

**Warrant
For the Annual Town Meeting
April 26, 2014**

**TO THE CONSTABLE OF THE TOWN OF
NAHANT:**

GREETINGS:

In the name of the Commonwealth of Massachusetts, you are hereby required forthwith to warn the inhabitants of the Town of Nahant, qualified as the law directs, to assemble at the Town Hall for the Annual Town Meeting on Saturday the 26th day of April 2014 at 7:00 a.m. then and there to act on Article One and to commence action on the remaining Articles at 12:30 p.m.

ARTICLE 1. (Elections) To choose a Moderator for a term of one year, one member of the Board of Selectmen for a term of three years, one Town Clerk for a term of one year, one member of the Board of Assessors for a term of three years, one Constable for a term of one year, one member of the Public Library Trustees for a term of three years, two members of the School Committee for a term of three years, two members of the Planning Board for a term of five years.

ARTICLE 2. (Borrowing & Compensating Balance) To see if the Town will vote to authorize the Town Treasurer, with approval of the Selectmen, to borrow from time to time in anticipation of revenue in the fiscal year beginning July 1, 2014, in accordance with the provisions of the Massachusetts General Laws, Chapter 44, Section 4 and to issue a note or notes therefore, payable within one year, in accordance with Chapter 44, Section 17, and to authorize the Treasurer/Collector to enter into a compensating balance agreement or agreements with banking institutions with the approval of the Selectmen, for FY 2015, pursuant to Chapter 44, Section 53F.

ARTICLE 3. (FY14 Transfers) To see if the Town will vote to raise and appropriate, and/or appropriate from available funds in the treasury, and/or transfer the following sums or to take other action relative thereto.

ARTICLE 4. (Snow and Ice) To see if the Town will vote to raise and appropriate and/or appropriate from available funds in the treasury, and/or transfer from available funds, a sum of money for the FY2014 snow and ice account or take any other action relative thereto.

ARTICLE 5. (Salary and Classification Plan) To see if the Town will vote to amend Article XIII, Section 5, Subsection B of the by-laws for the fiscal year beginning July 1, 2014, or take any other action relative thereto.

ARTICLE 6. (Compensation for Elected Positions) To see if the Town will vote to fix the salary and compensation of all elective officers of the Town, as provided by Chapter 41, Section 108,

as amended, or take any other action relative thereto.

ARTICLE 7. (Omnibus) To see if the Town will vote to raise and appropriate and or appropriate from available funds in the Treasury such sums of money as may be necessary to defray Town charges for the fiscal year ending June 30, 2015, or take any other action relative thereto.

ARTICLE 8. (Water & Sewer Enterprise) To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to operate the Water and Sewer Enterprise for the fiscal year ending June 30, 2015, or take any other action relative thereto.

ARTICLE 9. (Water/Sewer) To see if the Town will vote to appropriate from retained earnings in water and sewer enterprise fund, \$60,000 for the purchase of pumps and other appurtenant water and sewer equipment.

ARTICLE 10. (Professional Services for the Water and Sewer Enterprise Fund) To see if the Town will vote to appropriate a sum not to exceed \$125,000, to fund the development of a Long Term Engineering Testing and Capital Plan prepared by a professional engineer and an integrated Financing Plan prepared by a certified financial planner or analyst and a set of Financial Policies prepared by a municipal auditor for long term financial planning of the Water and Sewer Enterprise Fund, including the payment of all costs incidental or related thereto, to determine whether this appropriation shall be raised by appropriation from Retained Earnings Account of the Water and Sewer Enterprise Fund or otherwise; or take any other action relative thereto.

ARTICLE 11. (Water Mains) To see if the Town will vote to appropriate a sum not to exceed \$120,000 to fund the replacement of the water main on Nectar Place, including the payment of all costs incidental or related thereto, and to determine whether this appropriation shall be raised by appropriation from the Water and Sewer Retained Earnings or otherwise: or take any other action relative thereto.

ARTICLE 12. (Water and Sewer Enterprise Stabilization Fund) To see if the Town will vote to establish under M.G.L. Chapter 40, Section 5B., a new stabilization fund, the Water and Sewer Enterprise Fund for the purpose of setting aside funds toward the future use of water and sewer obligations (2/3 vote required)

ARTICLE 13. (Water and Sewer Enterprise Stabilization Fund) To see if the Town will vote to appropriate \$200,000 from available funds in the Water and Sewer Fund Retained Earnings and transfer \$200,000 to the Water and Sewer Enterprise Stabilization Fund or take any other action relative thereto. (2/3 vote required)

ARTICLE 14. (Water and Sewer Enterprise Fund) To see if the Town will vote to appropriate a sum not to exceed \$26,000 to perform closure on two out of compliance underground fuel storage tanks (527 CMR 9.00) at the Ward Street Wastewater Pump Station and install two compliant above ground diesel storage tanks; and to determine whether this appropriation shall be raised by appropriation from the Water and Sewer Retained Earnings; or take any other action relative thereto.

ARTICLE 15. (Rubbish Enterprise) To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to operate the Rubbish Enterprise for the fiscal year ending June 30, 2015, or take any other action relative thereto.

ARTICLE 16. (Cemetery Revolving) To see if the Town will vote to continue to allow the Town to have a special revolving account utilizing revenues from burial opening fees, cremation fees and grave-stone-setting fees, and to authorize said funds to be expended in fiscal year 2015 by the Public Works Department for maintenance, operation and capital improvements of the Greenlawn Cemetery, pursuant to M.G.L. Chapter 44, section 53E1/2. The total expenditure is not to exceed \$12,000, or take any other action relative thereto.

ARTICLE 17. (Recreation Revolving) To see if the Town will vote to accept MGL Chapter 44, Section 53D, thereby reauthorizing Parks and Recreation revolving accounts for General Recreation, Basketball, Sailing, Tennis, Fourth of July, Tot Lots, Playground Equipment, and Youth Commission or take any other action relative thereto.

ARTICLE 18. (Chapter 90 Highway) To see if the Town will vote to raise and appropriate and/or appropriate from available funds in the treasury, or raise by borrowing, a sum of money in order to accomplish certain highway construction and maintenance under the provisions of the General Laws, Chapter 90, Section 34, or Chapter 206 of the Acts of 1986, Section 2, or other state acts, or take any other action relative thereto.

ARTICLE 19. (Zoning) To see if the Town will vote to delete the Nahant Town By Laws, existing Article 15 "Zoning By Laws", Section 10.2 Flood Plain District, and substitute in place there of the revised Article 15 "Zoning By Laws", Section 10.2 Flood Plain District and adopt a revised map, as specified by reference in the revised language to ensure compliance and eligibility under the National Flood Insurance Program as follows:

Section 10.2 – Delineations A. The Floodplain District is herein established as an overlay district. The District includes all special flood hazard areas within the Town of Nahant designated as Zone AE, AO, and VE on the Essex 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 Essex County FIRM that are wholly or partially within the

Town of Nahant are panel numbers 25009C0529G, 25009C0533G, 25009C0537G, 25009C0541G and 25009C0542G dated July 16, 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 Essex County Flood Insurance Study (FIS) report dated July 16, 2014. The FIRM and FIS report are incorporated herein by reference and are on file with the Town Clerk.

ARTICLE 20: (Zoning) To see if the Town will vote to amend the Nahant Town By Laws, Article 15 "Zoning By Laws", Section __, by adopting a trees and shrubs infringing on public ways By Law or otherwise; or to take any other action relative thereto.

Planning Board

ARTICLE 21. (Paving) To see if the Town will vote to appropriate \$100,000, or any other sum of money, to pave roads and sidewalks throughout town, including the payment of all costs incidental or related thereto, to determine whether this appropriation shall be raised by borrowing or otherwise; or to take any other action relative thereto.

ARTICLE 22. (Fire Dispatch) To see if the Town will vote to appropriate \$57,000, or any other sum of money, to install a fiber optic network upgrade from Lynn Fire Dispatch to the Nahant Fire Station and Nahant Police Station including the payment of all costs incidental or related to, to determine whether this appropriation shall be raised by borrowing or otherwise, or to take any other action relative thereto.

ARTICLE 23. (Military Housing – Coast Guard Principal Payment) To see if the Town will vote to appropriate or to transfer from available funds the sum of \$100,000 for a principal payment to reduce the amount borrowed short term for the former Coast Guard Housing property on Castle Road, Gardner Road, and Goddard Drive.

ARTICLE 24. (Stabilization Fund) To see if the Town will vote to raise and appropriate and/or appropriate from available funds in the treasury and/or transfer a sum of money to the Stabilization Funds, or take any other action relative thereto.

ARTICLE 25. (Compost Area) To see if the Town will vote to raise and appropriate the sum of \$80,000 for the costs associated with the material removal incidental to the improvement of the composting area including the payment of all costs incidental or related thereto, to determine whether this appropriation shall be raised by borrowing or otherwise; or to take any other action relative thereto.

ARTICLE 26. (Community Preservation) To see whether the Town shall vote to spend, or set aside for later spending, not less than 10 per cent of the annual revenues in the Community Preservation Fund for open space, but not including land for recreational use, not less than 10 per cent of the

annual revenues for historic resources and not less than 10 per cent of the annual revenues for community housing or to take any other action as may be allowed under the Community Preservation Act as requested by the Community Preservation Committee.

The Community Preservation Committee has approved the following recommendations:

- A.** To recommend the Town appropriate for the payment of debt service of principal and owing on the \$625,000.00 Town Wharf Bonding authorized by the 2008 Annual Town Meeting (Article 11F), the sum of \$73,984.38 from Fiscal Year 2015 Community Preservation Fund revenues.
- B.** To recommend the Town set aside \$28,030.40 from Fiscal Year 2015 Community Preservation Fund revenues to be maintained in the Community Preservation Fund Community Housing Account for later appropriation.
- C.** To recommend the Town set aside \$28,030.40 from Fiscal Year 2015 Community Preservation Fund revenues to be maintained in the Community Preservation Fund Open Space Account for later appropriation.
- D.** To recommend \$5,000 be appropriated from Fiscal Year 2015 Community Preservation Fund revenues for administrative and operating expenses of the Community Preservation Committee.
- E.** To recommend the Town appropriate \$15,000.00 from the Community Preservation General Reserves Account for the purpose of preserving and rehabilitating the historic Town Hall building's interior stairs and stair treads as applied for by the Town.
- F.** To recommend the Town appropriate \$45,745.00 from Fiscal Year 2015 Community Preservation General Reserves Account for the purpose of preserving and rehabilitating the historic Town Hall building's lower level offices, Selectmen's office and corridor by installing proper HVAC equipment as applied for by the Town of Nahant.
- G.** To recommend the Town appropriate \$15,000.00 from the Community Preservation General Reserves Account for the purpose of preserving and rehabilitating the historic Town Hall's exterior, balcony and balustrades as applied for by the Town.
- H.** To recommend the Town appropriate \$31,319.00 from the Community Preservation General Reserves Account to fund the first year of a five year project to preserve and digitize the town's records. The total five-year cost is projected to be approximately \$130,000 as applied for by the Town Clerk on behalf of the Town.
- I.** To recommend the Town transfer \$2,400 from the remaining unexpended funds appropriated by the 2011 Town Meeting (Article 11E), for preservation of the Greenlawn Cemetery wrought iron gates back to the Community Preservation General Reserves Account.
- J.** To recommend the Town set aside from Fiscal Year 2015 Community Preservation Fund revenues for

later appropriation any other amount not otherwise set aside or appropriated as aforesaid to be maintained in the Community Preservation Fund General Reserves Account for later appropriation.

ARTICLE 27. (Nahant Public Library) To see if the Town will vote to authorize the Board of Trustees of the Nahant Public Library to proceed with a feasibility study to examine the options for expanding and renovating its current library building, or building a new facility.

ARTICLE 28. (Nahant Public Library) To see if the Town will vote to authorize the Board of Trustees of the Nahant Public Library to apply for, accept, and expend any state grants which may be available for a library building, planning and design project.

ARTICLE 29. (Continue Committees) To see if the Town will vote to continue the standing committees to June 30, 2015: Community Preservation Committee, Cable TV Advisory Committee, Veterans Memorial Committee, Sailing Committee, Cemetery Advisory Committee, Tennis Committee, Town Owned Land Study Committee, Military Housing Design and Development Committee, Nahant Alternative Energy Committee, Golf Course Management Advisory Committee, and to reconstitute the Open Space Management and Land Acquisition Committee as the Open Space and Recreation Plan Committee, with five members, jointly appointed to one year terms by the Moderator and the Board of Selectmen, and to have goals and objectives as delineated in the State Executive Office of Environmental Affairs website for such municipal committees, or take any other action relative thereto.

ARTICLE 30. (Gifts) To see if the Town will vote to accept gift(s) of money for the Nahant Life-Saving Station, Greenlawn Cemetery, Fourth of July Committee and Fireworks, Recreation Commission, Johnson School Programs, Beautification Program, Sailing Committee, Tennis Committee, Charles Kelley Scholarship Program, Veterans Memorial Committee, Nahant Community Garden, Nahant Public Library, Youth Commission, Nahant Public Safety Departments, Department of Public Works, or take any other action relative thereto.

You are hereby directed to serve this Warrant by posting attested copies of the same in at least four public places in the Town, no less than fourteen (14) days before the day upon which the meeting is held.

WHEREOF FAIL NOT, and make due return of the Warrant with you doings thereon, to the Town Clerk at the time and place of meetings as foresaid.

Given under our hands this 3rd day of April in the year of our lord Two Thousand and Fourteen.

BOARD OF SELECTMEN

Richard J. Lombard

Michael P. Manning

Perry Barrasso

A true copy attest:

Margaret Barile, Town Clerk

Pursuant to the foregoing notice, the subscriber, I, the Constable of Nahant, has notified the inhabitants of said Town by posting attested copies of this notice in the Nahant Town Hall, Fire Station, Police Station and Public Library on the 11th day of April, 2014.

Margaret Barile, Town Clerk

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The Community Preservation Committee has approved the following recommendations:

- A. To recommend the Town appropriate for the payment of debt service of principal and owing on the \$625,000.00 Town Wharf Bonding authorized by the 2008 Annual Town Meeting (Article 11F), the sum of \$73,984.38 from Fiscal Year 2015 Community Preservation Fund revenues.
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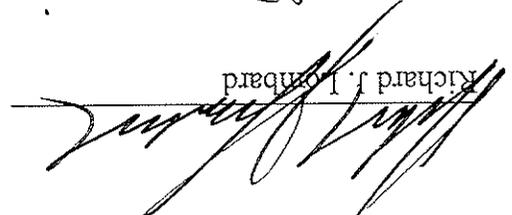
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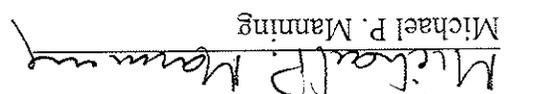
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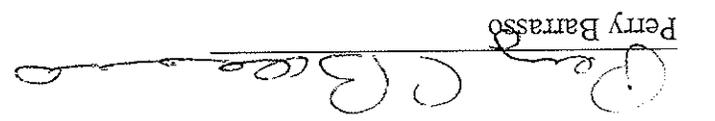
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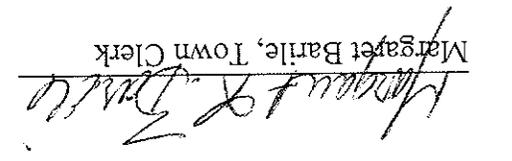
BOARD OF SELECTMEN


Richard J. Lombard

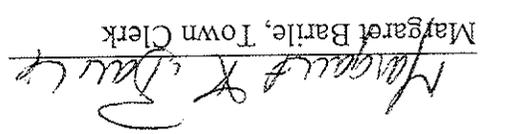

Michael P. Manning


Perry Barrasso

A true copy attest:


Margaret Barile, Town Clerk

Pursuant to the foregoing notice, the subscriber, I, the Gen~~er~~al of Nahant, has notified the inhabitants of said Town by posting attested copies of this notice in the Nahant Town Hall, Fire Station, Police Station and Public Library on the 11th day of April, 2014.


Margaret Barile, Town Clerk