

Annual Town Meeting WARRANT TOWN OF HUDSON



Monday, May 5, 2014

**Finance Committee
Report and Recommendations**

Finance Committee Preamble

To The People of Hudson, Greetings:

The finance committee would like to take this opportunity to welcome Mr. Thomas Moses as Hudson's new Executive Assistant. Tom brings with him 25 years of municipal experience, most recently as the Assistant City Manager/Chief Financial officer in Lowell for the past seven years. We also would like to thank Mr. Chris Sandini for taking on the role of interim Executive Assistant during the period of time we were without a replacement. Chris's hard work and dedication made for a seamless transition.

We have reviewed the warrant articles and made our recommendations:
Article #6 – Public Works Administration / Police Headquarters Design & Construction
The citizens of the town have previously supported the construction of a new Fire Headquarters, a new High School, a new Middle School, renovation of the senior center, improvements to the Wastewater Treatment Plant, upgrades to the water system and rehabilitation of the Assabet Regional Vocational School. Each of these projects was worthy and expensive, however, they were necessary and prudent. A feasibility study for both the existing DPW Administration Building and Police Station was undertaken to determine the present operational and space needs with a twenty-five year look-ahead. Alternatives considered the alteration and or additions to the existing structures or the building of a combined facility for both departments. The conclusion of the study and most advantageous solution was to construct a new building which would house both the Police Department's operations and the Public Works Administration offices. A combined building provides for shared mechanical, electrical, water, sewer and fire protection services as well as public spaces. The construction cost is reduced for a single structure versus two separate buildings. The proposed site is town owned and both departments would continue to operate without obstruction during the construction period. Yearly maintenance and operational cost would be reduced and the building would be more environmentally friendly. Already the projected cost of a new facility has increased by over one million dollars since the completion of the study in December 2012. There may never be a good time to spend money, but there needs to be a time to spend good money. To provide the employees of these departments a new facility for which the town can be proud and supportive of is not wasted money, but has been warranted for a long time. The Finance Committee strongly supports the adoption of this article.

The Finance Committee:

John Parent, Chairman, Justin Provencher, Vice Chairman
David Provencher, Claudinor Salomão, Barbara Rose,
Michael Downey, Manuel A. Chaves, Steven Domenicucci, Robert Clark

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TOWN WARRANT

THE COMMONWEALTH OF MASSACHUSETTS

Middlesex, ss.

To either of the constables of the Town of Hudson in the County of Middlesex,
Greetings:

In the name of the Commonwealth of Massachusetts you are hereby directed to notify and warn the inhabitants of the Town of Hudson, qualified to vote in elections and in Town affairs, to assemble in the Hudson High School, Brigham Street, in said Town on

**MONDAY, the Fifth day of
MAY
in the year 2014**

at 7:30 o'clock in the evening. Then and there to act on the following articles to wit:

ARTICLE 1 Firefighters Retroactive Pay

To see if the Town will vote to raise and appropriate or take from available funds the sum of \$172,592 to fund retroactive pay in the Fiscal Year ending June 30, 2014 pursuant to Memorandum of Agreement 3A between the Town of Hudson and Local 1713 of the I.A.F.F., or take any action relative thereto.

Executive Assistant
Board of Selectmen
Fire Chief

Article 1: The Finance Committee unanimously recommends the adoption of the subject matter of this article and that the sum of \$172,592 be taken from available funds.

ARTICLE 2 FY15 Budget

To see if the Town will vote to fix the salary and compensation of all elected officers of the Town as provided by Section 108 of Chapter 41 of the Massachusetts General Laws, as amended, and raise and appropriate a sum of money therefore to provide funds needed to defray the usual and necessary expense of the Town for the fiscal year beginning on July 1, 2014 and ending on June 30, 2015; and raise and appropriate or take from available funds the money needed to carry into effect the provisions of this article, or take any action relative thereto.

Executive Assistant
Board of Selectmen

Department		FY12 Actual	FY13 <u>Actual</u>	FY14 Budget	EA Request	Selectmen Recommend	Fin Com Recommend
1 Board of Selectmen	Personnel	7,500	9,000	9,000	9,000	9,000	9,000
2 Board of Selectmen	Expenses	4,143	4,420	4,585	4,585	4,585	4,585
Selectmen Total		11,643	13,420	13,585	13,585	13,585	13,585
3 Executive Assistant	Personnel	329,465	339,142	360,937	344,359	344,359	344,359
4 Executive Assistant	Expenses	4,842	6,796	8,340	10,250	10,250	10,250
5 Election & Town Meeting	Personnel	20,487	42,729	12,916	42,785	42,785	42,785
6 Election & Town Meeting	Expenses	6,122	7,718	9,700	10,480	10,480	10,480
7 Community Development	Personnel	110,314	113,138	115,428	119,209	119,209	119,209
8 Community Development	Expenses	1,043	4,385	2,260	3,310	3,310	3,310
9 Legal Services	Expenses	228,020	207,884	164,000	164,000	164,000	164,000
10 Building Maintenance	Personnel	51,484	51,688	53,854	54,487	54,487	54,487
11 Building Maintenance	Expenses	156,975	170,051	164,738	166,424	166,424	166,424
12 Personnel Expense	Expenses	11,568	14,216	9,753	9,753	9,753	9,753
Exe. Assistant Total		920,320	957,747	901,926	925,057	925,057	925,057
13 Finance/IT Department	Personnel	603,311	629,604	549,027	568,989	568,989	568,989
14 Finance/IT Department	Expenses	141,732	133,553	140,643	133,178	133,178	133,178
Finance/IT Total		745,043	763,157	689,670	702,167	702,167	702,167
15 Town Clerk/Registrar	Personnel	131,591	134,952	141,769	143,546	143,546	143,546
16 Town Clerk	Expenses	10,064	10,799	11,385	11,676	11,676	11,676
Town Clerk Total		141,655	145,751	153,154	155,222	155,222	155,222
17 Moderator	Expenses	110	110	110	110	110	110
18 Finance Committee	Expenses	231	231	881	881	881	881
19 Board of Assessors	Personnel	25,900	25,900	26,677	27,477	27,477	27,477
20 Board of Assessors	Expenses	76,759	79,295	83,350	85,350	85,350	85,350
21 Board of Appeals	Personnel	129	342	992	252	252	252
22 Board of Appeals	Expenses	549	1,000	1,000	1,700	1,700	1,700
23 Conservation Comm.	Personnel	35,899	36,297	36,437	36,893	36,893	36,893 ¹
24 Conservation Comm.	Expenses	-	-	-	-	-	-
25 Planning Board	Personnel	248	286	992	503	503	503
26 Planning Board	Expenses	4,818	5,900	6,000	6,600	6,600	6,600
27 Municipal Light Board	Personnel	3,575	3,900	3,900	3,900	3,900	3,900
28 Econ. Develop. Comm.	Personnel	4,034	2,000	2,000	2,000	2,000	2,000
29 Econ. Develop. Comm.	Expenses	671	1,479	1,479	9,479	9,479	9,479
30 Fort Meadow Comm.	Expenses	2,390	2,792	2,500	2,800	2,800	2,800
31 Lake Boon Comm.	Expenses	556	1,728	1,728	1,988	1,988	1,988
32 Historical District Comm.	Expenses	300	500	500	600	600	600
Board & Com Total		156,169	161,760	168,546	180,533	180,533	180,533
33 Police Department	Personnel	2,778,717	2,754,138	2,777,610	2,861,206	2,861,206	2,861,206
34 Police Department	Expenses	293,374	298,072	338,215	339,060	339,060	339,060
Police Dept. Total		3,072,091	3,052,210	3,115,825	3,200,266	3,200,266	3,200,266

¹ Recommend that \$2000.00 be taken from Conservation Receipts and applied to line 23 Conservation Personnel.

<u>Department</u>		<u>FY12 Actual</u>	<u>FY13 Actual</u>	<u>FY14 Budget</u>	<u>EA Request</u>	<u>Selectmen Recommend</u>	<u>Fin Com Recommend</u>
35 Fire Department	Personnel	2,529,427	2,505,296	2,546,067	2,731,576	2,731,576	2,731,576
36 Fire Department	Expenses	279,016	302,585	299,045	302,072	302,072	302,072
Fire Dept. Total		2,808,443	2,807,881	2,845,112	3,033,648	3,033,648	3,033,648
37 Inspections Dept.	Personnel	151,099	152,336	153,699	153,680	153,680	153,680
38 Inspections Dept.	Expenses	8,124	6,753	8,832	8,930	8,930	8,930
Insp. Dept. Total		159,223	159,089	162,531	162,610	162,610	162,610
39 DPW Snow & Ice	Personnel	167,315	194,480	116,265	116,265	116,265	116,265
40 DPW Snow & Ice	Expenses	152,488	357,607	210,688	210,688	210,688	210,688
41 Public Works	Personnel	2,671,126	2,712,864	2,816,758	2,910,807	2,910,807	2,910,807
42 Public Works	Expenses	2,704,093	2,801,816	3,553,275	3,318,025	3,318,025	3,318,025
DPW Total		5,695,022	6,066,767	6,696,986	6,555,785	6,555,785	6,555,785
43 Board of Health	Personnel	95,022	100,339	100,704	133,380	133,380	133,380
44 Board of Health	Expenses	33,528	29,809	37,400	37,700	37,700	37,700
BOH Total		128,550	130,148	138,104	171,080	171,080	171,080
45 Council on Aging	Personnel	196,797	197,261	230,211	228,169	228,169	228,169
46 Council on Aging	Expenses	31,543	35,329	35,671	37,952	37,952	37,952
COA Total		228,340	232,590	265,882	266,121	266,121	266,121
47 Veterans' Services	Personnel	58,584	60,523	60,750	62,735	62,735	62,735
48 Veterans' Services	Expenses	56,205	63,284	65,800	65,800	65,800	65,800
Veterans' Total		114,789	123,807	126,550	128,535	128,535	128,535
49 Library	Personnel	477,980	494,816	506,895	509,100	509,100	509,100
50 Library	Expenses	197,470	201,847	196,588	204,971	204,971	204,971
Library Dept. Total		675,450	696,663	703,483	714,071	714,071	714,071
51 Recreation	Personnel	222,748	225,789	226,908	244,771	244,771	244,771
52 Recreation	Expenses	57,568	61,185	62,700	65,915	65,915	65,915
Recreation Dept. Total		280,316	286,974	289,608	310,686	310,686	310,686
53 Debt Service	Expenses	5,252,028	6,143,793	6,030,040	5,938,202	5,938,202	5,938,202
Debt Total		5,252,028	6,143,793	6,030,040	5,938,202	5,938,202	5,938,202
54 Pensions	Expenses	3,573,871	3,731,090	3,910,611	4,161,202	4,161,202	4,161,202 ²
Pension Total		3,573,871	3,731,090	3,910,611	4,161,202	4,161,202	4,161,202
55 Group Health Ins.	Expenses	3,417,560	3,295,520	3,630,887	3,954,427	3,954,427	3,954,427
56 General Insurance	Expenses	520,846	591,684	696,782	699,268	699,268	699,268
Insurance Total		3,938,406	3,887,204	4,327,669	4,653,695	4,653,695	4,653,695

² Recommend that \$225,000.00 be taken from Light & Power Surplus Account and be applied to Line 54, Contributory Retirement and Pensions.

<u>Department</u>		<u>FY12 Actual</u>	<u>FY13 Actual</u>	<u>FY14 Budget</u>	<u>School Committee Request</u>	<u>Selectmen Recommend</u>	<u>FinCom Recommend</u>
57 Assabet Valley	Expenses	1,529,713	1,674,178	1,887,535	1,947,185	1,947,185	1,947,185
Assabet Valley Total	Expenses	1,529,713	1,674,178	1,887,535	1,947,185	1,947,185	1,947,185
58 Hudson Schools	Personnel	26,049,735	27,039,371	28,349,006	28,986,859	28,986,859	28,986,859 ³
59 Hudson Schools	Expenses	3,594,619	3,398,749	3,583,718	3,680,985	3,680,985	3,680,985
Schools Total		29,644,354	30,438,120	31,932,724	32,667,844	32,667,844	32,667,844
60 Schools Transportation	Expenses	1,363,583	1,500,055	1,537,556	1,572,151	1,572,151	1,572,151
Transportation Total		1,363,583	1,500,055	1,537,556	1,572,151	1,572,151	1,572,151
Hudson Schools Total		31,007,937	31,938,175	33,470,280	34,239,994	34,239,994	34,239,994
Total Operations		60,439,009	62,972,404	65,897,098	67,459,645	67,459,645	67,459,645

³ Recommend that \$687,029.82 be taken from Free Cash and applied to Line 58 Hudson Schools Personnel.

ARTICLE 3 FY15 Capital Plan

To see if the Town will vote to authorize the sums needed to purchase items of equipment, and make capital Improvements requested by the various departments, taking from Available Funds the sum of \$1,069,352 to carry into effect the provisions of this article as described below; or take any other action relative thereto.

Department:	Project:	Amount:	Source of Funds:	
DPW	Roadway Reconstruction	\$250,000	Available Funds	7-1
	4WD Pickup F150 w/Plow	\$32,615	Available Funds	8-0
	Tractor (Park Dept)	\$41,000	Available Funds	8-0
	Sidewalk Tractor	\$159,650	Available Funds	8-0
	Dump Truck and Plow	\$132,077	Available Funds	8-0
	4WD Pickup F150	\$23,120	Available Funds	8-0
Fire	SCBA Bottles	\$104,990	Available Funds	7-0
	Command Vehicle	\$63,977	Available Funds	5-2
	Master Box Replacement	\$61,600	Available Funds	7-0
Town Clerk	Electronic Voting Machines	\$56,000	Available Funds	8-0
Library	Painting Adult & Children's Dept.	\$9,400	Available Funds	7-0-1
Police	Police Cruisers (3)	\$103,923	Available Funds	7-0
Recreation	Cargo Van	\$31,000	Available Funds	7-0
Total Capital:	\$1,069,352			

Executive Assistant, Director of Public Works, Police Chief, Fire Chief, Town Clerk, Library Director, Recreation Director, Board of Selectmen

Article 3: The Finance Committee recommends the adoption of the subject matter of this article and that the sum of \$1,069,352 be taken from available funds.

ARTICLE 4 Main Street Joint Restoration and Overlay

To see if the Town will vote to borrow and appropriate pursuant to Massachusetts General Laws, Chapter 44, as amended, or any other enabling authority, the sum of \$575,000 for the repair and restoration of the expansion joints and pavement overlay of Main Street

from Wood Square to High Street; and to authorize the Treasurer, with the approval of the Board of Selectmen, to issue any bonds or notes necessary for such purpose; Or take any action relative thereto.

Director of Public Works
Board of Selectmen

Article 4: The Finance Committee unanimously recommends the adoption of the subject matter of this article and that the sum of \$575,000 be borrowed.

ARTICLE 5 Sewer Pump Station Alarms

To see if the Town will raise and appropriate or take from available funds the sum of \$143,618.18, and transfer the sum of \$24,108.93 from the balance remaining under Article 5 of the May 2007 Town Meeting, and transfer the sum of \$116,997.70 from the balance remaining under Article 6 of the May 2003 Town Meeting, and transfer the sum of \$1,175.48 from the balance remaining under Article 7 of the November 2008 Town Meeting, and transfer the sum of \$9,367.31 from the balance remaining under Article 8 of the November 2008 Town Meeting, and transfer the sum of \$14,045.65 from the balance remaining under Article 3 of the November 1999 Town Meeting, and transfer the sum of \$13.11 from the balance remaining under Article 28 of the May 1997 Town Meeting, and transfer the sum of \$673.64 from the balance remaining under Article 7 of the May 2007 Town Meeting for the purchase and installation of SCADA Alarms and Controls at the Municipal Drive, Central Street, Farina Field and High School Sewer Pump Stations; Total Cost-\$310,000.

Or take any action relative thereto.

Director of Public Works
Board of Selectmen

Article 5: The Finance Committee unanimously recommends the adoption of the subject matter of this article and that the sum of \$143,618.18 be taken from available funds.

ARTICLE 6 Public Works Administration / Police Headquarters Design & Construction

To see if the town will vote to borrow and appropriate the sum of \$15,134,482 pursuant to Massachusetts General Laws Chapter 44, Section 7, Clauses (3), (3A), and (21) or any other general or special law. Said sum to be used for the purpose of funding the design, site improvement and construction of a combined Public Works and Police Headquarters facility to be located on land owned by the Town of Hudson and located off of Cox Street, shown of Assessor's map 13 as lot 66; and to authorize the Treasurer, with the approval of the selectmen, to issue any bonds or notes necessary for such purpose; and to authorize the Board of Selectmen to apply for and accept any state and/or federal aid that may be available therefore; and to see if the Town will vote to make any appropriation and borrowing hereunder subject to and contingent upon an affirmative vote of the Town to exempt the amounts required for the payment of interest and principal on said borrowing from the limitations on taxes imposed by M.G.L. 59, Section 21C (Proposition 2 ½); or to take any action relative thereto.

Executive Assistant

Director of Public Works
Police Chief

Article 6: The Finance Committee recommends the adoption of the subject matter of this article and that the sum of \$15,134,482 be borrowed. Vote 7-0-2

ARTICLE 7 Reserve Fund

To see if the Town will vote to adopt a Reserve Fund to provide for extraordinary or unforeseen expenditures or transfers, to be made to the departments only by vote of the Finance Committee, as provided for in Chapter 40, Section 6 of the Massachusetts General Laws as amended, and to raise and appropriate a total of \$100,000 to carry into effect the provisions of this article; or take any action relative thereto.

Executive Assistant
Board of Selectmen

Article 7: The Finance Committee unanimously recommends the adoption of the subject matter of this article.

ARTICLE 8 Youth Sports

To see if the Town will vote to raise and appropriate the sum of \$4,500 to support Youth Sports, administered through the Park Commission, or take any action relative thereto.

Director of Recreation / Park Commission
Board of Selectmen

Article 8: The Finance Committee unanimously recommends the adoption of the subject matter of this article.

ARTICLE 9 Cable Television Receipts

To see if the Town will vote to authorize the Treasurer to deposit any payments required of any Hudson Cable Television Licensee for the fiscal year ending June 30, 2015. Said payments shall constitute the Hudson Cable Television Services Fund and shall be utilized, for the purposes set forth and in accordance with the terms and conditions specified within the license agreements between the licensee and the Town. And further to see if the Town will authorize the Executive Assistant to expend those funds with the approval of the Board of Selectmen; or take any other action relative thereto.

Executive Assistant
Board of Selectmen

Article 9: The Finance Committee unanimously recommends the adoption of the subject matter of this article.

ARTICLE 10 Community Preservation Reservation of Funds

To see if the Town will vote to appropriate or reserve from the **Community Preservation** annual revenues in the amounts recommended by the Community Preservation

Committee for committee administrative expenses and other expenses in fiscal year 2015, with each item to be considered a separate appropriation:

Appropriations:

From FY 2015 estimated revenues for Committee Administrative Expenses **\$ 30,033.85**

Reserves:

From FY 2015 estimated revenues for Historic Resources Reserve **\$ 60,067.70**

From FY 2015 estimated revenues for Community Housing Reserve **\$ 60,067.70**

From FY 2015 estimated revenues for Open Space Reserve **\$ 60,067.70**

From FY 2015 estimated revenues for Budgeted Reserve **\$ 390,440.75**

Or take any action relative thereto.

Community Preservation Committee

Article 10: The Finance Committee unanimously recommends the adoption of the subject matter of this article.

ARTICLE 11 Community Preservation Appropriations – Town Hall

To see if the Town will vote to appropriate from the **Community Preservation** annual revenues in the amounts recommended by the Community Preservation Committee for a community preservation project in fiscal year 2014:

\$31,464.00 From the Historic Resources Reserve for the assessment of Town Hall for rehabilitation.

Or take any action relative thereto.

Community Preservation Committee

Article 11: The Finance Committee unanimously recommends the adoption of the subject matter of this article.

ARTICLE 12 Community Preservation Appropriations – Hudson Historic Society Museum

To see if the Town will vote to appropriate from the **Community Preservation** annual revenues in the amount recommended by the Community Preservation Committee for a community preservation project in fiscal year 2015:

\$40,000.00 From the Historic Resources Reserve for the Digitizing of Hudson Historic Society Museum's Historical Clipping File.

Or take any action relative thereto.

Community Preservation Committee

Article 12: The Finance Committee unanimously recommends the adoption of the subject matter of this article.

ARTICLE 13 Community Preservation Appropriations - Land Purchase 481 Main Street

To see if the Town will vote to appropriate from the **Community Preservation** annual revenues in the amount recommended by the Community Preservation Committee for a community preservation project in fiscal year 2015:

\$231,500 From the Open Space Reserve for the purchase of land at 481 Main Street.
\$600,000 From Budgeted Reserve for the purchase of land at 481 Main Street.

Or take any action relative thereto.

Community Preservation Committee

Article 13: The Finance Committee recommends the adoption of the subject matter of this article. Vote 8-0-1

ARTICLE 14 Land Acquisition – Gerwick Property 481 Main Street

To see if the Town will vote to authorize the Board of Selectmen pursuant to the provisions of M.G.L. c.61 and every other applicable law to acquire by gift, purchase, or take by eminent domain certain parcels of land, easements, interests and/or restrictions therein for the protection of open space, a certain property, now or formerly owned by Irene B. Gerwick, consisting of 26.88 acres, more or less, and shown on Hudson Assessors Map 32, Lot 24 and in an amount \$831,500, owned by Irene B. Gerwick, plan by: Thomas Land Surveyors and Engineering Consultants, Inc. of Hudson, MA, , which is on file with the Town Clerk;

And further that said land be conveyed to the Town of Hudson under the provisions of Chapter 44B as amended, managed and controlled by the Hudson Conservation Commission who shall be authorized to file on behalf of the Town of Hudson any and all applications deemed necessary for grants and/or reimbursements from the Commonwealth of Massachusetts under the Urban Self-Help Act, Chapter 993, Acts of 1977, *as amended*, Federal Land and Water Conservation Fund, P.L. 88-568, 78 Stat 897, Mass. Community Development Block Grant funds, and/or any other grant or donation in any way connected with the scope of this Article, and the Town of Hudson Board of Selectmen and Park Commission be authorized to enter into all agreements and execute any and all instruments as may be necessary on behalf of Hudson to affect said purchase and development; Said land to be bound by a permanent restriction, recorded as a separate instrument as set forth in M.G.L. c.44 §and c.184 §§31-33, inclusively.

And notwithstanding the limitations set forth in Article I, Section 6.07 of the Town By-Laws, that the Selectmen as Law Committee of the Town have full and exclusive power and authority, as agents for the Town, to defend, settle, compromise, make agreements and order payments of any and all claims, suits and actions which may exist or arise from or on account of the acquisition by gift, lease, purchase or taking by eminent domain the parcel of land with structures and trees thereon, if any, and any easements or other rights to be taken for the purposes set forth in this Article;

And further that any amount raised and appropriated hereunder be reduced by any state or federal grant amount obtained for the purposes of this land acquisition;

Or take any action relative thereto.

Community Preservation Committee

Article 14: The Finance Committee recommends the adoption of the subject matter of this article. Vote 8-0-1

ARTICLE 15 Joint Dispatch Offset Receipts

To see if the Town will vote to appropriate the sum of \$349,000 said sum to be utilized to offset the cost of operating and maintaining a joint police and fire dispatch system through June 30, 2015, and such sum to be offset, in the aggregate, by the estimated receipts from public safety fees paid by the Highland Commons Shopping Center, all in accordance with the provisions of Massachusetts General Laws, Chapter 44, Section 53E as authorized in Article 14 of the Town Meeting of May 2, 1988; or take any action relative thereto.

Fire Chief, Police Chief
Executive Assistant
Board of Selectmen

Article 15: The Finance Committee unanimously recommends the adoption of the subject matter of this article.

ARTICLE 16 Revolving Fund Articles

To see if the Town will vote to establish and authorize the use of revolving fund accounts pursuant to the provisions of Massachusetts General Law Chapter 44, Section 53E 1/2 as amended for the purposes, maximum expenditure, and authority to spend as outlined in the table below. Funds expended for these purposes may be used independently or in conjunction with other public or private funds provided for these same purposes.

Title	Max Amount	Source of Fees and Use of Funds	Authority to Expend Funds
Hazardous Materials Revolving Fund	\$20,000	Applying fees received for services provided at hazardous material release incidents, contingency planning activities, site assessments, and public training for replacement of equipment, materials, and the costs of labor involved with personnel through June 30, 2015.	Fire Chief
Fire Alarm Revolving Fund	\$30,000	Applying fees received from users of the services provided by the Fire Department's Fire Alarm Division for the extension of the Municipal Fire Alarm System through June 30, 2015.	Fire Chief
Infiltration and Inflow	\$400,000	Applying fees received for Sewer Extension Permits to the reduction of Infiltration and Inflow	DPW Director

Revolving Fund		into the Wastewater Collection System throughout the Town and expending funds for technical assistance and or direct mitigation of existing sources of Infiltration and Inflow through June 30, 2015.	
Real Estate Tax File Revolving Fund	\$15,000	Applying fees received for Electronic Real Estate Tax Files to the printing of Real Estate Tax Bills and for the printing, stuffing and mailing of Real Estate Tax Bills through June 30, 2015.	Finance Director
Inspections Fees Revolving Fund	\$125,000	Applying fees charged to the recipients of inspections to be utilized to fund the cost of providing plumbing, electrical, and building inspections by part-time qualified inspectors through the period ending June 30, 2015.	Building Commissioner
School Department Professional Development Revolving Fund	\$20,000	Applying fees charged to the recipients of Professional Development Program services within the Hudson Public Schools to hire instructors, purchase instructional materials, reimburse travel and lodging costs, and other expenses as incurred in the development and operation of these programs through June 30, 2015.	Superintendent of Schools
Senior Citizens Program Revolving Fund	\$40,000	Applying fees received from participants in the Senior Citizen Programs and Activities provided by the Hudson Senior Center to hire instructors, purchase materials, and pay for other expenses as incurred in the development and operation of these programs and activities through June 30, 2015	Council On Aging
Public Health Revolving Fund	\$112,000	Applying fees received for public health programs to pay for the Inspection of Nail Salons, and Rental Dwellings, the inspection and regulation of Solid Waste Haulers and providers of dumpsters, and the review of Septic System inspection reports through June 30, 2015.	Board of Health
Tobacco Control Revolving Fund	\$6,000	Applying fees received from licensed sellers of tobacco products to provide education, inspections, enforcement, and the administration of tobacco control programs through June 30, 2015.	Board of Health

Or take any other action relative thereto.

Executive Assistant, Fire Chief, Finance Director, DPW Director, Board of Selectmen, Building Commissioner, School Committee, Council on Aging, Board of Health

Article 16: The Finance Committee unanimously recommends the adoption of the subject matter of this article.

ARTICLE 17 Affordable Housing Revolving Fund

To see if the Town will vote to establish and authorize the use of a revolving fund account pursuant to the provisions of Massachusetts General Law Chapter 44, Section 53E ½ as amended for the purposes, maximum expenditure, and authority to spend as detailed below. Funds expended for these purposes may be used independently or in conjunction with other public or private funds provided for these same purposes.

The Fund shall be known as the Affordable Housing Revolving Fund, and shall be authorized for a maximum of \$90,000 to be made up of fees and reimbursements charged to neighboring Towns participating in the Regional Housing Consultant Services project conducted by the Community Development Department to be spent under the authority of the Community Development Director in order to hire the consultant, purchase services and materials, and pay for other expenses as incurred in the development and operation of these programs or activities through the period ending June 30, 2015; or take any other action relative thereto.

Director of Community Development
Board of Selectmen

Article 17: The Finance Committee unanimously recommends the adoption of the subject matter of this article.

ARTICLE 18 Lake Boon Invasive Weed Control

To see if the Town will vote to raise and appropriate the sum of \$7,000 said sum to be used as the Town of Hudson's share of the cost of invasive weed control on Lake Boon; or take any other action relative thereto.

Lake Boon Commission

Article 18: The Finance Committee unanimously recommends the adoption of the subject matter of this article.

ARTICLE 19 Light and Power Surplus Account

To see if the Town will appropriate the receipts of the Light and Power Department for the operation, maintenance, expenses, repairs and construction for the Department for the fiscal year ending June 30, 2015, as defined in Section 57 and 58, Chapter 164 of the General Laws (1921) of Massachusetts, as thereafter amended, and that if there shall be any unexpended balance as of December 31, 2014, an amount not to exceed \$225,000 of the same shall be transferred to the Light and Power Surplus Account.

Municipal Light Board

Article 19: The Finance Committee unanimously recommends the adoption of the subject matter of this article.

ARTICLE 20 Annual Town Reports

To hear the reports of the Town Officers, Boards and Committees and to act thereon.

Board of Selectmen

Article 20: The Finance Committee unanimously recommends the adoption of the subject matter of this article.

ARTICLE 21 School Department Transportation Contract

To see if the Town will vote to authorize the School Department to enter into a Transportation contract for a period of up to five (5) years.

School Committee

Article 21: The Finance Committee unanimously recommends the adoption of the subject matter of this article.

ARTICLE 22 Abandon Drainage Easement - Broad Street

To see if the Town will authorize the Board of Selectmen to abandon and otherwise terminate a drainage easement over a certain parcel of land approved under article 26 at a Special Town Meeting held on November 17, 1980. Said drainage easement for the discharge of street drainage into, through, on and over a parcel of land on the westerly side of Broad Street including the right to enter upon, dig up and open the ground, lay, re-lay and maintain therein pipes, drains and other material or equipment is shown on a plan, a copy of said plan being on file with the Town Clerk's Office, entitled " Plan of Drainage Easement in Hudson, Mass., Owned by Edward C. and Jean Brissette, Scale 1"= 20', May 6, 1980, Plan by: Hudson Public Works Dept., Hudson, Mass.

And notwithstanding the limitations set forth in Article I, Section 6.07 of the Town By-Laws, that the Selectmen as Law Committee of the Town have full and exclusive power and authority, as agents for the Town, to defend, settle, compromise, make agreements and order payments of any and all claims, suits, and actions which may exist or arise from or on account of the acquisition by gift, lease, purchase or taking by eminent domain the parcel of land with structures and trees thereon, if any, and any easements or other rights to be abandoned for the purpose set forth in this Article;

And further to see if the Town will vote to take from available funds the sum of \$100.00 to carry out the provisions of this article;

Or take any action relative thereto.

Director of Public Works
Board of Selectmen

Article 22: The Finance Committee unanimously recommends the adoption of the subject matter of this article.

ARTICLE 23 Drainage Easement - Broad Street

To see if the Town will authorize the Board of Selectmen to acquire by gift an easement over a certain parcel of land shown as a proposed drainage easement for the discharge of

street drainage into, through, on and over said parcel of land on the westerly side of Broad Street including the right to enter upon, dig up and open the ground, lay, re-lay and maintain therein pipes, drains and other material or equipment. Said easement located in the Town of Hudson, County of Middlesex, Massachusetts is shown on a plan, a copy of said plan being on file with the Town Clerk's Office, entitled "Easement Plan of Relocated Drainage Easement, Broad Street, Hudson, Ma., Prepared by: Foresite Engineering, Scale: 1"=20.00', Date: January 14, 2014" and further described as follows:

Beginning at a point on the westerly side of Broad Street, said point being 80.17' south of the northeast property corner with Overland Park Condominiums;

Thence, S 14-20-00 W a distance of 22.69' to a point of curvature;
Thence, by a curve to the right having a radius of 1163.63' a distance of 29.56' to a point;
Thence, N 20-17-37 W a distance of 119.97' to a point;
Thence, N 78-43-24 W a distance of 61.01' to a point;
Thence, S 47-45-17 W a distance of 47.96' to a point at land of Overland Park Condominiums;
Thence N 11-03-30 E a distance of 68.56' to an iron rod;
Thence S 78-43-24 E a distance of 106.56' to a point;
Thence S 20-17-37 E a distance of 93.96' to the point of beginning.

And notwithstanding the limitations set forth in Article I, Section 6.07 of the Town By-Laws, that the Selectmen as Law Committee of the Town have full and exclusive power and authority, as agents for the Town, to defend, settle, compromise, make agreements and order payments of any and all claims, suits, and actions which may exist or arise from or on account of the acquisition by gift, lease, purchase or taking by eminent domain the parcel of land with structures and trees thereon, if any, and any easements or other rights to be taken for the purpose set forth in this Article;

And further to see if the Town will vote to take from available funds the sum of \$100.00 to carry out the provisions of this article;

Or take any action relative thereto.

Director of Public Works
Board of Selectmen

Article 23: The Finance Committee unanimously recommends the adoption of the subject matter of this article.

ARTICLE 24 Authorize Selectmen to Pursue Additional Alcohol Pouring Licenses for Highland Commons

To see if the Town will vote to authorize the Board of Selectmen to petition the General Court to adopt legislation allowing for the Town to grant four (4) additional licenses for the sale of all alcoholic beverages to be drunk on the premises in food establishments and one (1) additional license for the sale of only wine and malt beverages to be drunk on the premises, to restaurant entities located within the development known as Highland Commons, as more particularly shown on a plan on file with the town clerk. The Board of

Selectmen is authorized to accomplish the general public objectives of this petition; or take any other action related thereto.

Executive Assistant
Community Development Director
Economic Development Commission
Board of Selectmen

Article 24: The Finance Committee unanimously recommends the adoption of the subject matter of this article.

ARTICLE 25 Authorize Selectmen to Pursue Additional Alcohol Pouring Licenses At-Large

To see if the Town will vote to authorize the Board of Selectmen to petition the General Court to adopt legislation allowing for the Town to grant four (4) additional licenses for the sale of all alcoholic beverages to be drunk on the premises in and one (1) additional license for the sale of only wine and malt beverages to be drunk on the premises, to restaurant entities located within the Town. The Board of Selectmen is authorized to accomplish the general public objectives of this petition; or take any other action related thereto.

Executive Assistant
Community Development Director
Economic Development Commission
Board of Selectmen

Article 25: The Finance Committee recommends the adoption of the subject matter of this article. Vote 7-1-1

ARTICLE 26 Borrowing In Anticipation of Revenue

To see if the Town will vote to authorize the Town Treasurer/Collector, with the approval of the Board of Selectmen, to borrow money from time to time in anticipation of the revenue of the fiscal year beginning July 1, 2014 in accordance with the provisions of the Massachusetts General Laws, Chapter 44, Section 4, as amended, and to issue a note or notes therefore, payable within one year, and to renew any note or notes as may be given for a period of less than one year in accordance with General Laws, Chapter 44, Section 17, as amended; or take any action relative thereto.

Executive Assistant
Board of Selectmen

Article 26: The Finance Committee unanimously recommends the adoption of the subject matter of this article.

ARTICLE 27 Lease of Land off Chestnut Street

To see if the Town will vote:

1) To authorize the Board of Selectmen, in accordance with the provisions of Chapter 40, section 3 of the Massachusetts General Laws, to lease a certain parcel of land, or a lesser

portion thereof, as they may determine in the best interest of the Town, located off Chestnut Street and shown as "Parcels 1 and 2" on a plan entitled "A Taking Plan, compiled Plan of Land in Hudson, Mass., Scale 1" = 200', Whitman & Howard, Inc.," Dated: October 23, 1981, and recorded with the Middlesex South District Registry of Deeds at Book 14456 at the End and as Plan Book 1981, Plan 1226 and on file with the Town Clerk's Office. Said parcels being more particularly described as follows:

Parcel 1

A certain parcel of land in Hudson, Middlesex County, Massachusetts, shown as Parcel 1 on named plan, containing 7.9 acres of land, more or less. Said parcel is also described as Parcel No. 1 in an Order of Taking of the Board of Selectmen of the Town of Hudson, dated June 7, 1982, and recorded with said deeds at Book 14631, Page 336. Said parcel is also shown as Parcel 21, Plate 23 on the Assessor's Maps for the Town of Hudson.

Parcel 2

A certain parcel of land in Hudson, Middlesex County, Massachusetts, shown as Parcel 2 on named plan, containing 10.345 acres of land, more or less. Said parcel is also described as Parcel No. 2 in an Order of Taking of the Board of Selectmen of the Town of Hudson, dated June 7, 1982, and recorded with said deeds at Book 14631, Page 336. Said parcel is also shown as Parcel 27, Plate 23 on the Assessor's Maps for the Town of Hudson.

The parcels described above are shown on a plan entitled: "A Taking Plan, compiled Plan of Land in Hudson, Mass., Scale 1" = 200' ", Prepared by Whitman & Howard, Inc., dated October 23, 1981.

Said lease area shall be a portion of the entire two parcels which contain 775,142 +/- square feet and shall be used for the purpose of the creation of renewable energy and To install solar photovoltaic panels, lay, construct, reconstruct, relocate, operate, maintain, alter, renew, replace, add to and remove the necessary panels, cables, wires, terminals, cabinets, transformers, pedestals, conduits, pipes, manholes, vaults, splice boxes, fixtures, repeaters, markers and/or other appurtenances that are or shall be required to install and operate a renewable energy facility on, over and under, within said property with permission to enter upon said premises for access thereto for all of the above purposes.

Provided that a condition shall be that the Town may lease the property to an appropriate party in exchange for the remittance to the Town of monetary interests in accordance with such other terms and conditions as the Board of Selectmen deem to be in the best interest of the Town. And to further vote to authorize;

2) Notwithstanding the limitations set forth in Article I, Section 6.07 of the Town Bylaws, the Selectmen, acting as the Law Committee of the Town, shall have full and exclusive power and authority, to defend, settle, compromise, make agreements and order payments of any and all claims, suits and actions which may exist or arise from or on account of this transaction. Or take any other action relative thereto.

Community Development Director
Board of Selectmen

Article 27: The Finance Committee unanimously recommends the adoption of the subject matter of this article.

ARTICLE 28 Lease of Land off Gates Pond Road

To see if the Town will vote:

1) To authorize the Board of Selectmen, in accordance with the provisions of Chapter 40, section 3 of the Massachusetts General Laws, to lease a certain parcel of land, or a lesser portion thereof, as they may determine in the best interest of the Town, located off Gates Pond Road and shown as on a plan entitled "Plan of Rifle Range Land, Owned by Town of Hudson Mass., Situated in Hudson & Berlin Mass., April 1926, Area 80.65 acres, Scale 1" = 200' ", created by G.W. Parker C.E., and recorded with the Worcester District Registry of Deeds at Book 54 Plan 16 and on file with the Town Clerk's Office. Said parcel being more particularly described as follows:

A certain parcel of land located in the southwesterly part of Hudson in Middlesex County and the easterly part of Berlin in Worcester County, Massachusetts, shown on named plan, containing 80.65 acres of land, more or less. Said parcel is also described in a deed to the Town of Hudson, and recorded at Book 2480, Page 512 in the Worcester District Registry of Deeds and at Book 5284, Page 363 in the Middlesex South District Registry of Deeds. Said parcel is also shown as Parcel 30, Plate 17 on the Assessor's Maps for the Town of Berlin.

The parcel described above is shown on a plan entitled: Plan of Rifle Range Land, Owned by Town of Hudson Mass., Situated in Hudson & Berlin Mass., April 1926, Area 80.65 acres, Scale 1" = 200' ", created by G.W. Parker C.E.

Said lease area shall be a portion of the parcel which contains 80.65 +/- acres and shall be used for the purpose of the creation of renewable energy and to install solar photovoltaic panels, lay, construct, reconstruct, relocate, operate, maintain, alter, renew, replace, add to and remove the necessary panels, cables, wires, terminals, cabinets, transformers, pedestals, conduits, pipes, manholes, vaults, splice boxes, fixtures, repeaters, markers and/or other appurtenances that are or shall be required to install and operate a renewable energy facility on, over and under, within said property with permission to enter upon said premises for access thereto for all of the above purposes.

Provided that a condition shall be that the Town may lease the property to an appropriate party in exchange for the remittance to the Town of monetary interests in accordance with such other terms and conditions as the Board of Selectmen deem to be in the best interest of the Town. And to further vote to authorize;

2) Notwithstanding the limitations set forth in Article I, Section 6.07 of the Town Bylaws, the Selectmen, acting as the Law Committee of the Town, shall have full and exclusive power and authority, to defend, settle, compromise, make agreements and order payments of any and all claims, suits and actions which may exist or arise from or on account of this transaction. Or take any other action relative thereto.

Community Development Director
Board of Selectmen

Article 28: The Finance Committee unanimously recommends the adoption of

the subject matter of this article.

ARTICLE 29 Amend Zoning By-Laws: Medical Marijuana Treatment Centers Overlay District

To see if the Town will vote to amend the protective Zoning By-Laws of the Town, pursuant to Chapter 40A of the Massachusetts General Laws, by inserting in Article 5, entitled "Use Regulation" a new Section 5.11, as follows:

Add a new section 5.11 as follows:

5.11 MEDICAL MARIJUANA TREATMENT CENTERS OVERLAY DISTRICT

Section 5.11.1 PURPOSE

The purpose of the Medical Marijuana Treatment Centers Overlay District (MMOD) is to provide for the establishment of Medical Marijuana Treatment Centers in certain zoning districts as they are authorized pursuant to state regulations set forth in 105 CMR 725.000 entitled, Implementation of an Act for the Humanitarian Medical Use Marijuana. In that Medical Marijuana Treatment Centers shall be limited in number and regulated by the Massachusetts Department of Public Health and the local Board of Health, this by-law is intended to permit such facilities where there is access to regional roadways, where they may be readily monitored by law enforcement for health and public safety purposes and where they will not impact the public health and safety and the character of residential neighborhoods, business districts and educational institutions.

Section 5.11.2 DEFINITIONS

Medical Marijuana Treatment Center - a "not-for-profit entity, as defined by Massachusetts Law only, registered by the Department of Public Health, that acquires, cultivates, possesses, processes (including the development of related products such as food, tinctures, aerosols, oils or ointments), transfers, transports, sells, distributes, dispenses, or administers marijuana, products containing marijuana, related supplies, or educational materials to qualifying patients or their personal caregivers."

Marijuana - all parts of the plant *Cannabis sativa* L., whether growing or not; the seeds thereof; and resin extracted from any part of the plant; and every compound, manufacture, salt, derivative, mixture, or preparation of the plant, its seeds or resin. It does not include the mature stalks of the plant, fiber produced from the stalks, oil, or cake made from the seeds of the plant, any other compound, manufacture, salt, derivative, mixture, or preparation of the mature stalks, except the resin extracted there from, fiber, oil, or cake or the sterilized seed of the plant which is incapable of germination. The term also includes Marijuana Infused Products except where the context clearly indicates otherwise.

Special Permit Granting Authority (SPGA) – for the purposes of the provisions of this by-law, the SPGA shall mean the Hudson Zoning Board of

Appeals.

Section 5.11.3 LOCATION

The location and boundaries of the MMOD shall be delineated to include the following:

1. Limited Commercial and Light Industrial District (LCI) as shown on the Zoning Map of the Town, and more specifically shown on the Medical Marijuana Overlay District Map.

Section 5.11.4 PROCEDURAL REQUIREMENTS

1. An Application for Special Permit shall be filed with the Special Permit Granting Authority in accordance with its applicable filing requirements as specified in the Zoning Board of Appeals promulgated Rules and Regulations.
2. All Applicants must be properly registered with the Massachusetts Department of Public Health and shall provide the Special Permit Granting Authority with a copy of said registration.
3. Applicants shall first obtain Site Plan Review from the Hudson Planning Board as provided in Section 7.1.7 of the Protective Zoning by-laws of the Town of Hudson.
4. Applicants must be permitted by the Town of Hudson Board of Health prior of issuance to any Occupancy Permit.

Section 5.11.5 USE REGULATIONS

1. A Medical Marijuana Treatment Center shall be located only in a building and not within a mobile facility;
2. A Medical Marijuana Treatment Center shall be located at least 2,000 feet from any school, daycare center, or library;
3. A Medical Marijuana Treatment Center shall be located at least 300 feet from a residential zoning district;
4. A Medical Marijuana Treatment Center shall not directly abut any formally created outside exercise area, i.e. a rail trail or walking path; however, municipal sidewalks shall be excluded;
5. A Medical Marijuana Treatment Center shall not be located inside a building containing residential units including transient housing such as motels and dormitories;
6. Applicants shall provide the Special Permit Granting Authority with proposed security measures for the Medical Marijuana Treatment Center, including lighting, fencing, gates, and alarms, etc., to ensure the safety of persons and to protect the premises from theft;
7. No smoking, burning or consumption of any product containing marijuana or marijuana related products shall be permitted on the premises of a Medical Marijuana Treatment Center;
8. Signage for the Medical Marijuana Treatment Center shall include the following language "Registration card issued by the MA Department of Public Health required." The required text shall be a minimum of two inches in height;

9. Medical Marijuana Treatment Centers shall provide the Hudson Police Department, The Hudson Board of Health and the Special Permit Granting Authority with the names, phone numbers and email addresses of all management staff and key holders to whom one can provide notice if there are operating problems associated with the establishment and they shall immediately be notified of any change of information;
10. The hours of operation of Medical Marijuana Treatment Centers shall be set by the Special Permit Granting Authority, but in no event shall said Centers be open and/or operating between the hours of 8:00 PM and 8:00AM;
11. The applicant shall provide written authorization from the property owner of the proposed site;
12. The Special Permit Granting Authority may impose reasonable conditions including, but not limited to, painting and lighting standards;
13. A special permit granted under this section shall be explicit to the ownership of the Applicant. Any transfer of Special Permit will require an approval of the Special Permit Granting Authority in the form of a Special Permit modification.
14. The Special Permit Granting Authority is authorized to grant the Special Permit if it finds the proposal is not contrary to the best interests of the inhabitants of the Town of Hudson, is in accordance with Section 8.2 of the Protective Zoning by-laws of the Town of Hudson, is in harmony with the general purpose and intent of the protective zoning by-law, does not constitute a substantial detriment to the public good and the Center is designed to minimize any adverse visual or public safety impacts on abutters and other parties of interest; the Center demonstrates that it has met the permitting requirements of all applicable state agencies; and the Applicant has satisfied all the conditions and requirements herein.

Section 5.11.6 ANNUAL REPORTING

Each Medical Marijuana Treatment Center permitted under this bylaw shall as a condition of its Special Permit file an Annual Report to and appear before the Special Permit Granting Authority and the Board of Health no later than January 31st, providing a copy of all current applicable state licenses for the Center and/or its owners and demonstrate continued compliance with the conditions of the Special Permit.

Section 5.11.7 ABANDONMENT OR DISCONTINUANCE OF USE

1. A Medical Marijuana Treatment Center shall be required to remove all material, plants, equipment and other paraphernalia:
 - a. Prior to surrendering its state issued licenses or permits; or
 - b. Within six months of ceasing operations; whichever comes first.
2. The Applicant shall post a performance bond at the time of Building Permit application to cover the reasonable costs of removal of the Medical Marijuana Treatment Center in the event the Town must remove the facility. The value of the bond shall be based upon the ability to completely remove all items noted in Section 5.11.6 (1) and properly clean the facility and prevailing wage.

Section 5.11.8 SEVERABILITY

If any paragraph, sentence, phrase or word contained in this by-law is adjudicated

by a Court of competent jurisdiction to be unconstitutional, illegal or otherwise unenforceable, then it is intended that the remaining provisions of this by-law continue in full force and effect.

Section 5.11.9 PREEMPTION

No portion of this By-law is intended to supersede, preempt or conflict with any other State or Federal law or rule or regulation to the extent applicable to Medical Marijuana Treatment Centers, or the humanitarian medical use of marijuana as contained in Chapter 369 of the Acts of 2012 as specified herein.

Or take any action relative thereto.

Planning Board

Article 29: The Finance Committee unanimously recommends the adoption of the subject matter of this article.

ARTICLE 30 Amend Zoning By-Laws: Floodplain/Wetland District

To see if the Town will vote to amend the Zoning By-Laws, pursuant to Chapter 40A of the Massachusetts General Laws, by making the following changes:

Delete Section 5.7.2.1 in its entirety and insert in place thereof a new Section 5.7.2.1 as follows:

5.7.2.1 The Floodplain District is an overlay district as specified in Section 5.7.3.1. The District includes all special flood hazard areas within the Town of Hudson designated as Zone A and AE, on the Middlesex County Flood Insurance Rate Map (FIRM) issued by the Federal Emergency Management Agency (FEMA) for the administration of the National Flood Insurance Program. The map panels of the Middlesex County FIRM that are wholly or partially within the Town of Hudson are panel numbers 25017C0337F, 25017C0338F, 25017C0339F, 25017C0341F, 25017C0343F, 25017C0344F, 25017C0363F, 25017C0476F, 25017C0477F, 25017C0481F and 25017C0482F dated July 7, 2014. The exact boundaries of the District may be defined by the 100-year base flood elevations shown on the FIRM and further defined by the Middlesex County Flood Insurance Study (FIS) report dated July 7, 2014. The FIRM and FIS report are incorporated herein by reference and are on file with the Town Clerk, Building Commissioner, Conservation Commission and the Assessor's office.

And add a new section 5.7.3.4 as follows:

5.7.3.4 All subdivision proposals must be designed to assure that:

- a) such proposals minimize flood damage;
- b) all public utilities and facilities are located and constructed to minimize or eliminate flood damage; and
- c) adequate drainage is provided to reduce exposure to flood hazards.

Or take any action relative thereto.

Planning Board

Article 30: The Finance Committee unanimously recommends the adoption of the subject matter of this article.

ARTICLE 31 Petitioned Article: Addictions Referral Center

To see if the Town will vote to raise and appropriate or take from available funds the sum of \$5,000 dollars to assist the Addictions Referral Center in Marlboro in its efforts to provide assistance to persons from Hudson and surrounding communities who have problems with alcohol and/or other substance abuse, said funds to be expended under the direction of the Executive Assistant and the Board of Selectmen, or take any action relative thereto.

Petitioned by Ernie Kapopoulos, et. Al

Article 31: The Finance Committee unanimously recommends the adoption of the subject matter of this article and that the sum of \$5,000 be raise and appropriated.

ARTICLE 32 Petitioned Article: Restoring Constitutional Governance

RESOLUTION OF HUDSON, MASSACHUSETTS

WHEREAS, the town of Hudson, Massachusetts is not a “battlefield” subject to the “laws of war,” and

WHEREAS, Federal Judge Katherine Forrest has ruled Section 1021 of the 2012 NDAA is unconstitutional;

WHEREAS, the U.S. Supreme Court has ruled that neither Congress nor the President can
Constitutionally authorize the detention and/or disposition of any person in the United States, or citizen of the United States “under the law of war” who is not serving “in the land or naval forces, or in the Militia, when in actual service in time of War or public danger;” and

WHEREAS, for the purposes of this resolution, the terms “arrest,” “capture,” “detention under the law of war,” “disposition under the law of war,” and “law of war” are used in the same sense and shall have the same meaning as such terms have in the 2012 NDAA, Section 1021(c); and therefore

BE IT RESOLVED, that notwithstanding any treaty, federal, state, or local law or authority, enacted or claimed, including, but not limited to, an authorization for use of military force, national defense authorization act, or any similar law or authority enacted or claimed by Congress or the Office of the President directed at any person in Hudson, who is not serving “in the land or naval forces, or in the Militia, when in actual service in time of War

or public danger,” it is unconstitutional, and therefore unlawful for any person to:

- a. arrest or capture any person in Hudson, or citizen of Hudson, within the United States, with the intent of “detention under the law of war,” or
- b. actually subject a person in Hudson, to “disposition under the law of war,” or
- c. subject any person to targeted killing in Hudson, or citizen of Hudson, within the United States; and be it further

RESOLVED, that the Town of Hudson requests the Massachusetts State Legislature recognize the duty of the Commonwealth of Massachusetts to interpose itself between unconstitutional usurpations by the federal government or its agents and the people of this state, as well as the duty to defend the unalienable natural rights of the people, all of which is consistent with our oaths to defend the Constitution of the United States and the Constitution of the Commonwealth of Massachusetts against all enemies, foreign and domestic; and be it further

RESOLVED, that the Town of Hudson, requests our Congressional delegation commence immediately with efforts to repeal the unconstitutional sections of the 2012 NDAA, towit, sections 1021 and 1022, and any other section or provision which will have the same or substantially the same effect on any person in the United States not serving “in the land or naval forces, or in the Militia, when in actual service in time of War or public danger;” and be it finally

RESOLVED, that Hudson, requests our Congressional delegation introduce, support, and secure the passage of legislation which clearly states that Congress not only does not authorize, but in fact prohibits the use of military force, military detention, military trial, extraordinary rendition, or any other power of the “law of war” against any person in the United States not serving “in the land or naval forces, or in the Militia, when in actual service in time of War or public danger.”

Recognizing our duty to defend the Constitution of the United States and the Constitution of the Commonwealth of Massachusetts, as well as recognizing the duty of the people to protect our unalienable natural rights to “life, liberty, and the pursuit of happiness” as articulated in the Declaration of Independence, we, the Town Meeting of Hudson, Massachusetts, do hereby adopt this resolution.

Petitioned by Vincent Picarello, et. Al

Article 32: The Finance Committee has no recommendation on this article

ANNUAL TOWN MEETING

And you are also directed to notify and warn said inhabitants to meet at the several designated polling places in their respective precincts in said Hudson, to wit:

Precinct I	Hudson High School, 69 Brigham Street
Precinct II	Glen Road Community Center, 4 Glen Road
Precinct III	David J. Quinn Middle School, 201 Manning Street
Precinct IV	Joseph P. Mulready School, 306 Cox Street
Precinct V	Forest Avenue School, 136 Forest Avenue
Precinct VI	Auditorium, Town Hall, 78 Main Street
Precinct VII	Auditorium, Town Hall, 78 Main Street

On Monday, May 12, 2014, at seven o'clock in the forenoon, *then and there to choose by ballot* the following Town Officers for the ensuing year:

Selectman, one for three years; Moderator, one for one year; School Committee, two for three years; School Committee, one for one year (to fill a vacancy); Trustees of Susan Cox, Joseph S. Bradley, J.J. Angell, Sarah A. Brown, George E.D. and Abigail E. Wilkins, Addie E. Cahill, Helen M. Lewis, Mary E. Tacey, Maude A. Whitney and Clara E. Houghton Funds, one for three years; Housing Authority, one for five years; Municipal Light Board, one for three years; Park Commission, one for three years; Board of Health, one for three years; Board of Health, one for one year (to fill a vacancy) Library Trustees, one for three years; Library Trustee, one for one year (to fill a vacancy); Planning Board, one for three years; Cemetery Commission, one for three years; Constable, one for three years; Constable, one for one year (to fill a vacancy); Board of Assessors, one for three years and Vocational Regional District School Committee Member, one for one year (to fill a vacancy).

Also, to vote on the following question: "Shall the Town of Hudson be allowed to exempt from the provisions of proposition two and one-half, so called, the amounts required to pay for the bond issued in order to fund the design, site improvements and construction of a combined Public Works and Police Headquarters facility with all associated appurtenances thereto"?

And you are directed to serve this warrant by posting up copies attested by you in the following places: one at the Post Office, one at the Town House, one at the Office of the Town Clerk, and in six other public places in said Town, seven days at least before the time of holding said meeting and by publication in a newspaper published in said Town. Hereof fail not and make due return of this warrant with your doings thereon to the Town Clerk on or before time of holding said meeting.

Given under our hands this 10th day of March in the year Two Thousand fourteen.

Joseph J. Durant, Chairman

Fred P. Lucy, II, Vice Chairman

James D. Quinn, Clerk

James D. Vereault

Christopher P. Yates

INTRODUCTION TO TOWN MEETING

The Town Meeting is a deliberative assembly, charged with considering a number of questions of varying complexity in a reasonable period of time, and with full regard to the rights of the majority.

AUTHORITY

The three elements of authority at Town Meeting are a quorum of 150 registered voters or more, the Moderator and the Town Clerk.

The Moderator presides at and regulates the proceedings, decides all questions of order, and makes declarations of all votes. No one may speak on an issue without being recognized by the Moderator. It is his responsibility to approve the distribution of materials, and persons wishing to do so must seek his permission. The Moderator appoints Tellers and alternates for the purpose of counting votes of the meeting.

THE WARRANT

All matters to be considered at Town Meeting must be published in the Town Meeting Warrant, which is the responsibility of the Board of Selectmen. The Finance Committee reviews the warrant, making recommendations on items of business to be presented. In accordance with the by-laws, all articles in the Warrant are considered in the order in which they appear in the Warrant, unless the Town Meeting, after reasons have been stated. The Moderator has full discretion to decide whether or not the motion to change the order of articles will be entertained.

PARTICIPATION

All remarks should be limited to the subject then under discussion. It is improper to indulge in references to personalities. The Moderator may request any person to keep silent. If after warning from the Moderator, a person refuses to be silent or persists in other disorderly behavior, the Moderator may order a person to withdraw and if he fails to withdraw, may order a police officer to remove such person from the Meeting. Each individual who speaks to the Meeting should make an effort to be as brief as possible out of consideration for others attending the Meeting and the need to give adequate time to all matters coming before it.

CLASSIFIED MOTIONS

Pursuant to section 8 of article II of the by-laws of the Town of Hudson, when a question comes before Town Meeting certain motions shall be received and have precedence in the following order:

PRIVILEGED MOTIONS: These are motions that have no connection with the main motion before the Town Meeting, but are motions of such importance that they are entitled to immediate consideration. These motions have the privilege of temporarily setting aside the main business before the Town Meeting.

TO ADJOURN (decided without debate):

TO FIX THE TIME FOR ADJOURNMENT:

SUBSIDIARY MOTIONS: These are motions that are used to modify or dispose of the main motion being considered. Their existence as motions depend on the main motion to which they are subordinate.

TO LAY ON THE TABLE (decided without debate)

FOR THE PREVIOUS QUESTION (decided without debate)

TO COMMIT

TO AMEND

TO POSTPONE INDEFINITELY

All motions may be withdrawn by the maker if no objection is made.

INFORMATION ON MOTIONS

A motion is the means of bringing a proposal or question before the Meeting for consideration. When put forward it is a motion; after it is seconded and acknowledged by the Moderator, it becomes the question or proposal; and if it is approved by the Meeting, it becomes a resolution. Generally, no motion shall be entertained unless the subject is contained within a warrant article. The Moderator shall determine whether a motion is within the "scope of the article," that is, whether the warrant gives adequate notice that the action proposed by the motion might be taken at the Meeting. Articles only give notice and do not initiate action; motions do. Motions may be withdrawn; articles may not be.

Some motions avoid a final determination by the Meeting. A motion to commit or refer sends the matter to an existing board or committee or one to be established. The motion to postpone indefinitely disposes of the question without bringing it to a direct vote. The motion to postpone indefinitely should not be confused with the motion to lay on the table which only temporarily delays a vote.

Pursuant to article II, section 3 of the Town of Hudson by-laws, no vote of Town Meeting shall be reconsidered except upon notice by an individual who voted with the majority thereon given within one hour of such vote at the same or succeeding session. If the individual who gives notice does not immediately make such motion, then a motion to reconsider may be made by another individual voter who voted with the majority.

Pursuant to section 4 of article II, no article in the Warrant shall be again taken into consideration after disposed of unless ordered by a vote of two-thirds of the voters present and voting. Pursuant to section 5 of article II, no voter shall speak more than twice upon any question without obtaining leave of Town Meeting except to correct an error or explain a point, nor until all other individuals who have not spoken and so desire have been given the opportunity to speak. Pursuant to section 6 of article II, all motions must be reduced to writing before being submitted to the Town Meeting if required by the Moderator.

Pursuant to section 9 of article II, a motion to receive the report of a committee shall put the report before Town Meeting but not discharge the committee. A vote to accept or adopt such report with or without amendment shall discharge the committee.

Pursuant to section 10 of article II, a 150-voter quorum is required to conduct business at Town Meeting. However, no quorum is needed for a motion to adjourn.

Pursuant to section 11 of article II, articles in a warrant shall be considered in order, except that the Moderator upon request and for reasons stated, may entertain a motion to consider an article out of regular order.

Pursuant to section 12 of article II and in addition to the authority already specified above, the Moderator may administer the oath of office to a town officer chosen at Town Meeting. If a vote declared by the Moderator is immediately questioned by seven or more voters, then the Moderator must verify the vote by polling voters or dividing the Town Meeting. If a two-thirds vote of Town Meeting is required by State Statute, the count shall be taken and the vote recorded by the Town Clerk. However, if the vote is declared to be unanimous, a count is not needed and the Town Clerk shall record the vote as unanimous unless immediately questioned by seven or more voters.

TOWN FINANCE TERMINOLOGY

The following terms are used from time to time in the Annual Report and Town Meeting. In order to provide everyone with a better understanding of the meaning, the following definitions are offered:

SURPLUS REVENUE: (Sometimes referred to as Excess and Deficiency Account). This fund is the amount by which the Cash, Accounts Receivable, and other assets exceed the liabilities and reserves.

AVAILABLE FUNDS: (Often called "Free Cash") This fund represents the amount of money remaining after deducting from the Surplus Revenue all uncollected taxes for prior years, taxes in litigation and court judgments. This fund is certified annually by the State Bureau of Accounts and may be used to defray town costs by a vote of the Town Meeting.

OVERLAY: The overlay is the amount raised by the Assessors in excess of appropriations and other charges for the purpose of creating a fund to cover tax abatements and exemptions granted and to avoid fractions in the tax rate.

RESERVE FUND: This is a fund established by the voters at the annual town meeting and may consist of direct appropriations or transfers. Transfers from the Reserve Fund are initiated by the Executive Assistant and require the approval of the Finance Committee. The use of the Reserve Fund is restricted to "extraordinary or unforeseen expenditures".