

## **ANNUAL TOWN MEETING**

**MAY 2, 2011**

Pursuant to the provisions of the warrant of March 29, 2011 the inhabitants of the Town of Sharon qualified to vote in Town affairs met at the Arthur E. Collins Auditorium at 7:00 P.M.

The meeting was called to order by Moderator Paul E. Bouton. The Moderator said that in the absence of any objection he would assume that there was unanimous consent to waive the reading of the call and return of the warrant by Town Clerk Marlene B. Chused. There was no objection to this request.

The Moderator said that in the absence of any objection he would assume there was unanimous consent to allow the following non-voters to address the meeting: Cindy Doherty, Eric Hooper, Norma Fitzgerald, Greg Meister, Brett MacGowan, Mark Mazur, Dennis Mann, Peter O'Cain, Dick Gelerman and Lisa Whelan.

**VOTED UNANIMOUSLY:** That this Town Meeting be adjourned to reconvene at this auditorium upon the adjournment or dissolution of the Special Town Meeting within the Annual Meeting of May 2, 2011.

## **SPECIAL TOWN MEETING WITHIN THE ANNUAL TOWN MEETING**

### **ARTICLE 1.**

**VOTED UNANIMOUSLY:** That the Town transfer the sum of \$15,000.00 from Assessor Encumbrance (00011417-731100) to Assessor Property Assessment (00011416-614501) for revaluation services.

**VOTED UNANIMOUSLY:** That this Special Town Meeting be dissolved.

## **ANNUAL TOWN MEETING**

**VOTED UNANIMOUSLY:** That whenever at this Town Meeting a majority or two thirds vote is required by statute, by-law or rule of procedure, a count need not be taken, or recorded by the clerk but may be publicly declared by the moderator. If a vote so declared is immediately questioned by seven or more voters,

the count shall be taken, and the vote shall be recorded by the clerk; provided, however, that if the vote is unanimous, a count, need not be taken and the clerk shall record the vote as unanimous.

#### **ARTICLE 1.**

**VOTED UNANIMOUSLY:** That the Town elect to the Finance Committee the following named:

Arnold Cohen, 6 Tall Tree Road, 3 Year Term

**VOTED UNANIMOUSLY:** That the Town elect to the Finance Committee the following named:

Alexander Korin, 18 Robin Road, 3 Year Term

**VOTED UNANIMOUSLY:** That the Town elect to the Finance Committee the following named:

Joel Lessard, 471 South Main Street, 1 Year Term

**VOTED UNANIMOUSLY:** That the Town elect to the Finance Committee the following named:

Jacqueline Modiste, 6 Old Wolomolopoag Street, 3 Year Term

Moderator recognized the Finance Committee Nominating Committee for their services: Gloria Rose, Chair, Mitchell Blaustein, Stephen Dill, Charles Goodman and Deena Segal and reappointed the same.

#### **ARTICLE 2.**

**MOVED:** That the Town authorize the Board of Selectmen to seek the approval of the National Park Service and/or petition the General Court of the Commonwealth of Massachusetts to amend Chapter 249 of the Acts of 2002 entitled, "An Act Relative to the Transfer of Land in the Town of Sharon," which Act transferred the land known as "Parcel N" to the board of selectmen for use as a senior center or construction of recreational buildings and facilities or parking related and accessory to such senior center or recreational buildings, by including educational purposes with or without a residential component as a permitted use on Parcel N.

Said Parcel N contains approximately 3.03 acres and is shown on a plan entitled "Proposed Park Land Conversion" prepared by the Sharon Engineering Department which is on file with the Town Clerk and is a portion of the property known as the Sacred Heart Site, which was acquired by the Town by deed of the Order of the Brothers of the Sacred Heart of New England, Inc., dated December 26, 1974, and recorded in the Norfolk Registry of Deeds in Book 5099, Page 169.

And further that the Town transfer the care, custody, management and control of said Parcel N from the Board of Selectmen for senior center or recreational purposes to the care, custody, management and control of the Board of Selectmen for senior center, recreational, or educational purposes with or without a residential component.

And further that the Town vote to transfer the care, custody, management and control of the property known as Sacred Heart Parcel F located at 20 Cedar Street, from the Board of Selectmen for recreation, library, police or municipal office purposes, to the Board of Selectmen for recreation, library, police, municipal office, or educational purposes with or without a residential component. Said Parcel F was acquired by the Town by deed of the Order of the Brothers of the Sacred Heart of New England, Inc., dated December 26, 1974, recorded in the Norfolk Registry of Deeds in Book 5099 at Page 168.

**MOTION:** To call the question.      **2/3 VOTED DECLARED BY**  
**MODERATOR.**

**MOVED:** That the Town authorize the Board of Selectmen to seek the approval of the National Park Service and/or petition the General Court of the Commonwealth of Massachusetts to amend Chapter 249 of the Acts of 2002 entitled, "An Act Relative to the Transfer of Land in the Town of Sharon," which Act transferred the land known as "Parcel N" to the board of selectmen for use as a senior center or construction of recreational buildings and facilities or parking related and accessory to such senior center or recreational buildings, by including educational purposes with or without a residential component as a permitted use on Parcel N.

Said Parcel N contains approximately 3.03 acres and is shown on a plan entitled "Proposed Park Land Conversion" prepared by the Sharon Engineering Department which is on file with the Town Clerk and is a portion of the property known as the Sacred Heart

Site, which was acquired by the Town by deed of the Order of the Brothers of the Sacred Heart of New England, Inc., dated December 26, 1974, and recorded in the Norfolk Registry of Deeds in Book 5099, Page 169.

And further that the Town transfer the care, custody, management and control of said Parcel N from the Board of Selectmen for senior center or recreational purposes to the care, custody, management and control of the Board of Selectmen for senior center, recreational, or educational purposes with or without a residential component.

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### **ARTICLE 3.**

**VOTED:** That the Town authorize the Board of Selectmen to petition the General Court for Special Home Rule legislation entitled "An Act to Exempt the Town of Sharon from Certain Provisions of Chapter 71, Section 68," which Act is on file with the Town Clerk and substantially in the form thereof, authorizing the Town to charge fees to transport students up to an amount sufficient to cover the costs incurred by the Town; provided, however, that a transported student whose transportation is required under any other general or special law or who is eligible for free or reduced lunch under the federal school lunch program shall not be required to pay the fee; and provided further that the school committee may exempt families at other income levels as it may determine or offer discounts for families who pay transportation fees for multiple students; and provided further that fees may not be assessed based on distance from the schoolhouse. **A STANDING VOTE. VOTES IN THE AFFIRMATIVE 153. VOTES IN THE NEGATIVE 132.**

#### ARTICLE 4.

**VOTED:** That the Town amend the Personnel By-law of the Town of Sharon exactly as printed on pages 11-19 of the warrant for this Annual Town Meeting with the exception of the following addition:

Under section 1.700 Classification Schedule add "Deputy Police Chief" and under section 2.700 Pay Schedule Weekly add:

July 1, 2011 - June 30, 2012

Step 1	Step 2	Step 3
\$2,897.14	\$2,955.08	\$3,014.18

To see if the Town will vote to amend the Personnel By-Law of the Town of Sharon as follows, or act in anyway relating thereto:

- A. By adopting as amendments to said By-Law, the following interim and/or emergency changes, additions or deletions made by the Personnel Board in its authority under Section 2.6 of the By-Law:
  - B. By striking out all classification schedules and pay schedules in Appendix A and Appendix B and substituting new classification schedules and new pay schedules Appendix A and Appendix B as of July 1, 2011, except as other dates are specified.
- 1) The Library's Technical Services Supervisor was rated a LOC-3a, effective February 22, 2012.
  - 2) Employee, Lisa Clark's salary as Collections Supervisor was adjusted to a Step 4 in light of her extraordinary experience and qualifications.

#### APPENDIX A

THE FOLLOWING POSITIONS CONTAINED WITHIN CLASSIFICATION SCHEDULE SECTION ENTITLED 1.100-1.300 WITH ASSOCIATED PAY SCHEDULE SECTION 2.100-2.300 ARE NOT COVERED BY COLLECTIVE BARGAINING AGREEMENTS.

#### EXECUTIVE CATEGORY JULY 1, 2011 - JUNE 30, 2012

#### SECTION 1.100 CLASSIFICATION SCHEDULE

#### SECTION 2.100 BASE PAY SCHEDULE/ANNUALLY

E-1	Police Chief	148,302
E-1	Superintendent of Public Works	111,999
E-1	Fire Chief	111,689
E-1	Finance Director	92,351
E-3	Town Engineer	89,184
E-3	Recreation Director	66,201
E-3	Data Processing Systems Admin	87,616
E-3	Library Director	75,564

E-4	Town Accountant	78,810
E-4	Council On Aging - Executive Dir	69,052
E-4	Administrative Assessor	76,222

SECTION 1.200  
CLASSIFICATION SCHEDULE

SECTION 2.200  
PAY SCHEDULE

ADMINISTRATIVE SECRETARY  
BOARD OF SELECTMEN (HRLY)

Effective 7/1/11

Min	2	3	4	5	6	7	8	9	10	Max
26.4208	27.0449	27.6247	28.2601	28.8732	29.5310	30.1999	30.8798	31.5823	32.2846	33.0091

Note: Position is hereby entitled to benefits provided to ATP/MP Association per contract provisions as follows: Article III "Longevity," Article IV "Leave," Article V "Sick Leave," Article VI "Hours of Work" (with premium rates applicable after 37.5 hrs/wk) Article VII "Miscellaneous Benefits" (J) "Special Eyeglasses" and (L) "Fitness Club."

SECY-BOARD OF SELECTMEN (HRLY)

Effective 7/1/11

Steps	Min	2	3	4	5	6	7	8	9	Max
hrly	22.04	22.50	22.96	23.43	23.89	24.39	24.88	25.38	25.91	26.43

MISCELLANEOUS

SECTION 1.300  
CLASSIFICATION SCHEDULE  
EFFECTIVE JULY 1, 2011

SECTION 2.300  
PAY SCHEDULE

TITLE	STEP 1	STEP 2	STEP 3	STEP 4	STEP 5
VETERANS' AGENT (YRLY)					13,576.00
SEALER OF WEIGHTS/MEASURES (YRLY)					3,877.00
ANIMAL CONTROL OFFICER					
FILL-IN (WEEKEND/SICK/HOLIDAY/VACATION COVERAGE)					42.63/60.91
FILL-IN (NIGHT PAGER COVERAGE)					12.19/night
FILL-IN (AFTER HOUR COVERAGE)					12.19/call
ANIMAL INSPECTOR (YRLY)					3,654.00
CUST/MAINT (HOURLY)	7.56	7.80	8.02	8.26	
DPW TEMP/SUMMER					
LABOR (HRLY)	9.44	10.34	11.31		
PER DIEM PUBLIC HEALTH NURSE					24.00

Project Manager (hourly steps)

Steps	Min	2	3	4	5	6	7	8	9	10	Max
hrly	24.41	24.99	25.52	26.11	26.68	27.28	27.90	28.53	29.18	29.83	30.50

SECRETARY/STANDING BUILDING COMMITTEE  
FY'12 Hourly 22.45

SUMMER EMPLOYMENT - PART-TIME  
EFFECTIVE May 1, 2011 (HRLY)

Step 1                      Step 2

Waterfront Supervisor	15.07	15.33
Assistant Supervisor	12.50	12.77
Swimming Instructor (WSI certified)	11.47	11.74
Lifeguard	10.44	10.71
Attendant/Maint.	9.27	9.53
Sailing Supervisor	15.07	15.33
Assistant Sailing Supervisor	12.50	12.77
Sailing Instructor	10.44	10.71
Tag & Sticker Clerk	14.38	14.63
Summer Camp Supervisor	14.92	15.18
Camp Counselor (Sports)	10.00	10.30

Note: Executive and certain Miscellaneous Category positions represent the recommendations of the appropriate appointing authority (i.e., Board of Selectmen, Library Trustees and Assessors).

#### APPENDIX B

THE FOLLOWING POSITIONS CONTAINED WITHIN CLASSIFICATION SCHEDULE SECTIONS ENTITLED 1.400-1.800 WITH ASSOCIATED PAY SCHEDULE SECTIONS 2.400-2.800 ARE COVERED BY COLLECTIVE BARGAINING AGREEMENTS.

#### MANAGEMENT PROFESSIONAL CATEGORY (FORMERLY ADMINISTRATIVE, TECHNICAL AND PROFESSIONAL CATEGORY)

##### SECTION 1.400 CLASSIFICATION SCHEDULE

MP-00	Assistant Town Engineer	MP-2	Animal Control Officer* Asst. Recreation Director*
MP-0	Building Inspector Water Systems Supervisor		Business Manager Info Svcs/Asst Library Director* Asst Operations Supervisor Asst Supervisor-Water
MP-1	Operations Supervisor Public Health Nurse* Forestry & Grounds Supervisor Health Agent for Engineering Conservation Administrator Health Administrator* GIS Coordinator	MP-3	Recreation Athletic Supervisor Case Mngr/Coord.Volunteer Svcs* Technical Support Specialist*
		MP-4	Part-Time Public Health Nurse*

\*The following positions work other than a 40 hour work week:

Info Services/Asst Library Director-37.5hrs  
Public Health Nurse-30 hours  
Animal Control Officer-25 hours  
Asst. Recreation Director-37.5 hours  
Case Manager/Coordinator of Volunteer Services-28 hours  
Health Administrator-35 hours  
Technical Support Specialist-20 hours  
Part-time Public Health Nurse 3 hours (up to 10 hours for vacation coverage)

##### SECTION 2.400 PAY SCHEDULE/HOURLY

July 1, 2010 - June 30, 2011

Grade	Min	Step 2	Step 3	Step 4	Step 5	Step 6	Step 7	Step 8	Step 9	Step10	Step11
MP-00	32.1980	32.9193	33.6625	34.4167	35.1926	35.9904	36.7992	37.6299	38.4715	39.3349	40.2201
MP-0	30.5366	31.2253	31.9357	32.6461	33.3893	34.1324	34.9084	35.6845	36.4933	37.3238	38.1654

MP-1	28.5585	29.2032	29.8591	30.5148	31.2034	31.9248	32.6352	33.3566	34.1106	34.8975	35.6845
MP-2	25.9027	26.5146	27.0830	27.7060	28.3071	28.9520	29.6077	30.2743	30.9630	31.6516	32.3619
MP-3	23.7715	24.3070	24.8316	25.3999	25.9682	26.5694	27.1487	27.7826	28.3945	29.0285	29.6842
MP-4	21.6183	22.0992	22.5911	23.0938	23.6183	24.1649	24.6895	25.2360	25.8262	26.3835	26.9847

\*This is the rate that has been in effect, and will continue to be in effect, until such time as a new collective bargaining agreement is executed.

July 1, 2010 to June 30, 2011

#### LIBRARY CATEGORY

LMP-3 Children's Service Librarian

LMP-4 Information Service Librarian

Grade	Min	Step 2	Step 3	Step 4	Step 5	Step 6	Step 7	Step 8	Step 9	Max
LMP-3	23.77	24.31	24.85	25.41	25.98	26.57	27.17	27.79	28.40	29.04
LMP-4	21.61	22.10	22.60	23.11	23.63	24.16	24.70	25.26	25.83	26.41

Department of Public Works Library Custodian										
L4	19.76	20.15	20.55	20.97	21.39	21.82	22.25	22.69	23.15	23.62

LOC-3a Circulation Supervisor  
Technical Services Supervisor

LOC-3b  
LOC-4a Library Assistant  
Technical Services Asst.  
Administrative Asst.-Library

Grade	Min	Step 2	Step 3	Step 4	Step 5	Step 6	Step 7	Step 8	Step 9	Max
LOC-3a	20.51	20.93	21.33	21.78	22.21	22.65	23.10	23.57	24.04	24.51
LOC-3b	19.43	19.82	20.21	20.61	21.03	21.46	21.88	22.32	22.77	23.23
LOC-4a	18.42	18.78	19.16	19.54	19.94	20.32	20.75	21.16	21.57	22.01
LOC-4b	17.46	17.82	18.16	18.53	18.91	19.28	19.67	20.07	20.46	20.88

Library Page 9.62

\*This is the rate that has been in effect, and will continue to be in effect, until such time as a new collective bargaining agreement is executed.

#### LABOR CATEGORY

##### SECTION 1.500

##### CLASSIFICATION SCHEDULE

Grade A	Working Foreman-Operations	Grade D	Night Custodian
	Senior Water Systems Tech		
	Working Foreman -Water	Grade E	AutoEquipmentOperator
	Working Foreman -Forestry&Grnds		Recreation Custodian

Grade B Master Mechanic

Grade C Heavy Equip Operator  
Aerial Lift Operator  
Water Systems Tech  
Working Foreman/Facilities Maint-Community Ctr.



## SECTION 2.500

## PAY SCHEDULE/HOURLY

July 1, 2010 - June 30, 2011

Grade	Min	Step 2	Step 3	Step 4	Step 5	Step 6	Step 7	Step 8	Step 9	Max
A	23.47	24.10	24.72	25.35	25.98	26.61	27.25	27.88	28.50	29.13
B	22.45	22.96	23.45	23.94	24.43	24.95	25.43	25.94	26.44	26.94
C	20.51	21.06	21.61	22.16	22.70	23.25	23.81	24.35	24.90	25.45
D	20.72	21.14	21.56	22.00	22.43	22.87	23.33	23.80	24.27	24.75
E	19.66	20.06	20.45	20.87	21.27	21.69	22.14	22.57	23.03	23.48

\*This is the rate that has been in effect, and will continue to be in effect, until such time as a new collective bargaining agreement is executed.

## OFFICE OCCUPATION CATEGORY

## SECTION 1.600

## CLASSIFICATION SCHEDULE

OC-1	Assistant Accountant Assistant Collector Assistant Treasurer	OC-4a	Bookkeeper Secretary-Fire Admin. Asst-Planning Board PT Admin Asst.-Board of Health
OC-2	Confidential Police Secretary Administrative Asst.-Assessor Administrative Asst.-Ex Dir COA Admin Asst to Fire Chief/Ambulance Rec. Assistant Town Clerk	OC-4b	Bus/Van Driver Police Clerk Secretary-Zoning Board of Appeals Secretary-Community Preservation
OC-3a	Collections Supervisor Treasury Supervisor (Payroll) Election & Registration Secretary	OC-5	Secretary-Conservation Secretary-Personnel Board Secretary-Finance Committee Secretary -Charter Commission
OC-3b	Senior Assessor Clerk Activities/Program Coordinator COA Secretary - Building & Engineering Secretary - Clerk Accounting/Veterans Agent Secretary - Recreation Secretary - Water Secretary - Operations Division		

## SECTION 1.600

## CLASSIFICATION SCHEDULE

July 1, 2010 - June 30, 2011

Grade	Min	Step 2	Step 3	Step 4	Step 5	Step 6	Step 7	Step 8	Step 9	Step10	Step 11
OC-1	24.35	24.84	25.34	25.84	26.36	26.89	27.42	27.97	28.53	29.11	29.68
OC-2	21.93	22.36	22.82	23.27	23.72	24.20	24.69	25.18	25.69	26.20	26.73
OC-3a	20.51	20.93	21.33	21.78	22.21	22.65	23.10	23.57	24.04	24.51	25.02
OC-3b	19.43	19.82	20.21	20.61	21.03	21.46	21.88	22.32	22.77	23.23	23.68
OC-4a	18.42	18.78	19.16	19.54	19.94	20.32	20.75	21.16	21.57	22.01	22.45

## SECTION 2.600

## PAY SCHEDULE/HOURLY

OC-4b	17.46	17.82	18.16	18.53	18.91	19.28	19.67	20.07	20.46	20.88	21.28
OC-5	15.72	16.03	16.35	16.68	17.01	17.35	17.70	18.05	18.41	18.78	19.16

\*This is the rate that has been in effect, and will continue to be in effect, until such time as a new collective bargaining agreement is executed.

#### PUBLIC SAFETY CATEGORY

SECTION 1.700  
CLASSIFICATION SCHEDULE

SECTION 2.700  
PAY SCHEDULE/WEEKLY

#### POLICE DEPARTMENT

TITLE	CODE	STEP 1	STEP 2	STEP 3	STEP 4	STEP 5				
Police Chief	PD-110					2851.96				
Effective Dates										
July 1, 2011 - June 30, 2012										
Sergeant	PD-80	PD-80A	PD-80B	PD-80C						
Effective Date										
July 1, 2010-		Step 1	Step 2	Step 3						
June 30,2011		1160.43	1183.64	1207.33						
Patrolman	PD-60	PD-60A	PD-60B	PD-60C	PD-60D	PD-60E	PD-60F	PD-60G		
Effective Date										
July 1, 2010-		Step 1	Step 2	Step 3	Step 4	Step 5	Step 6	Step 7		
June 30,2011		769.20	820.95	875.12	968.20	987.59	1007.35	1057.28		
Sergeant	PD-80	PD-80A	PD-80B	PD-80C						
Effective Date										
July 1, 2011-		Step 1	Step 2	Step 3						
June 30,2012		1183.64	1207.31	1231.48						
Patrolman	PD-60	PD-60A	PD-60B	PD-60C	PD-60D	PD-60E	PD-60F	PD-60G		
Effective Date										
July 1, 2011-		Step 1	Step 2	Step 3	Step 4	Step 5	Step 6	Step 7		
June 30,2012		784.58	837.37	892.62	987.56	1007.34	1027.50	1078.42		
Dispatchers										
Effective Dates**										
July 1, 2010 - June 30, 2011										
Steps	Min	2	3	4	5	6	7	8	9	Max
hrly	19.24	19.62	20.02	20.42	20.83	21.24	21.68	22.10	22.55	22.98

The amounts of pay shown in the above schedule for position code PD-60 and PD-80 do not include the extra pay for educational qualifications provided for in the statutes and regulations of the State.

Members of the Police Department while so designated by the Chief of Police shall receive additional compensation to be considered part of their base pay as follows:

MOTORCYCLE OPERATOR (SELECTIVE ENFORCEMENT)	\$32.54 PER WEEK
ACCREDITATION MANAGER, COMPUTER MANAGER	\$32.54 PER WEEK
LEAPS REPRESENTATIVE	\$10.00 PER WEEK
CRIME PREVENTION OFFICER	\$32.54 PER WEEK
SPECIAL ASSIGNMENT OFFICER	\$32.54 PER WEEK
PROSECUTOR	\$50.00 PER WEEK

## DETECTIVE PATROL OFFICER

\$50.00 PER WEEK

The pay of the Police Chief, including all overtime pay and extra pay for educational qualifications, shall be limited to \$2851.96 per week, effective 7/1/11 (Non-Civil Service).

Any patrolman, appointed without being required to take the written examination, shall be paid the base pay rate called for by step 1 of the pay schedule for a period of six months following his appointment, and, upon the expiration of said six-month period, shall be paid the base pay rate provided for by step 2 unless he shall have previously been employed full time as a police officer, in which case he shall be paid the base pay rate under the step he would have been paid if his prior employment had been in the Sharon Police Department, but not greater than Step 4. Notwithstanding the step increase or increases provided herein, a patrolman's probationary period shall be the probationary period provided for in 5-5 of this By-Law or in the collective bargaining agreement, whichever is applicable.

## POLICE CROSSING GUARDS\*

7/1/10 to 6/30/11

## DAILY RATE:

	STEP 1	STEP 2	STEP 3
School Crossing Guard PD20	33.88	36.92	40.62
School Crossing Guard Supervisor PD20A			50.84

Maximum rate for fill-in personnel is Step 2.

\*PD20 and PD20A-The amounts of pay shown in the above schedule shall be paid in the event that school is canceled due to snow.

## SUPERIOR OFFICERS

July 1, 2010 - June 30, 2011

	STEP 1	STEP 2	STEP 3	STEP 4	STEP 5	STEP 6
Lieutenant, Police Dept.	1729.10	1798.60	1870.31	1926.85	1984.65	2024.34

## FIRE DEPARTMENT

## SECTION 1.800

## CLASSIFICATION SCHEDULE

## SECTION 2.800

## PAY SCHEDULE/WEEKLY

JULY 1, 2011 - JUNE 30, 2012

TITLE	CODE	STEP 1	STEP 2	STEP 3	STEP 4	STEP 5
FIRE CHIEF	100					2139.63
DEP FIRE CHIEF	99					1667.34

The pay of the Fire Chief, including all overtime pay, shall be limited to \$2,139.63 per week for fiscal year 2011-2012.

## SECTION 1.410

## CLASSIFICATION SCHEDULE

## SECTION 2.410

## PAY SCHEDULE/WEEKLY

Effective JULY 1, 2010 - JUNE 30, 2011

TITLE	CODE	STEP 1	STEP 2	STEP 3	STEP 4
CAPT./EMT	FD-90			1155.84	1242.36
CAPT./Para	FD-92			1195.74	1282.26
LT./EMT	FD-80			1230.18	

LT./Para	FD-82			1270.08
FF./EMT	FD-60	915.18	957.60	1068.90
FF./Para	FD-62	955.08	997.50	1108.80

Members of the Fire Department are eligible to receive additional compensation in each fiscal year in accordance with the following educational incentive program:

FOR 15 COURSE CREDITS CERTIFIED	\$ 375 ANNUALLY
FOR 30 COURSE CREDITS CERTIFIED	575 ANNUALLY
FOR AN ASSOCIATE'S DEGREE CERTIFIED	1,200 ANNUALLY
FOR A BACHELOR'S DEGREE CERTIFIED	2,000 ANNUALLY

CALL FIREFIGHTERS  
HOURLY COMPENSATION RATE  
July 1, 2010 - June 30, 2011  
Hourly 20.00

## ARTICLE 5.

**MOTION:** That the Town raise and appropriate for the various Town offices and for defraying charges and expenses of the Town, including debt and interest for fiscal year, July 1, 2011, through June 30, 2012, the various sums stated as "Finance Committee Recommendation" on pages 48-49 of the Warrant except the following:

Board of Selectmen	Debt: Principal
Board of Assessors	Debt: Interest
Fire/Ambulance	Treasurer
Schools	Stabilization
Voc Tech Schools	Veterans Agent
Water Department	Veterans Graves
Town Clerk	

**MOTION TO AMEND:** Motion to amend the Article 5 motion by deleting the motion in its entirety and substituting therefore the following:

That the Town raise and appropriate for the various Town offices and for defraying charges and expenses of the Town, including debt and interest for fiscal year, July 1, 2011, through June 30, 2012, the various sums stated as "Priorities Committee Allocation" on pages 48-49 of the Warrant except the following:

Board of Selectmen	Debt: Principal
Board of Assessors	Debt: Interest
Fire/Ambulance	Treasurer
Schools	Stabilization
Voc Tech Schools	Veterans Agent

Water Department  
Town Clerk

Veterans Graves

**CARRIED.**

**VOTED:** That the Town raise and appropriate for the various Town offices and for defraying charges and expenses of the Town, including debt and interest for fiscal year, July 1, 2011, through June 30, 2012, the various sums stated as "Priorities Committee Allocation" on pages 48-49 of the Warrant except the following:

Board of Selectmen	Debt: Principal
Board of Assessors	Debt: Interest
Fire/Ambulance	Treasurer
Schools	Stabilization
Voc Tech Schools	Veterans Agent
Water Department	Veterans Graves
Town Clerk	

**VOTED:**

Moderator	\$ 50.
Finance Committee	11,016.
Personnel Board	3,462.
Conservation Commission	110,213.
Lake Management	2,500.
Planning Board	13,600.
Board of Appeals	21,765.
Board of Health Services & Admin	167,547.
Accountant	225,932.
Law	129,122.
Information Technology	227,096.
Elections & Registration	105,325.
Town Report	12,450.
Police	3,219,762.
Weights & Measures	4,542.
Animal Inspector	3,779.
Civil Defense	10,372.
Animal Control	66,952.
Public Works	2,699,057.
Council on Aging	259,442.
Commission on Disability	500.
Library	860,978.
Recreation	201,040.
Historical Commission	650.
Community Celebrations	2,568.
Voc Tuition/Norfolk Ag Tuition	26,000.

SNCARC	\$ 9,916.
Reserve Fund	350,000.
Street Lighting	188,000.
Bd of Health - Waste Removal	126,002.
FICA: Medicare	579,624.
FICA: Soc. Security	11,453.
Insurance	7,651,840.
Unemployment	75,000.
Annual Audit	52,800.
Retirement	2,539,486.
Cedar Swamp Funding	18,500.

#### SCHOOL COMMITTEE

**MOVED:** That the Town raise and appropriate the sum of \$36,052,617 for the purpose of operating the Public Schools for the fiscal year beginning July 1, 2011, and \$450,000 shall be transferred from the Overlay Reserve Account with the balance of \$35,602,617 raised on the tax levy.

**MOTION TO AMEND:** By substituting the sum of \$36,197,768 for the sum of \$36,052,617 and the sum of \$35,747,768 for the sum of \$35,602,617.

**MOTION:** To call the question. **CARRIED. 2/3 VOTE DECLARED BY MODERATOR.**

**VOTED:** That the Town raise and appropriate the sum of \$36,197,768 for the purpose of operating the Public Schools for the fiscal year beginning July 1, 2011, and \$450,000 shall be transferred from the Overlay Reserve Account with the balance of \$35,747,768 raised on the tax levy.

#### SELECTMEN

**VOTED:** That the Town raise and appropriate the sum of \$287,000 for the Board of Selectmen's budget, of which \$500 shall be for the Chairman and \$800 for the salaries of the other members, and \$285,700 shall be for other salaries, wages and expenses.

#### ASSESSORS

**VOTED:** That the Town raise and appropriate the sum of \$244,672 for the Board of Assessors' budget, of which \$2,400 shall be for the salary of the chairman, \$4,400 shall be for the

salaries for the other members, and \$237,872 shall be for the other salaries, wages and expenses.

#### FIRE/AMBULANCE

**VOTED:** That the Town raise and appropriate the sum of \$2,780,666 for the Fire/Ambulance budget, of which \$515,000 shall be transferred from the Ambulance Reserve Account, \$325,000 shall be transferred from Receipt Reserved from Appropriation Brickstone with the balance of \$1,940,666 raised on the tax levy.

#### WATER DEPARTMENT

**VOTED:** That the Town raise and appropriate the sum of \$2,379,659 for the Water Department budget.

#### TOWN CLERK

**VOTED UNANIMOUSLY:** That the Town raise and appropriate the sum of \$135,325 for the Town Clerk's budget, of which \$68,652 shall be for the salary of the Town Clerk, and \$66,673 shall be for other salaries, wages and expenses.

#### DEBT

**VOTED:** That the Town raise and appropriate the sum of \$7,011,088 for the Debt: Principal budget (\$4,531,161) and Debt interest (\$2,479,927) in order to meet said appropriation the following amounts shall be transferred from accounts as set forth below:

\$133,076 Fund Balance Reserve Excluded Debt

\$65,500 Receipts Reserved for Appropriation Retroactive  
Massachusetts School Building Authority

\$452,158 Receipts Reserved for Appropriation Wilber School

\$86,636 Septic Loan program receipts

with the balance of \$6,273,718 raised on the tax levy.

#### VOC TECH SCHOOL

**VOTED:** That the Town raise and appropriate the sum of \$200,091 for the Vocational Technical School budget.

VETERANS' AGENT

**VOTED:** That the Town raise and appropriate the sum of \$32,203 for the Veterans' Agent budget.

VETERANS' GRAVES

**VOTED:** That the Town raise and appropriate the sum of \$3,772 for the Veterans' Graves.

TREASURER

**VOTED:** That the Town raise and appropriate the sum of \$418,361 for the Treasurer's budget.

**VOTED:** That the meeting adjourn at 10:55 P.M. and to reconvene on Tuesday evening May 3, 2011 at the Arthur E. Collins Auditorium at 7:00 P.M.

**THE MEETING ADJOURNED AT 10:55 p.m.**

Attendance: 465

**ANNUAL TOWN MEETING**

**May 2, 2011**

The Annual Town Meeting of May 2, 2011 was adjourned at 10:55 P.M. to reconvene at the Sharon High School Arthur E. Collins Auditorium on Pond Street on Tuesday, May 3, 2011 at 7:00 P.M. then and there to act on all unfinished business in the Annual Town Meeting Warrant of 2011.

**Attest:**

**Marlene B. Chused  
Sharon Town Clerk**

**May 3, 2011**

This is to certify that I have posted a copy of the above notice in accordance with Town By-Laws.

JOSEPH S. BERNSTEIN  
Constable  
Sharon, Massachusetts



**ADJOURNED ANNUAL TOWN MEETING**

**May 3, 2011**

**ARTICLE 6.**

**VOTED:** That the Town raise and appropriate the sum of  
\*\$2,388,121 to be added to the special fund established to pay  
the Norfolk County Retirement Board for the Annual Assessment  
costs chargeable to the Town.

*FY '12 Assessment	\$2,539,486
Retirement Special Fund Balance	\$ 151,365
	<u>\$2,388,121</u>

**ARTICLE 7.**

**MOVED:** That the Town raise and appropriate the sum of  
\$100,000.00 to be added to the Stabilization Fund for the  
purpose for which the Town may be authorized to borrow under  
Chapter forty-four, Sections seven and eight, or any other  
lawful purpose.

**MOTION:** To call the question. **CARRIED.**

**VOTED:** That the Town raise and appropriate the sum of  
\$100,000.00 to be added to the Stabilization Fund for the  
purpose for which the Town may be authorized to borrow under  
Chapter forty-four, Sections seven and eight, or any other  
lawful purpose. **A STANDING VOTE. VOTES IN THE AFFIRMATIVE**  
**64. VOTES IN THE NEGATIVE 27.**

**ARTICLE 8.**

**VOTED:** That the Town raise and appropriate the sum of \$50,000  
to be added to the special fund established to reimburse the  
Massachusetts Division of Employment and Training for the actual  
costs of benefits paid to former Town employees and chargeable  
to the Town.

**ARTICLE 9.**

**VOTED UNANIMOUSLY:**

A. That the Town Clerk cast one ballot for the Trustees of the  
Dorchester and Surplus Revenue School Funds as follows:

Bettye Outlaw, Patricia Zlotin and William Fowler

B. That the Town Clerk cast one ballot for the Trustees of the Edmund H. Talbot Fund as follows:

Shirley Schofield, James J. Testa and Marie Cuneo

C. That the Town Clerk cast one ballot for the Trustees of the Sharon Friends School Fund as follows:

Marie Cuneo, Fred Clay, William Fowler, Corrine Hershman and Lylli Joan Brown, known as Joan Brown; and,

D. To accept the report of the donors of the Sharon Friends School Fund.

#### **ARTICLE 10.**

**VOTED UNANIMOUSLY:** That the reports of the various officials, boards committees be received for filing.

#### **ARTICLE 11.**

**VOTED UNANIMOUSLY:** That the Town raise and appropriate the sum of \$52,800 for the purpose of paying for the cost of services to perform an annual audit of fixed assets and annual audit of accounts of the Town of Sharon for fiscal year 2011 in accordance with Chapter 44, Section 40 of the General Laws of the Commonwealth.

#### **ARTICLE 12.**

**VOTED UNANIMOUSLY:** That the Town authorize the Board of Assessors to extend the term of a contract between the Town of Sharon and Mayflower Valuation, LTD., entitled AGREEMENT BETWEEN SHARON, MASSACHUSETTS AND MAYFLOWER VALUATION, LTD., and dated October 15, 2010, for a period of three years (fiscal years 2014, 2015, and 2016), in accordance with Section 4 (Schedule) of said contract, where all other terms of said contract are to remain the same.

### **ARTICLE 13.**

**MOTION:** That the Town transfer the care, custody, management and control of property known as 411 East Foxboro Street, app. 27.76 acres, Assessor Map 31, Parcel 18, and 421 East Foxboro Street, app. 3109 sq. foot, Assessor Map 31, Parcel 17, from the Board of Selectmen for municipal purposes, namely, a site for a water well, to the Board of Selectmen for water supply or general municipal purposes. Said Parcel was acquired by the Town by Order of Taking, dated February 15, 1973, recorded in the Norfolk Registry of Deeds in Book 4912 at Page 514.

**MOTION:** To call the question. **CARRIED.**

**VOTED:** That the Town transfer the care, custody, management and control of property known as 411 East Foxboro Street, app. 27.76 acres, Assessor Map 31, Parcel 18, and 421 East Foxboro Street, app. 3109 sq. foot, Assessor Map 31, Parcel 17, from the Board of Selectmen for municipal purposes, namely, a site for a water well, to the Board of Selectmen for water supply or general municipal purposes. Said Parcel was acquired by the Town by Order of Taking, dated February 15, 1973, recorded in the Norfolk Registry of Deeds in Book 4912 at Page 514. **2/3**

**VOTE DECLARED BY MODERATOR.**

### **ARTICLE 14.**

**VOTED UNANIMOUSLY:** That the Town appropriate the sum of \$190,000 for Public Works; \$15,000 for Civil Defense; \$60,000 for the Council on Aging; \$52,000 for Fire; as set forth in items 14A,E,G,H under Article 14 on pages 26 - 29 of the Warrant for this Town Meeting; and to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, is hereby authorized to borrow \$317,000 under Massachusetts General Law Chapter 44, S7.

#### **EXPLANATION OF 14A, E, G, H**

#### **ARTICLE 14A. DEPARTMENT OF PUBLIC WORKS**

That the Town appropriate the sum of \$190,000 for the resurfacing of public ways and for the reconstruction of sidewalks for Public Works; and to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, is hereby authorized to borrow \$190,000 under Massachusetts General Law Chapter 44, S7.

#### **ARTICLE 14E. FIRE DEPARTMENT**

That the Town appropriate the sum of \$52,000 for the purchase of additional departmental equipment for the Fire Department; and to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, is hereby authorized to borrow \$52,000 under Massachusetts General Law Chapter 44, S7.

#### **ARTICLE 14G. CIVIL DEFENSE**

That the Town appropriate the sum of \$15,000 for the purchase of additional departmental equipment for the Civil Defense Department; and to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, is hereby authorized to borrow \$15,000 under Massachusetts General Law Chapter 44, S7.

#### **ARTICLE 14H. COUNCIL ON AGING**

That the Town appropriate the sum of \$60,000 for the purchase of additional departmental equipment for the Council on Aging; and to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, is hereby authorized to borrow \$60,000 under Massachusetts General Law Chapter 44, S7.

#### **ARTICLE 14B. DEPARTMENT OF PUBLIC WORKS**

**VOTED:** That the Town appropriate the sum of \$335,600 for the purchase of additional departmental equipment for Public Works and \$395,000 for remodeling, reconstruction, and making extraordinary repairs to various public buildings; and to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, is hereby authorized to borrow \$730,600 under Massachusetts General Law Chapter 44, S7. **2/3 VOTE DECLARED BY MODERATOR.**

#### **ARTICLE 14C. SCHOOL DEPARTMENT**

**VOTED:** That the Town appropriate the sum of \$472,881 for remodeling, reconstruction, and making extraordinary repairs to public school buildings and for the purchase of additional departmental equipment for the School Committee; and to meet this appropriation, the following balances shall be transferred for this purpose:

ATM 5/10/93	Art 21	Animal Control Equip	92.84
ATM 5/9/94	Art 16	Town Clerk Voting Equip	1,347.41

ATM 5/7/01	Art 13	Wilbur School Preservation	11,488.45
ATM 5/7/01	Art 15	School Remodeling	131,988.76
ATM 5/7/01	Art 20	School Projects 2002	17.16
ATM 5/19/03	Art 21	School Projects 2004	332.33
ATM 5/3/04	Art 9	School Projects 2005	1,059.34
ATM 5/2/06	Art 13	School Projects 2007	735.15
ATM 5/1/07	Art 6	School Projects 2008	79,885.40
ATM 5/5/08	Art 15	DPW Equipment 2009	22.00
ATM 5/5/08	Art 16	School Projects 2009	15,836.80
ATM 5/5/08	Art 22	Recreation 2009	1,524.81
ATM 5/3/10	Art 18H	Rec Equip/Rep 2011	12,104.00

and to meet the remaining balance of this appropriation, the Treasurer, with the approval of the Board of Selectmen, is hereby authorized to borrow \$216,447 under Massachusetts General Law Chapter 44, S7. **2/3 VOTE DECLARED BY MODERATOR.**

#### **ARTICLE 14D. STANDING BUILDING COMMITTEE**

**VOTED UNANIMOUSLY:** That the Town of Sharon appropriate the sum of Four Million Three Hundred Fifty-Four Thousand Seven Hundred Forty Dollars (\$4,354,740) for the replacement of the Roof and related expenses at Sharon High School(181 Pond Street), which proposed repair project would materially extend the useful life of the school and preserve an asset that otherwise is capable of supporting the required educational program, said sum to be expended under the direction of the School Building Committee, and to meet said appropriation the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow said sum under M.G.L. Chapter 44, or any other enabling authority; and further that the Town hereby acknowledges that the sum of Two Hundred and Seventy-Five Thousand Dollars (\$275,000) was previously appropriated for architectural design and project

management services in preparation for the replacement of the Sharon High School roof, so that the total appropriation is Four Million Six Hundred Twenty-Nine Thousand Seven Hundred Forty Dollars (\$4,629,740); and further that the Town of Sharon acknowledges that the Massachusetts School Building Authority's ("MSBA") grant program is a non-entitlement, discretionary program based on need, as determined by the MSBA, and any project costs the Town of Sharon incurs in excess of any grant approved by and received from the MSBA shall be the sole responsibility of the Town of Sharon; provided further that any grant that the Town of Sharon may receive from the MSBA for the Project shall not exceed the lesser of forty-six point seventy nine percent (46.79%) of eligible, approved project costs, as determined by the MSBA, or (2) the total maximum grant amount determined by the MSBA; and that the amount of borrowing authorized pursuant to this vote shall be reduced by any grant amount set forth in the Project Funding Agreement that may be executed between the Town of Sharon and the MSBA.

#### **ARTICLE 14F. POLICE DEPARTMENT**

**VOTED UNANIMOUSLY:** That the Town appropriate the sum of \$152,000 for the purchase of additional departmental equipment and \$400,000 for remodeling, reconstruction, and making extraordinary repairs to public buildings for the Police Department; and to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, is hereby authorized to borrow \$552,000 under Massachusetts General Law Chapter 44, S7.

#### **ARTICLE 15.**

**MOTION:** That the Town rescind the following borrowing authorizations for projects completed under budget or not needed,

<u>Date of vote</u>	<u>Purpose</u>	<u>Amount rescinded</u>
Nov. 19, 1990 (STM Article 7)	Recreation ADA Accessibility	\$ 70,000.00
May 11, 1992 (ATM Article 20)	Assessors: Revaluation Services	\$ 5,000.00
May 13, 2002 (ATM Article 19)	Community Center Repairs	\$ 500.00
May 13, 2002 (ATM Article 22)	Fire Dept. Equipment	\$ 600.00

May 19, 2003 (ATM Article 26)	Fire Dept Equipment 04	\$ 500.00
Dec. 9, 2003 (STM Article 1)	Conservation: Land Acquisition	\$ 6,000,000.00
Dec. 9, 2003 (STM Article 1)	Water: Land Acquisiton	\$ 1,500,000.00
May 3, 2004 (ATM Article 13)	Wilber School Repairs	\$ 1,664.00
May 2, 2006 (ATM Article 12)	DPW Equipment	\$ 1,108.00
Nov. 13, 2006 (STM Article 2)	Land Acquisition: Various	\$ 1,000,000.00
May 19, 2003 (ATM Article 23)	Police Equipment 04	\$ 201,064.16
May 8, 2007	Civil Defense Equipment	\$ 1.00

**MOTION:** To amend the current motion by striking the following authorizations:

Dec. 9, 2003 (STM Article 1)	Conservation: Land Acquisition	\$ 6,000,000.00
Dec. 9, 2003 (STM Article 1)	Water: Land Acquisiton	\$ 1,500,000.00

**MOTION:** To amend the amendment by including:

Nov. 13, 2006 (STM Article 2)	Land Acquisition: Various	\$ 1,000,000.00
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**NOT CARRIED.**

**MOTION:** To amend by striking:

Dec. 9, 2003 (STM Article 1)	Conservation: Land Acquisition	\$ 6,000,000.00
Dec. 9, 2003 (STM Article 1)	Water: Land Acquisiton	\$ 1,500,000.00

**CARRIED.**

**VOTED:** That the Town rescind the following borrowing authorizations for projects completed under budget or not needed,

<u>Date of vote</u>	<u>Purpose</u>	<u>Amount rescinded</u>
Nov. 19, 1990		

(STM Article 7)	Recreation ADA Accessibility	\$	70,000.00
May 11, 1992			
(ATM Article 20)	Assessors: Revaluation Services	\$	5,000.00
May 13, 2002			
(ATM Article 19)	Community Center Repairs	\$	500.00
May 13, 2002			
(ATM Article 22)	Fire Dept. Equipment	\$	600.00
May 19, 2003			
(ATM Article 26)	Fire Dept Equipment 04	\$	500.00
May 3, 2004			
(ATM Article 13)	Wilber School Repairs	\$	1,664.00
May 2, 2006			
(ATM Article 12)	DPW Equipment	\$	1,108.00
Nov. 13, 2006			
(STM Article 2)	Land Acquisition: Various	\$	1,000,000.00
May 19, 2003			
(ATM Article 23)	Police Equipment 04	\$	201,064.16
May 8, 2007			
	Civil Defense Equipment	\$	1.00

## **ARTICLE 16.**

**MOTION:** That the Town amend the General By-Laws, Article 10, Section 7, by deleting the existing Section 7 in its entirety and replacing it with the following new Section 7:

SECTION 7. No person shall leave any vehicle or material, or place any obstruction on any sidewalk, street, or public place, and suffer the same to remain there over night, between the hours of 12:00 am and 6:00 am, without the permission of the Sharon Police Department, nor allow the same to remain after a notice from a police officer, or the Selectmen to remove the same.

- A. Emergencies. In response to emergency conditions such as snowstorms, floods, hurricanes or other emergency conditions, the Sharon Chief of Police, DPW Superintendent or Board of Selectmen, may declare an "emergency," during which time parking is banned on all Town streets. Drivers who violate the "emergency" by parking on Town streets, will be ticketed and/or towed. Please listen to radio and/or television announcements to learn when an emergency is declared and when it is lifted. Sharon emergency radio broadcasts notifications



of emergency conditions on channel AM 1630. Sharon cable television also posts emergency information. The parking prohibition is only in effect during the declared emergency.

**MOTION:** To amend by adding the words "and/or check the Town Website" after the words "television announcements", and by adding the words "the Town Website will be updated with emergency information" before the final sentence, "the parking prohibition is only in effect during the declared emergency."

**MOTION:** To amend to include "public" ruled out of order.

**MOTION:** To amend by adding "public, broadcast and cable" before "radio and/or television" in the third to last line.

**CARRIED.**

**MOTION:** To amend by adding "at owner's expense" after "will be towed". **CARRIED.**

**MOTION:** That the Town amend the General By-Laws, Article 10, Section 7, by deleting the existing Section 7 in its entirety and replacing it with the following new Section 7:

SECTION 7. No person shall leave any vehicle or material, or place any obstruction on any sidewalk, street, or public place, and suffer the same to remain there over night, between the hours of 12:00 am and 6:00 am, without the permission of the Sharon Police Department, nor allow the same to remain after a notice from a police officer, or the Selectmen to remove the same.

Emergencies. In response to emergency conditions such as snowstorms, floods, hurricanes or other emergency conditions, the Sharon Chief of Police, DPW Superintendent or Board of Selectmen, may declare an "emergency," during which time parking is banned on all Town streets. Drivers who violate the "emergency" by parking on Town streets, will be ticketed and/or towed at owner's expense. Please listen to public, broadcast, and cable, radio and/or television announcements and/or check the Town Website to learn when an emergency is declared and when it is lifted. Sharon emergency radio broadcasts notifications of emergency conditions on channel AM 1630. Sharon cable television also posts emergency information. The Town Website will be updated with emergency information. The parking prohibition is only in effect during the declared emergency.

**NOT CARRIED.**

## ARTICLE 17.

**MOVED:** That the Town amend the General By-laws by adding a new Section 35 in Article 10, Police Regulations, exactly as printed on pages 31 - 33 of the Warrant for this Annual Town Meeting except for the deletion of the words "or take any other action relative thereto" appearing on page 33.

To see if the Town will vote, as authorized by Chapter 256 of the Acts of 2010, and incorporated into the Massachusetts General Laws as Chapter 6, Section 172B ½, to create the following by-law enabling the Police Department to conduct State and Federal Fingerprint Based Criminal History checks for individuals applying for or in possession of certain licenses including but not limited to those engaged in the business of hawking and peddling or other door-to-door salespeople, pawn dealers and hackney drivers, to adopt appropriate policies and procedures to effectuate the purposes of this by-law, and to create said new by-law by amending the Town's General By-Laws to insert a new Section 35 in Article 10, Police Regulations, as follows:

### SECTION 35. Criminal History Check Authorization

A. The Sharon Police Department shall establish, by rule or regulation, a civilian fingerprint system for the purpose of conducting state and national criminal history records checks of persons applying for certain licensures within the Town of Sharon. Any person applying for a license for the following activities within the Town of Sharon is required to submit with the application a full set of fingerprints taken by the Town of Sharon Police Department within six (6) months prior to the date of application:

- (1) Hawking and peddling and other door-to-door salespeople;
- (2) Pawn dealers; and
- (3) Hackney drivers.

B. An applicant, employee or volunteer seeking to engage in the above employment shall submit, if required by the licensing authority, fingerprints taken by the Sharon Police Department along with a fee of \$100 (one hundred dollars) for each application. A portion of the fee, as specified in Mass. General Laws Chapter 6, Section 172B ½, shall be deposited into the Firearms Fingerprint Identity Verification Trust Fund, and the remainder of the fee may be retained by the Sharon Police

Department for costs associated with the administration of the fingerprinting system.

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

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

E. A person applying for a license and who is required to submit a full set of fingerprints to the licensing authority, pursuant to this by-law, may request and receive a copy of his/her criminal history record from the Sharon Police Department. Should the record subject seek to amend or correct his/her record, he/she must contact CHSB for a state record or the FBI for records from other jurisdictions maintained in its file.

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

**Clerical error in paragraph F. Correct the word "suspect" by substituting suspend.**

**MOTION:** To amend by eliminating (1)(2) and (3) at the end of paragraph A and adding "door to door salespeople. **NOT CARRIED.**

**VOTED:** That the Town amend the General By-laws by adding a new Section 35 in Article 10, Police Regulations, exactly as

printed on pages 31 - 33 of the Warrant for this Annual Town Meeting except for the deletion of the words "or take any other action relative thereto" appearing on page 33.

To see if the Town will vote, as authorized by Chapter 256 of the Acts of 2010, and incorporated into the Massachusetts General Laws as Chapter 6, Section 172B ½ , to create the following by-law enabling the Police Department to conduct State and Federal Fingerprint Based Criminal History checks for individuals applying for or in possession of certain licenses including but not limited to those engaged in the business of hawking and peddling or other door-to-door salespeople, pawn dealers and hackney drivers, to adopt appropriate policies and procedures to effectuate the purposes of this by-law, and to create said new by-law by amending the Town's General By-Laws to insert a new Section 35 in Article 10, Police Regulations, as follows:

SECTION 35. Criminal History Check Authorization

A. The Sharon Police Department shall establish, by rule or regulation, a civilian fingerprint system for the purpose of conducting state and national criminal history records checks of persons applying for certain licensures within the Town of Sharon. Any person applying for a license for the following activities within the Town of Sharon is required to submit with the application a full set of fingerprints taken by the Town of Sharon Police Department within six (6) months prior to the date of application:

- (1) Hawking and peddling and other door-to-door salespeople;
- (2) Pawn dealers; and
- (3) Hackney drivers.

B. An applicant, employee or volunteer seeking to engage in the above employment shall submit, if required by the licensing authority, fingerprints taken by the Sharon Police Department along with a fee of \$100 (one hundred dollars) for each application. A portion of the fee, as specified in Mass. General Laws Chapter 6, Section 172B ½ , shall be deposited into the Firearms Fingerprint Identity Verification Trust Fund, and the remainder of the fee may be retained by the Sharon Police Department for costs associated with the administration of the fingerprinting system.

C. Upon receipt of the fingerprints and appropriate fee, the Sharon Police Department will transmit the fingerprints to the Massachusetts State Police Identification Unit through the

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

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

E. A person applying for a license and who is required to submit a full set of fingerprints to the licensing authority, pursuant to this by-law, may request and receive a copy of his/her criminal history record from the Sharon Police Department. Should the record subject seek to amend or correct his/her record, he/she must contact CHSB for a state record or the FBI for records from other jurisdictions maintained in its file.

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

G. This by-law shall become effective only as provided in said Chapter 256 of the Acts of 2010, as the same may be amended.

**MOTION:** To adjourn. **NOT CARRIED.**

#### **ARTICLE 18.**

**VOTED UNANIMOUSLY:** That the Town accept Section 4, Chapter 73 of the Acts of 1986, as amended by Chapter 126 of the Acts of 1988, and Chapter 380 of the Acts of 2000, which authorizes additional real estate exemptions to be granted to persons who qualify for property tax exemptions under Clauses 17, 17C, 17C 2, 17D, 17E, 22, 22A, 22B, 22C, 22D, 22E, 37, 37A, 41, 41B, 41C

and 41D of M.G.L. ch. 59, § 5 in an amount equal to 100 percent, to be effective for the fiscal year beginning July 1, 2011, and ending June 30, 2012.

#### **ARTICLE 19.**

**VOTED UNANIMOUSLY:** That the Town authorize the Community Preservation Committee to raise and appropriate the sum of \$20,000 of the Town's portion of the expected Fiscal Year 2012 Community Preservation Fund revenues, to permit the Community Preservation Committee to expend funds as it deems necessary for its administrative and operating expenses, in accordance with the provisions of M.G.L. ch. 44B, § 6 and amendments thereof.

#### **ARTICLE 20.**

**VOTED UNANIMOUSLY:** That the Town appropriate, as recommended by the Community Preservation Committee, and transfer a portion of the fiscal year 2012 Community Preservation Fund revenues, in the amount of \$208,406.25 to the Town's "Debt - Principal Budget" and "Debt - Interest Budget" as repayment of funds initially borrowed by the Town for the purchase in the name of the Town for recreation purposes and open space and/or conservation purposes under the Community Preservation Program properties known as 161 Lakeview Street and as 229 Lakeview Street consisting of 46.7 acres and 10.00 acres respectively, in accordance with the terms of Article 2 of the November 13, 2006 Special Town Meeting, in order to meet said appropriation \$160,472.81 shall be transferred from the Community Preservation Fund uncommitted general account balance and \$47,933.44 transferred from the Community Preservation Fund open space account balance.

#### **ARTICLE 21.**

**VOTED UNANIMOUSLY:** That the Town vote, as recommended by the Community Preservation Committee, to transfer from the Fiscal Year 2011 Community Preservation Fund revenues for open space preservation purposes, \$15,000 to be used to cover upfront legal, stewardship, and other costs related to the preservation and management of a conservation restriction on the property known as 154A Billings Street, previously acquired through the Community Preservation Act, pursuant to a vote under Article 13 of the May 8, 2007 Annual Town Meeting, and more particularly

described in a deed to the Town dated January 18, 2008, recorded in the Norfolk Registry of Deeds in Book 25444, at Page 592. Said funds are to be taken from the Community Preservation Fund account balance as of October 15, 2011 and permit expenditures in anticipation thereof as of July 1, 2011, and expended under the direction of the Community Preservation Committee, and to authorize the Conservation Commission to grant a conservation restriction to Massachusetts Audubon Society on such terms and conditions and for such consideration as the Conservation Commission shall determine and further to authorize the Conservation Commission to enter into all agreements and execute any and all instruments necessary for said grant or act.

## **ARTICLE 22.**

**VOTED UNANIMOUSLY:** That the Town appropriate and transfer the sum of \$25,000 from the Community Preservation Open Space Fund Balance to the Sharon Conservation Fund pursuant to M.G.L. Chapter 44B for open space acquisition. Any real property interest acquired with these funds will require imposition of a permanent Conservation Restriction pursuant to M.G.L. Chapter 44B Section 12a, and expenditures of these Conservation Fund monies shall require the concurrence of the Community Preservation Committee and the Conservation Commission.

## **ARTICLE 23.**

**VOTED UNANIMOUSLY:** That the Town amend its General By-Laws, Article 19, Section 1, by deleting Section 1 in its entirety and replacing it with a new Section 1 as follows:

SECTION 1. There shall be established a council for the aging for the purpose of carrying out programs designed to meet the problems of the aging in coordination with state and federal agencies. Said council shall consist of from seven to eleven members and two alternates, appointed by the Board of Selectmen for a term of three (3) years, unless the appointment is to fill the unexpired term of a retiring member. At least five members shall be over the age of sixty (60) at the time of their appointment. The council shall annually elect a chairman and a secretary from its membership and shall report the fact to the Town Clerk.

## **ARTICLE 24.**

**VOTED:** That the Town amend Section 1 of Article 1 of the General By-Laws by deleting the existing section in its entirety and replacing it with a new Section 1 as follows:

Section 1. The town meeting shall meet once a year at an annual town meeting as provided in Section 4, and may meet at a special town meeting as provided in Section 5, and at such other times as the Board of Selectmen may direct, or as otherwise provided by law.

## **ARTICLE 25.**

**VOTED UNANIMOUSLY:** That the Town reauthorize or authorize the various revolving funds under M.G.L. c.44 sec.53E½ for the fiscal year commencing July 1, 2011 as shown in Article 25, on pages 39-46 of the Warrant for this Annual Meeting.

### **A. Cable TV Licensing and Re-licensing Fund**

That the Town reauthorize a revolving fund known as the Cable TV Licensing and Re-licensing Fund in accordance with M.G.L. ch. 44, §53E½.

The purpose of this fund is to prepare for future cable licensing or re-licensing, and to defray the costs incurred by the Town in providing public internet access. Receipts to be deposited to this fund shall be solely derived from the annual proceeds received by the Town from the cable television licensee under the terms of a Renewal License granted by the Board of Selectmen. Said license requires that to the extent authorized by M.G.L. ch.166A, and permitted by Federal Communication Commission regulations, 50 cents per subscriber per year be forwarded to the Town annually.

Expenditures in Fiscal Year 2012 shall not exceed the balance in the fund carried forward from Fiscal Year 2011 plus receipts deposited into the fund during Fiscal Year 2012 and in any case shall not exceed Twenty Thousand (\$20,000.00) dollars.

Any unused balance, subject to subsequent Town Meeting authorization, shall carry forward for the benefit of Sharon cable subscribers to cover any costs incurred at the time of license issuance or renewal.

The Board of Selectmen shall have the authority to expend from this fund.



## **B. Library Public-Use Supplies Replacement Fund**

That the Town vote to reauthorize a revolving fund known as the Library Public-Use Supplies Replacement Fund in accordance with M.G.L. ch. 44, § 53E½.

The purpose of this fund is to acquire supplies associated with the use of public-use computer printers and faxes such as, but not limited to, paper and ink cartridges. Receipts to be deposited in this fund shall be monies collected as a user fee paid by the users of computer printers and/or the recipients of faxes. Such monies represent the replacement cost of the supplies. The Library Director, with the approval of the Library Board of Trustees, shall be authorized to expend from this fund.

Expenditures in Fiscal Year 2012 shall not exceed the balance in the fund carried forward from Fiscal Year 2011 plus monies deposited into the fund during FY 2012 and in any event shall not exceed seven thousand (\$7,000.00) dollars.

## **C. Street Opening Fund**

That the Town reauthorize a revolving fund, first established for Fiscal Year 1992, known as the Street Opening Fund as provided by M.G.L. ch. 44, § 53E½.

The purpose of this fund is to defray the cost of making permanent repairs to openings in Town streets by utility companies, contractors, and/or the Town Water Division.

Receipts to be deposited in this fund shall be monies paid by utility companies, contractors and/or the Town Water Division in accordance with the requirements of the Town of Sharon Street Opening Manual. The Superintendent of Public Works, with the approval of the Board of Selectmen, shall be authorized to expend from this fund.

Expenditures in Fiscal Year 2012 shall not exceed the balance in the fund carried forward from Fiscal Year 2011 plus monies deposited into the fund during Fiscal Year 2012 and in any event shall not exceed Twenty-Five Thousand (\$25,000.00) dollars.

#### **D. Recycling Fund**

That the Town reauthorize a revolving fund, first established for Fiscal Year 1991, known as the Recycling Fund as provided by M.G.L. ch. 44, § 53E½.

The purpose of this fund is to support the recycling program of the Town of Sharon and to purchase and install shade trees and shrubs to be planted in the public ways of the Town and otherwise as provided for in M.G.L. ch. 87, § 7. Receipts to be deposited to this fund shall be monies derived from the sale of recycled materials including, but not limited to, newspaper, glass, metals and plastics, the sale of leaf bags, and disposal fees for certain special wastes generated by the citizens of Sharon including, but not limited to, batteries, tires, and used motor oil and white goods, and an amount equal to the number of tons of material recycled times the Tipping Fee at the SEMASS facility to be transferred from the Tipping Fee Escrow Fund. The Superintendent of Public Works, with the approval of the Board of Selectmen, shall be authorized to expend from this fund.

Expenditures in Fiscal Year 2012 shall not exceed the balance in the fund carried forward from Fiscal Year 2011 plus monies deposited into the fund during Fiscal Year 2012, and in any event shall not exceed One Hundred Fifty Thousand (\$150,000.00) dollars.

#### **E. Conservation Commission Advertising Revolving Fund**

That the Town reauthorize a revolving fund known as the Conservation Commission Advertising Revolving Fund in accordance with M.G.L. ch. 44, § 53E½.

The purpose of this fund shall be to defray the cost of advertising for hearings and meetings before the Sharon Conservation Commission. Receipts to be deposited in this fund shall be monies paid by persons requesting hearings before the Sharon Conservation Commission. The Conservation Commission shall be authorized to expend from this fund.

Expenditures in Fiscal Year 2012 shall not exceed the balance in the fund carried forward from Fiscal Year 2011 plus monies deposited into the fund during FY 2012 and in any event shall not exceed Four Thousand (\$4,000.00) dollars.

#### **F. Library Materials Replacement Fund**

That the Town reauthorize a revolving fund, first established for Fiscal Year 1993, known as the Library Materials Replacement Fund in accordance with M.G.L. ch. 44, § 53E½.

The purpose of this fund is to acquire equivalent Public Library materials to replace items lost by those who borrow such materials. Receipts to be deposited in this fund shall be monies paid by the borrowers of the lost materials. Such monies represent the replacement cost of the material. The Library Director, with the approval of the Library Board of Trustees, shall be authorized to expend from this fund.

Expenditures in Fiscal Year 2012 shall not exceed the balance in the fund carried forward from Fiscal Year 2011 plus receipts deposited into the fund during Fiscal Year 2012 and in any case shall not exceed Three Thousand Five Hundred (\$3,500.00) dollars.

#### **G. Recreation Programs Revolving Fund**

That the Town reauthorize a revolving fund known as the Recreation Programs Revolving Fund in accordance with M.G.L. ch. 44, § 53E½.

The purpose of this fund is to support the fee-based recreation department programs. Receipts to be deposited into this fund shall be monies collected from users of the recreation department programs and facilities. The Recreation Director, with the approval of the Board of Selectmen, shall be authorized to expend from this fund. Expenditures in Fiscal Year 2012 shall not exceed the balance carried forward from Fiscal Year 2011 plus monies deposited into the fund during Fiscal Year 2012 and in any event shall not exceed Three Hundred Thousand (\$300,000.00) dollars.

#### **H. Parking Lot Fund**

That the Town reauthorize a revolving fund known as the Parking Lot Fund in accordance with M.G.L. ch. 44, § 53E½.

The purpose of this fund is to provide and pay for the maintenance, repair, improvement, monitoring, and operation, including payment for public liability coverage, for municipal parking lots within the Town that are subject to the control of the Board of Selectmen, including, but not limited to, the

parking lot located on Pond Street which was accepted at Special Town Meeting on June 21, 1978, by gift of the Sharon Civic Foundation, and/or to purchase or lease additional parking lots, and in general for any traffic control or traffic safety purposes. Receipts to be deposited to this fund shall be solely derived from the receipt of parking fees and charges. The Superintendent of Public Works, with the approval of the Board of Selectmen, shall be authorized to administer and expend from this fund.

Expenditures in Fiscal Year 2012 shall not exceed the balance carried forward from Fiscal Year 2011 plus monies deposited into the fund during Fiscal Year 2012 and in any event shall not exceed Sixty-five Thousand (\$65,000.00) dollars.

#### **I. Board of Health Fund for Monitoring Compliance with Septic Variance**

That the Town reauthorize a revolving fund known as the Board of Health Fund for Monitoring Compliance with Septic Variances in accordance with M.G.L. ch. 44, §53E½.

The purpose of this fund is to support the Board of Health's efforts to protect public health through the successful management and oversight of all required reporting and testing requirements placed on onsite wastewater disposal installations that have been and will be approved for installation requiring mandated variances.

Receipts to be deposited into this fund shall be monies collected from fees generated from application fees for all new onsite wastewater disposal installations, which require variance from the requirements of Title V or Article 7 and annual fees, assessed to owners of new and existing onsite wastewater disposal installations that require reporting, annual, or more frequent pumping, testing, or other actions by the owner, as required by their variance from Title V or Article 7. The Board of Health shall be authorized to expend from this fund.

Expenditures in Fiscal Year 2012 shall not exceed the balance carried forward from Fiscal Year 2011 plus monies deposited into the fund during FY 2012 and in any event shall not exceed Twenty Thousand (\$20,000.00) dollars.

#### **J. Health Department Revolving Fund**

That the Town reauthorize a revolving fund known as the Health Department Revolving Fund in accordance with M.G.L. ch. 44, § 53E½.

The purpose of this fund is to support health promotion clinics for Sharon residents including, but not limited to, influenza and pneumococcal vaccination clinics. Receipts to be deposited into this fund shall be monies collected through reimbursements for immunizations. The Board of Health shall be authorized to expend from this fund.

Expenditures in Fiscal Year 2012 shall not exceed the balance carried forward from Fiscal Year 2011 plus monies deposited into the fund during Fiscal Year 2012 and in any event shall not exceed Forty Thousand (\$40,000.00) dollars.

#### **K. Horizons for Youth Revolving Fund**

That The Town reauthorize a revolving fund known as the Horizons for Youth Revolving Fund in accordance with M.G. L. ch. 44, § 53E½.

The purpose of this fund is to provide for maintenance and improvements to facilities and property and general support for programs occurring on said property.

Receipts to be deposited into this fund shall be monies collected from users of the former Horizons for Youth property and facilities and programs occurring thereon. The Board of Selectmen shall be authorized to expend from this fund. Expenditures in Fiscal Year 2012 shall not exceed the balance carried forward from Fiscal Year 2011 plus monies deposited in the fund during Fiscal Year 2012 and in any event shall not exceed One Hundred Thousand (\$100,000.00) dollars.

#### **L. Waterfront Recreation Programs Revolving Fund**

That the Town reauthorize a revolving fund known as the Waterfront Recreation Program Revolving Fund in accordance with M.G.L. ch. 44, § 53E½.

The purpose of this fund is to utilize all program monies associated with Massapoag Lake to be utilized for expenses incurred related to programs occurring on the lake as well as the beaches.

Expenditures in Fiscal Year 2012 shall not exceed the balance carried forward from Fiscal Year 2011 plus monies deposited into the fund during Fiscal Year 2012 and in any event shall not exceed One Hundred Fifty Thousand (\$150,000.00) dollars.

#### **M. Community Center Building Maintenance Fund**

That the Town reauthorize a revolving fund known as the Community Center Building Maintenance Fund in accordance with the provisions of General Laws ch. 44, § 53E½.

The purpose of this fund is to provide and pay for the maintenance, repair, improvement, monitoring, and operation of the Community Center. Receipts to be deposited into the fund shall be monies collected from users and lessees of the Community Center.

The Superintendent of Public Works, with the approval of the Board of Selectmen shall be authorized to expend from this fund. Expenditures in Fiscal Year 2012 shall not exceed the balance carried forward from Fiscal Year 2011 plus monies deposited into the fund during Fiscal Year 2012 and in any event shall not exceed One Hundred Thousand (\$100,000.00) dollars; or act in any way relative thereto.

#### **N. Council on Aging Program Revolving Fund**

That the Town authorize a revolving fund known as the Council on Aging Program Revolving Fund in accordance with the provisions of General Laws ch. 44, § 53E½.

The purpose of this fund is to support fee based Council on Aging programs. Receipts to be deposited into the fund shall be monies collected from programming at the Council on Aging.

The Council on Aging Director, with the approval of the Board of Selectmen, shall be authorized to expend from this fund. Expenditures in Fiscal Year 2012 shall not exceed the balance carried forward from Fiscal Year 2011 plus monies deposited into the fund during Fiscal Year 2012 and in any event shall not exceed Twenty-Five Thousand (\$25,000.00) dollars.

**THE MEETING WAS DISSOLVED AT 10:55 P.M.**

Attendance: 112