pawn Dealers and Hackney Drivers.

An applicant, employee or volunteer seeking to engage in the above employment shall submit, if required by the licensing authority, fingerprints taken by the Police Department along with a fee of \$100.00 (One Hundred Dollars).

Upon receipt of the fingerprints and the appropriate fee, the Police Department will transmit the fingerprints to the State Police Identification Unit through the Department of Criminal Justice Information Services (DCJIS), formerly the Criminal History System Board (CHSB). The State Police will compare the subject's fingerprints against its criminal file and then submit the fingerprints to the Federal Bureau of Investigation (FBI) for a comparison with national records. The results of the FBI check will be returned to the State Police, which will then disseminate the state and national results back to the Police Department.

In rendering a fitness determination, the Police Department will decide whether the record subject has been convicted of (or is under pending indictment for) a crime, which bears upon his/her ability or fitness to serve in that capacity, any felony or a misdemeanor, which involved force or threat of force, controlled substances, or was a sex-related offense.

A record subject may request and receive a copy of his/her criminal history record from the Police Department. Should the record subject seek to amend or correct his/her record, he/she must contact CHSB for a state record or the FBI for records from other jurisdictions maintained in its file.

The Town or any of its officers, departments, boards, committees or other licensing authorities is hereby authorized to deny any application for, or to revoke or suspend any license or permit, including renewals and transfers thereof, for any person who is determined unfit for the license, as determined by the licensing authority, due to information obtained pursuant to this by-law.

Proposed by the Police Chief – Sergeant Ted Broderick

Passed

John Delano moved to pass over the following article. Passed

ARTICLE 48 To see if the Town will vote to amend the Code of the Town of Halifax by adding the following:

Municipal Charges Lien

- 1 Authority. This by-law is adopted pursuant to the authority of Massachusetts General Laws, c. 40, § 21 and c. 40, § 58 and any other relevant statutes and regulations.
2. Purpose. The purpose of the establishment of a Municipal Charges Lien is to provide a cost effective method of collecting a charge and/or fine assessed against an owner of real property in the Town who fails and/or refuses to pay said charge and/or fee when due, by placing a lien upon real estate owned by the property owner.

Charges and/or Fees. The Municipal Charges Lien shall apply to the following municipal charges and/or fees:

- (a) Charges or penalties for violations of the water use restriction by-law and regulations including interest and all costs to record said lien(s) in the Plymouth County Registry of Deeds.
 - (b) Charges or penalties for violations of the zoning by-laws including interest and costs to record said liens in the Plymouth County Registry of Deeds.
 - (c) Charges or penalties for violation of orders of the Building Department, including for violations of the building code, including interest and all costs to record said lien in the Plymouth County Registry of Deeds.
 - (d) Charges or penalties for violation of the rules and regulations of the Board of Health and the State Sanitation Code including interest and all costs to record said lien in the Plymouth County Registry of Deeds.
 - (e) Charges or penalties for violation of the Code of the Town of Halifax, including interest and all costs to record said lien in the Plymouth County Registry of Deeds.
 - (f) Charges or penalties for violations of the illicit discharge by-law, including interest and costs to record said lien in the Plymouth County Registry of Deeds.
 - (g) Charges and penalties for violations of the Rules and Regulations adopted pursuant to Code of the Town of Halifax, Chapter 88, Article III, (Fees) including interest and all costs to record said liens in the Plymouth County Registry of Deeds.
3. The Municipal Charges Lien will take effect upon the recording of a statement of unpaid municipal charges and fees, setting forth the amount due, including recording costs, the address(es) of the land to which the lien is to apply and the name of the assessed owner.
 4. Collection of Lien
 - (a) The Town Treasurer-Collector shall be in charge of collecting the lien.
 - (b) The Town Treasurer-Collector shall notify the Assessors of all unpaid tickets that have not been paid or appealed to the court at the end of each month.
 - (c) The Assessor shall prepare a statement of Municipal Charges Lien for each person from the list(s) received from the Town Treasurer-Collector or person responsible for collecting the charge or penalty and shall forward said statement of lien to the Town

Treasurer-Collector who shall cause said statement(s) to be recorded in the Plymouth County Registry of Deeds.

5.Unpaid Municipal Charges Liens

- (a) If a charge or fee secured by the lien is unpaid when the Assessors are preparing the real estate tax list and warrant, the Town Treasurer-Collector shall certify the charge or penalty to the Assessors' Department and the Assessors shall add the charge or fee to the next property tax bill to which it relates, and commit it with the warrant to the Town Treasurer-Collector as part of the tax.
 - (b) If the property to which the charge or fee relates is tax exempt, the charge or fee shall be committed as a tax on said property.
5. Release of Lien. The Municipal Charge Lien may be discharged by filing a certificate from the Town Treasurer-Collector that all municipal charges or fees constituting a lien, together with any interests and costs have been paid or legally abated.
6. Abatement. The Assessor, prior to a charge or fee being certified to the Assessors by the Town Treasurer-Collector under Section 6, may abate any charge or fee for justifiable cause which shall be effective upon the issuing of a written statement setting forth said cause, and filing of said statement with the Town Treasurer-Collector.

Or take any action thereon.

Proposed by the Board of Health – John Delano

Passed Over Unanimously

ARTICLE 49 Voted to adopt new Flood Insurance Rate maps issued by FEMA by amending the requirements of Chapter 167, Article V, § 167-15 of the Code of the Town of Halifax.

Replace the following:

§ 167-15. Floodplain District Regulations.

A. Floodplain District. The Floodplain District is herein established as an overlay district. The underlying permitted uses are allowed, provided that they meet the following additional requirements, as well as those of the Massachusetts State Building Code dealing with construction in floodplains. The Floodplain District includes all special flood hazard areas designated as Zone A, A1 to A30, on the Town of Halifax Flood Insurance Rate Maps (FIRM) and the Flood Boundary and Floodway Maps, dated July 5, 1982, on file with the Town Clerk, Planning Board and Building Inspector. These maps, as well as the accompanying Town of Halifax Flood Insurance Study, are incorporated herein by reference. The Floodplain District is shown as an overlay district on the Town of Halifax Zoning Map.

Development regulations. The following requirements apply in the Floodplain District:

(1) Within Zone A, where the base flood elevation is not provided on the **FIRM** the applicant shall obtain any existing base flood elevation data, and it shall be reviewed by the Building Inspector for its reasonable utilization toward meeting the elevation or flood proofing requirements, as appropriate, of the State Building Code.

(2) In the floodway, designated on the Flood Boundary and Flood Map, the following provisions shall apply:

(a) All encroachments including fill, new construction, substantial improvements to existing structures and other development, are prohibited unless certification by a registered professional engineer or architect is provided by the applicant demonstrating that such encroachment shall not result in any increase in flood levels during the occurrence of the one-hundred-year flood.

(b) Any encroachment meeting the above standard shall comply with the floodplain requirements of the State Building Code.

With the following:

§ 167-15. Floodplain District Regulations.

A. Floodplain District. The Floodplain District is herein established as an overlay district. The underlying permitted uses are allowed, provided that they meet the following additional requirements, as well as those of the Massachusetts State Building Code dealing with construction in floodplains. The Floodplain District includes all special flood hazard areas within the Town of Halifax designated as Zone A and A1 to A30AE, on the Town of Halifax, Plymouth County Flood Insurance Rate Maps (FIRM) and the Flood Boundary and Floodway Maps issued by the Federal Emergency Management Agency (FEMA) for the administration of the National Flood Insurance Program. The map panels of the Plymouth County FIRM that are wholly or partially within the Town of Halifax are panel numbers 25023C0194J, 25023C0213J, 25023C0214J, 25023C0218J, 25023C0306J, 25023C0307J, 25023C0308J, 25023C0309J, 25023C0326J, 25023C0327J and 25023C0328J, dated July 17, 2012. The exact boundaries of the District may be defined by the 100-year base flood elevations shown on the FIRM and further defined by the Plymouth County Flood Insurance Study (FIS) report, dated July 17, 2012, on file with the Town Clerk, Planning Board and Building Inspector. These maps, as well as the accompanying Town of Halifax Plymouth County Flood Insurance Study, are incorporated herein by reference. The Floodplain District is shown as an overlay district on the Town of Halifax Zoning Map.

B. Development regulations. The following requirements apply in the Floodplain District:

(1) Within Zone A, where the base flood elevation is not provided on the FIRM, the applicant shall obtain any existing base flood elevation data, and it shall be reviewed by the Building Inspector for its reasonable utilization toward meeting the elevation or floodproofing requirements, as appropriate, of the State Building Code.

(2) Base flood elevation data is required for subdivision proposals or other developments greater than 50 lots or 5 acres, whichever is the lesser, within unnumbered A Zones.

(3) In the floodway, designated on the Flood Boundary and Flood Insurance Rate Map, the following provisions shall apply:

- (a) All encroachments, including fill, new construction, substantial improvements to existing structures and other development, are prohibited unless certification by a registered professional engineer or architect is provided by the applicant demonstrating that such encroachment shall not result in any increase in flood levels during the occurrence of the one-hundred-year flood.
- (b) Any encroachment meeting the above standard shall comply with the floodplain requirements of the State Building Code.

(4) All subdivision proposals must be designed to assure that:

- (a) Such proposals minimize flood damage;
- (b) All public utilities and facilities are located and constructed to minimize or eliminate flood damage; and
- (c) Adequate drainage is provided to reduce exposure to flood hazards.

C. Notification of Watercourse Alteration

In a riverine situation, the Town of Halifax shall notify the following of any alteration or relocation of a watercourse:

- Adjacent Communities;
- NFIP Coordinator, Massachusetts Department of Conservation and Recreation, 251 Causeway Street, Suite 600-700, Boston, MA 02114-2104;

NFIP Program Specialist, Federal Emergency Management Agency, Region I, 99 High Street, 6th Floor, Boston, MA 02110; Use Regulations. The Floodplain District is established as an overlay district to all other districts. All development in the district, including structural and non-structural activities, whether permitted by right or by special permit must be in compliance with Chapter 131, Section 40 of the Massachusetts General Laws and with the following:

- Sections of the Massachusetts State Building Code (780 CMR);
- Wetlands Protection Regulations, Department of Environmental Protection (DEP) (currently 310 CMR 10.00);
- Inland Wetlands Restriction, DEP (currently 310 CMR 13.00);
- Minimum Requirements for the Subsurface Disposal of Sanitary Sewage, DEP (currently 310 CMR 15, Title 5);

Any variances from the provisions and requirements of the above referenced state regulations may only be granted in accordance with the required variance procedures of these state regulations.

E. Permitted Uses. The following uses of low flood damage potential and causing no obstructions to flood flows are encouraged provided they are permitted in the underlying district and they do not require structures, fill, or storage of materials or equipment:

- (1) Agricultural uses such as farming, grazing, truck farming, horticulture, etc.
- (2) Forestry and nursery uses.
- (3) Outdoor recreational uses, including fishing, boating, play areas, etc.

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- (4) Conservation of water, plants, wildlife.
- (5) Wildlife management areas, foot, bicycle and/or horse paths.
- (6) Temporary non-residential structures used in connection with fishing, growing, harvesting, storage or sale of crops raised on the premises.
- (7) Buildings lawfully existing prior to the adoption of these provisions.

F. Definitions. The following definitions are limited in meaning to Chapter 167-15 of the Code of the Town of Halifax and are referenced in the National Floodplain Insurance Program regulations and the Massachusetts State Building Code.

AREA OF SPECIAL FLOOD HAZARD - Is the land in the floodplain within a community subject to a one percent or greater chance of flooding in any given year. The area may be designated as Zone A or AE.

BASE FLOOD - Means the flood having a one percent chance of being equaled or exceeded in any given year.

DEVELOPMENT - Means any manmade change to improved or unimproved real estate, including but not limited to building or other structures, mining, dredging, filling, grading, paving, excavation or drilling operations.

FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) - Administers the National Flood Insurance Program. FEMA provides a nationwide flood hazard area mapping study program for communities as well as regulatory standards for development in the flood hazard areas.

FLOOD INSURANCE RATE MAP (FIRM) - Means an official map of a community on which FEMA has delineated both the areas of special flood hazard and the risk premium zones applicable to the community.

FLOOD INSURANCE STUDY - Means an examination, evaluation, and determination of flood hazards, and, if appropriate, corresponding water surface elevations, or an examination, evaluation and determination of flood-related erosion hazards.

FLOODWAY - Means the channel of a river or other watercourse and the adjacent land areas that must be reserved in order to discharge the base flood without cumulatively increasing the water surface elevation.

LOWEST FLOOR - Means the lowest floor of the lowest enclosed area (including basement or cellar). An unfinished or flood resistant enclosure, usable solely for parking of vehicles, building access or storage in an area other than a basement area is not considered a building's lowest floor, PROVIDED that such enclosure is not built so as to render the structure in violation of the applicable non-elevation design requirements of NFIP Regulations 60.3.

NEW CONSTRUCTION - Means, for floodplain management purposes, structures for which the "start of construction" commenced on or after the effective date of a floodplain management regulation adopted by a community. For the purpose of determining insurance rates, NEW CONSTRUCTION means structures for which the "start of construction" commenced on or after the effective date of an initial FIRM or after December 31, 1974, whichever is later.

ONE-HUNDRED-YEAR FLOOD - See BASE FLOOD.

REGULATORY FLOODWAY - See FLOODWAY

SPECIAL FLOOD HAZARD AREA - Means an area having special flood and/or flood-related erosion hazards, and shown on an FHBM or FIRM as Zone A or AE.

STRUCTURE - Means, for floodplain management purposes, a walled and roofed building, including a gas or liquid storage tank, that is principally above ground, as well as a manufactured home. STRUCTURE, for insurance coverage purposes, means a walled and roofed building, other than a gas or liquid storage tank that is principally above ground and affixed to a permanent site, as well as a manufactured home on foundation. For the latter purpose, the term includes a building while in the course of construction, alteration, or repair, but does not include building materials or supplies intended for use in such construction, alteration, or repair, unless such materials or supplies are within an enclosed building on the premises.

SUBSTANTIAL DAMAGE - Means damage of any origin sustained by a structure whereby the cost of restoring the structure to its before-damaged condition would equal or exceed 50 percent of the market value of the structure before the damage occurred.

SUBSTANTIAL IMPROVEMENT - Means any repair, reconstruction, or improvement of a structure, the cost of which equals or exceeds 50 percent of the market value of the structure either (a) before the improvement or repair is started, or (b) if the structure has been damaged and is being restored, before the damage occurred. For the purposes of this definition, "substantial improvement" is considered to occur when the first alteration of any wall, ceiling, floor, or other structural part of the building commences, whether or not that alteration affects the external dimensions of the structure.

ZONE A - Means the 100-year floodplain area where the base flood elevation (BFE) has not been determined. To determine the BFE, use the best available federal, state, local, or other data.

ZONE AE (for new and revised maps) - Means the 100-year floodplain where the base flood elevation has been determined.

ZONE X - Are areas identified in the community Flood Insurance Study as areas of moderate or minimal flood hazard. Zone X replaces Zones B and C on new and revised maps.

Proposed by the Planning Board – Gordon R. Andrews

A vote to pass this article requires a 2/3rds majority.

Planning Board recommends.

Passed Unanimously

ARTICLE 50 Voted to provide the authority for the Board of Selectmen (or their designee, The Board of Assessors) to negotiate the proposed Solar Energy PILOT Agreement on behalf of the Town.

Proposed by the Board of Selectmen – Michael J. Schleiff

Passed Unanimously

ARTICLE 51 Voted to transfer from Overlay Surplus the sum of \$238.97 to pay a Fiscal Year 2010 bill to Plymouth Bay Orthopedic Associates for the deductible portion of a 111F claim.

Proposed by the Board of Selectmen – Michael J. Schleiff

A vote to pass this article requires a 4/5ths majority.

Passed Unanimously

ARTICLE 52 Voted to transfer from Overlay Surplus the sum of \$101.86 to pay a Fiscal Year 2011 bill to Margret Logan for costs not reimbursed under a 111F claim.

Proposed by the Board of Selectmen – Michael J. Schleiff

A vote to pass this requires a 4/5ths majority.

Passed Unanimously

Gordon R. Andrews moved to pass over the following article. Passed

ARTICLE 53 To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to the Stabilization Fund in accordance with Chapter 40, Section 5B of the Massachusetts General Laws or take any action thereon.

Proposed by the Finance Committee – Gordon R. Andrews

Passed Over Unanimously

A motion to adjourn to Saturday at 10:00 a.m. to take up Article 54 (Town Election)

Passed Unanimously

And on Saturday, May 19, 2012 from 10:00 a.m. to 6:00 p.m. to meet at the Halifax Elementary School:

The Polls were opened at 10:00 a.m. by Warden Gayle Peck.

ARTICLE 54 Voted to elect one Assessor for three years, one Board of Health member for three years, two Halifax Elementary School Committee members for three years, two Holmes Public Library Trustees for three years, one Moderator for three years, one Park Commissioner for three years, one Planning Board member for one year, one Planning Board member for five years, one Selectman for three years, one Silver Lake School Committee member for three years, one Town Clerk for three years, one Treasurer/Collector for three years and one Water Commissioner for three years.

The Polls closed at 6:00 p.m. The Election results are on the following pages.

Barbara J. Gaynor
Town Clerk