

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 6, 2008 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 13, 2008, at 7:30 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; one Board of Health member for a three 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; one Housing Authority member for a five year term; two Norfolk School Committee members, each for a three year term; one King Philip Regional School Committee member for a three year 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, 2008; or take any other action relative thereto.

ARTICLE 4

Submitted by Library Trustees

To see if the Town will vote to amend the Town of Norfolk Personnel Bylaws by deleting Section X.A, "Compensation Schedule" in its entirety and replace it in lieu thereof, with the new Section X.A. as printed; or take any other action thereto:

(see Schedule distributed at Town Meeting)

ARTICLE 5

Submitted by Personnel Board

To see if the Town will vote to amend the Town of Norfolk Personnel Bylaws Section X. COMPENSATION PLAN, Subsection A. COMPENSATION SCHEDULE by applying a general increase of 2.4% to all Steps on the COMPENSATION SCHEDULE effective July 1, 2008; or take any other action relative thereto.

ARTICLE 6

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 to authorize any board or committee to employ its members for additional salary or compensation, and to fix the salary or compensation thereof; 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, 2008; or take any other action relative thereto. (Operating Budget)

ARTICLE 7

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 8

Submitted by the Board of Selectmen

To see if the Town will vote to transfer the sum of \$18,200 to the Vehicle Stabilization fund from unexpended General Fund accounts

Article 6 of 2007 - \$18,200

or take any other action relative thereto.

ARTICLE 9

Submitted by the Board of Selectmen

To see if the Town will vote to rescind the following amount that has been authorized to be borrowed, but which is no longer needed for the purpose for which it was initially approved:

<u>Date of Vote</u>	<u>Warrant Article</u>	<u>Unissued Amount</u>	<u>Purpose</u>
5/1/2007	# 11	\$25,100	Fire Pumper Truck

or take any other action relative thereto.

ARTICLE 10

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 11

Submitted by the Board of Selectmen

To see what sum of money the Town will raise and appropriate, transfer from available funds or borrow for the purpose hiring a project manager and completing engineering and architectural design for the construction of a new Public Safety facility; or take any other action relative thereto.

ARTICLE 12

Submitted by the Board of Selectmen

To see if the Town will vote to add a committee for the purpose of overseeing the design and construction of a Public Safety facility to be appointed by the Board of Selectmen; or take any other action relative thereto.

ARTICLE 13

Submitted by the Board of Selectmen

To see what sum of money the Town will raise and appropriate, transfer from available funds or borrow for the purpose of designing and constructing a new septic system at the Public Safety facility that will accommodate the current facility and new facility; or take any other action relative thereto.

ARTICLE 14

**Submitted by the Board of Selectmen and
Norfolk Public School Committee**

To see if the Town will vote to appropriate, borrow or transfer from available funds, a sum of money to be expended under the direction of the School Building Committee for the Freeman-Centennial Elementary School for which feasibility study the Town may be eligible for a grant from the Massachusetts School Building Authority. The MSBA’s grant program is a non-entitlement, discretionary program based on need, as determined by the MSBA, and any costs the Town incurs in connection with the feasibility study in excess of any grant approved by and received from the MSBA shall be the sole responsibility of the Town; or take any other action relative thereto.

ARTICLE 15

Submitted by Board of Selectmen

To see if the Town will vote to add a committee for the purpose of overseeing the design and construction of a School Building to be appointed by the Norfolk Public School Committee; or take any other action relative thereto.

ARTICLE 16

Submitted by Community Preservation Committee

To see if the Town will vote, pursuant to Massachusetts General Laws, Chapter 44B, Section 5, to appropriate the sum of \$35,000.00 from the annual revenues in the Community Preservation Fund for the purpose of creating an Administrative and Operating Budget for the Community Preservation Committee.

ARTICLE 17

Submitted by 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 FY2009 Community Preservation Fund revenues for the creation, acquisition and preservation of Open Space for future appropriation.

ARTICLE 18

Submitted by 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 FY2009 Community Preservation Fund revenues for the creation, preservation and support of Affordable Housing for future appropriation.

ARTICLE 19 **Submitted by 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 FY2009 Community Preservation Fund revenues for the acquisition, preservation, rehabilitation, and restoration of Historic Resources for future appropriation.

ARTICLE 20 **Submitted by Community Preservation Committee**

To see if the Town will vote to allocate from the Community Preservation Fund an amount not to exceed \$100,000.00 to fund an affordable housing purchase price subsidy program for Norfolk residents and others with Norfolk ties including municipal employees.

ARTICLE 21 **Submitted by Community Preservation Committee**

To see if the Town will vote to allocate from the Community Preservation Fund an amount not to exceed \$300,000 to be transferred to the Municipal Housing Trust Fund to be used to purchase and rehabilitate single family homes for affordable housing in the Town of Norfolk.

ARTICLE 22 **Submitted by Community Preservation Committee**

To see if the Town will vote to allocate from the Community Preservation Fund an amount not to exceed \$1,105,000.00 to accept the Right of First Refusal under Chapter 61A to purchase approximately 32+/- acres for active and passive recreation and conservation purposes located off Cranberry Meadow Road, and Eagle Drive. The above described premise has been approved as a 22-lot subdivision known as “Cranberry Heights” being a portion of Lots 5 and 7 on Assessor’s Map 6, Section 1.

ARTICLE 23 **Submitted by Community Preservation Committee**

To see if the Town will approve the submission of a joint application to the Massachusetts Department of Agricultural Resources by the Town of Norfolk, Town of Millis and the Trustees of Reservation to acquire the development rights through an Agricultural Preservation Restriction from the owner of 16+/- acres of land located in the Town of Norfolk on Baltimore Road and Holbrook Street, shown as Lot 2 on Assessors Map 10, Section 33 and to vote to allocate from the Community Preservation Fund an amount not to exceed \$32,000.00 to be used as a match if the grant application is successful.

ARTICLE 24 **Submitted by Community Preservation Committee**

To see if the Town will vote to allocate from the Community Preservation Fund an amount not to exceed \$5,000 to purchase a property described on the deed recorded with the Norfolk County Registry of Deeds Book 347 on Page 73 as containing approximately 15,000 square feet located on Campbell Street shown as Lot 20 on Assessors Map 22, Section 73 to be used for purposes authorized by the Community Preservation Act.

ARTICLE 25 **Submitted by Petition**

To see if the Town will vote to raise and appropriate or transfer from any available source of funds including without limitation Community Preservation Act funds, borrow or bond

pursuant to any applicable statute the amount of \$150,000 to purchase the existing Highland Lake dam and sluice at 18 Campbell Street, Norfolk, MA (Reference Book LC 804, Page 0176) currently owned by Kevin Roche; or take any other action relative thereto.

ARTICLE 26

Submitted by Petition

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 a sum to design, permit, construct and maintain hydroelectric generation equipment at the Highland Lake dam and sluice at 18 Campbell Street, Norfolk, MA (Reference Book LC 804, Page 0176)/ provided that the current owner and the Town enter into a mutually acceptable easement agreement for use of the property by the Town for such purpose and further provided that the current owner or his successors in interest shall receive no more than one-half of revenues from such use after the Town has recouped the cost of construction of such use; or take any other action relative thereto.

ARTICLE 27

Submitted by the Board of Selectmen

To see if the Town will vote pursuant to the provisions of G.L. c. 40, § 15A, to transfer the care, custody and control of the land on Leland Road shown on the Town Assessor's Maps as Map 3, Block 9, Lot 25 (currently held pursuant to the foreclosure of tax title) to the Board of Selectmen, the Affordable Housing Trust, or another suitable municipal agency, for the purpose of accepting the relocation of a dwelling structure now located at 23 Leland Road, and further to authorize said agency to sell the land and the building to be located thereon by any lawful means for the purpose of creating one or more affordable housing units includable on the Town's subsidized housing inventory, or take any other action relative thereto.

ARTICLE 28

Submitted by the Board of Selectmen

To see if the Town will vote to raise and appropriate, transfer from available funds, borrow or bond pursuant to any applicable statute, a sum of money to raze the buildings and secure the site of land commonly known as the Buckley and Mann property identified as Map 6, Block 2, Lot 3 on the Town of Norfolk Assessors Map, said costs to be assessed 100% to the owner of the property; or take any other action relative thereto.

ARTICLE 29

Submitted by the Board of Selectmen

To see if the Town will authorize the Board of Selectmen to acquire by purchase or take by eminent domain a parcel of land on Gold Street shown as "Parcel A" on a plan entitled "Taking Plan of Land in Norfolk Massachusetts" dated February 28, 2008 and prepared by Guerriere & Halnon, Inc., and consisting of 2.185 acres, more or less, for water supply and wellhead protection purposes, said parcel to be held under the care, custody and control of the Department of Public Works, Water Division, and further to acquire by purchase or take by eminent domain an easement over and under that portion of Gold Street lying between Myrtle Street and said "Parcel A," and over and under "Parcel B" as shown on said plan, for the installation, operation, maintenance, repair and replacement of a municipal water main, and for vehicular access by the Town, its employees, agents and contractors to the aforesaid "Parcel A;" and further to see if the Town will vote to

raise and appropriate, transfer from retained earnings, or borrow a sum of money to fund such purchase or taking; or take any other action relative thereto.

ARTICLE 30

Submitted by the Board of Selectmen

To see if the Town will vote to authorize the Selectmen to petition the General Court for an Act pursuant to Article 97 of the Amendments to the Massachusetts Constitution, in a form acceptable to Town Counsel, to authorize the transfer of a portion of the land on Medway Street shown on the Town Assessors' Maps as Map 9, Block 36, Lot 13, currently held for water supply/wellhead protection purposes, to the care, custody and control of the Board of Selectmen for general municipal purposes; or take any other action relative thereto.

ARTICLE 31

Submitted by the Board of Selectmen

To see what sum of money the Town will raise and appropriate, transfer from available funds or borrow for the Department of Public Works, Water Division, to extend the water main 1300 lf +/- on Medway Branch Road from Boardman Street to Tucker Road and to apply for and accept any State and Federal and reimbursements that become available in accordance therewith. Betterments will be assessed in conjunction with the Betterment Act of 1991, 45% Residential Contribution and 55% Department of Public Works, Water Division contribution; or take any other action relative thereto.

ARTICLE 32

Submitted by Planning Board

To see if the Town will vote to amend the "Zoning Map of Norfolk, Massachusetts" dated April 2, 2002, to extend the B-1 district by rezoning from R-1 to B-1 the property at 19 Rockwood Street, Assessors Map 14, Block 49, Parcel 12, as shown on a map on file in the Offices of the Planning Board and Town Clerk; or take any action relative thereto.

ARTICLE 33

Submitted by EDC/BOS/Planning Board

To see if the Town will vote to authorize the Board of Selectmen to petition the General Court for the enactment of a special act authorizing the creation of an Economic Development Corporation by the Town, said corporation to be a quasi-public corporation under the control of directors appointed by the Board of Selectmen, and having all powers necessary and convenient to develop and implement redevelopment plans relative to certain economic development areas to be designated by the corporation with the approval of Town Meeting, including, without limitation, the powers to sue and be sued in its own name, to enter into contracts and agreements necessary or incidental to the performance of its duties, to receive grants from federal, state and local agencies, to borrow money and issue revenue bonds, to acquire and to convey real property, and to acquire land by eminent domain by an affirmative 2/3 vote of the Town Meeting, and to clear and improve property subject to all federal, state and local permitting requirements; or take any other action relative thereto.

ARTICLE 34

Submitted by the Board of Selectmen

To see if the Town of Norfolk will vote to accept the provisions of Chapter 43D of the MA General Laws as amended pursuant to Section 11 of Chapter 205 of the Acts of

2006, and to approve the filing of an application with the Interagency Permitting Board for the designation of land designated as the **C6 Zoning District** shown on Dedham Street – Route 1A on Assessor’s Map 26, Block 80, Lot 9 and Block 80, Lot 3 as a Priority Development Site; or take any other action relative thereto.

ARTICLE 35

Submitted by Planning Board

To see if the Town will vote to amend Section K.4.a.1 by deleting the phrase “LOTS or” in the first sentence between the words “associated group of” and “BUILDING sites”, and inserting after “BUILDING sites” the phrase “on one or more lots,” and inserting between the second “LOTS” and “need” the phrase “or BUILDING sites” and so that it now reads as follows:

K.4.a.1. **PLANNED MULTILOT DEVELOPMENT.** PLANNED MULTILOT DEVELOPMENT (“PMLD”) is the development of not less than 80,000 square feet of land into a formally associated group of ~~LOTS or BUILDING sites~~ on one or more LOTS or BUILDING sites need not be self-sustaining and adequate provisions are made for parking, drainage, septic disposal and other infrastructure needs of the LOTS, BUILDINGS or STRUCTURES so accommodated.

or take any other action relative thereto.

ARTICLE 36

Submitted by Planning Board

To see if the Town will vote to amend Section H.3.e.2 by adding the following:

In a subdivision, the required affordable unit(s) may be provided within a two-family home designed to appear as a single family home whose exterior appearance (including a single driveway and common entryways) and architecture is compatible with that of the other houses within the subdivision. If only a single affordable unit is required (that is, if the subdivision creates exactly ten lots), the second unit in the two-family home may be a market rate unit. In no case shall the total number of units exceed the number of lots that would be allowed in a conventional subdivision. However, the bonus provisions of H.2.c.3 shall still apply to subdivisions developed under Section H.2.

or take any other action relative thereto.

ARTICLE 37

Submitted by Planning Board

The Planning Board proposes the addition of an additional paragraph in section **F.9.b.1.c. Advertising** adding to the chart to allow one sign in the mixed use districts:

	DISTRICTS		
	R	B1- B4	C1- C6
F.9.b.1.c.8. A residential development within a mixed-use Business or Commercial district shall be permitted one freestanding sign, including a Natural Rock with identification etching, per STREET, Road or Private Way.	No	Yes	Yes

ARTICLE 38

Submitted by Personnel Board

To see if the Town will vote to replace the existing Personnel Bylaw with the revised Personnel Bylaw dated 9/12/2007, and furthermore, that the new Longevity Schedule shall not negatively effect any current employee’s payment. All new employees will be subject to the new Longevity Schedule; or take any other action relative thereto.

ARTICLE 39

Submitted by Personnel Board

To see if the Town will vote to amend the Town of Norfolk Personnel Bylaws Schedule A, Classification Schedule, by adding a the position of Town Clerk to Grade 11; or take any other action relative thereto.

ARTICLE 40

Submitted by Personnel Board

To see if the Town will vote to amend the Town of Norfolk Personnel Bylaws Schedule A, Classification Schedule, by changing the position of Dispatch from Grade 5 to Grade 6 effective July 1, 2008; or take any other action relative thereto.

ARTICLE 41

Submitted by Personnel Board

To see if the Town will vote to amend the Town of Norfolk Personnel Bylaws Schedule A, Classification Schedule, Subsection D FLSA Exempt Positions, by adding the position of Grade 11 Town Clerk; or take any other action relative thereto.

ARTICLE 42

Submitted by Personnel Board

To see if the Town will vote to amend the Town of Norfolk Personnel Bylaws Schedule C, Performance Evaluators by adding the position of Town Clerk and Evaluator Board of Selectmen and Secondary Evaluator (na); or take any other action relative thereto.

ARTICLE 43

Submitted by the Board of Selectmen

To see if the Town will vote to amend the Personnel Bylaw by adding at the end of Article II thereof the following new section “C.:

C. EXEMPTIONS

For positions for which employment contracts are authorized under the General Laws, including, without limitation, the positions of Town Administrator and Finance Director (G.L. c. 41, § 108N), and Fire Chief and Police Chief (G.L. c. 41, § 108O), the provisions of this Bylaw shall apply only to the extent that they are not superseded by the provisions of the contract; provided, however, that no such contract shall be valid for a term exceeding three (3) years.

ARTICLE 44

Submitted by the Board of Selectmen

To see if the Town will vote to amend Article III of the Town Bylaws (“Committees”) by inserting at the end thereof the following new Section 8.

Section 8. Every Board, Committee and Commission of the Town, whether established under this Article or under the General Laws, shall maintain accurate records of its meetings in accordance with G.L. c. 39, § 23B, and G.L. c. 66, § 6, and subject to the availability of funds, shall make provision for audio or audiovisual recording of the public portions of its meetings. Tapes or other audio or audiovisual recordings of meetings shall be preserved for a minimum of two years.

ARTICLE 45

Submitted by Bylaw Committee

To see if the Town will vote to amend Article XIII Animal Regulations, Section 3, Dog Regulations by changing the following sub-sections:

sub-section C-3 to read as follows:

C. License and Tags

- 3) Should any owner of a dog previously licensed in the Town of Norfolk, fail to re-license his/her dog before March 1st, the owner shall pay a late fee of \$50.00.

sub-section H-1 to read as follows:

H. Fees and Fines:

- 1) Failure to re-license dog by March 1st\$ 50

or take any other action relative thereto.

ARTICLE 46

Submitted by Bylaw Committee

To see if the Town will vote to delete the last sentence of Article 1, Section 5 of the Town of Norfolk General Bylaw which currently reads: “Furthermore, a copy of the warrant for all Town Meetings shall be delivered to each residence not less than seven (7)

days, or fourteen (14) days in the case of a Special Town Meeting, before the day appointed for the same.” so that the section will now read:

Section 5: Warrant for Town Meeting

The warrants for all Town Meetings and elections shall be directed to any of the constables of the Town, and notice of every meeting and election shall be given by posting attested copies of the warrant calling the same at the Town Hall and in at least one public place in each precinct, not less than seven days (7) days before the day appointed for such meeting or election, except that such posting for a Special Town Meeting must be at least fourteen (14) days before the day appointed for such Special Town Meeting. A copy of the warrant may obtained at the Town Administrator's office and shall be available electronically. Upon an individual's request, a copy of the warrant shall be mailed to him/her.”; or take any other action relative thereto.

ARTICLE 47

**Submitted by Bylaw Committee and
Town Meeting Study Group**

ARTICLE XX: TOWN MEETING PROCEDURES

To See Whether The Town Will Amend The Bylaws By Deleting Sections 7, 8 And 9 Of Article I And Inserting The Following New Section:

SECTION 7: Town Meeting Procedure.

A. Purpose

The purpose of this Section is to provide a clear set of procedures governing all Annual and Special Town Meetings. With the application of these procedures, it is intended that all attendees of Town Meeting shall be given a full and fair opportunity to voice their views while maximizing efficiencies that are necessary to conduct the business of the Town

B. Organizational Meeting.

At least two weeks before every Annual and Special Town Meeting, the Moderator shall conduct a duly noticed public “Organizational Meeting” with the Town Clerk, Town Administrator and the Chairmen or designees of the Chairmen of the Board of Selectmen and Advisory Committee as well as any other interested persons. The purpose of the organizational meeting shall be to discuss the Moderator's organization and operation of Town Meeting, including order of the articles and Consent Calendar, length of expected debate on each article, length of presentation on substantial articles, need for audio-visual aids, requests for presentations to Town Meeting by committees or non-voters and other procedural issues. The merits of any article shall not be discussed at the organizational meeting.

C. Consent Calendar.

The purpose of the "Consent Calendar" shall be to identify articles that are routine and to allow a single vote, without debate, on all such articles. At the Organizational Meeting, the Moderator, in consultation with the chairmen of the Board of Selectmen and the Advisory Committee or their designees, shall select from the warrant those articles which in the experience and judgment of such officials and the Moderator are deemed likely to be adopted without substantive debate and cause such articles, and the motions to be made under each one of them, to be identified in a Consent Calendar included as part of the report required to be prepared by Article III, Section 2(C). At an appropriate time during the Town Meeting, but no later than consideration of the third article, the Moderator shall announce consideration of the Consent Calendar. Upon such announcement the chair of the Advisory Committee shall forthwith move to adopt the motions in the Consent Calendar, as a group, without debate. After the motion is seconded, the Moderator shall recognize any voter for the purpose of holding out any article from the Consent Calendar and upon the concurrence of any seven (7) voters shall cause any article thus held out to be deleted from the motion to adopt. When all such requests and concurrences to hold out articles have been received, the Moderator shall put the motion to adopt the Consent Calendar to a vote without debate. Adoption of the motion by majority vote shall constitute adoption by majority of all of the motions contained therein. Thereafter all articles held out, or if the motion to adopt is not approved by majority vote, all articles in the Consent Calendar, shall be acted upon individually, immediately after the vote on the Consent Calendar.

D. Regulations for Addressing Town Meeting.

1. Conduct of Speakers. Every person when about to speak shall rise, respectfully address the Moderator and wait until recognized by the Moderator, and in speaking shall address all comments to the Moderator, shall confine him/herself to the question under consideration and avoid personal attacks, inappropriate language, or uncivil conduct of any type. The Moderator may cut off any speaker who fails to adhere to this code of conduct. No person shall address the meeting without first being recognized by the Moderator and all persons shall, at the request of the Moderator, be silent.

2. Equal Opportunity for Debate. Unless otherwise approved by the Moderator, (a) no person shall speak more than twice on any motion except to correct a mistake or misstatement, or to answer a question, or to raise a Point of Order; (b) no person shall speak more than five minutes the first time they speak on any article and more than three minutes the second or subsequent time they speak on that article; (c) no person may yield their speaking time to another person; and (d) except to answer a question or to raise a Point of Order, no person shall speak for a second time on any motion until all persons wishing to speak for a first time on that motion have been recognized. Any persons who desire to make lengthy presentations or use audio-visual aids are strongly encouraged to attend the Organizational Meeting and disclose such intentions to the Moderator

3. Speaking by Non-Voters. Unless approved by the Moderator, non-voters shall not address Town Meeting except as follows:

- a. A full-time employee who is a Department Head or who is the designated spokesman of a Department Head may address the Town Meeting prior to any action on any article which has been sponsored by or directly affects his/her department notwithstanding his or her domicile or citizenship.
- b. A consultant or other expert retained by a department, board, commission, committee or elected official may address the Town Meeting prior to any action on any article related to the service performed by said consultant or other expert notwithstanding his/her domicile or citizenship.
- c. Any appointed commission, board or committee member, may address the Town Meeting prior to any action on any article which has been sponsored by or directly affects his/her commission, board or committee, notwithstanding his/her domicile or citizenship. (5/27/97)

4. Limiting Debate.

Any motion to move the question or cut off debate shall require a two-thirds vote and is not debatable or amendable. Acceptance of this motion is in the sole discretion of the Moderator, except the Moderator shall refuse to accept a motion to move the question or cut off debate (a) when made by a speaker after said speaker has made any remarks concerning the merits of the question then pending or (b) if the Moderator deems the motion to be premature.

E. Voting Procedures at Town Meeting.

When a two-thirds (2/3) vote of town meeting is required by statute, the Moderator shall make public declaration of the vote and a count need not be taken. The Moderator will count the vote any time it appears that a voice vote is too close to call. If any vote declared is immediately questioned by seven (7) or more voters, the Moderator shall verify it by polling the voters.

F. Motions.

The Advisory Committee shall provide the Town Clerk all main motions in writing, or electronically, 24 hours before any Annual or Special Town Meeting, excepting only motions that are still under review and/or pending input from Town Counsel. All other motions, including, but not limited to, Motions to Amend a previous Motion, shall be submitted in writing, unless otherwise allowed by the Moderator. A motion may be withdrawn by the mover. No motion to dissolve a Town Meeting shall be in order until every article in the Warrant has been duly acted upon at the meeting.

G. Motions to Reconsider.

At any Annual or Special Town Meeting or any adjournment thereof, a motion to reconsider any article on the Warrant may be made only once and must be made within two articles and at the same session on which the article was voted. (5/8/81/ Amended 5/3089)

H. Committee Reports.

Committee Reports shall be limited to five minutes unless otherwise approved by the Moderator at the Organizational Meeting.

I. Deputy Moderator.

The Moderator shall preside at all sessions of the Town Meeting. At the first Town Meeting following the election of the Moderator, the Moderator may appoint a voter as Deputy Moderator to assist the Moderator, or to serve as Moderator with all the powers and duties of the office during the absence, disability or recusal of the Moderator. The appointment of a deputy moderator shall be subject to ratification by that town meeting. In the absence of both the Moderator and the duly ratified Deputy Moderator at any session of the Town Meeting, the Town Clerk shall open the meeting and preside over the election of a Temporary Moderator.

J. Town Meeting Rules.

Before the first article at any Annual or Special Town Meeting, a majority vote of Town Meeting may adopt rules governing the conduct of that meeting to the extent not inconsistent with this bylaw. In responding to issues not addressed in this Section, the Moderator may be guided by the latest edition of “Town Meeting Time, a Handbook of Parliamentary Law.”

or take any other action relative thereto.

ARTICLE 48 **Submitted by the Board of Selectmen**

To see if the Town will vote pursuant to Massachusetts General Laws, Chapter 44, Section 53E 1/2, to reauthorize the following revolving funds for Fiscal Year 2008 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: \$5000); 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: \$5000); 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 Town Clerk to receive funds required by the Town Clerk for the processing of passports, to be expended under the direction of the Town Clerk for postage expenses associated with the processing of passports (limit: \$1,000); or take any other action relative thereto.

(11) 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.

(12) 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 to take any other action relative thereto.

ARTICLE 49

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 50

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 51

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 52

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 53

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.

ARTICLE 54

Submitted by the Board of Selectmen

To see if the Town will vote to authorize the Board of Selectmen to acquire by gift, purchase or otherwise, such easement 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 55

Submitted by the Planning Board

To see if the Town will vote to accept a gift of land or take by eminent domain pursuant to Chapter 79 of the General Laws and further to accept as a public way and to accept all easements, Massachusetts Avenue, from Station 32 + 06.09 to 38 + 26.51 and running to the end of cul-de-sac terminus, as approved by the Board of Selectmen as shown on the acceptance plan dated September 11, 2006 drawn by Dunn-McKenzie, Inc. of Norfolk, Massachusetts and as further described in documents entitled, "Land Description of Massachusetts Avenue – Christina Estates" dated September 2005 and September 11, 2006 and further to see what sum of money the Town will raise and appropriate, borrow, or transfer from available funds for damages, fees, and expenses; or take any action relative thereto.

ARTICLE 56

Submitted by Planning Board

To see if the Town will vote to accept a gift of land or take by eminent domain pursuant to Chapter 79 of the General Laws and further to accept as a public way and to accept all easements, Evergreen Road, from Pondview Road to the cul-de-sac, Stations 0.00 to 13+78.97, as approved by the Board of Selectmen as shown on the acceptance plan dated August, 2004 drawn by Dunn-McKenzie, Inc. of Norfolk, Massachusetts and as further described in documents entitled, Land Description of Evergreen Road - Christina Estates - Norfolk and further to see what sum of money the Town will raise and appropriate, borrow, or transfer from available funds for damages, fees, and expenses; or take any action relative thereto.

ARTICLE 57

Submitted by Planning Board

To see if the Town will vote to accept a gift of land or take by eminent domain pursuant to Chapter 79 of the General Laws and further to accept as a public way and to accept all easements, Cypress Lane, from Evergreen Road to Massachusetts Avenue, Stations 0+00 to 7+66.51, as approved by the Board of Selectmen as shown on the acceptance plan dated August, 2004 drawn by Dunn-McKenzie, Inc. of Norfolk, Massachusetts and as further described in documents entitled, Land Description of Cypress Lane - Christina Estates - Norfolk and further to see what sum of money the Town will raise and appropriate, borrow, or transfer from available funds for damages, fees, and expenses; or take any action relative thereto.

ARTICLE 58

Submitted by Planning Board

To see if the Town will vote to accept a gift of land or take by eminent domain pursuant to Chapter 79 of the General Laws and further to accept as a public way and to accept all easements, Massachusetts Avenue, from Cypress Lane to the cul-de-sac, stations 32+06.096 to 38+26.51, as approved by the Board of Selectmen as shown on the

acceptance plan dated September 14, 2005 drawn by Dunn-McKenzie, Inc. of Norfolk, Massachusetts and as further described in documents entitled, Land Description of Massachusetts Avenue - Christina Estates - Norfolk and further to see what sum of money the Town will raise and appropriate, borrow, or transfer from available funds for damages, fees, and expenses; or take any action relative thereto.

ARTICLE 59

Submitted by Planning Board

To see if the Town will vote to accept a gift of land or take by eminent domain pursuant to Chapter 79 of the General Laws and further to accept as a public way and to accept all easements, Willow Place, from Massachusetts Avenue to Applewood Road, as approved by the Board of Selectmen as shown on the acceptance plan dated August 9, 2007 drawn by Dunn-McKenzie, Inc. of Norfolk, Massachusetts and as further described in documents entitled, "Land Description of Massachusetts Avenue – Christina Estates" dated September 2005 and further to see what sum of money the Town will raise and appropriate, borrow, or transfer from available funds for damages, fees, and expenses; or take any action relative thereto.

ARTICLE 60

Submitted by Planning Board

To see if the Town will vote to accept a gift of land or take by eminent domain pursuant to Chapter 79 of the General Laws and further to accept as a public way and to accept all easements, Applewood Road, from Massachusetts Avenue to the end of cul-de-sac, as approved by the Board of Selectmen as shown on the acceptance plan dated February 27, 2004 drawn by Dunn-McKenzie, Inc. of Norfolk, Massachusetts and as further described in documents entitled, "Land Description of Applewood Road – Christina Estates" dated August 2006 and further to see what sum of money the Town will raise and appropriate, borrow, or transfer from available funds for damages, fees, and expenses; or take any action relative thereto.

ARTICLE 61

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.

