



# Town of Norfolk

**To:** Norfolk Residents  
**From:** Jack Hathaway, Town Administrator  
**Date:** 4/25/2011

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Attached please find the warrant for the May 3, 2011 Election of Officers and May 10, 2011 Town Meeting.

Please note that due to an administrative error the May 10, 2011 warrant that was mailed to residents with the Advisory Committee recommendations included a typographical error in Article 1. The correct language is shown below, included on the attached warrant and is also correct on the Town of Norfolk website.

#### ARTICLE 1

Submitted by Town Clerk

To choose by ballot the following officers: one Moderator for a one-year term; one Town Clerk for a three-year term; one Selectman for a three-year term; one Assessor for a three-year term; **two Board of Health members, one for a three-year term and one for a two-year unexpired term**; one Housing Authority member for a five-year term; one Library Trustee for a three-year term; two Planning Board members each for a three-year term; two Recreation Commission members each for a three-year term; two Norfolk School Committee members each for a three-year term; two King Philip Regional School Committee members, one for a three-year term and one for a one-year unexpired term; and two Constables each for a three-year term.



**KOPELMAN AND PAIGE, P.C.**

*The Leader in Municipal Law*

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April 22, 2011

**Joyce Frank**  
jfrank@k-plaw.com

Mr. Jack Hathaway  
Town Administrator  
Norfolk Town Hall  
One Liberty Lane  
Norfolk, MA 02056

Re: Annual Town Meeting of Tuesday, May 10, 2011

Dear Mr. Hathaway:

Enclosed please find the Quantum of Vote for the Annual Town Meeting Articles scheduled to be voted on Tuesday, May 10, 2011.

Very truly yours,

A handwritten signature in cursive script that reads "Joyce Frank".

Joyce Frank

JF/lem

Enc.

cc: Board of Selectmen  
Moderator  
Town Clerk

424000/FJLK/0001

**NORFOLK ANNUAL TOWN MEETING  
TUESDAY, MAY 10, 2011  
QUANTUM OF VOTE**

- Article 2. Four-fifths to pay unpaid bills but majority for indefinite postponement.
- Article 3. Majority for transfers unless from the Stabilization Fund. Stabilization Fund transfers require a two-thirds vote.
- Article 4. Majority.
- Article 5. Majority unless an article is funded by a transfer from the Stabilization Fund. Transfers from the Stabilization Fund require a two-thirds vote.
- Article 6. Majority.
- Article 7. Majority.
- Article 8. Two-thirds to borrow, otherwise majority.
- Article 9. Two-thirds.
- Article 10. Majority.
- Article 11. Majority.
- Article 12. Two-thirds.
- Article 13. Majority.
- Article 14. Majority.
- Article 15. Majority.
- Article 16. Majority.
- Article 17. Two-thirds.
- Article 18. Two-thirds.
- Article 19. Majority.
- Article 20. Majority.
- Article 21. Two-thirds.
- Article 22. Two-thirds.
- Article 23. Majority.
- Article 24. Majority.
- Article 25. Majority.
- Article 26. Majority.
- Article 27. Majority.
- Article 28. Majority.
- Article 29. Majority.
- Article 30. Majority.
- Article 31. Majority.
- Article 32. Majority.
- Article 33. Majority.
- Article 34. Majority.
- Article 35. Majority.
- Article 36. Majority.
- Article 37. Majority.
- Article 38. Majority.
- Article 39. Majority.
- Article 40. Majority.
- Article 41. Two-thirds.
- Article 42. Majority.

NORFOLK, ss.

To either Constable in the Town of Norfolk, in said County:

**GREETINGS:**

You are required in the name of the Commonwealth of Massachusetts to notify and warn the inhabitants of Norfolk, qualified to vote in Town affairs residing in Precincts 1, 2, 3 and 4, to assemble in the designated polling places in the H. Olive Day School, 232 Main Street, Norfolk, Massachusetts, on Tuesday, May 3, 2011, at 7:00 a.m., for the election of town officers under ARTICLE 1 of the Annual Town Meeting; and thence to meet on Tuesday, May 10, 2011 at 7:00 p.m. at the King Philip Middle School, 18 King Street, Norfolk, Massachusetts 02056, for the adjourned business session of the Annual Town Meeting, then and there to act on the following articles commencing with Article 2, viz:

**ARTICLE 1**

**Submitted by Town Clerk**

To choose by ballot the following officers: one Moderator for a one-year term; one Town Clerk for a three-year term; one Selectman for a three-year term; one Assessor for a three-year term; two Board of Health members, one for a three-year term and one for a two-year unexpired term; one Housing Authority member for a five-year term; one Library Trustee for a three-year term; two Planning Board members each for a three-year term; two Recreation Commission members each for a three-year term; two Norfolk School Committee members each for a three-year term; two King Philip Regional School Committee members, one for a three-year term and one for a one-year unexpired term; and two Constables each for a three-year term.

**ARTICLE 2**

**Submitted by the Board of Selectmen**

To see if the Town will vote to raise and appropriate or transfer from any available source of funds, a sum of money to pay unpaid bills of a prior year pursuant to Massachusetts General Laws Chapter 44, Section 64; or take any other action relative thereto.

**ARTICLE 3**

**Submitted by the Board of Selectmen**

To see if the Town will vote to raise and appropriate or transfer from any available source of funds, a sum of money to be added to departmental budgets and appropriations for the fiscal year ending on June 30, 2011; or take any other action relative thereto.

**ARTICLE 4**

**Submitted by the Town Administrator**

To see if the Town will vote to amend the Town of Norfolk Personnel Bylaws Schedule B. COMPENSATION SCHEDULE by applying a general increase of 1.5% to all Steps on the COMPENSATION SCHEDULE effective July 1, 2011; or take any other action relative thereto.

**ARTICLE 5**

**Submitted by the Board of Selectmen**

To see if the Town will vote to fix the salary and compensation of all elected officers of the Town as provided for by Massachusetts General Laws, Chapter 41, Section 108; and further to see what sum of money the Town will raise and appropriate, transfer from any available source of funds, borrow or bond, to defray the departmental and incidental expenses of the Town not otherwise provided for, for the fiscal year commencing on July 1, 2011; or take any other action relative thereto. (Operating Budget)

**ARTICLE 6**

**Submitted by the Board of Selectmen**

To see what sum of money the Town will vote to transfer from Department of Public Works Water Division revenues to fund the Water Division maintenance and operating expenses; or take any other action relative thereto. (Operating Budget)

**ARTICLE 7**

**Submitted by the Board of Selectmen**

To see if the Town will vote to appoint any committee, or hear or act on the report of any committee or town officer, or instruct any committee or town officer; or take any other action relative thereto.

**ARTICLE 8**

**Submitted by the Board of Selectmen**

To see if the Town will vote to raise and appropriate or transfer from any available source of funds, borrow or bond pursuant to any applicable statute to fund capital and other expense items; or take any other action relative thereto. (Capital Budget)

**ARTICLE 9**

**Submitted by the Board of Selectmen**

To see if the Town will vote to authorize the Board of Selectmen, to advertise in a local newspaper and sell at public sale, on such terms and conditions as it may deem in the best interests of the Town, all or a portion of the property known as “Old Town Hall” and located at 100 Main Street, subject to the Town reserving an easement for access to “Town Pond” and furthermore subject to developing a transition strategy to relocate the Recreation Department, such sales to be made on behalf of the inhabitants of the Town of Norfolk,; or take any other action relative thereto.

**ARTICLE 10**

**Submitted by Petition**

To see if the Town will vote to approve an amendment to decrease the percentage of tax revenue contribution to the Community Preservation Commission from three percent (3%) to one percent (1%).

**ARTICLE 11**

**Submitted by the Energy Committee**

To see if the Town will vote to adopt the “Stretch Energy Code” set forth in the State Building Code at 780 CMR 120.AA (i.e., Appendix 120.AA), as may be amended from time to time, and to amend the Town of Norfolk General By-laws by inserting a new Section 11 under ARTICLE VII, Land Use and Resource Protection, entitled “Stretch Energy Code” as set forth below:

**Section 11. Stretch Energy Code**

**A. Adoption.** The Town of Norfolk has adopted the provisions of 780 CMR 120.AA (i.e., Appendix 120.AA of the State Building Code or the “Stretch Energy Code”), as may be amended from time to time, in place of the provisions set forth under 780 CMR 13.00, 34.00, 61.00 and 93.00.

**B. Purpose.** The purpose of the Stretch Energy Code shall be to provide the Town with a more energy efficient alternative to the base energy code otherwise set forth under the State Building Code.

or take any other action relative thereto.

**ARTICLE 12**

**Submitted by the Board of Selectmen**

To see if the Town will vote to authorize the Board of Selectmen to acquire by gift, purchase, eminent domain or otherwise, a sight line easement upon property known as 83 Myrtle Street, located at the intersection of Myrtle Street and Miller Street, described in a deed recorded with the Norfolk Registry of Deeds in Book 24821, Page 235, identified as Assessor's Map 9, Parcel 6, Lot 12, said easement area comprising 1,162.89 square feet, more or less, as shown on a plan entitled "Available Intersection Sight Distance with Permanent Easement Acquisition," on file with the Town Clerk, and to raise and appropriate or appropriate by transfer from available funds a sum of money to acquire said sight line easement; or take any other action relative thereto.

**ARTICLE 13**

**Submitted by the Town Administrator,  
Police Chief and DPW Director**

To see if the Town will vote to amend ARTICLE X of the Town of Norfolk General Bylaws ("Police Regulations") by inserting at the end thereof the following new Section, sequentially numbered;

**Placing Snow, Ice and Water on Public Property**

No person, other than an employee or other person in the service of the Commonwealth of Massachusetts or the Town of Norfolk shall direct, discharge, dump, shovel, pile, push, blow, plow or deposit snow, ice, or water under conditions where water would be subject to freezing onto, into or across any public way, including sidewalks or public property, or cause, direct, sanction or authorize any such activity involving snow, ice, or water on a public way or public property. Violations of this section shall be subject to a fine of one hundred dollars (\$100) for each violation.

or take any other action relative thereto.

**ARTICLE 14**

**Submitted by the Town Administrator**

To see if the Town will vote to amend ARTICLE III of the Town of Norfolk General Bylaws ("Committees") by replacing the last sentence of Section 2, Paragraph B with the following:

Furthermore, for all Town Meetings, recommendations of the Advisory Committee shall be available at Town Hall and the Norfolk Public Library and a copy of the recommendations shall be posted on the Town's website not less than five (5) days, or ten (10) days in the case of a Special Town Meeting, before the day appointed for the same.

or take any other action relative thereto.

Existing Language:

Furthermore, for all Town Meetings, a copy of the warrant and the recommendations of the Advisory Committee shall be delivered to each residence prior to the Town Meeting.

**ARTICLE 15**

**Submitted by the Town Administrator**

To see if the Town will vote to amend ARTICLE V of the Town of Norfolk General Bylaws (“Records and Reports”) by replacing Section 3 with the following:

Section 3. Printing of the Annual Reports

Prior to June 30th, the Board of Selectmen shall annually cause to be printed and made available to the taxpayers of the Town, the reports of the various officers and boards of the Town and reports upon such matters as are directed by the Town and these bylaws.

or take any other action relative thereto.

**ARTICLE 16**

**Submitted by the Town Administrator**

To see if the town will vote to amend ARTICLE X of the Town of Norfolk General Bylaws (“Police Regulations”) by inserting at the end thereof the following new Section, sequentially numbered;

Off Road Recreational Vehicles and Snow Mobiles

No more than 2 off road recreational vehicles or snow mobiles may be operated on a parcel of land at one time. All such vehicles must be operated at a noise level not to exceed 84 decibels. No such vehicle may be operated closer than 25 feet of an abutting property and may only be operated between 9 am and 6 pm Monday to Friday and 10 am to 5 pm Saturday, Sunday and Holidays. Violations of this section shall be subject to a fine of (\$50) for a first offense, (\$100) for a second offense and (\$200) for a subsequent offense.

or take any other action relative thereto.

**ARTICLE 17**

**Submitted by the Town Administrator**

To see if the Town will vote to amend Section M, subsection M.2 Definitions, paragraph entitled “Designated Location” of the Town of Norfolk Zoning Bylaws by inserting the following:

“, Assessors Map 9, Block 32, Lot 33, Assessors Map 9, Block 32, Lot 7, Assessors Map 9, Block 32, Lot 76, Assessors Map 9, Block 32, Section 19, Assessors Map 9, Block 32, Section 17 “

after the words “Assessors Map 03, Block 32, Lot 32”; and

To see if the Town will vote to amend Section M, subsection M.2 Definitions, paragraph entitled “Solar Energy Overlay District” of the Town of Norfolk Zoning Bylaws inserting the following:

“, Assessors Map 9, Block 32, Lot 33, Assessors Map 9, Block 32, Lot 7, Assessors Map 9, Block 32, Lot 76, Assessors Map 9, Block 32, Section 19, Assessors Map 9, Block 32, Section 17”

after the words “Assessors Map 03, Block 32, Lot 32”

or take any other action relative thereto.

**ARTICLE 18**

**Submitted by the Town Administrator**

To see if the Town will vote to transfer from the Board of Selectmen for general municipal purposes to the Board of Selectmen for general municipal purposes and for the purpose of leasing, the parcel of land having approximately eleven acres, being shown on the Assessors Map as Parcel 9-32-19, being the land acquired by Order of Taking recorded with the Norfolk County Registry of Deeds in Book 14731, Page 498 and shown as Plan No. 228 of 2000 in Plan Book 474, and to authorize the Board of Selectmen to lease all or any portion of said land from time to time by one or more leases for such term of years up to fifty years and for such consideration as the Selectmen shall determine, for the purpose of a solar array for electric power generation and distribution, and to authorize the Selectmen to grant such easements and rights of entry over said land, for utility and access and ingress purposes as necessary to construct and operate such a solar array; or take any other action relative thereto and

To see if the Town will vote to transfer from the Board of Selectmen for water protection purposes to the Board of Selectmen for general municipal purposes and for the purpose of leasing, the parcel of land having approximately 32 acres, being shown on the Assessors Map as Parcel 9-32-17, being the land acquired by Order of Taking recorded with the Norfolk County Registry of Deeds in Book 4690, Page 548, and to authorize the Board of Selectmen to lease all or any portion of said land from time to time by one or more leases for such term of years up to fifty years and for such consideration as the Selectmen shall determine, for the purpose of a solar array for electric power generation and distribution, and to authorize the Selectmen to grant such easements and rights of entry over said land, for utility and access and ingress purposes as necessary to construct and operate such a solar array; or take any other action relative thereto.

**ARTICLE 19**

**Submitted by the Community Preservation Committee**

To see if the Town will vote to appropriate and transfer from the Community Preservation Fund, Open Space Reserves, \$15,000 for the purpose of conducting a recreational feasibility study and conceptual drawings that propose to utilize the approximate land area known as Gump’s Farm (consisting of 22.35 acres, more or less, identified as Assessor’s Map 14, Block 48, Lot 2-1) for purposes consistent with the Community Preservation Act; or take any other action relative thereto.

**ARTICLE 20** **Submitted by the Community Preservation Committee**

To see if the Town will vote to appropriate and transfer from the Community Preservation Fund, Open Space Reserves, \$16,000 for the establishment of cement bounds at the property known as Gump's Farm (consisting of 22.35 acres, more or less, identified as Assessor's Map 14, Block 48, Lot 2-1); or take any other action relative thereto.

**ARTICLE 21** **Submitted by the Board of Selectmen**

To see if the Town will vote to amend the Norfolk Zoning Bylaw by deleting the words "and setbacks" after the words rear setbacks in section **D.1 Basic Requirements** so that it will read:

All applicants for new Residential Dwellings (excluding additions, accessory buildings and septic systems) hereinafter constructed shall be prohibited from cutting down any trees within the side or rear setbacks set forth in Section E.1.b or within the soil absorption system setbacks set forth in 310 CMR 15.00, unless relief is granted by a special permit by the Zoning Board of Appeals. This prohibition shall remain in effect until the occupancy permit has been issued.

**Existing Bylaw Reads:**

All applicants for new Residential Dwellings (excluding additions, accessory buildings and septic systems) hereinafter constructed shall be prohibited from cutting down any trees within the side or rear setbacks **and setbacks** set forth in Section E.1.b or within the soil absorption system setbacks set forth in 310 CMR 15.00, unless relief is granted by a special permit by the Zoning Board of Appeals. This prohibition shall remain in effect until the occupancy permit has been issued.

or take any other action relative thereto.

**ARTICLE 22** **Submitted by the Planning Board**

To see if the Town will vote to amend Section I.7.a Allowed Uses of the Zoning Bylaw by adding the following, in alphabetical order:

Residential DWELLING UNITS located above the ground floor of BUILDINGS provided that the ground floor is constructed for, and limited to, business or commercial uses prior to residential occupancy.

or take any other action relative thereto.

**ARTICLE 23** **Submitted by the Community Preservation Committee**

To see if the Town will vote, pursuant to Massachusetts General Laws Chapter 44B, Section 5, to appropriate the sum of \$35,000 from the annual revenues in the Community Preservation Fund for the purpose of funding the Administrative and Operating Budget for the Community Preservation Committee; or take any other action relative thereto.

**ARTICLE 24** **Submitted by the Community Preservation Committee**

To see if the Town will vote, pursuant to Massachusetts General Laws Chapter 44B, to

reserve a sum of money equal to the state-mandated minimum amount of 10% from FY2012 Community Preservation Fund revenues for the future appropriation of Open Space creations, acquisition and preservation; or take any other action relative thereto.

**ARTICLE 25** **Submitted by the Community Preservation Committee**

To see if the Town will vote, pursuant to Massachusetts General Laws Chapter 44B, to reserve a sum of money equal to the state-mandated minimum amount of 10% from FY2012 Community Preservation Fund revenues for the future appropriation of Affordable Housing creations, preservation and support; or take any other action relative thereto.

**ARTICLE 26** **Submitted by the Community Preservation Committee**

To see if the Town will vote, pursuant to Massachusetts General Laws Chapter 44B, to reserve a sum of money equal to the state-mandated minimum amount of 10% from FY2012 Community Preservation Fund revenues for the future appropriation towards the acquisition, preservation, rehabilitation and restoration of Historic Resources; or take any other action relative thereto.

**ARTICLE 27** **Submitted by the Community Preservation Committee**

To see if the Town will vote to appropriate and transfer from the Community Preservation Fund an amount not to exceed \$50,000 for the purpose of acquiring, creating, and/or supporting community housing to fund an affordable housing purchase price subsidy program for income-eligible individuals and households, with a preference for Norfolk residents and others with Norfolk ties including municipal employees, and to authorize the Board of Selectmen to acquire affordable housing restrictions on properties purchased with the use of such funds, meeting the requirements of G.L. Chapter 44B, §12 and G.L. Chapter 184, §§ 31-33; or take any other action relative thereto.

**ARTICLE 28** **Submitted by the Community Preservation Committee**

To see if the Town will vote to appropriate and transfer from the Community Preservation Fund, an amount not to exceed \$300,000, with \$100,000 coming from the Affordable Housing reserve and \$200,000 coming from Undesignated reserves, to be transferred to the Municipal Affordable Housing Trust Fund, subject to a grant agreement between the Town and the Municipal Affordable Housing Trust, in such form as the Board of Selectmen deems appropriate, for the purpose of acquiring, creating and/or supporting community housing , and authorize the Board of Selectmen to acquire affordable housing restrictions, meeting the requirements of G.L. Chapter 44B, § 12 and G.L. Chapter 184, §§ 31-33, to ensure that property acquired using CPA funds continue to be used for affordable housing in perpetuity; to be used to create affordable housing in the Town of Norfolk; or take any other action relative thereto.

**ARTICLE 29** **Submitted by the Board of Selectmen**

To see if the Town will vote to accept and authorize the Board of Selectmen to enter into contracts for the expenditure of Chapter 90 funds allocated by the Commonwealth for the construction, reconstruction, or improvements of public roads and other improvements within the Town, as requested by the Selectmen, and to authorize the Treasurer to borrow

or bond, pursuant to any applicable statute in anticipation of reimbursement; or take any other action relative thereto.

**ARTICLE 30**

**Submitted by the Board of Selectmen**

To see if the Town will vote pursuant to Massachusetts General Laws, Chapter 44, §53 E ½, to reauthorize the following revolving funds for Fiscal Year 2012 at the limits set forth below:

- (1) The revolving fund for the purpose of paying expenses related to the collection of parking ticket violations; said fund to be credited with parking ticket receipts and expended under the direction of the Board of Selectmen (limit \$1,000); or take any other action relative thereto.
- (2) A revolving fund for the purpose of paying the expenses of snow removal, including maintenance and replacement of equipment, from private property to include the King Philip Regional School and subdivision roads as required by the Planning Board rules and regulations; said fund to be credited with receipt of fees charged for this service and expended under the authority and direction of the Board of Selectmen (limit: \$20,000); or take any other action relative thereto.
- (3) A revolving fund for the purpose of paying the expenses of Recreational Field Maintenance, including materials, replacement and rental of equipment and contract labor; said fund to be credited with receipt of fees charged for this service and expended under the authority and direction of the Recreation Commission (limit: \$50,000.); or take any other action relative thereto.
- (4) A Conservation Management Revolving Fund to be credited with monies from timber harvesting on Conservation Land and expended under the direction of the Conservation Commission to develop and oversee management activities and projects on Town-owned conservation land (limit: \$5,000); or take any other action relative thereto.
- (5) A revolving fund to receive wetland hearing application fees to be expended under the direction of the Conservation Commission for payment of legal advertisements for such hearings (limit: \$5,000); or take any other action relative thereto.
- (6) A Planning Board Revolving Fund to receive subdivision performance inspection fees, as established by the Planning Board, to be expended under the direction of the Planning Board for services related to the inspection and approval of subdivisions (limit: \$5,000); or take any other action relative thereto.
- (7) A Planning Board Revolving Fund to receive mitigation funds required by the Planning Board under the Shade Tree Act and Scenic Roads Act, to be expended under the direction of the Planning Board for the purchase and planting of replacement trees (limit: \$10,000), or take any other action relative thereto.

(8) A Planning Board Revolving Fund to receive mitigation funds required by the Planning Board relative to off-site improvements due to the approval of subdivisions and site plans to be expended under the direction of the Planning Board for such off-site improvements (limit: \$91,000); or take any other action relative thereto.

(9) A Planning Board Revolving Fund to receive funds required by the Planning Board relative to the cleaning and maintenance of unaccepted subdivision roadways and drainage structures as may be required by the Planning Board for subdivision approvals, to be expended under the direction of the Planning Board for such cleaning and maintenance (limit: \$30,000); or take any other action relative thereto.

(10) A revolving fund for the Board of Assessors to receive funds required by the Board of Assessors for the processing of abutters lists to be expended under the direction of the Board of Assessors for expenditures associated with generating such lists, including the acquisition, operation and maintenance of technologies used for preparing and issuing abutters lists and mapping (limit: \$2,000); or take any other action relative thereto.

(11) A revolving fund for the Board of Library Trustees to receive funds required by the Board of Library Trustees to replace or repair lost or damaged library materials, to be expended under the direction of the Board of Library Trustees to replace or repair such lost or damaged materials (limit: \$7,500); or take any other action relative thereto.

**ARTICLE 31**

**Submitted by the Library Trustees**

To see if the Town will vote pursuant to Massachusetts General Laws, Chapter 44, Section 53E ½, to authorize the use of a revolving fund for the Public Library to receive funds remitted for the processing of passports, to be expended under the direction of the Board of Library Trustees for fees and expenses associated with processing of passports and other related purposes deemed appropriate by the Trustees (limit: \$5,000); or take any other action relative thereto.

**ARTICLE 32**

**Submitted by the Chief of Police**

To see if the Town will vote pursuant to Massachusetts General Laws, Chapter 44, Section 53E ½, to authorize the use of a revolving fund to be credited with receipts collected from charges to private parties or entities for police details involving the use of a police vehicle at construction sites, to be expended for the express purpose of vehicle replacement within the Police Department, under the authority of the Police Chief of the Town of Norfolk (limit: \$50,000); or take any other action relative thereto.

**ARTICLE 33**

**Submitted by the Community Preservation Committee**

To see if the Town will vote to appropriate and transfer from the Community Preservation Fund, Historical Reserves, \$5,150 for the restoration of a painted plaster mural from Misty Meadow Farm painted by Emily Jacques and purchase of a descriptive plaque; or take any other action relative thereto.

**ARTICLE 34**

**Submitted by the Board of Assessors**

To see if the Town will vote to raise and appropriate or transfer from any available source of funds, an amount of \$121,000 to hire an outside vendor for measure and list services for 3,100 residential properties and for measure and list services for 140 commercial, industrial and exempt properties; or take any other action relative thereto.

**ARTICLE 35**

**Submitted by the Town Accountant**

To see if the Town will vote to accept Section 20 of Chapter 32B of the General Laws, in order to allow the establishment of a separate Trust fund to be known as an Other Post Employment Benefits Liability Trust Fund for the accumulation of funds to reduce the unfunded actuarial liability of health care and other post-employment benefits for retired employees, under the authority of the Town Administrator, and further to see if the Town will vote to appropriate a sum of money to fund such trust; or take any other action relative thereto.

**ARTICLE 36**

**Submitted by the Board of Selectmen**

To see if the Town will vote to rescind the following amount that were authorized to be borrowed, but which are no longer needed for the purpose for which they were initially approved; or take any other action relative thereto:

<b>Date of Vote</b>	<b>Warrant Article</b>	<b>Unissued Amount</b>	<b>Purpose</b>
5/12/2009	#13	\$ 175,000	Public Safety Design
5/18/2010	# 30	\$ 500,000	Solar Electricity Generating Facility

**ARTICLE 37**

**Submitted by the DPW Director**

To see if the Town will vote to allow the Water Division to transfer the sum of \$40,000 to pay costs of maintenance and repairs to the Gold Street and Spruce Road wells, from unexpended Water Department accounts; or take any other action relative thereto:

<b>Date of Vote</b>	<b>Warrant Article</b>	<b>Amount to Transfer</b>	<b>Purpose</b>
11/10/2009	#11	\$40,000	Pump testing and Well Construction

**ARTICLE 38**

**Submitted by the Board of Selectmen**

To see if the Town will vote to authorize the Board of Selectmen to accept any monies received through grants applied for by various Town Departments or Boards; or take any other action relative thereto.

**ARTICLE 39**

**Submitted by the Board of Selectmen**

To see if the Town will vote to accept all State and Federal Grants and reimbursements for the Department of Public Works Water Division which do not require matching funds

from the Town or any representative agency thereof, and will not obligate any resident of the Town of Norfolk without a town meeting; or take any other action relative thereto.

**ARTICLE 40**

**Submitted by the Board of Selectmen**

To see if the Town will vote to authorize the Board of Selectmen to advertise in a local newspaper and sell at public sale from time to time, as it may deem in the best interests of the Town, any and all lands or portions thereof which the Town has acquired or may acquire as Tax Title land, so called, such sales to be made on behalf of the inhabitants of the Town of Norfolk, and to authorize the Selectmen to expend from the proceeds of such sale the necessary costs of recording fees, documentary stamps and auctioneer's fees, if required; or take any other action relative thereto.

**ARTICLE 41**

**Submitted by the Board of Selectmen**

To see if the Town will authorize the Board of Selectmen to acquire by gift, purchase or otherwise, such easements as may be necessary for drainage purposes and the laying out of public ways, and to raise and appropriate or transfer from any available source of funds, a sum of money for said purposes; or take any other action relative thereto.

**ARTICLE 42**

**Submitted by the Board of Selectmen**

To see if the Town will vote to grant the Board of Selectmen permission to sell surplus property of the Town, exclusive of buildings and land, no longer needed by the Town; or take any other action relative thereto.