

**Commonwealth of Massachusetts
Annual Town Meeting**

Middlesex, ss:

To: Constable of the Town of Ashby in said County:

Greeting:

In the name of the Commonwealth, you are hereby directed to notify and warn the inhabitants of the Town of Ashby, qualified to vote in elections and town affairs, to meet at the Elementary School Auditorium in said Ashby, Saturday, May 3, 2008 at 9:30 a.m. to act on the following articles:

ANNUAL TOWN MEETING ARTICLES

Article 1. To see if the Town will vote to elect all other town officers not required to be on the official ballot.

Finance Committee action: **Approved** **Disapproved** **No Action**

Article 2. To see if the Town will vote to hear the reports of the various town officials and committees.

Finance Committee action: **Approved** **Disapproved** **No Action**

Article 3. To see if the Town will vote to authorize the Treasurer to borrow funds as necessary in anticipation of revenue, in accordance with Chapter 44, Sections 23 to 27 of the Massachusetts General Laws, or take any action thereon.

Finance Committee action: **Approved** **Disapproved** **No Action**

Article 4. To see if the Town will vote to accept the following sums in trust; the income therefrom to be expended for the perpetual care of lots as follows:

Glenwood Cemetery

<u>Amount</u>	<u>Name</u>	<u>Ave.</u>	<u>Lot</u>	<u>Section</u>
\$ 1,600.00	Richard Catalini	C	30	Lyman
\$ 400.00	Patricia Delph	B Rear	28	Lyman
\$ 200.00	Donald Nickerson	B Rear	27	Lyman

, or take any action thereon.

Finance Committee action: **Approved** **Disapproved** **No Action**

Article 5. To see if the Town will vote to appropriate from available funds a sum of \$174,450 known as Chapter 90 to be used by the Highway Department in accordance with the Massachusetts General Laws, or take any action thereon.

Finance Committee action: **Approved** **Disapproved** **No Action**

Article 6. To see if the Town will vote to raise and appropriate the sum of \$23,196.20 under and pursuant to Massachusetts General Laws Chapter 59, Section 21C(g), or any other enabling authority, which appropriation shall be contingent upon the passage of a Proposition two and one-half override vote, for the purpose paying the increase over 2% in the North Middlesex Regional School District assessment, or take any action thereon.

Finance Committee action: **Approved** **Disapproved** **No Action**

Article 7. To see if the Town will vote to raise and appropriate the sum of \$11,000.00 under and pursuant to Massachusetts General Laws Chapter 59, Section 21C(g), or any other enabling authority, which appropriation shall be contingent upon the passage of a Proposition two and one-half override vote,

for the purpose of paying \$8,200 for Band Concerts and \$2,800 for Memorial Day expenses, or take any action thereon.

Finance Committee action: **Approved** **Disapproved** **No Action**

Article 8. To see if the Town will vote to raise and appropriate the sums of money necessary to defray charges and expenses of the Town for the ensuing fiscal year, FY2009, beginning July 1, 2008 and ending June 30, 2009, with each item considered to be a separate appropriation as set forth below, and to fix the salaries of all elected officials, or take any action thereon.

Finance Committee action: **Approved** **Disapproved** **No Action**

Article 9. To see if the Town will vote to appropriate the sum of \$41,345 to be expended by the Solid Waste Department to defray the operational expenses and other necessary charges of the Recycling Center and Transfer Station for the ensuing fiscal year, FY2009, beginning July 1, 2008 and ending June 30, 2009, or take any action thereon.

Description	FY09 Amount
<i>Revenues:</i>	
Loan Balance/Retained Earnings	\$ 23,845.00
Interest Income	\$ 1,000.00
Trash Disposal Fees Collected	\$ 8,718.00
Recyclable Fees Collected	\$ 3,782.00
Recyclable Sales	\$ 4,000.00
Hauler Permit Fees	\$ 0.00
<i>Total Revenues:</i>	<i>\$ 41,345.00</i>
<i>Expenses:</i>	
Salaries and Wages	\$ 3,800.00
General Operating Expenses	\$ 1,500.00
Trash Trucking Services	\$ 3,000.00
Trash Disposal Expenses	\$ 6,000.00
Recycling Expenses	\$ 3,200.00
Emergency Reserve	\$ 23,845.00
<i>Total Expenses:</i>	<i>\$ 41,345.00</i>

Finance Committee action: **Approved** **Disapproved** **No Action**

Article 10. To see if the Town will vote to appropriate from Free Cash the sum of \$3,760.00 to the Fire Department Expenses account for the purpose of matching an Assistance to Firefighters grant, or to take any action thereon.

Finance Committee action: **Approved** **Disapproved** **No Action**

Article 11. To see if the Town will vote to appropriate from Free Cash the sum of \$22,902.74 to a General Stipends account for the purpose of paying a one-time stipend to non-contract employees in FY09 only, or to take any action thereon.

Finance Committee action: **Approved** **Disapproved** **No Action**

Article 12. To see if the Town will vote to authorize the renewal of the Cemetery Burial and Foundations Revolving Fund in accordance with Massachusetts General Laws, Chapter 44, Section 53E½, to receive monies collected for burials, said funds to be expended to pay for said burials to be performed, for grave foundations and for general cemetery maintenance and improvements; with expenditures not to exceed \$10,000, or to take any action thereon.

Finance Committee action: **Approved** **Disapproved** **No Action**

Article 13. To see if the Town will vote to authorize a Library Books Revolving Fund in accordance with Massachusetts General Laws, Chapter 44, Section 53E½, to receive monies collected for book late

fees and replacement fees, said funds to be expended to pay for book and media repairs and replacements; with expenditures not to exceed \$2,400, or to take any action thereon.

Finance Committee action: **Approved** **Disapproved** **No Action**

Article 14. To see if the Town will vote to transfer the sum of \$28,957 from Stabilization or to raise and appropriate the sum of \$28,957 under and pursuant to Massachusetts General Laws Chapter 59, Section 21C(i½), or any other enabling authority, which appropriation shall be contingent upon the passage of a so-called Proposition two and one-half override vote for a capital expenditure for one year, for the purpose of purchasing a police cruiser, or take any action thereon.

Finance Committee action: **Approved** **Disapproved** **No Action**

Article 15. To see if the Town will vote to authorize the Board of Selectmen to acquire by gift or purchase a perpetual easement on a parcel of land located at 840 Main Street, Ashby, Massachusetts as described in the “Grant of Easements” dated February 14, 2008 and recorded at the Middlesex South Registry of Deeds in Book 50730, Page 220 and to authorize the Board of Selectmen to enter into all agreements and execute any and all instruments on behalf of the Town, and to take all related actions necessary or appropriate to effect the interest of the foregoing, or take any action thereon.

Finance Committee action: **Approved** **Disapproved** **No Action**

Article 16. To see if the Town will vote to authorize the transfer of the sum of \$4,285.35 to the Ashby Elementary School, which are interest amounts from the following Trust Fund accounts to be used for the Ashby students as follows:

Sumner Taylor School Fund	\$1,111.03
Samuel P. Gates School Fund	\$2,778.41
Jesse Foster School Fund	\$ 395.91

, or take any action thereon.

Finance Committee action: **Approved** **Disapproved** **No Action**

Article 17. To see if the Town will vote to raise and appropriate the sum of \$3,100.00 under and pursuant to Massachusetts General Laws Chapter 59, Section 21C(g), or any other enabling authority, which appropriation shall be contingent upon the passage of a Proposition two and one-half override vote, for the purpose of reinstating annual stipends to the Board of Health, or take any action thereon.

Finance Committee action: **Approved** **Disapproved** **No Action**

Article 18. To see if the Town will vote to raise and appropriate the sum of \$4,992.00 under and pursuant to Massachusetts General Laws Chapter 59, Section 21C(g), or any other enabling authority, which appropriation shall be contingent upon the passage of a Proposition two and one-half override vote, for the purpose of paying for the wages of a part-time Library Page, or take any action thereon.

Finance Committee action: **Approved** **Disapproved** **No Action**

Article 19. To see if the Town will vote to raise and appropriate the sum of \$54,753.59 to fund wages and benefits for a new Firefighter/EMT position, which appropriation shall be contingent upon the passage of a so-called Proposition two and one-half override vote, under and pursuant to Massachusetts General Laws Chapter 59, Section 21C(g), or any other enabling authority, or take any action thereon.

Finance Committee action: **Approved** **Disapproved** **No Action**

Article 20. To see if the Town will vote to raise and appropriate the sum of \$38,696.44 which appropriation shall be contingent upon the passage of a so-called Proposition two and one-half override vote, under and pursuant to Massachusetts General Laws Chapter 59, Section 21C(g), or any other enabling authority, and, if said ballot vote passes, to amend the FY2009 operating budget under Article 8 of the May 3, 2008 Annual Town Meeting by increasing the Highway Department wages account in the amount of \$25,575, and by increasing the Employee Benefit Expenses account by \$12,600 and FICA account by \$522 for the purpose of reinstating and paying for the wages of a Highway Department Truck Driver/Laborer and general employee benefits, or take any action thereon.

By petition.

Finance Committee action: **Approved** **Disapproved** **No Action**

Article 21. To see if the Town will vote to hear the report of the Public Safety Facilities Advisory Committee and to consider the Committee's proposals, or take any action thereon.

Finance Committee action: **Approved** **Disapproved** **No Action**

Article 22. To see if the Town will vote to appropriate a sum of money from available funds to the Stabilization Fund, or take any action thereon.

Finance Committee action: **Approved** **Disapproved** **No Action**

And you are hereby directed to serve this warrant by posting an attested copy in at least three (3) public places in said Ashby seven (7) days at least before holding of 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 aforesaid.

Given under our hands this 16th day of April, 2008.

Peter McMurray, Chair

Geoff Woollacott, Procurement

Gerard Houle, Clerk

ASHBY BOARD OF SELECTMEN

By virtue of this precept, I have posted three (3) attested copies of the foregoing warrant in three (3) public places in said Ashby at least seven days before the time of said Annual Town Meeting.

Date: _____

William Davis, Constable of Ashby