

Commonwealth of Massachusetts

SPECIAL 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 Ashby Elementary School, 911 Main Street in said Ashby, Saturday, May 4, 2019 at 9:30 a.m. to act on the following articles:

FINAL

SPECIAL TOWN MEETING ARTICLES

Article 1. To see what sum of money the Town will vote to appropriate from available funds, to extinguish the deficit incurred in the Winter Operations budget in the current fiscal year; or take any other action relative thereto.

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 fourteen (14) 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 day of April, 2019.

Mark Haines, Chair

Michael McCallum, Clerk

Janet Flinkstrom, Member

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 fourteen days before the time of said Special Town Meeting.

Date: _____

Stewart Paquet, Constable

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 Ashby Elementary School, 911 Main Street in said Ashby, Saturday, May 4, 2019 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 other action relative thereto.

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 cemetery lots, as follows:

Glenwood Cemetery

Amount	Name	Ave./lot	Section
\$1200.00	Rudolph H. Lahti	F1	Lyman II
\$ 200.00	Dorothea McCarthy Rourke	E30	Lyman II
\$ 200.00	Ruediger Bas Volk-Lalyre	E2	Lyman II

or take any other action relative thereto.

Article 10. To see what sum of money the Town will vote to raise and appropriate or transfer from available funds to defray the expenses of the Town for the fiscal year commencing July 1, 2019, and to set the salaries of elected officials; or take any other action relative thereto.

Amounts shown for prior fiscal years may include funds received through warrant articles, reserve fund transfers, etc. as well as transfers out and do not necessarily reflect budget amounts voted initially by Town Meeting.				
TOWN OF ASHBY				
Budget ATM 20		FY18	FY19	FY20
	LINES	SPENT	BUDGET	FINCOM RECOMMEND
Administration				
1	Salaries & Wages	\$ 54,284.01	\$ 55,098.27	\$ 55,924.74
2	Expenses	\$ 4,680.80	\$ 6,550.00	\$ 6,550.00
-		\$ 58,964.81	\$ 61,648.27	\$ 62,474.74
Town Administrator				
3	Salaries & Wages	\$ 40,323.01	\$ 40,927.86	\$ 41,541.78
-		\$ 40,323.01	\$ 40,927.86	\$ 41,541.78
Finance Committee				
4	Expense Budget	\$ -	\$ 250.00	\$ 500.00
5	Reserve Fund	\$ 17,000.00	\$ 30,000.00	\$ 35,000.00
-		\$ 17,000.00	\$ 30,250.00	\$ 35,500.00
Town Accountant				
6	Salaries & Wages	\$ 34,791.44	\$ 35,465.56	\$ 35,982.54
7	Clerical	\$ 1,875.66	\$ 4,100.00	\$ 3,000.00
-	Expenses	\$ 19,656.79	\$ 24,644.90	\$ 24,725.00
-		\$ 65,323.89	\$ 64,210.46	\$ 63,707.54
Board of Assessors				
10	Wages	\$ 16,656.85	\$ 21,616.70	\$ 21,944.52
11	Assessing Services	\$ 23,200.00	\$ 23,900.00	\$ 25,000.00
-	Expenses	\$ 9,354.54	\$ 7,220.00	\$ 10,875.00
-		\$ 49,211.39	\$ 52,736.70	\$ 57,819.52
Treasurer				
15	Treasurer Salary	\$ 27,149.55	\$ 27,541.79	\$ 27,939.92
-	Expenses	\$ 16,842.32	\$ 19,558.00	\$ 19,770.00
-		\$ 43,991.87	\$ 47,099.79	\$ 47,709.92
Tax Collector				
18	Tax Collector Salary	\$ 40,612.23	\$ 41,206.41	\$ 32,945.08
18a	Wages	\$ 3,075.54	\$ 3,130.77	\$ 5,632.20
-	Expenses	\$ 10,381.09	\$ 13,228.84	\$ 13,305.84
-		\$ 54,191.38	\$ 57,566.02	\$ 51,883.12
Legal Services				
21	Expenses	\$ 26,883.07	\$ 32,000.00	\$ 37,000.00
-		\$ 26,883.07	\$ 32,000.00	\$ 37,000.00
Technology and Systems				
22	Expenses	\$ 41,289.50	\$ 43,000.00	\$ 53,000.00
-		\$ 41,289.50	\$ 43,000.00	\$ 53,000.00

Town Clerk				
23	Town Clerk Salary	\$ 33,046.94	\$ 33,542.64	\$ 34,045.78
24	Clerical	\$ 11,489.18	\$ 11,516.16	\$ 11,689.60
25	Election and Registrar Stipend	\$ 3,539.51	\$ 5,127.13	\$ 5,127.13
-	Expenses	\$ 3,920.34	\$ 11,837.00	\$ 11,835.00
-		\$ 51,995.97	\$ 62,022.93	\$ 62,697.51
Town Reports				
30	Expenses	\$ 1,612.52	\$ 1,600.00	\$ 1,700.00
-		\$ 1,612.52	\$ 1,600.00	\$ 1,700.00
Conservation Commission				
31	Expenses	\$ 1,517.45	\$ 1,700.00	\$ 1,700.00
-		\$ 1,517.45	\$ 1,700.00	\$ 1,700.00
Planning				
32	Expenses	\$ 616.84	\$ 1,075.00	\$ 1,075.00
-		\$ 616.84	\$ 1,075.00	\$ 1,075.00
Zoning				
33	Expenses	\$ 341.02	\$ 580.00	\$ 845.00
-		\$ 341.02	\$ 580.00	\$ 845.00
Land Use				
34	Agent Budget	\$ 9,983.75	\$ 10,000.00	\$ 11,000.00
-	Expenses	\$ 1,524.00	\$ 1,750.38	\$ 1,776.64
-		\$ 11,507.75	\$ 11,750.38	\$ 12,776.64
Town Office				
-	Expenses	\$ 28,006.70	\$ 60,020.00	\$ 60,520.00
-		\$ 28,009.48	\$ 60,020.00	\$ 60,520.00
Town Clock				
40	Stipend	\$ 500.00	\$ 500.00	\$ 500.00
-		\$ 1,000.00	\$ 500.00	\$ 500.00
Municipal Buildings/Grounds				
47	Wages/Stipend	\$ 4,060.47	\$ 4,114.48	\$ 4,169.92
-	Expenses	\$ 25,089.61	\$ 101,100.00	\$ 66,100.00
-		\$ 65,045.62	\$ 105,214.48	\$ 70,269.92
Police				
49	Police Chief Salary	\$ 92,515.49	\$ 93,903.22	\$ 95,781.28
50	Wages - Coverage	\$ 506,465.80	\$ 607,244.02	\$ 645,075.05
-	Expenses	\$ 161,563.20	\$ 206,162.20	\$ 227,367.94
-		\$ 762,165.89	\$ 907,309.44	\$ 968,224.27
Fire				
54	Chief Salary	\$ 30,914.83	\$ 31,378.55	\$ 53,378.55
55	Firefighters Wages	\$ 12,424.42	\$ 16,174.03	\$ 17,900.00
56	FF/ EMT Wages	\$ 42,944.30	\$ 51,636.00	\$ 53,448.00
58	FF/EMT Overtime	\$ 2,315.06	\$ 2,000.00	\$ 2,000.00
-	Expenses	\$ 91,069.47	\$ 102,975.00	\$ 112,650.00
-		\$ 179,668.08	\$ 204,163.58	\$ 239,376.55
EMS				

64	Wages - Coverage	\$ 47,295.60	\$ 45,000.00	\$ 69,500.00
65	Stipend - training	\$ 8,760.00	\$ 45,850.00	\$ 45,850.00
-	Expenses	\$ 65,116.69	\$ 55,950.00	\$ 61,250.00
		\$ 121,172.29	\$ 146,800.00	\$ 176,600.00
Emergency Management				
67(2)	Stipend	\$ 654.66	\$ 654.66	\$ 654.66
68	Expenses	\$ 1,396.00	\$ 2,250.00	\$ 2,250.00
		\$ 2,050.66	\$ 2,904.66	\$ 2,904.66
E-911				
69	Expenses	\$ 153.00	\$ 100.00	\$ 150.00
		\$ 153.00	\$ 100.00	\$ 150.00
Building Inspector				
70	Salaries & Wages	\$ 11,279.35	\$ 11,448.54	\$ 11,620.27
71	Expenses	\$ 492.28	\$ 907.74	\$ 907.74
		\$ 11,771.63	\$ 12,356.28	\$ 12,528.01
Plumbing Inspector				
72	Salaries & Wages	\$ 6,671.60	\$ 6,771.67	\$ 6,873.25
73	Expenses	\$ 110.00	\$ 150.00	\$ 150.00
		\$ 6,781.60	\$ 6,921.67	\$ 7,023.25
Electrical Inspector				
74	Salaries & Wages	\$ 6,671.60	\$ 6,771.67	\$ 6,873.25
75	Expenses	\$ -	\$ 1,200.00	\$ 1,200.00
		\$ 6,671.60	\$ 7,971.67	\$ 8,073.25
Dog Officer				
76	Salaries & Wages	\$ 15,156.97	\$ 15,384.32	\$ 15,615.08
77	Expenses	\$ 1,245.74	\$ 1,500.00	\$ 1,500.00
		\$ 16,402.71	\$ 16,884.32	\$ 17,115.08
Emergency Dispatch				
78	Salaries & Wages	\$ 205,649.82	\$ 232,243.13	\$ 273,328.54
79	Expenses	\$ 7,520.52	\$ 9,460.10	\$ 10,460.10
		\$ 213,170.34	\$ 241,703.23	\$ 283,788.64
Monty Tech				
80	Assessment	\$ 307,364.52	\$ 294,578.00	\$ 334,339.00
		\$ 307,364.52	\$ 294,578.00	\$ 334,339.00
NMRSD				
	Assessment	\$ 3,610,086.00	\$3,742,638.00	\$3,781,587.00
		\$ 3,610,086.00	\$3,742,638.00	\$3,781,587.00
Highway				
83	Superintendent Salary	\$ 48,794.53	\$ 63,437.50	\$ 65,340.63
84	Wages - Regular	\$ 185,301.76	\$ 166,920.00	\$ 173,276.32
85	Wages -Overtime	\$ 4,918.09	\$ 5,000.00	\$ 5,000.00
-	Expenses	\$ 132,573.18	\$ 218,480.00	\$ 246,385.00
		\$ 412,857.24	\$ 453,837.50	\$ 490,001.95
Snow & Ice				
92	Winter Overtime	\$ 27,331.92	\$ 13,000.00	\$ 13,000.00
93	Winter Expenses	\$ 209,918.78	\$ 87,000.00	\$ 87,000.00

-		\$ 237,250.70	\$ 100,000.00	\$ 100,000.00
Street Lights				
94	Expense	\$ 755.73	\$ 1,080.00	\$ 1,080.00
-		\$ 755.73	\$ 1,080.00	\$ 1,080.00
Tree Warden				
95	Expenses	\$ -	\$ 2,000.00	\$ 2,000.00
-		\$ -	\$ 2,000.00	\$ 2,000.00
Cemetery				
96	Wages - Coverage	\$ 6,368.56	\$ 9,338.59	\$ 9,478.67
97	Expense	\$ 1,694.12	\$ 2,000.00	\$ 2,000.00
-		\$ 8,062.68	\$ 11,338.59	\$ 11,478.67
Board of Health				
-	Expenses	\$ 9,693.28	\$ 19,426.34	\$ 20,002.11
		\$ 9,703.28	\$ 19,426.34	\$ 20,002.11
Animal Inspector				
102	Stipend	\$ 420.24	\$ 420.24	\$ 1,000.00
-	New Expense Line Requested			\$ 400.00
		\$ 420.24	\$ 420.24	\$ 1,400.00
Council on Aging				
103	Wages	\$ 2,396.30	\$ 2,431.95	\$ 6,372.00
103A	Expense	\$ 1,684.75	\$ 1,525.00	\$ 1,525.00
-		\$ 4,081.05	\$ 3,956.95	\$ 7,897.00
Veterans' Services				
104	Salaries & Wages	\$ 1,855.97	\$ 1,883.81	\$ 1,912.07
-	Expenses	\$ 35,937.74	\$ 42,000.00	\$ 42,000.00
		\$ 37,793.71	\$ 43,883.81	\$ 43,912.07
Library				
107	Librarian Salary	\$ 27,300.00	\$ 27,300.00	\$ 27,709.50
108	Library Wages	\$ 23,238.97	\$ 24,400.09	\$ 24,766.09
-	Expenses	\$ 45,813.58	\$ 51,011.00	\$ 51,925.00
		\$ 96,557.55	\$ 102,711.09	\$ 104,400.59
Band Concerts				
113	Expenses	\$ 7,500.00	\$ 7,500.00	\$ 7,500.00
113A	Police Detail Wages	\$ 999.68	\$ 1,180.56	\$ 1,215.98
-		\$ 8,499.68	\$ 8,680.56	\$ 8,715.98
July 3rd				
114	Expenses	\$ 1,200.00	\$ 1,200.00	\$ 1,200.00
-		\$ 1,200.00	\$ 1,200.00	\$ 1,200.00
Allen Field				
115	Expenses	\$ 1,355.01	\$ 1,900.00	\$ 1,900.00
-		\$ 1,367.40	\$ 1,900.00	\$ 1,900.00
Town Common				
116	Expenses	\$ 4,650.00	\$ 4,650.00	\$ 4,650.00
-		\$ 4,833.02	\$ 4,650.00	\$ 4,650.00
Debt Service				
118	Temporary Loan Interest	\$ -	\$ 1,000.00	\$ 1,000.00
-		\$ -	\$ 1,000.00	\$ 1,000.00
Middlesex Retirement				

123	Middlesex Retirement System	\$ 147,365.00	\$ 155,917.00	\$ 237,579.00
-		\$ 147,365.00	\$ 155,917.00	\$ 237,579.00
Unemployment				
124	Unemployment Compensation	\$ 129.90	\$ 10,000.00	\$ 10,000.00
-		\$ 129.90	\$ 10,000.00	\$ 10,000.00
Employee Ins. Benefits				
125	Employee Benefits Expense	\$ 503,513.43	\$ 645,086.21	\$ 636,859.58
-		\$ 503,513.43	\$ 645,086.21	\$ 636,859.58
Workers Compensation				
126	Insurance Not Health	\$ 8,330.00	\$ 11,000.00	\$ 11,000.00
-		\$ 8,330.00	\$ 11,000.00	\$ 11,000.00
Insurance P & C				
127	Liability P&C, E,F&P	\$ 77,421.04	\$ 80,000.00	\$ 75,000.00
-		\$ 77,421.04	\$ 80,000.00	\$ 75,000.00
FICA				
128	Employee Costs	\$ 24,778.17	\$ 26,433.00	\$ 27,490.32
-		\$ 24,778.17	\$ 26,433.00	\$ 27,490.32
	Total	\$ 7,381,203.71	\$7,942,754.03	\$8,291,997.67

Elective Salaries:

- a) Town Clerk: \$34,045.78
- b) Town Treasurer: \$27,939.92 (includes \$1,000 certification stipend for Treasurer)
- c) Acting Town Collector: \$32,945.08

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

Article 11. To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$195,000 for the purpose of procuring a new dump truck for the Highway Department, with a plow and any other appropriate accessories and any related expenses; or take any other action relative thereto.

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

Article 12. (By Petition) To see if the town will vote “To establish a Reserve Fund Transfer Account that eliminates ‘UNCLASSIFIED EXPENDITURES’ which will be controlled by Ashby Finance Committee and Board of Selectmen and will be “spent where it is absolutely and with value legally necessary”.

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

Article 13. (By Petition) Preceding any “Special and/or Annual Town Meeting” it shall be the duty of the duly elected Moderator, the Board of Selectmen and appointed Finance Committee in attendance, to have an open and transparent meeting for voter’s information and concerns on all articles placed on all Town Special Town Meeting or Annual Meeting Warrants.

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

Article 14. (By Petition) To see if the Town will prepare for the voter’s information: “A line item budget breakdown of all “Town’s Department’s Budget Requests” as approved by the Finance Committee and the Town Administrator and the Board of Selectmen.

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

Article 15. To see if the Town will vote to amend the Ashby Zoning By-law by deleting from Section 3 the existing Definition 39, and replacing it with a new Definition 39, to read:

39) MARIJUANA ESTABLISHMENT. A licensed Marijuana Cultivator, licensed Craft Marijuana Cooperative, licensed Marijuana Product Manufacturer, licensed Marijuana Retailer, licensed Independent Testing Laboratory, licensed Marijuana Research Facility, licensed Marijuana Transporter, and/or any other type of licensed recreational Marijuana-related business, except a medical marijuana treatment center.

or take any other action relative thereto.

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

Article 16. To see if the Town will vote to amend the Ashby Zoning By-law as follows:

In section 7.2.12.1:

- Replace the words “sites” and “sites” wherever they appear with the words “Marijuana Establishment” or “Marijuana Establishments”, matching the word replaced in the singular or plural.
- Insert the word “only” before the words “within a building or buildings”.
- Insert the words “the requirements of this Section and” before the words “approval of a special permit by the Zoning Board of Appeals”.

- Delete the words “on the site” following the words “No retail product sales to the General Public shall be permitted.”

In section 7.2.12.2:

- Replace the words “site” and “sites” wherever they appear with the words “Marijuana Establishment” or “Marijuana Establishments”, matching the word replaced in the singular or plural.
- Delete the words “on the site” following the words “No product manufacture or retail product sales to the general public shall be permitted.”
- Delete the sentence “No more than one (1) licensed cultivation operation shall be permitted per site.”

In section 7.2.12.5:

- Insert the words “and Registered Marijuana Dispensaries” after the words “Paragraph 12.3.3 Requirements, Marijuana Establishments”.

or take any other action relative thereto.

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

Article 17. To see if the Town will vote to amend the Ashby Zoning By-law as follows:

- Delete section 8.2.5, and replace it with the following:
 8.2.5 Marijuana Establishment. A maximum of one (1) Marijuana Establishment may be located in the Industrial Zoning District subject to approval of a special permit by the Zoning Board of Appeals. Marijuana social consumption shall not be permitted. All special permits shall be subject to Section 12.3 (“Special Permits”), Paragraph 12.3.3 (“Requirements, Marijuana Establishments and Registered Marijuana Dispensaries.”)
- In Section 8.2.6:
 Insert the words “and Registered Marijuana Dispensaries. Marijuana social consumption shall not be permitted” after the words “All special permits shall be subject to Paragraph 12.3.3 Requirements, Marijuana Establishments”.

or take any other action relative thereto.

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

Article 18. To see if the Town will vote to authorize the Board of Selectmen to accept, on behalf of the Town, for general municipal purposes, a deed of easement on a portion of land, shown on Assessors' Map 15 as parcel(s) 22.1 and/or 23, said permanent easement to be situated upon such property in a location as deemed appropriate by the Board of Selectmen to allow for the siting of an antenna and associated tower to be used primarily for public safety/emergency communications; a ground-level building to house communications equipment; sufficient access to said parcel for utilities, maintenance, and repair; parking; and a fall zone, as required by the Ashby Zoning By-law; and further to authorize the Board of Selectmen to enter into such agreements and execute such documents as are deemed by the Board to be in the Town's best interests and as necessary to effectuate the purpose of this article; or take any other action relative thereto.

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

Article 19. (By petition) To see if the Town will vote to establish a "By-Law Committee of five (5) Members" to review and correct from 1990 to present the recorded errors, now on record in a recent notice available to the public, and to report back to the next Annual Town Meeting.

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

Article 20. (By petition) Preceding any expenditure and or use of the Certified Free Cash without a vote by the voters at a duly call Town Meeting, will not be granted.

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

Article 21. (By petition) To see if the Town will vote to establish a "Personnel Board of five (5) members for a period with consecutive terms as follows: (two members for 2 years, one member for a three year, one for four year and one for five year term) to negotiate any and all "Personnel Contract Agreements."

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

Article 22. To see if the Town will vote to amend the By-laws of the Town of Ashby by deleting, under Article V ("Financial Affairs"), section 11 in its entirety; or take any other action relative thereto.

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

Article 23. (By petition) To see if the Town will vote to refund All unspent monies from prior articles over two years back into the General Fund.

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

Article 24. To see if the Town will vote to amend the By-laws of the Town of Ashby by deleting, in Article IV ("Finance Committee"), Section 1, the words "consisting of a minimum of three voters and a maximum of seven voters" and replacing that text with the words "consisting of five voters"; or take any other action relative thereto.

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

Article 25. To see what sum of money the Town will vote to transfer from available funds for deposit into the Stabilization Fund; or take any other action relative thereto.

Finance Committee Action: v **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 day of April, 2019.

Mark Haines, Chair

Michael McCallum, Clerk

Janet Flinkstrom, Member

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: _____

Stewart Paquet, Constable