

WARRANT FOR ANNUAL ELECTION and
ANNUAL & SPECIAL TOWN MEETING
2016

Essex ss.

To either of the Constables of the Town of Danvers in the County of Essex.

Greetings:

In the name of the Commonwealth of Massachusetts you are hereby directed to notify and warn the inhabitants of the Town of Danvers qualified to vote in elections by posting up attested copies of this Warrant at Town Hall and Danvers High School, seven days at least before the time of holding said meeting to meet in the polling location as follows:

DANVERS HIGH SCHOOL

TUESDAY, MAY 3, 2016

To bring in their votes for the following offices, viz.;

Moderator for 1 year
Selectmen, 2 for a term of 3 years
School Committee, 1 for a term of 3 years
School Committee, 1 for a term of 2 years
Trustees-Peabody Institute, 3 for a term of 3 years

Six Town Meeting Members in each of the eight precincts for a term of three years, and
One Town Meeting Member in Precinct 3 for 1 year, and
One Town Meeting Member in Precinct 8 for 1 year.

THE POLLS WILL BE OPEN AT 7:00 A.M. AND CLOSE AT 8:00 P.M.

The Annual & Special Town Meeting for the transaction of municipal business by the Town Meeting Members will be held at the Danvers High School Auditorium, Cabot Road, Danvers, on

MONDAY, MAY 16, 2016
AT 7:30 O'CLOCK, P.M.

to act on the Articles in the Warrants following.

April 25, 2016

I have this day posted attested copies of this Warrant at the Danvers High School and Town Hall in accordance with Chapter I of the Town By-laws.

ATTEST.



Patrick M. Ambrose
Constable

Town of Danvers, Massachusetts

Memorandum

TO: Precincts 1-8

FROM: Steve Bartha, Town Manager
Joseph L. Collins, Town Clerk

DATE : April 22, 2016

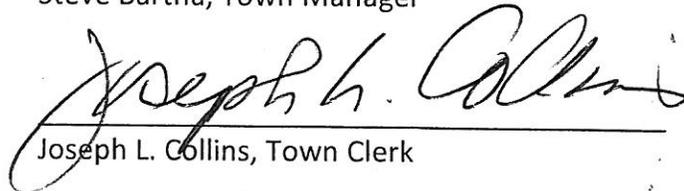
RE: Special & Annual Town Meetings – May 16, 2016

Attached is the Warrant for the Special & Annual Town Meetings to be held on **Monday, May 16, 2016**, in the **Danvers High School Auditorium**.

The Finance Committee will review the Warrant Articles at **6:30 P.M.** on **Tuesday, April 26, 2016** and at **7 P.M.** on **Thursday, April 28, 2016**, in the **Daniel J. Toomey Hearing Room** at Town Hall.



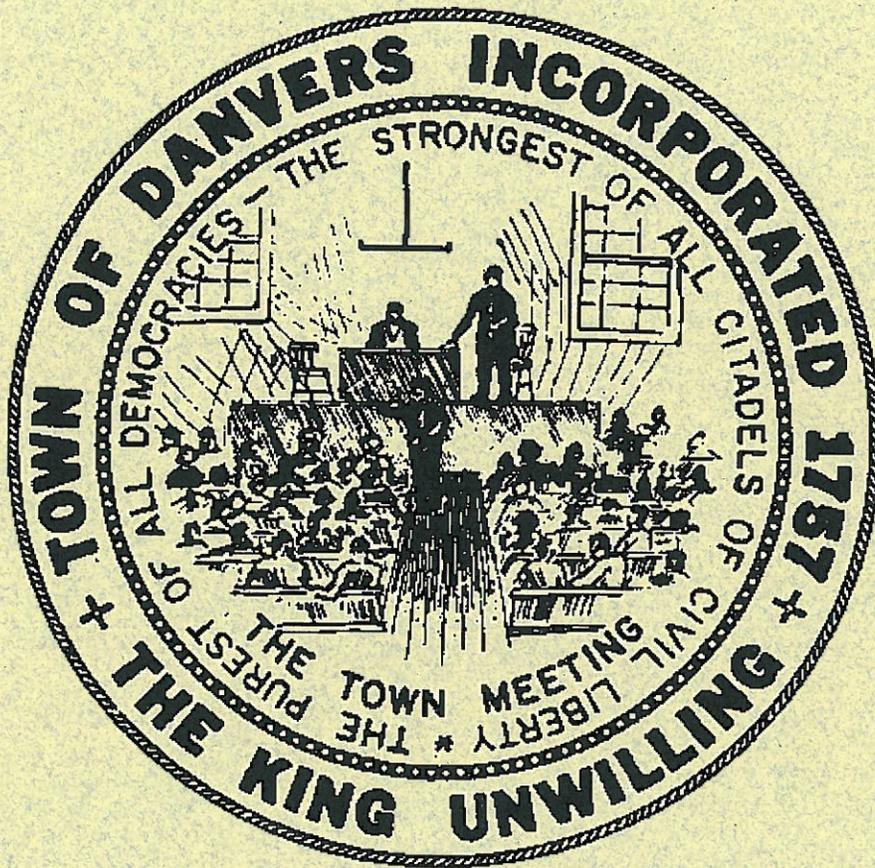
Steve Bartha, Town Manager



Joseph L. Collins, Town Clerk

SB:af

Town of Danvers



ANNUAL TOWN MEETING
May 16, 2016 - 7:30 P.M.
Danvers High School Auditorium

Warrant - Fiscal Year 2017

Warrant & Explanation Report
Special Town Meeting
May 16, 2016

Article 1: Unpaid Bills. To see what sum the Town will vote to appropriate for the payment of certain unpaid bills for previous years, or take any other action thereon.

Article 2: Budget Transfers – Fiscal 2016. To see if the Town will vote to amend the actions taken under Article 2 of the May 18, 2015 Annual Town Meeting or under Article 1 of the December 21, 2015 Special Town Meeting by adding certain appropriations or by reducing certain appropriations, by transfer among accounts, by transfer from prior appropriations under articles, or from available funds, or take any other action thereon.

Article 3: State Public Works Grant. To see what sum the Town will vote to appropriate for public works projects, such sum to be reimbursed by the State Transportation Bond Bill, or take any other action thereon.

Article 4: Public Safety Dispatch Center. To see what sum the Town will vote to appropriate for construction and renovations at the Police Station and to the Public Safety Communications Center, and to determine whether this appropriation should be raised through borrowing or otherwise, or take any other action thereon.

Board of Selectmen

/s/ Daniel C. Bennett

Daniel C. Bennett, Chairman

/s/ David A. Mills

David A. Mills

/s/ *William H. Clark, Jr.*

William H. Clark, Jr.

/s/ *Gardner S. Trask, III*

Gardner S. Trask, III

/s/ *Diane M. Langlais*

Diane M. Langlais

Warrant & Explanation Report
Annual Town Meeting
May 16, 2016

Article 1: Election of Officers. To choose such officers as are required by law to be chosen in the months of April, May, and June annually, if they have not been elected by written ballot at the annual election, or take any other action thereon.

Article 2: Budget - Fiscal 2017. To determine what sums of money the Town will vote to appropriate to defray the charges and expenses of the Town for Fiscal Year 2017, and to determine whether the money so appropriated shall be provided by taxation, by appropriation from available funds or by borrowing, or take any other action thereon.

Article 3: Electric Division Budget. To see if the Town will vote to appropriate, for the Electric Division, the income from the sale of electricity to private consumers, electricity supplied to municipal buildings for municipal power, electricity supplied for street lights, and jobbing during the current fiscal year, the whole to be expended under the direction and control of the Town Manager, for the expense of the plant for said Fiscal Year, as defined by § 57 of Chapter 164 of the M.G.L., and to determine whether said income shall exceed said expenses for said Fiscal Year, or take any other action thereon.

Article 4: Essex North Shore Agricultural & Technical School District Assessment. To see what sum the Town will vote to appropriate for the payment of the assessment certified by the Essex North Shore Agricultural & Technical School District, or take any other action thereon.

Article 5: Authorization of Collector of Taxes to Act. To see if the Town will vote to authorize the Collector of Taxes to use all means of collecting taxes which a Town Treasurer may use when appointed Collector of Taxes, permissible under the statutes of the Commonwealth of Massachusetts, or take any other action thereon.

Article 6: Committee Reports. To see if the Town will vote to hear, consider, and accept the reports of the town boards, commissions, officers, committees, or take any other action thereon.

Article 7: Community Preservation Act. To see if the Town will vote to adopt the provisions of Sections 3-7, inclusive, of M.G.L. Chapter 44B, otherwise known as the "Massachusetts Community Preservation Act," by approving a surcharge on real property for the purposes permitted by said Act, including the acquisition, creation and preservation of open space, the acquisition, preservation, rehabilitation and restoration of historic resources, the acquisition, creation, preservation, rehabilitation and restoration of land for recreational use, the acquisition, creation, preservation and support of community housing, and the rehabilitation and restoration of such open space and community housing that is acquired or created as provided under said Act and to determine the amount of such surcharge on real property as a percentage of the annual real estate tax levy against real property and the fiscal year in which such surcharge shall commence, and to determine whether the Town will accept any of the exemptions from such surcharge permitted under Section 3(e) of said Act, or take any other action thereon.

Article 8: Citizen Petition – Open Burning. To see if the Town will vote to increase curbside brush pickups during open burning season (January 15-May 1), increase the hours for disposal of brush at the Transfer Station and, further, to increase the distance of permitted open burning from seventy-five (75) feet to one hundred (100) feet from the nearest property line, or take any other action thereon. [submitted by Stephen Steinberg, et al]

Article 9: Citizen Petition – Train Depot. To see if the Town will vote to accept, and to acquire at no cost, the former Danvers Depot Building, which is presently located at 22 Cherry Street, Danvers, MA, and which is presently owned and controlled by Cherry Street 29 Enterprises, LLC d/b/a Townsend Oil, said property to be under the care, custody, and control of the Board of Selectmen of Danvers for any lawful purpose, and to approve relocating said building to the Hobart Street Parking Lot, 10 Hobart Street, Danvers, MA, and restoring said building, once situated, at a cost not to exceed seven hundred fifty thousand dollars, which the Town is scheduled to receive from the Commonwealth of Massachusetts, or take any other action thereon. [submitted by Ellen Graham et al]

Article 10: Amendment to Town By-law – Chapter I, §1A. To see if the Town will vote to amend the Town By-laws, Chapter I, §1A, "Town Meetings," by striking each instance

of the phrase (bold underlined) "at **thirty minutes past** seven o'clock," or take any other action thereon.

Article 11: Amendment to Town By-law – Chapter I, §2. To see if the Town will vote to amend the Town By-laws, Chapter I, §2, "Town Meetings," by striking each instance of the phrase (bold underlined) "**earlier than thirty minutes past,**" or take any other action thereon.

Article 12: Technology Plan. To see what sum the town will vote to appropriate for the purchase and installation of hardware and software for telecommunications, computers, and related networking equipment for various town departments, or take any other action thereon.

Article 13: Telephone Systems. To see what sum the Town will vote to appropriate for the replacement of telephone system(s), or take any other action thereon.

Article 14: School Transportation Vehicles. To see what sum the Town will vote to appropriate for the lease payments, or take any other action thereon.

Article 15: Fire Department Vehicle - Pumper. To see what sum the Town will vote to appropriate for the purchase of a Fire Department pumper truck and to determine whether this appropriation should be raised by borrowing or otherwise, or take any other action thereon.

Article 16: Smith School Architectural Services. To see if the Town will vote to appropriate, borrow or transfer from available funds an amount of money to be expended under the direction of the Town Manager and School Building Committee for a feasibility study, including professional and architectural services related to design, engineering and plans for a potential new construction, renovation and/or addition project at the Smith School, 15 Lobao Drive, for which feasibility study the Town may be eligible for a grant from the Massachusetts School Building Authority (MSBA). The MSBA's grant program is a non-entitlement, discretionary program based on need, as determined by the MSBA, and any costs the Town incurs in excess of any grant approved by and received from the MSBA shall be the sole responsibility of the Town, or take any other action thereon.

Article 17: Pavement Management & Sidewalk Improvements. To see what sum the Town will vote to appropriate for the implementation of a pavement management program including consulting services, computer programs, crack sealing, sidewalk improvements, and the reconstruction of Town ways and to determine whether this appropriation should be raised by borrowing or otherwise, or take any other action thereon.

Article 18: Roadway Layout & Acceptance of Public Ways. To see if the Town will vote to approve the layout and acceptance plans, to accept certain roads as public ways, and to authorize the Board of Selectmen to acquire by gift, purchase, taking or otherwise, any fee, easement or other interest in any easement related to such public ways, or take any other action thereon.

Article 19: Roadway Acceptance Plans & Recording Fees. To see what sum the Town will vote to appropriate for the preparation of street layout and acceptance plans and recording fees to accept certain roadways as public ways in the Town of Danvers, or take any other action thereon.

Article 20: Grant of Easement, Lummus Avenue at 85 Maple Street. To see if the Town will vote to grant a license or permanent easement within the public way of Lummus Avenue to rectify a building encroachment into the public way, or take any other action thereon.

Article 21: Abandonment of Temporary Turnaround Easement – Bridle Spur Road. To see if the Town will vote to abandon and release to the abutting property owners' cul-de-sac all rights, title, and interest in the easement granted to the Town as part of the approval of the original Putnamville Estates Subdivision, or take any other action thereon.

Article 22: Abandonment of Temporary Turnaround Easement – Overlook Drive. To see if the Town will vote to abandon and release to the abutting property owners' cul-de-sac all rights, title, and interest easement granted to the Town as part of the approval of the original Putnamville Estates Subdivision, or take any other action thereon.

Article 23: Emerson Brook & Swan Pond Pump Station Repairs. To see what sum the Town will vote to appropriate for the capital maintenance and extraordinary repairs to the Town's water supply system and for the design, permitting, construction and services during construction for extraordinary repairs and maintenance to the Emerson Brook and Swan Pond reservoir pumping station and to determine whether said appropriation shall be made through Water Receipts or Water Retained Earnings or otherwise, or take any other action thereon.

Article 24: Chlorine Booster Station. To see what sum the Town will vote to appropriate for the for the design, permitting, construction and services during construction for a water distribution chlorine booster station, and to determine whether this appropriation shall be raised by borrowing or otherwise, or take any other action thereon.

Article 25: Wastewater Improvements – Pipe Lining, Spot Repairs. To see what sum the Town will vote to appropriate for the second phase of the Comprehensive Infiltration Inflow Reduction Lining Program to maintain the Town's wastewater collection system and to determine whether this appropriation should be raised through sewer receipts or otherwise, or take any other action thereon.

Article 26: Wastewater Facilities Improvements – Endicott Pumping Station. To see what sum the Town will vote to appropriate for the capital maintenance and extraordinary repairs to the Town's wastewater pumping stations and to determine whether said appropriation should be made through Sewer Receipts or Sewer Retained Earnings, or take any other action thereon.

Article 27: Building Improvements. To see what sum the Town will vote to appropriate for repairs, maintenance, and improvements to Town buildings, including equipment, and to determine whether this appropriation should be raised by borrowing or otherwise, or take any other action thereon.

Article 28: Grounds Improvements. To see what sum the Town will vote to appropriate for improvements to and maintenance of Town properties, athletic facilities, playgrounds and equipment, and related costs, including construction, reconstruction, replacement, or

purchase of equipment or supplies, and to determine whether this appropriation should be raised by borrowing or otherwise, or take any other action thereon.

Article 29: Szytko Bridge Maintenance & Repairs. To see what sum the Town will vote to appropriate for the design, permitting, construction, and services during construction for extraordinary maintenance and repairs to the Szytko Bridge and to determine whether said appropriation should be made through taxation or otherwise, or take any other action thereon.

Article 30: Frost Fish Brook Improvements. To see what sum the Town will vote to appropriate for the design, permitting, construction, and services during construction for drainage improvements in Frost Fish Brook and to determine whether this appropriation shall be raised through sewer receipts, sewer retained earnings, borrowing or otherwise, or take any other action thereon.

Article 31: Drainage Liability. To see if the Town will vote to assume liability in the manner provided by M.G.L. Chapter 91, §29, for damages that may be incurred by work to be performed by the Massachusetts Department of Transportation [MassDOT], for the improvement, development, maintenance, and protection of tidal and non-tidal rivers and streams, harbors, tidewaters, foreshores, and shores along the public beach, in accordance with M.G.L. Chapter 91, §11, and authorize the Board of Selectmen to execute and deliver a bond of indemnity therefore to the Commonwealth of Massachusetts, or take any other action thereon.

Article 32: Drainage Maintenance. To see what sum the Town will vote to appropriate for the continuation of the drainage maintenance program including engineering, specifications and bidding documents, materials, equipment and construction associated with the costs of upgrading and improving the existing drainage throughout the Town, and to determine whether this appropriation should be raised by borrowing or otherwise, or take any other action thereon.

Article 33: Water Main Replacements. To see what sum the Town will vote to appropriate for the capital maintenance and extraordinary repairs to the Town's water distribution system for the replacement of water mains and to determine whether said appropriation

shall be made through water receipts or water retained earnings or otherwise, or take any other action thereon.

Article 34: Amendment to Article 8, 5/18/15 ATM, Preservation Restrictions. To see if the Town will vote to amend Article 8 of the May 18, 2015 Annual Town Meeting by replacing the phrase "not to exceed \$100,000" with the phrase "not to exceed \$30,000" from the previously-approved warrant article, or take any other action thereon.

Article 35: Re-establishment of Revolving Fund Accounts. To see if the Town will vote to re-establish departmental revolving fund accounts pursuant to M.G.L. Chapter 44, § 53E½ under the custody of the Town Treasurer, or take any other action thereon.

Article 36: Post-employment Health Insurance Stabilization Fund. To see what sum the Town will vote to appropriate to add to the post-employment health insurance stabilization fund, pursuant to M.G.L. Chapter 40, § 5B, or take any other action thereon.

Article 37: Establishment of OPEB Trust Fund. To see if the Town will vote to accept the provisions of M.G.L. Chapter 32B, which provides for the establishment of an "Other Post-Employment Benefits (OPEB)" liability trust fund for the Town, to be known as the "OPEB Trust Fund," and further, to raise, appropriate, and transfer from the OPEB Stabilization Fund sums of money to the OPEB Trust Fund to be used for post-employment benefits, in accordance with said statutes, or take any other action thereon.

Article 38: Stabilization Fund. To see what sum the town will vote to appropriate to add to the Stabilization Fund, pursuant to the provisions of M.G.L. Chapter 40, § 5B, or take any other action thereon.

Article 39: School Construction Stabilization Fund. To see what sum the Town will vote to appropriate to add to the School Construction Stabilization Fund, pursuant to the provisions of M.G.L. Chapter 40, § 5B, or take any other action thereon.

Article 40: Danvers Contributory Retirement System - COLA. To see if the Town will vote to approve a cost of living adjustment for retirees in accordance with M.G.L. Chapter 32, § 103(j) [Chapter 188 of the Acts of 2010], or take any other action thereon.

Article 41: Fiscal 2017 Budget Amendments. To see if the Town will vote to amend the action taken under Article 2 of the 2016 Annual Town Meeting by increasing certain appropriations, by adding certain appropriations, or by reducing certain appropriations, by transfer among accounts or from available funds, or take any other action thereon.

Board of Selectmen

/s/ Daniel C. Bennett
Daniel C. Bennett, Chairman

/s/ David A. Mills
David A. Mills

/s/ William H. Clark, Jr.
William H. Clark, Jr.

/s/ Gardner S. Trask, III
Gardner S. Trask, III

/s/ Diane M. Langlais
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