

Special Town Meeting  
October 7, 2019

Moderator Sean J. Kealy called the meeting to order at 7:36PM in the auditorium of the Middle School with Jerome Thompson, Joseph Weeks and Teresa Santalucia appointed and sworn in as tellers.

Town Counsel was Katherine Feodoroff from Blatman, Bobrowski & Mead.

The Pledge of Allegiance was recited by the Town Meeting and a moment of silence was observed in memory of Robert Brown, Laura Haas, Ronald Herlet, Mary Lyon, Patricia Strait, Sheila Ward and Annabelle Earl. A quorum was declared present with 192 voters in attendance. The Moderator, Sean Kealy announced that he would be using Town Meeting Time as the guide for the Town Meeting.

The Moderator asked for a motion to request the Town Meeting allow the Moderator to declare 2/3 and 9/10 majority of a voice vote. Motion was made by Joseph O'Sullivan and 2<sup>nd</sup> by Robert Hayes. **Voted: Aye, voice.**

A special presentation was given to acknowledge Mary "Gret" Lozeau's service to the Town of Hanson by Laura Fitzgerald-Kemmett, Chairman of the Board of Selectmen. A citation was presented to Gret's husband Gerry Lozeau and daughter Teresa Santalucia expounding all of Gret's accomplishments and talents that she shared with the community. The Moderator recognized the State Representative, Josh Cutler and Senator in General Court, Michael D. Brady, who presented Mrs. Lozeau's family with a Massachusetts flag that had been flown over the State House.

**ARTICLE 1:** To see if the Town will vote to raise and appropriate and transfer from Transfer Station Retained earnings a sum of money to pay unpaid bills from Fiscal Year 2019 or take any other action in relation thereto.

Proposed by the Board of Selectmen

**Explanation:** There are a few unpaid bills from various departments, which were received after the end of fiscal year 2019. ***Requires a 9/10 vote.***

Finance Committee Recommends.

Motion: Wesley Blauss  
Second: James Armstrong

**VOTED Aye, voice declared 9/10's by Moderator to raise and appropriate \$3,100.27 and transfer \$3,737.23 from Transfer Station Retained earnings a sum of money to pay unpaid bills from Fiscal Year 2019.**

**ARTICLE 2:** To see if the Town will vote to transfer from available funds or raise and appropriate a sum of money to supplement appropriations previously voted at the Annual Town Meeting of May 2019 for the Fiscal Year beginning July 1, 2019 for various Town Departments, or take any action in relation thereto.

Proposed by the Board of Selectmen

Item #	Budget Line #	Department	Budget	Adjustment	Revised FY20 Budget	Explanation
1	1	Dept. 122 – Selectmen Salaries	\$176,246	\$40,000	\$216,246	Supplement Town Administrator Salary
2	23	Dept. 171 - Conservation Salaries	\$56,208	\$15,000	\$71,208	Supplement Conservation Salaries
3	25	Dept. 175 – Planning Salaries	\$105,942	\$2,000	\$107,942	Supplement Planning Salaries
4	34	Dept. 210 - Police Salaries	\$2,167,281	\$60,000	\$2,227,281	Supplement Police Salaries \$28,000
5	37	Dept. 215 - Communication Salaries	\$454,470	-(32,000)	\$422,470	Supplement Police Salaries \$32,000
6	55	Dept. 300 – School – Debt Assessment	\$439,667	\$11,500	\$451,167	Middle School HVAC
7	58	Dept. 410 – Engineering Expense	\$0	\$5,000	\$5,000	Rebid for Liberty/County Road Improvements
8	61	Dept. 420 – Highway - Snow and Ice	\$282,598	17,402	300,000	Replenish Snow & Ice for requested amount
9	67	Dept. 541 Council on Aging – Salary	\$85,324	\$2,000	\$87,324	Supplement COA Salaries
10	78	Dept. 710 – Debt Principal	755,000	150,000	905,000	Pay off Camp Kiwanee Septic loan
11	81	Dept. 913 – Unemployment – Compensation	\$29,000	\$7,000	\$36,000	Supplement Unemployment
		<b>TOTAL</b>		<b>\$277,902</b>		

**Explanation:** The purpose of this article is to supplement a number of line items in the current fiscal year's budget (FY20) in order to fund a number of additional expenses.

**Item 1** – Selectmen's salaries –to fund the separation costs of the previous Town Administrator and increase salary for new Town Administrator. **Items 2 & 3** – In light of the retirement of the current employee, the joint ConCom/Planning Administrative position is being split into two part-time position with additional 8 hours in Conservation and two hours in Planning. **Item 4 & 5** - Police Salaries - In anticipation of joining Regional Dispatch on July 1, 2020 two additional police officers will be hired after January 1<sup>st</sup> in order to complete academy training and be service ready. A reduction in Communication wages will fund a portion of the police salaries adjustment. **Item 6** – School Debt Assessment - These funds cover interest expense related to bonding for the Middle School HVAC project.

**Item 7** – Engineering – These funds are needed in order to rebid the Liberty/County Road reconstruction project. **Item 8** – Snow & Ice – These funds restore the line to the original

FY19 appropriation. **Item 9** – COA Salary – funds for salary adjustment. **Item 10** – Debt Principal – Funds to pay off the balance the Septic System replacement at Camp Kiwanee. **Item 11** – Unemployment Compensation – Supplement line due to increase claims.

Finance Committee does not recommend.

Motion: James Hickey  
Second: Kenneth Mitchell

Chief Misch spoke on Item #4 as to why the extra was needed in the Police Salaries line which he explained that it was necessary because the Town in going to a Regional Dispatch System. To keep the Station manned, they need more officers instead of paying someone overtime or pulling officers off the road to man the Station.

**VOTED Aye, voice to Raise and Appropriate \$127,902 and transfer \$150,000 from Free Cash to supplement appropriations previously voted at the Annual Town Meeting of May 2019 for the Fiscal Year beginning July 1, 2019 for various Town Departments as printed in the Warrant.**

**ARTICLE 3:** To see if the Town will vote to amend Article 6 of the May 2019 Annual Town Meeting the Recreation Enterprise Fund Expense for FY20 as follows:

	<b>Budgeted</b>	<b>Adjustment</b>	<b>Revised FY20 Budget</b>
<b>1. Salaries</b>	\$120,759	\$61,000	\$181,759 Retained Earnings
<b>4. Indirect Costs</b>	\$13,000	<u>\$12,000</u>	\$ 25,000 Taxation
<b>Total Amended</b>		<b>\$73,000</b>	

or take any other action in relation thereto.

Proposed by the Recreation Commission

**Explanation:** This is a housekeeping article to adjust and fund the Recreation Department budget through the end of FY2020.

Finance Committee Recommends.

Motion: Diane Cohen  
Second: Kenneth Mitchell

**VOTED Aye, voice to amend Article 6 of the May 2019 Annual Town Meeting the Recreation Enterprise Fund Expense for FY20 as follows:**

	Budgeted	Adjustment	Revised FY20 Budget
<i>1. Salaries</i>	\$120,759	\$61,000	\$181,759 Retained Earnings
<i>4. Indirect Costs</i>	\$13,000	<u>\$12,000</u>	\$ 25,000 Taxation
<i>Total Amended</i>		<u>\$73,000</u>	

**ARTICLE 4:** To see if the Town will vote to amend Article 7 of the May 2019 Annual Town Meeting the Transfer Station Enterprise Fund Expense for FY20 as follows:

	Budgeted	Adjustment	Revised FY20 Budget
<i>1. Salaries</i>	\$60,000	\$40,000	\$100,000 Retained Earnings
<i>2. Expenses</i>	\$193,489	<u>\$15,000</u>	\$208,000 Retained Earnings
<i>Total Amended</i>		<u>\$55,000</u>	

or take any other action in relation thereto.

Proposed by the Board of Health

**Explanation:** This is a housekeeping article to adjust the budget of the Transfer Station.

Finance Committee Recommends.

Motion: Arlene Dias

Second: Kenneth Mitchell

Bruce Young gave an amendment to this Article to put the funds back to the amount that was originally requested in May 2019 by the Board of Health to operate the Transfer Station. Without these extra funds the Transfer Station was going to be reducing the hours of operation.

**VOTED Aye, voice to amend Article 7 of the May 2019 Annual Town Meeting the Transfer Station Enterprise Fund Expense for FY20 with the further amendment as follows:**

	Budgeted	Adjustment	Revised FY20 Budget
<i>1. Salaries</i>	\$60,000	\$40,000 Retained Earnings	\$121,473
		\$21,473 Free Cash	
<i>2. Expenses</i>	\$193,489	<u>\$15,000</u> Retained Earnings	\$208,489
<i>Total Amended</i>		<u>\$76,473</u>	

**Amendment Motion by Bruce Young, Second by Betty O'Sullivan**

**ARTICLE 5:** To see if the town will vote to appropriate the sum of \$4,535.65 from free cash to reimburse Joseph R. & Sheryl Sargent for taxes paid on property erroneously sold to them by the Town or take any other action thereto.

Proposed by the Board of Selectmen

***Explanation:*** This parcel was conveyed to the Sargents in error. In 1995, the Town voted to authorize the Selectmen to accept the parcel from the Sargents and appropriate \$1,500 to purchase the same. However, the conveyance of property never occurred and the Sargents continued to pay taxes thereon. This money is to reimburse the Sargents for the money spent in purchasing the property from the Town (\$1,500) and to reimburse the Sargents for property taxes paid (\$3,035.65).

Finance Committee Recommends.

Motion: Laura FitzGerald-Kemmett  
Second: Kenneth Mitchell

**VOTED Aye, voice to transfer the sum of \$4,535.65 from Free Cash to reimburse Joseph R. & Sheryl Sargent for taxes paid on property erroneously sold to them by the Town.**

**ARTICLE 6:** To see if the Town will vote to transfer a sum of money from the ambulance receipts reserved account to purchase, install and warranty a Stryker patient loading system and power stretcher for our back-up 2014 Ford Ambulance, or take any other action in relation thereto.

Proposed by the Fire Chief

***Explanation:*** These funds will be utilized to purchase, install and warranty a Stryker patient loading system and power stretcher for our 2014 Ford Ambulance. This ambulance is utilized as a back-up ambulance. When we purchase a new ambulance within the next three years this complete system will be transferred to the new ambulance. Estimated \$60,000

Finance Committee Recommends.

Motion: Jerome Thompson  
Second: Kenneth Mitchell

**VOTED Aye, voice to transfer \$60,000 from the Ambulance Receipts Reserved Account to purchase, install and warranty a Stryker patient loading system and power stretcher for our back-up 2014 Ford Ambulance.**

**ARTICLE 7:** To see if the Town will vote to raise and appropriate or transfer from Free Cash and/or available funds to the amounts appropriated in Article 8 of the October 2018 Special Town Meeting to create Zoning Map Books which will show the correct Zoning Districts, or take any other action in relation thereto.

Proposed by the Town Planner

**Explanation:** The Land Use departments are using zoning map books from 1997 that have the zones delineated. Any zoning district changes or developments created after 1997 are not depicted in these books. This is vital information for the land use departments to have. In October of 2018 a sum of \$3500 was appropriated for these layers to be added onto the Peoples GIS Assessors Maps. This has not taken place and the firm completing the Town Maps was unable to add the layers to the assessors Maps. An outside firm will need to be hired in order to get the zoning information correctly depicted on the Town Maps. Estimated \$5,000

Finance Committee Recommends.

Motion: Donald Ellis

Second: Kenneth Mitchell

**VOTED Aye, voice to transfer from Free Cash the amount of \$5,000 to supplement the amounts appropriated in Article 8 of the October 2018 Special Town Meeting to create Zoning Map Books which will show the correct Zoning Districts.**

**ARTICLE 8:** To see if the Town will vote to raise and appropriate or transfer from free cash and/or available funds the sum of money to hire an outside firm to recodify the Zoning Bylaw Book, or take any other action in relation thereto.

Proposed by the Town Planner

**Explanation:** The Planning Board is responsible for creating and overseeing the Zoning Bylaw Books. The Zoning Books were re-codified in 2014. Changes were made to sections that were not carried throughout the entire Zoning Book. Therefore, the Zoning Books are incorrect and confusing. They need to be corrected. Correcting the Zoning Bylaw Books will be an extensive undertaking at this point. An outside firm will need to be consulted. Estimated \$5,000.

Finance Committee Recommends.

Motion: Donald Ellis  
Second: Kenneth Mitchell

**VOTED Aye, voice to transfer from Free Cash the sum of \$5,000 to hire an outside firm to recodify the Zoning Bylaw Book**

**ARTICLE 9:** To see if the Town will vote to raise and appropriate or transfer from free cash and/or available funds the sum of money to hire an outside firm to draft a conceptual plan of the revitalization of Main Street Hanson, or take any action relative thereto.

Proposed by the Town Planner.

**Explanation:** The Town Planner is working on revitalizing downtown Main Street by the MBTA station. In order to apply for available grant funds to achieve some of the changes on Main Street. The Town Planner will need a conceptual design of how we would like Main Street to progress. Estimated \$15,000

Finance Committee does not recommend.

Motion: Donald Ellis  
Second: Kenneth Mitchell

The Town Planner, Deb Petti explained that yes this is a drawing not an actual plan however this drawing (conceptual design) is needed to apply for the grant that the Town is trying to get.

**VOTED Aye, voice to transfer from Free Cash the sum of \$15,000 to hire an outside firm to draft a conceptual plan of the revitalization of Main Street Hanson.**

**ARTICLE 10:** To see if the Town will vote to transfer a sum of money from available funds for the removal of the street sweepings, or take any other action in relation thereto.

Proposed by the Highway Department

**Explanation:** Street sweepings are considered a hazardous material and must be removed and properly disposed of. Estimated \$20,000

Finance Committee Recommends.

Motion: Michael Means  
Second: Kenneth Mitchell

**VOTED Aye, voice to transfer the sum of \$20,000 from Free Cash for the removal of the street sweepings.**

**ARTICLE 11:** To see if the Town will vote to transfer a sum of money from available funds for the testing and removal of the catch basin cleanings, or take any other action in relation thereto.

Proposed by the Highway Department

**Explanation:** Material removed from catch basins is considered hazardous material and it must be tested, removed, and properly disposed of. Estimated \$12,000

Finance Committee Recommends.

Motion: Michael Means  
Second: Kenneth Mitchell

**VOTED Aye, voice to transfer the sum of \$12,000 from Free Cash for the testing and removal of the catch basin cleanings.**

**ARTICLE 12:** To see if the Town will vote to raise and appropriate or transfer from free cash the sum of money for the purpose of removing and planting trees in front of the Library/Senior Center, or take any other action in relation thereto.

Proposed by the Board of Library Trustees

**Explanation:** Two trees along the Library/Senior Center walkway have already died and been removed. The remaining seven trees need to be removed and new trees planted in that area. They detract from the beauty of the building and pose a hazard as limbs have fallen in the walkway and the trunks are starting to rot. Estimated \$10,000.

Finance Committee Recommends.

Motion: Diana McDevitt  
Second: Kenneth Mitchell



**VOTED Aye, voice to transfer from Free Cash the sum of \$10,000 for the purpose of removing and planting trees in front of the Library/Senior Center.**

**ARTICLE 13:** To see if the Town will vote to transfer a sum of money from the amounts appropriated under Article 5 Line 85, Expenses of the May 2019 Annual Town Meeting, to be added to the amount appropriated under Article 5 Line 84 Salaries; for the purpose of funding and implementing the cost item of a collective bargaining agreement between the Hanson Water Department and the AFSCME Local-1700 Water Union for the period beginning July 1, 2019 and ending June 30, 2020, or take any other action in relation thereto.

Proposed by the Board of Water Commissioners

**Explanation:** This is to fund the salary line for the settlement of the Water Department's FY 20 Union Contract which represents 2% increase. \$8,000.

Finance Committee Recommends.

Motion: William Garvey  
Second: Kenneth Mitchell

**VOTED Aye, voice to transfer a sum of \$8,000 from the amounts appropriated under Article 5 Line 85, Expenses of the May 2019 Annual Town Meeting, to be added to the amount appropriated under Article 5 Line 84 Salaries; for the purpose of funding and implementing the cost item of a collective bargaining agreement between the Hanson Water Department and the AFSCME Local-1700 Water Union for the period beginning July 1, 2019 and ending June 30, 2020.**

**ARTICLE 14:** To see if the Town will vote to transfer \$40,000 from Water Surplus for an electronic sign and signage for the Water Department building, or take any action thereto.

Proposed by the Board of Water Commissioners

**Explanation:** This money will be used for an electronic sign that will be helpful to inform water customers using a method other than the Town's website on matters regarding water issues. Also the sign will be available to any other departments which may need it for any reason. Also we would like to get signage on the water department building. Estimated \$40,000.

Finance Committee Recommends.

Motion: William Garvey  
Second: Kenneth Mitchell

**VOTED Aye, voice to transfer \$40,000 from Water Surplus for an electronic sign and signage for the Water Department building.**

**ARTICLE 15:** To see if the Town will vote to transfer \$25,000 from Water Surplus for a security system to be placed at the Town's Crystal Springs Wellsite; and at the water department located at 1073 West Washington Street, or take any other action in relation thereto.

Proposed by the Board of Water Commissioners

**Explanation:** The Board feels it's imperative that the department has some type of security system in place at both the wellfield facility; and the water department office. Estimated \$25,000.

Finance Committee Recommends.

Motion: William Garvey  
Second: Kenneth Mitchell

**VOTED Aye, voice to transfer \$25,000 from Water Surplus for a security system to be placed at the Town's Crystal Springs Wellsite; and at the water department office located at 1073 West Washington Street.**

**ARTICLE 16:** To see if the Town will vote to appropriate \$98,000 from the Open Space Reserve Fund to be used for the purchase of 0 Maquan Street, Assessors Map 60, Lot 2 known as the Sleeper property subject to the Town receiving a LAND grant from the State or take any other action in relation thereto.

Proposed by the Community Preservation Committee

**Explanation:** Subsequent to the posting of the Warrant, the Town was awarded the Local Acquisitions for Natural Diversity (LAND) Grant in the amount of \$203,296.00 This 13-acre property has been preserved as open space by the Sleeper family for decades, lately as "Chapter 61 Forest Land". Now the Town has the opportunity to permanently protect this mature mixed hardwood and pine forest, plus its wetland areas that include a vernal pool where spring peepers and wood frogs breed. Community Preservation funds plus the State LAND grant will make this possible, with no impact on taxes. This property's shape and location make it a keystone that will connect Hanson's Camp Kiwanee and Smitty's Bog with two other conserved parcels in Pembroke. This will protect the "gateway" where Hanson and Pembroke connect on the 200-mile-long Bay Circuit Trail. It will also finish connecting more than 400 contiguous acres of diverse habitats and vistas between Indian Head and Maquan Ponds. Under this land is an aquifer connecting to Oldham,

Furnace, and Big Sandy Ponds, which all contribute to public water supplies for six communities. The Sleeper property is equivalent to the last piece in a landscape sized puzzle, whose completion will enhance both local and regional interests in watersheds, water supplies, wildlife, and passive recreation.

Finance Committee Recommends.

Motion: Philip Clemons  
Second: Kenneth Mitchell

**VOTED Aye, voice to appropriate \$98,000 from the Open Space Reserve Fund to be used for the purchase of 0 Maquan Street, Assessors Map 60, Lot 2 known as the Sleeper property, to be held in the care and custody of the Conservation Commission.**

**ARTICLE 17:** To see if the town will raise and appropriate or transfer from Free Cash a sum of money to the amounts appropriated in Article 10 Line 1 of the May 2019 Town Meeting for Town-wide Fiber improvements or take any other action in relation thereto.

Proposed by the Board of Selectmen

**Explanation:** Funds will be used to loop Camp Kiwanee into the Town-wide Fiber installation project. Estimated \$15,000

Finance Committee Recommends.

Motion: Kenneth Mitchell  
Second: James Armstrong

**VOTED Aye, voice to transfer from Free Cash the sum of \$15,000 to be added to the amounts appropriated in Article 10 Line 1 of the May 2019 Town Meeting for Town-wide Fiber improvements.**

**ARTICLE 18:** To see if the Town will vote to raise and appropriate or transfer from Free Cash a sum of money to remove dangerous and hazardous trees throughout the Camp Kiwanee property, or take any other action in relation thereto.

Proposed by the Tree Warden

**Explanation:** There are several dangerous and hazardous trees in the area of the lodge, and North and South campgrounds which need to be removed under the direction of the Tree Warden. Estimated \$25,000

Finance Committee Recommends.

Motion: Laura FitzGerald-Kemmett  
Second: Kenneth Mitchell

**VOTED Aye, voice to transfer from Free Cash the sum of \$25,000 to remove dangerous and hazardous trees throughout the Camp Kiwanee property.**

**ARTICLE 19:** To see if the Town will vote to raise and appropriate or transfer from Free Cash or available funds the sum of \$10,000 as the Town's 50/50 share of a Mass Tree Grant to replace trees throughout the Town, or take any other action in relation thereto.

Proposed by the Board of Selectmen

**Explanation:** These funds are subject to receiving Mass. Tree Grant. If received, the funds will be used to replace trees at Camp Kiwanee, the School and other areas throughout the Town. Estimated \$10,000

Finance Committee Recommends.

Motion: Matthew Dyer  
Second: Kenneth Mitchell

**VOTED Aye, voice, subject to award of a Mass Tree Grant to transfer \$10,000 from Free Cash as the Town's 50/50 share of a Mass Tree Grant to replace trees throughout the Town.**

**ARTICLE 20:** To see if the Town will vote to raise and appropriate or transfer from Free Cash and/or available funds a sum of money to be added to Stabilization, or take any other action in relation thereto.

Proposed by the Board of Selectmen

**Explanation:** This money will be used to increase the Stabilization Fund. A stabilization fund is a mechanism for setting aside money either for unforeseen needs or for capital projects. Such a fund is intended to equalize the effect of capital expenditures over time and to provide a "rainy day" fund. The dollar amount appropriated under this article will increase the Stabilization Fund to \$1,255,832, which represents approximately 5% of the operating budget. The Town's target has been to maintain close to 5% which is the industry standard minimum amount for Stabilization Funds as

recommended by our auditors and will help to maintain a positive bond rating for future borrowing purposes. Estimated \$50,000

Finance Committee Recommends.

Motion: Wesley Blauss  
Second: Kenneth Mitchell

**VOTED Aye, voice to transfer from Free Cash the sum of \$50,000 to be added to Stabilization.**

**ARTICLE 21:** To see if the Town will vote to raise and appropriate or transfer from Free Cash and/or available funds a sum of money to be added to the Regional Schools Capital Stabilization fund as established by the October 2014 Special Town Meeting, or take any other action in relation thereto.

Proposed by the Board of Selectmen

**Explanation:** This Stabilization Fund sets asides funds for the exclusive use of paying for capital improvements to the Hanson School Buildings and the Whitman Hanson Regional High School. Estimated \$25,000.00

Finance Committee Recommends.

Motion: James Hickey  
Second: Kenneth Mitchell

**VOTED Aye, voice to transfer from Free Cash the sum of \$25,000 to be added to the Regional Schools Capital Stabilization fund.**

**ARTICLE 22:** To see if the Town of Hanson will rescind its vote on Article 18 of the October 1, 2018 Special Town Meeting approving the Amended Regional Agreement with the Whitman Hanson Regional School or take any other action in relation thereto.

Proposed by the Board of Selectmen

**Explanation:** The Town desires to ensure that the agreement provides sufficient flexibility in the apportionment of school funding between Whitman and Hanson, so that the Town will have the opportunity to reduce its costs to the extent permitted by law.

Finance Committee Recommends.

Motion: Laura FitzGerald-Kemmett  
Second: Kenneth Mitchell

**VOTED Aye, voice that the Town of Hanson rescind its vote on Article 18 of the October 1, 2018 Special Town Meeting approving the Amended Regional Agreement with the Whitman Hanson Regional School.**

**ARTICLE 23:** To see if the Town will vote to adopt the revised Capital Improvement Program as presented by the Capital Improvement Committee, or take any other action in relation thereto.

Proposed by the Capital Improvement Comm.

**Explanation:** The revised Capital Improvement matrix includes the potential demolition of the Maquan School and corrected amount for the Town-wide Fiber Project for this fiscal year.

Finance Committee does not recommend.

Motion: John Norton  
Second: Kenneth Mitchell

**VOTED Aye, voice that the Town adopt the revised Capital Improvement Program as presented by the Capital Improvement Committee.**

**ARTICLE 24:** To see if the Town will vote to change the term of Town Moderator from one year to three years effective the next annual Town Election on May 16, 2020, or take any other action in relation thereto.

Proposed by the Board of Selectmen

**Explanation:** Extending the term allows for continuity in the position and alleviates the necessity of gathering signatures on an annual basis.

Finance Committee Recommends.

Motion: Kenneth Mitchell  
Second: James Hickey

**VOTED Aye, voice that the Town change the term of Town Moderator from one year to three years effective the next annual Town Election on May 16, 2020.**

**ARTICLE 25:** To see if the Town will vote to authorize the Board of Selectmen to convey a non-exclusive use easement for a thirty (30) foot strip of land running along the property line between 62 Ocean Avenue for the purpose of access to the septic system of 51 Ocean Avenue, as more specifically described in the easement and on the plan entitled “Subsurface Sewage Disposal System As-Built #51 Ocean Avenue in Hanson, Massachusetts” prepared by Outback Engineering, Inc. 165 East Grove Street, Middleboro, MA 02346 on file in the Town Clerk’s Office, or take any other action in relation thereto.

Proposed by the Board of Selectmen

**Explanation:** The property at 62 Ocean Avenue has been taken by the Town of Hanson as a tax possession. Prior to the taking, the former owner constructed a septic system for property he owned across the street at 51 Ocean Avenue. The then owner never issued an easement. The property at 51 Ocean Avenue has been sold. This easement provides the property owner of 51 Ocean Ave, access to the septic system.

***Requires 2/3’s Vote***

Finance Committee Recommends.

Motion: Matthew Dyer  
Second: Kenneth Mitchell

Richard Edgehille spoke against this Article because he felt the Town should not be giving away a piece of property without compensation.

**VOTED Aye, voice to Pass Over Article 25.**

**ARTICLE 26:** To see if the Town will vote to authorize the Board of Selectmen to convey a non-exclusive use easement to Federal National Mortgage Association for a ten (10) foot strip of land running along the property line between Plot 30 and Plot 32 Woodbine Avenue for the existing home encroaching on Plot 32, as more specifically described in the easement and on the plan entitled “Plot Plan of Land in Hanson, MA” prepared for Barbara Watts by John W. Delano and Associates, Inc., 220 Hudson Street, Halifax, MA, Job No. JN-6093” on file in the Town Clerk’s Office or take any other action in relation thereto.

Proposed by the Board of Selectmen

**Explanation:** Several years ago, an addition was added to the home at 410 Woodbine Avenue which was later determined to be encroaching on Town owned property. This easement will be granted subject to negotiations with the Federal National Mortgage Association.

Finance Committee Recommends.

Motion: Wesley Blauss  
Second: Kenneth Mitchell

**VOTED Aye, voice declared 2/3's by Moderator to authorize the Board of Selectmen to convey a non-exclusive use easement to Federal National Mortgage Association for a ten (10) foot strip of land running along the property line between Plot 30 and Plot 32 Woodbine Avenue for the existing home encroaching on Plot 32, as more specifically described in the easement and on the plan entitled "Plot Plan of Land in Hanson, MA" prepared for Barbara Watts by John W. Delano and Associates, Inc., 220 Hudson Street, Halifax, MA, Job No. JN-6093" on file in the Town Clerk's Office, and further authorize the Board of Selectmen to enter into and execute any and all documents necessary to effectuate the conveyance of the property on such terms deemed advisable.**

**ARTICLE 27:** To see if the Town will vote to amend the Wage and Personnel By-Laws, Article 2-12, Classification and Compensation, Section 1C by deleting in there entirety subsections **c** and **d** and inserting in their place the following:

- c. Covered by collective bargaining negotiated contracts between the Board of Selectmen and Hanson Police Club/I.B.P.O. #467; Local 2713 International Association of Firefighters, AFL-CIO; and AFMSCE, AFL-CIO State Council 93, Local 1700 Administrative Professional, Dispatchers and Highway.
- d. Covered by negotiated contracts between the Board of Selectmen, the Chief of Police Department, the Chief of the Fire Department, the Highway Surveyor, and Treasurer/Collector.

And further amending subsection **f** by inserting at the end. Assessor/Appraiser or take any other action in relation thereto.

Proposed by the Wage & Personnel Board



**Explanation.** These are housekeeping changes to clarify the union and employment contracts of the various positions.

Finance Committee Recommends.

Motion: James Hickey

Second: Kenneth Mitchell

**VOTED Aye, voice to amend the Wage and Personnel By-Laws, Article 2-12, Classification and Compensation, Section 1C as printed in the Warrant.**

**ARTICLE 28:** To see if the Town will vote to amend the Wage and Personnel By-Laws, Article 2-12, Classification and Compensation by deleting Section 11A in its entirety and inserting the new Sections 11A as printed below:

**SECTION 11 A: PROFESSIONAL POSITIONS**

	<b><u>7/1/18</u></b>	<b><u>7/1/19</u></b>
A. <b><i>Director of Elder Affairs</i></b>	35,000 to 55,000	<b><i>35,000 to 65,000</i></b>
B. Town Accountant Town Accountant – Part-Time hourly rate	45,000 to 75,000 \$24.00 to \$41.00	45,000 to 75,000 \$24.00 to \$41.00
C. Treasurer/Collector	45,000 to 75,000	45,000 to 75,000
D. <b><i>C</i></b> Inspector of Buildings –Full-time Salary Inspector of Buildings – Part-time hourly rate	20,000 to 60,000 \$35.00 to \$45.00	20,000 to 60,000 \$35.00 to \$45.00
E. <b><i>D</i></b> Health Agent	40,000 to 60,000	40,000 to 70,000
F. Assessor/Appraiser	45,000 to 70,000	45,000 to 70,000
G. <b><i>E</i></b> Conservation Agent Conservation Agent – Part-time hourly rate	35,000 to 70,000	35,000 to 70,000 28.00 to 45.00
H. <b><i>F</i></b> Library Director	45,000 to 70,000	45,000 to 70,000
I. <b><i>G</i></b> Town Planner	45,000 to 70,000	<b><i>45,000 to 80,000</i></b>
J. <b><i>H</i></b> Town Planner/Conservation Agent	45,000 to 75,000	45,000 to 75,000
K. <b><i>I</i></b> <b><i>Informational Technology Director</i></b>	60,000 to 90,000	<b><i>50,000 to 90,000</i></b>
L. <b><i>J</i></b> Recreation Director **	30,000 to 50,000	30,000 to 50,000

or take any other action in relation thereto.

Proposed by the Wage & Personnel Board

**Explanation:** Amendments include the removal of the former item c Treasurer/Collector and former Item f Assessor in Section I, as the positions have separate employment contracts. Further amendments include increasing the top range in Section I, Item A Director of Elder Affairs and Item G Town Planner, reducing the minimum for Item I Informational Technology Director to \$50,000 and re-lettering all the lines.

Finance Committee Recommends.

Motion: Laura FitzGerald-Kemmett

Second: Kenneth Mitchell

**VOTED Aye, voice to amend the Wage and Personnel By-Laws, Article 2-12, Classification and Compensation by deleting Section 11A in its entirety and inserting the new Section 11A as printed in the Warrant.**

**ARTICLE 29:** To see if the Town will vote to amend the Wage and Personnel By-Laws, Article 2-12, Classification and Compensation by– add new Section 12D(a)(7) as follows: The Board of Selectmen (or Town Administrator) shall be permitted to authorize granting a newly hired employee up to fifteen (15) days of vacation leave based on prior experience in a similar position. Employees granted additional vacation leave based on prior experience shall not have their vacation leave increased until they have five (5) years of continuous service for the Town of Hanson, at which time they may be granted additional days of vacation leave or taken any other action in relation thereto.

Proposed by the Wage & Personnel Board

**Explanation:** This article provides the Town flexibility in order to attract and hire new employees with similar experience and qualifications.

Finance Committee Recommends.

Motion: Kenneth Mitchell

Second: Matthew Dyer

**VOTED Aye, voice to amend the Wage and Personnel By-Laws, Article 2-12, Classification and Compensation by– add new Section 12D(a)(7) as printed in the Warrant.**

**ARTICLE 30:** To see if the Town will vote to amend the Town of Hanson General Bylaws to add a new Section 24, Marijuana, to Article 3, Articles Relating to the General Public, which would prohibit public consumption of marijuana in the Town of Hanson, and require the licensure of all Marijuana Establishments as defined by Massachusetts General Laws, Chapter 94G as follows:

## **General Bylaw Article 3-24**

### **Marijuana**

#### **Sec. 1**

No person shall smoke, ingest or otherwise use or consume marihuana or tetrahydrocannabinol (as defined in G.L. c. 94C as amended) while in or upon any street, sidewalk, public way, footway, passageway, stairs, bridge, park, playground, beach, recreation area, boat landing, public building, school house, school grounds, cemetery, parking lot or any area owned by or under the control of the Town; or in or upon any bus or other passenger conveyance operated by a common carrier, or in any place accessible to the public.

#### **Sec. 2**

No person shall operate a Marijuana Establishment as defined by Massachusetts General Laws Chapter 94G within the Town unless first duly licensed thereof by the Board of Selectmen, which license is renewable annual.

#### **Sec. 3**

The Board may adopt reasonable rules and regulations related to the issuance of such licenses, including the fees to be paid therefore and the conditions to be satisfied by any applicant for such a license.

#### **Sec. 4**

Applicants for a license shall file an application on a form by the Board of Selectmen, signed under the penalties of perjury by the applicant, containing such information as the Board of Selectmen may reasonably require from time to time. Each applicant shall pay an application fee as may be reasonably determined from time to time by the Board of Selectmen.

#### **Sec. 5**

The Board of Selectmen must act upon the application at one of their next two regularly scheduled meetings with due written notice provided to the applicant of the time, date and location where such appeal will be heard.

#### **Sec. 6**

The Board of Selectmen may approve, deny or approve the application with conditions. Such decision shall be based on the evidence taken at the public hearing, consistent with the protection of the health, safety and welfare of the public, and consistent with the regulations promulgated by such board.

#### **Sec. 7**

The Board of Selectmen may issue orders as appropriate to aid in the enforcement of this regulation and may enforce these provisions in equity, including the request for injunctive relief, in a court of competent jurisdiction. Any failure to comply with any Order issued hereunder shall result in the issuance of a formal warning. Any failure to comply with such a warning shall result in a fine of \$100.00. Any failure to comply after the issuance of said initial fine may be punishable by a subsequent fine of \$300.00. Each day of a continued non-compliance shall constitute a separate violation. Further, the Board of Selectmen may hold a hearing, with notice to the licensee, to determine if such license should be modified, suspended or revoked.

## **Sec. 8**

This By-law may be enforced through any lawful means in law or in equity including, but not limited to, enforcement by criminal indictment or complaint pursuant to Massachusetts General Laws Chapter 40, section 21, as amended, or by noncriminal disposition pursuant to Massachusetts General Laws Chapter 40, section 21D, as amended, by the Board of Selectmen, the Town Administrator, or their duly authorized agents, or any police officer

.

## **Sec. 9**

A. Home Rule Amendment [art. 89 of the Amendments to the Massachusetts Constitution]; Massachusetts General Laws, Chapter 94G, § 3, 935 CMR 500.000.

Or take any other action in relation thereto.

Proposed by the Board of Selectmen

**Explanation:** The Board of Selectmen approved the Rules and Regulations relative to licensure of marijuana establishments in the Town of Hanson. This by-law provides enforcement for the accepted rules and regulations.

Finance Committee Recommends.

Motion: Laura FitzGerald-Kemmett  
Second: Kenneth Mitchell

**VOTED Aye, voice to amend the Town of Hanson General Bylaws to add a new Section 24, Marijuana, to Article 3, Articles Relating to the General Public, which would prohibit public consumption of marijuana in the Town of Hanson, and require the licensure of all Marijuana Establishments as defined by Massachusetts General Laws, Chapter 94G as printed in the Warrant.**

**ARTICLE 31:** To see if the town will vote to amend the Town of Hanson General By-Laws by adding Article 3 - 25: Waste Reduction, as follows:

### **Section I Purpose**

The purpose of this Bylaw is to reduce the number of single-use plastic check-out bags that are distributed and used in the Town of Hanson and to promote the use of reusable bags.

### **Section II Definitions**

The following words shall, unless the context clearly requires otherwise, have the following meanings:

- a. “Check-out bag” shall mean a bag provided by a store to a customer at the point of sale. Check-out bags shall not include bags, whether plastic or not, in which loose produce or products are placed by the consumer to deliver such items to the point of sale or check out area of the store.
- b. “Department” shall mean the Hanson Health Department.
- c. “Health Agent” shall mean the Health Agent for the Hanson Board of Health or his/her designee.
- d. “Recyclable paper bag” shall mean a paper bag that is 100% recyclable and contains at least 40% post-consumer recycled content, and displays in a visible manner on the outside of the bag (1) the word “recyclable” or a symbol identifying the bag as recyclable and (2) a label identifying the bag as being made from post-consumer recycled content and the percentage of post-consumer recycled content in the bag.
- e. “Reusable Check-out bag” shall mean a sewn bag with stitched handles that is specifically designed for multiple reuse and that
  - (1) can carry 25 pounds over a distance of 300 feet;
  - (2) is machine washable; and,
  - (3) is either
    - (a) made of natural fibers (such as cotton or linen); or
    - (b) made of durable, non-toxic plastic other than polyethylene or polyvinyl chloride that is generally considered a food-grade material that is more than 4 mils thick.
- f. “Retail Establishment” shall mean any business facility that sells goods directly to the consumer whether for or not for profit, including, but not limited to, retail stores, restaurants, pharmacies, convenience and grocery stores, liquor stores, seasonal and temporary businesses.

### **Section III     Regulated Conduct**

- a. No Retail Establishment in the Town of Hanson shall provide Thin-Film, Single-Use Plastic Check-Out Bags to customers.
- b. If a Retail Establishment provides or sells Check-Out Bags to customers, the bags must be one of the following:
  - 1. Recyclable paper bag; or
  - 2. Reusable Check-Out bag.

### **Section IV     Exemption**

Thin-film plastic bags typically without handles which are used to contain newspapers, produce, meat, bulk foods, wet items, **dry cleaning**, and other similar merchandise are not prohibited under this bylaw.

## **Section V      Enforcement**

a. The Board of Health and its Health Agent shall have the authority to administer and enforce this bylaw.

b. For the first violation, the enforcing authority, upon a determination that a violation has occurred, shall issue a written warning notice to the establishment specifying the violation.

The following penalties shall apply:

1. A fine of \$50 shall apply for the first violation following the issuance of a written warning notice.

2. A fine of \$100 shall apply for the second violation and each additional violation of this by-law after the issuance of a written warning notice.

c. Fines shall be cumulative and each day on which a violation occurs shall constitute a separate offense.

## **Section VI      Effective Date**

a. This bylaw shall take effect July 1, 2020. The Board may exempt a Retail Establishment from the requirements of this section for a period of up to six (6) months upon a finding by the Board that (1) the requirements of this section would cause undue hardship; or (2) a Retail Establishment requires additional time in order to draw down an existing inventory of thin-film, single-use check-out plastic bags.

## **Section VII      Regulations**

a. The Board of Health may adopt and amend rules and regulations to effectuate the purposes of this bylaw.

## **Section VIII      Severability**

a. If any provision of this bylaw is declared invalid or unenforceable the other provisions shall not be affected thereby.

Proposed by the Board of Health

**Explanation:** To reduce the number of single use bags in our waste stream and in our environment.

Finance Committee Recommends.

Motion: Matthew Dyer

Second: Kenneth Mitchell

Students from the High School's environmental club read statements that they had prepared in favor of this Article.

**VOTED Aye, voice amend the Town of Hanson General By-Laws by adding Article 3 - 25: Waste Reduction, as printed in the Warrant**

**ARTICLE 32:** To see if the town will vote to amend the Town of Hanson General By-Laws by adding Article 3 - 26: Polystyrene Restrictions, as follows:

**Section I Purpose**

The purpose of this Bylaw is to reduce the use of polystyrene in the Town of Hanson.

**Section II Definitions**

The following words shall, unless the context clearly requires otherwise, have the following meanings:

***Disposable food service container*** shall mean single-use disposable products for serving or transporting prepared, ready-to-consume food or beverages, including, without limitation, take-out foods and/or leftovers from partially consumed meals prepared by a food establishment. This includes, but is not limited to, plates, cups, bowls, trays, hinged or lidded containers. It does not include single-use disposable packaging for unprepared foods.

***Food establishment*** shall mean any operation that stores, prepares, packages, serves, vends, or otherwise provides food for human consumption, as further defined in 105 CMR 590.002. Any establishment requiring a permit to operate in accordance with the State Food Code, 105 CMR 590.000, et seq., shall be considered a food establishment for purposes of this division.

***Expanded polystyrene*** shall mean blown polystyrene (polystyrene that has been expanded or blown using a gaseous blowing agent into a solid foam) and expanded and extruded forms, which are thermoplastic petrochemical materials utilizing a styrene monomer and processed by any number of techniques including, but not limited to, fusion of polymer spheres (expandable bead polystyrene), injection molding, form molding, and extrusion-blow molding (extruded foam polystyrene).

***Prepared food*** shall mean any food or beverage prepared on the food establishment's premises using any cooking or food preparation technique. Prepared food does not include any raw uncooked meat, fish or eggs unless provided for consumption without further food preparation. Prepared food may be eaten on or off the food establishment's premises.

**Section III Regulated Conduct**

Food establishments are prohibited from dispensing prepared food to customers in disposable food service containers made from expanded polystyrene;

#### **Section IV     Enforcement**

- a. The Board of Health and its Health Agent shall have the authority to administer and enforce this bylaw.
- b. For the first violation, the enforcing authority, upon a determination that a violation has occurred, shall issue a written warning notice to the establishment specifying the violation.
- c. The following penalties shall apply:
  - 1. A fine of \$50 shall apply for the first violation following the issuance of a written warning notice.
  - 2. A fine of \$100 shall apply for the second violation and each additional violation of this by-law after the issuance of a written warning notice.
- c. Fines shall be cumulative and each day on which a violation occurs shall constitute a separate offense.

#### **Section V     Effective Date**

- a. This bylaw shall take effect July 1, 2020.

#### **Section VI     Regulations**

- a. The Board of Health may adopt and amend rules and regulations to effectuate the purposes of this bylaw.

#### **Section VII     Severability**

- a. If any provision of this bylaw is declared invalid or unenforceable the other provisions shall not be affected thereby.

Proposed by the Board of Health

**Explanation:** The purpose of this Bylaw is to reduce the use of polystyrene in the Town of Hanson.

Finance Committee Recommends.

Motion: Matthew Dyer

Second: Kenneth Mitchell

**VOTED Aye, voice to amend the Town of Hanson General By-Laws by adding Article 3 - 26: Polystyrene Restrictions, as printed in the Warrant.**

**ARTICLE 33:**        To see if the Town will vote to amend the Town of Hanson Zoning Bylaws by amending Section VI, Subsection M, Marijuana Establishments to limit the number of Marijuana Establishments to One in the town of Hanson. Marijuana Establishments include the



following types of businesses: Marijuana cultivation, Marijuana Testing Facilities, Marijuana Product Manufacturing, or other types of licenses marijuana-related business.

Proposed by Benjamin Fletcher and 115 others

Finance Committee does not recommend.

Motion: Annette Benenato  
Second: Benjamin Fletcher

There was a lot of discussion on both Article 33 & Article 34 with the proponents requesting that the Town Meeting pass these Articles to limit the marijuana business in town. The opposition to these Articles debated that the Articles would create a monopoly and the Town could always use the tax income that business could generate. The Town Meeting decided to pass over these Articles and see if the proponents want to put it to a ballot vote.

**VOTED Aye, voice to Pass Over Article 33**

**ARTICLE 34 :** To see if the Town will vote to amend the Town of Hanson General Bylaws by amending Part 3-Articles Relating to the General Public by adding a new Article 3-25 to limit the number of Marijuana Establishments to One in the town of Hanson. Marijuana Establishments include the following types of businesses: Marijuana cultivation, Marijuana Testing Facilities, Marijuana Product Manufacturing, or other types of licenses marijuana-related business.

Proposed by Paul Benenato and 117 others

Finance Committee does not recommend.

Motion: Benjamin Fletcher  
Second: Robert Hayes

**VOTED Aye, voice to Pass Over Article 34.**

**Voted Aye, voice to dissolve the meeting Motion: Sean Kealy, Second: Robert Hayes at 9:54PM**

**A true copy of the vote, Attest:**

**Elizabeth Sloan, CMC, CMMC  
Town Clerk**