

May 4,2009
SPECIAL TOWN MEETING

ARTICLE 1: To see if the Town will vote to reduce the rate of interest that accrues on property taxes deferred by eligible seniors under MGL Chapter 59, Section 5, Clause 41A from 8% to 4%, with such reduced rate to apply to taxes assessed for any fiscal year beginning on or after July 1, 2009, or take any other action in relation thereto.

Sponsor: Board of Assessors

MOTION: We move that the Town vote to reduce the rate of interest that accrues on property taxes deferred by eligible seniors under Massachusetts General Laws Chapter 59, Section 5, Clause 41A from 8% to 4% with such reduced rate to apply to taxes assessed beginning in Fiscal Year 2010 and for each fiscal year thereafter.

VOTED: Ayes have it; motion passes; declared a unanimous vote.

ARTICLE 2: To see if the Town will vote to appropriate, a sum of money for the purpose of the payment of unpaid bills from a previous fiscal year that are legally unenforceable due to the insufficiency of appropriation or take any other action in relation thereto.

Sponsor – Board of Selectmen

MOTION: We move that the Town vote to appropriate the sum of \$4,569.39 for the purpose of payment of the unpaid bills as printed in the Warrant that are legally unenforceable due to the insufficiency of appropriation and to meet this appropriation to transfer the sum of \$4,569.39 from free cash for the purposes of this article.

VOTED: Ayes have it; motion passes; declared a unanimous vote.

ARTICLE 3: To see if the Town will vote to amend the Bourne Zoning Bylaw by amending the existing zoning map to revise the Downtown District (DTD) by rezoning a portion of the Downtown Waterfront District to a Downtown Neighborhood District as shown on a plan on file with the Bourne Town Clerk, or take any other action in relation thereto.

Sponsor – Board of Selectmen

MOTION: We move that the Town vote to amend the Bourne Zoning Bylaw by amending the existing zoning map to revise the Downtown District by rezoning a portion of the Downtown Waterfront District to the Downtown Neighborhood District all as shown on a plan on file at the Office of the Town Clerk.

VOTED: Ayes 202; Nays 34; declared the motion passes by more than a 2/3rds vote.

ARTICLE 4: To see if the Town will vote to authorize the Board of Selectmen to transfer and convey, on terms deemed to be in the best interest of the Town, Lots 12 & 14 Shearwater Drive, Map 51.4, Parcels 120 & 121, to the Affordable Housing Trust for the purposes of providing affordable housing. As shown on a plan on file at the office of the Town Clerk, or take any other action in relation thereto.

Sponsor - Board of Selectmen

MOTION: We move that the Town vote to authorize the Board of Selectmen to convey, on terms and conditions deemed to be in the best interest of the Town, town owned land designated as Lots 12 and 14, Shearwater Drive as shown on Assessors Map 51.4, Parcels 120 & 121, as shown on a plan on file at the office of the Town Clerk to the Affordable Housing Trust for the purposes of providing affordable housing.

VOTED: Ayes have it; motion passes; declared a unanimous vote.

ARTICLE 5: To see if the Town will vote to appropriate, borrow or transfer from available funds a sum of money to the Stabilization Fund, or take any other action in relation thereto.

Sponsor – Board of Selectmen

MOTION: We move that the Town vote to appropriate the sum of **\$887,462.00** to the Stabilization Fund and to meet this appropriation to transfer the sum of **\$887,462.00** from free cash.

VOTED: *Ayes have it; motion passes; declared a unanimous vote.*

ARTICLE 6: To see if the Town will vote to amend the votes taken under Article 3 and Article 7 of the 2008 Annual Town Meeting or take any other action in relation thereto.

Sponsor – Board of Selectmen

MOTION: We move that the Town vote to amend the vote taken under Article 3 of the 2008 Annual Town Meeting by transferring the sum of **\$143,268.80** to the overtime salaries of the Snow and Ice Account and to further transfer the sum of **\$204,131.22** to the expense item of the Snow and Ice Account and to meet this appropriation to transfer the sum of **\$347,400.02** from the group insurance appropriation for Fiscal Year 2009 and further to amend the vote taken under Article 7 of the 2008 Annual Town Meeting by amending the amount to be raised from receipts from the ISWM Enterprise Fund from **\$15,164,156.00** to **\$14,414,156.00** and to transfer **\$750,000.00** from ISWM Retained Earnings.

VOTED: *Ayes have it; motion passes; declared a unanimous vote.*

ARTICLE 7: To see if the Town will vote to close out and transfer available balances in previous Town Meeting Articles whose purposes have been satisfied or take any other action in relation thereto.

MOTION: We move that the Town vote to close out and transfer available funds in the following Town Meeting Articles whose purposes have been satisfied:

Item	Fund	Article	Amount
Unpaid Bills	Overlay	Article 4 of the STM 10/2008	\$ 202.49
Estuaries Project	Stabilization	Article 27A of the ATM 5/2006	\$ 54,750.00
Red Brook Herring Repair	Free Cash	Article 23 of the ATM 5/2006	\$ 30,000.00
DP Software	Free Cash	Article 10A of the ATM 5/2002	\$ 15,876.93
Consultants Review	Free Cash	Article 10 of the STM 5/2008	\$ 150.00
Police Station Tech Upgrade	Stabilization	Article 27B of the STM 5/2006	\$ 7,274.94
Police Cruisers	Free Cash	Article 10B of the ATM 5/2007	\$ 540.00
Painting	Free Cash	Article 10i of the ATM 5/2003	\$ 467.76
Used Bucket Truck	Free Cash	Article 10U of the ATM 5/2007	\$ 7,031.01
Total			\$116,293.13

VOTED: *Ayes have it; motion passes; declared a unanimous vote.*

ARTICLE 8: To see if the Town will vote, upon recommendation of the Community Preservation Committee, to appropriate a sum of money for the purposes of adjusting the amount of real estate taxes due for Fiscal Year 2008 for Map 15, Parcels 6 and 7, identified as 295 Head of the Bay Road, Bourne, MA, or take any other action in relation thereto.

Sponsor – Board of Selectmen

MOTION: We move that the Town vote, upon recommendation of the Community Preservation Committee, to appropriate the sum of \$1,395.35 for the purposes of this Article and to meet this appropriation to transfer the sum of \$1,395.35 from the Open Space Reserves of the Community Preservation Fund.

VOTED: *Ayes have it; motion passes; declared a unanimous vote.*

ARTICLE 9: To see if the Town will vote to amend the Town By-laws by adding a new section 3.1.40 as follows, or take any other action in relation thereto.

Sponsor – Police Chief

Section 3.1.40 Public Consumption or Use of Marijuana

MOTION: We move that the Town vote to amend the Town By-laws by adding a new section 3.1.40 entitled “Public Consumption or Use of Marijuana” as printed in the Warrant.

VOTED: The Ayes have it; declared the motion passes.