

**ANNUAL TOWN MEETING
APRIL 29TH 2012
ARTICLES AND VOTES**

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 28th day of April 2012 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 one 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, three members of the Planning Board two for a term of five years and one for an unexpired term of two years, and one member of the Housing Authority 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, 2012, 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 2013, pursuant to Chapter 44, Section 53F.

Voted: Upon motion, duly seconded, it was a unanimous vote in favor 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, 2012, 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 2013, pursuant to Chapter 44, Section 53F.

ARTICLE 3. (FY12 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.

Voted: Upon motion, duly seconded, it was a unanimous vote in favor to appropriate, the following Fiscal Year 2012 expenses, \$20,000 for Selectmen General Expenses, \$5,000 for Fire Department Salaries/Wages, \$5,000 for Fire Department General Expenses, \$116,381 for school Department salaries/wages and General Expenses, \$13,195 for School Transportation Expenses; that to meet this appropriation transfers from the following Fiscal Year 2012 accounts; \$70,226 be transferred from Insurance Committee General Expenses, \$30,000 be transferred from Town Administrators salaries, \$59,350 from Pension and annuity expense, Essex Regional Retirement Boards expense,

Unemployment Compensation, Group Health& Life Insurance expense and Medicare tax expense.

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 FY2012 snow and ice account or take any other action relative thereto.

Voted: Upon motion, duly seconded it was a unanimous vote in favor to appropriate \$10,032 for the Fiscal year 2012 Snow and Ice Account; that to meet this appropriation the sum of \$10,032 be transferred from Fiscal Year 2012 Insurance Committee General Expenses into Fiscal Year 2012 Snow and Ice Account

ARTICLE 5. (Amend Town Charter) To see if the Town will vote to amend the Town Charter as follows:

Delete SECTION 3-8: TOWN CLERK in its entirety and renumber the remaining SECTIONS as follows:

SECTION 3-8: PLANNING BOARD

SECTION 3-9: LIBRARY TRUSTEES

SECTION 3-10: HOUSING AUTHORITY

SECTION 3-11: CONSTABLE

SECTION 3-12: VACANCIES AND FORFEITURE OF OFFICE

Create a new SECTION 4-2, ARTICLE 4, as follows:

“SECTION 4-2 TOWN CLERK

(a) Term of Office: There shall be a Town Clerk appointed by the Town Administrator for a term of one (1) year.

(b) Powers and Duties: The Town Clerk shall be the keeper of vital statistics for the Town, the custodian of the Town Seal and all records of the Town, shall administer the oath of office to all Town officers, elected or appointed, shall issue licenses and permits as are required to be issued by Town Clerks, shall supervise and manage the conduct of all elections, and matters pertaining thereto, shall be the clerk of the Town Meeting, keep its records and, in the absence of the Town Moderator, serve as temporary presiding officer at the Town Meeting. The Town Clerk shall have all other powers and duties which are given to Town Clerks by general laws and such other powers, duties and responsibilities as may be provided by this charter, by statute, by by-law or by Town Meeting vote.”

and renumber the remaining SECTIONS as follows:

SECTION 4-3: ADVISORY AND FINANCE COMMITTEE

SECTION 4-4: CONSERVATION COMMISSION

SECTION 4-5: BOARD OF APPEALS

SECTION 4-6: OTHER COMMITTEES AND OFFICIALS

SECTION 4-7: ELIGIBILITY

SECTION 4-8: VACANCIES

I move that the Town vote to amend the Town Charter as follows:

Delete SECTION 3-8: TOWN CLERK in its entirety and renumber the remaining SECTIONS as follows:

SECTION 3-8: PLANNING BOARD

SECTION 3-9: LIBRARY TRUSTEES

SECTION 3-10: HOUSING AUTHORITY

SECTION 3-11: CONSTABLE

SECTION 3-12: VACANCIES AND FORFEITURE OF OFFICE

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(b) Powers and Duties: The Town Clerk shall be the keeper of vital statistics for the Town, the custodian of the Town Seal and all records of the Town, shall administer the oath of office to all Town officers, elected or appointed, shall issue licenses and permits as are required to be issued by Town Clerks, shall supervise and manage the conduct of all elections, and matters pertaining thereto, shall be the clerk of the Town Meeting, keep its records and, in the absence of the Town Moderator, serve as temporary presiding officer at the Town Meeting. The Town Clerk shall have all other powers and duties which are given to Town Clerks by general laws and such other powers, duties and responsibilities as may be provided by this charter, by statute, by by-law or by Town Meeting vote.”

and renumber the remaining SECTIONS as follows:

SECTION 4-3: ADVISORY AND FINANCE COMMITTEE

SECTION 4-4: CONSERVATION COMMISSION

SECTION 4-5: BOARD OF APPEALS

SECTION 4-6: OTHER COMMITTEES AND OFFICIALS

SECTION 4-7: ELIGIBILITY

SECTION 4-8: VACANCIES.

Voted: Upon motion, duly seconded, it was a majority vote in favor to indefinitely postpone action on this article.

ARTICLE 6. (Salary & Classification Plan) To see if the Town will vote to amend the Nahant Town By Laws, Article XIII, Section 5, Subsection B, entitled “Chart of Classification and Salaries” for the fiscal year beginning July 1, 2012, or take any other action relative thereto.

Voted: Upon motion, duly seconded, it was a unanimous vote in favor for the Town to amend Article XIII, Section 5, Subsection B of the by-laws for the fiscal year beginning July 1, 2012 by replacing the existing section with the section under part one as shown in the Report and Recommendations of the Advisory and Finance Committee on pages nine and ten.

ARTICLE 7. (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.

Voted: Upon motion, duly seconded, it was a unanimous vote in favor to fix the salaries for the following elected officials: I move that the Town vote to fix the salaries of the following elected officials:

Selectmen at the annual salary of \$1
Constable at the annual salary of \$50
Assessors at the Annual Salary of \$1

Town Clerk at the annual salary of \$30,750

ARTICLE 8. (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, 2013, or take any other action relative thereto.

Voted: Upon motion, duly seconded, it was voted (**118 yes; no-3**) to raise and appropriate the following sums of money for the fiscal year ending June 30, 2013.

Moderator, general expenses	\$60
Selectmen, salary	3
general expenses	50,750
Town Administrator, salaries/wages	158,439
Health inspector	9,230
Public health nurse	3,000
Asst. health inspector	500
Town physician	500
ADA coordinator	500
general expenses	6,960
capital outlay	2,500
Advisory and Finance Committee, general expenses	7,152
Town Accountant, salary	97,698
general expenses	9,410
Assessors, salaries/wages and general expenses	127,262
Treasurer/Collector, salaries/wages general expenses	124,545 38,800
Town Counsel, annual fee	35,000
Town Hall, Salaries/wages	17,000
General expenses	45,500
Capital Outlay	3,000
Data Processing, general expenses	107,850
Town Clerk, salaries/wages	31,074
general expenses	6,500
Election/Registration, salaries/wages	2,000
general expenses	12,500

Conservation Commission, general expenses	545
Planning Board, general expenses	1,500
Board of Appeals, general expenses	3,000
Police Department, salaries/wages	1,094,582
general expenses	153,890
capital outlay	31,500
Fire Department, salaries/wages	798,717
general expenses	99,016
capital outlay	5,000
Inspectional Services, salaries/general expenses	13,400
Building Inspector, salaries/wages	14,560
general expenses	5,013
Plumbing/Gas Inspector, salaries/wages	5,465
general expenses	1,145
Wiring Inspector, salaries/wages	5,465
general expenses	2,000
Civil Defense, general expenses	500
Animal Control, salaries/wages	8,550
general expenses	3,050
Parking Clerk, general expenses	5,800
Harbormaster, salaries/wages	2,885
general expenses	6,440
Wharfinger, salaries/wages	1,650
general expenses	1,650
Ocean Rescue, salaries/wages	6,500
general expenses	2,450
School Department, salaries/wages and general expenses	2,977,364
of which \$357,415 is funded from available sources,	
Transportation expenses	244,998
of which \$76,483 is funded from available sources,	

North Shore Regional Vocational Tech. Assessment	115,747
Essex Agricultural School Assessment	2,500
Debt Service	502,788
Public Works, snow removal	20,000
salaries/wages & general expenses for Public Works administration, highways & streets, beaches & parks, cemetery and overhead	357,956
capital outlay	16,000
Debt Service	0
Library, salaries/wages & general expenses	193,076
Recreation, General salaries/wages & general expenses	3,090
Recreation, Sailing salaries/wages & general expenses	3,605
Council on Aging, salaries/wages & general expenses	44,804
Veterans Agent, salaries/wages & general expenses	12,123
Historical Commission, general expenses	0
Memorial Day Committee, general expenses	6,200
Fourth of July Committee, general expenses	2,215
Beautification Committee, general expenses	2,060
Military Housing, general expenses	56,650
Debt, principal & interest	156,711
Pension and annuity expense, Essex Regional Retirement Board expense, Unemployment Compensation, Group Health & Life Insurance expense Medicare tax expense	1,424,963
Retirement Account	15,000

Insurance Committee, general expense 265,006

Reserve Fund 75,000

ARTICLE 9. (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, 2013, or take any other action relative thereto.

<i>Salaries</i>	\$ 374,584.00
<i>Expenses</i>	834,812.00
<i>Capital Outlay</i>	120,000.00
<i>Debt</i>	321,832.00
Emergency Reserve-uncollectible	38,000.00
<i>Total</i>	\$ 1,689,228.00

AND THAT \$1,553,827 is raised as follows:

Water and Sewer Department RECEIPTS \$ 1,553,827.00

Voted: Upon motion, duly seconded it was a unanimous vote in favor for the Town to raise and appropriate or transfer from available funds a sum of money to operate the Water and Sewer Enterprise, or take any other action relative thereto.

ARTICLE 10. (Water/Sewer) To see if the Town will vote to raise and appropriate and/or appropriate from available funds in the water and sewer enterprise fund, and/or transfer from available funds from the water and sewer enterprise fund, \$60,000 for the purchase of pumps and other appurtenant water and sewer equipment and Ward Road sewer main replacement or take any other action relative thereto.

Voted: Upon motion, duly seconded it was a unanimous vote in favor to raise and appropriate and or appropriate from available funds in the water and sewer enterprise fund, and /or transfer from available funds from the water sewer enterprise fund, \$60.000 for the purchase of pumps and other appurtenant water and sewer equipment and Ward Road sewer main replacement or take any other action relative thereto.

ARTICLE 11. (Rubbish Enterprise) To see if the Town will vote to adopt an Enterprise Fund, under the provisions of the General Laws, Chapter 44, Section 53 F 1/2, for the collection of solid waste and recycling, or to take any other action relative thereto.

Voted: Upon motion, duly seconded it was a unanimous vote in favor to accept the provisions Chapter 44, section 53F ½ in order to establish a “Rubbish Enterprise Fund” to become effective July 1, 2012;

And that the following sums be appropriated for the Rubbish Enterprise Fund;

Salaries	\$ 43,901.00
Expenses	\$346,155.00

AND THAT \$390,056.00 is raised as follows:
Rubbish Department RECEIPTS \$ 390,056.00

ARTICLE 12. (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 2013 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.

Voted: Upon motion, duly seconded it was a unanimous 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 2013 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 13. (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 to establish a new revolving account for the Youth Commission or take any other action relative thereto.

Voted: Upon motion, duly seconded it was a unanimous 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 to establish a new revolving account for the Youth Commission or take any other action relative thereto;

ARTICLE 14. (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.

Voted: Upon motion, duly seconded it was a unanimous vote to raise and appropriate from available funds received from the Commonwealth of Massachusetts in fiscal year 2013 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.

ARTICLE 15. (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, to determine whether this appropriation shall be raised by borrowing or otherwise; or to take any other action relative thereto.

Voted: Upon motion, duly seconded it a unanimous vote to raise by borrowing and appropriate the sum of \$100,000 to pay the costs of paving roads and sidewalks throughout the town.

Voted: Upon motion, duly seconded it was a unanimous vote in favor to raise by borrowing the sum of \$100,000 to pay the costs of paving roads and sidewalks throughout town, including costs incidental or related thereto; that to meet this appropriation the Treasurer with the approval of the Board of Selectmen is authorized to borrow \$100,000 under Chapter 44 Section 7(6) of the General Laws or any other enabling authority; that the Board of Selectmen is authorized to contract for and expend any federal or state aid available for the project; and that the Board of Selectmen is authorized to take any other action to necessary or convenient to carry out this project.

ARTICLE 16. (Fire Equipment) To see if the Town will vote to rescind the prior authorization voted under Article 9 (Fire Equipment) at the 2011 Annual Town Meeting to appropriate \$140,000 as the Town's share for the purchase of a new ladder truck with other funding from a grant request.

Voted: Upon motion duly seconded it was a unanimous vote that the Town vote to rescind the \$140,000 previously appropriated and authorized to borrow under Article 9 (Fire Equipment) at the 2011 Annual Town Meeting to fund the Town's share for the purchase of a new ladder truck, with other funding from a grant request, and that the Board of Selectmen is authorized to take any other action necessary or convenient to carry out this vote.

ARTICLE 17. (Fire Equipment) To see if the Town will vote to raise and appropriate \$60,000, or any other sum of money, to purchase a Ladder Truck, and to determine whether this appropriation shall be raised by borrowing or otherwise; or to take any other action relative thereto.

Voted: Upon motion, duly seconded it was a unanimous vote that the Town vote to raise by borrowing and appropriate the sum of \$60,000 to pay the costs to purchase a Ladder Truck; that to meet this appropriation the Treasurer with the approval of the Board of Selectmen is authorized to borrow \$60,000 under G.L. c.44, §7(9) or any other enabling authority; and that the Board of Selectmen is authorized to take any other action necessary or convenient to carry out this vote.

ARTICLE 18. (Prior Year's Expense and Legal Settlement) To see if the Town will vote to raise and appropriate, or appropriate from available funds the sum of forty four thousand, four hundred and fifty dollars, (\$44,450.00) for a prior fiscal year (FY11) for a legal settlement or take any other action relative thereto as requested by the School Committee.

Voted: Upon motion duly seconded it was a unanimous vote that the town vote to appropriate from available funds in the treasury \$44,450 for school prior year legal bill.

ARTICLE 19. (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.

Voted: Upon motion duly seconded it was a unanimous vote to indefinitely postpone action on this article.

ARTICLE 20. (Community Preservation) To see whether the Town shall vote to accept the recommendations of the Community Preservation Committee 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.

- A. To recommend that the Town appropriate for the payment of debt service of principal and interest due and owing on the \$625,000.00 Town Wharf Bonding authorized by the 2008 Annual Town Meeting (Article 11F), the sum of \$78,437.51 from Fiscal Year 2013 Community Preservation Fund revenues;
- B. To recommend that the Town to appropriate \$12,500.00 from Fiscal Year 2013 Community Preservation Fund revenues for the purpose of completing the next phase of title research, mapping and marking of Town owned rights of way to the water in the Town of Nahant, as applied for by the Planning Board of the Town of Nahant, subject to the following conditions: acceptance by the Nahant Planning Board (or its successor) of the Community Preservation Fund Grant; and execution of a Funding Grant Agreement in form and substance acceptable to the Town;
- C. To recommend that the Town appropriate \$12,710.00 from the Fiscal Year 2013 Community Preservation Fund revenues for the purpose of providing handicap access to portions of the property at the *Spindrift* housing property at 194 Nahant Road by installing a chair lift in order to further community housing needs of the Town of Nahant, as applied for by the Nahant Housing Authority, subject to the following conditions: acceptance by the Nahant Housing Authority (or its successor) of the Community Preservation Fund Grant; and execution of a Funding Grant Agreement in form and substance acceptable to the Town;
- D. To recommend that the Town appropriate \$5,000.00 from Fiscal Year 2013 Community Preservation Fund revenues for administrative and operating expenses of the Community Preservation Committee;
- E. To recommend that the Town set aside \$12,967.75 from Fiscal Year 2013 Community Preservation Fund revenues to be maintained in the Community Preservation Fund Housing Reserves Account for later appropriation;
- F. To recommend that the Town set aside \$13,178.15 from Fiscal Year 2013 Community Preservation Fund revenues to be maintained in the Community Preservation Fund Open Space Reserves Account for later appropriation; and
- G. To recommend that the Town set aside from Fiscal Year 2013 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.

Following the introductory remarks by Mr. Musman a motion was made to by Selectwoman Elaine Titus to subdivide the Article 20, in accordance with Town's By-laws.

20A Voted. Upon motion, duly seconded, it was a unanimous vote in favor to appropriate for the payment of debt service of principal and interest due and owing on the

\$625,000.00 Town Wharf Bonding authorized by the 2008 Annual Town Meeting (Article 11F), the sum of \$78,437.51 from Fiscal Year 2013 Community Preservation Fund revenues;

20B Voted. Upon motion, duly seconded, it was a unanimous vote in favor to appropriate \$12,500 from Fiscal Year 2013 Community Preservation Fund revenues for the purpose of completing the next phase of title research, mapping and marking of town owned rights of way to the water in the Town of Nahant, as applied for by the Planning Board of the Town of Nahant, subject to the following conditions: acceptance by the Nahant Planning Board (or its successor) of the Community Preservation Fund Grant; and execution of a Funding Grant Agreement in form and substance acceptable to the Town.

20C Voted. Upon motion, duly seconded, it was a unanimous vote in favor for the Town to appropriate \$12,710.40 from Fiscal Year 2013 Community Preservation Fund revenues for the purpose of providing handicap access to portions of the property at the Spindrift housing property located at 194 Nahant Road by installing a chair lift in order to further community the Town of Nahant, as applied for by the Nahant Housing Authority, subject to the following conditions; acceptance by the Nahant Housing Authority (or its successor) of the Community Preservation Fund Grant; and execution of a Funding Grant Agreement in form and substance acceptable to the Town.

20D Voted: Upon motion, duly seconded, it was a unanimous vote in favor for the Town to appropriate \$5,000.00 from Fiscal Year 2013 Community Preservation Fund revenues for administrative and operating expenses of the Community Preservation Committee.

20E.Voted: Upon motion, duly seconded, it was a unanimous vote in favor for the Town to set aside from the FY 13 Community Preservation Fund revenues for later appropriation: \$12,967.75 of the FY 13 Community Preservation Fund revenues for the community housing, community preservation purposes of the Town to be maintained in the Community Preservation Fund Community Housing Reserve.

20F Voted: Upon motion, duly seconded, it was a unanimous vote in favor that the Town set aside from the FY 13 Community Preservation Fund revenues for later appropriation: \$13,178.15 of the FY 13 Community Preservation Fund revenues for Open Space, community preservation purposes of the Town to be maintained in the Community Preservation Fund Open Space Reserve.

20G Voted: Upon motion, duly seconded , it was unanimous vote in favor that the Town set aside from Fiscal Year 2013 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 21. (Sell Town Owned Property) To see if the Town will vote to convey, transfer or sell a parcel of town owned land, consisting of approximately 1,540 sq. ft., located between properties identified on the Town Assessors Plan on Map 25A, Lot 149 (25 Baker Road) and Map 25A, lot 153 (15 Baker Road), and known as an undeveloped section of Burpee Road, or take any other action relative thereto as requested by Dr. Michel Morency, 25 Baker Rd., and Paul Bertrand, 15 Baker Rd.

Voted: Upon motion, duly seconded, it was unanimously voted to indefinitely postpone action on this article.

ARTICLE 22. (Abandoned Funds) To see if the Town will vote to accept the provisions of Massachusetts General Laws, Chapter 200A, Section 9A or to take any other action relative thereto as requested by the Treasurer/Collector.

Voted: Upon motion, duly seconded, it was unanimous vote to accept the provisions of Massachusetts General Laws, Chapter 200A, Section 9A or to take any other action relative thereto as requested by the Treasurer/Collector.

ARTICLE 23. (Real Estate Exemption Process for Seniors) To see if the Town will vote to accept the provisions of Massachusetts General Laws, Chapter 59, Section 5, Clause 41D, which authorizes an annual increase in the income (gross receipts) and asset (whole estate) limits relative to exemptions granted to senior citizens under Massachusetts General Laws, Chapter 59, Section 5, Clause 41C, by the percentage increase in the U. S. Department of Labor, Bureau of Labor Statistics, Consumer Price Index beginning in 2001, and the accumulated COLA's as periodically promulgated by the Massachusetts Commissioner of Revenue, to be effective for these exemptions granted for any fiscal year beginning on or after July 1, 2012, as requested by the Board of Assessors.

Voted: Upon motion, duly seconded, it was a unanimous vote to accept the provisions of Massachusetts General Laws, Chap. 59 Sections 5, Clause 41D, which authorizes an annual increase in the income gross receipts and asset whole estate limits relative to exemptions granted to senior citizens under the MGL, Chapter 59, Sec. 5, Clause 41C by the percentage increase in the U.S. Department of Labor, Bureau of Labor Statistics, Consumer Price Index beginning in 2001, and the accumulated COLA's as periodically promulgated by the Massachusetts Commissioner of Revenue, to be effective for these exemptions granted for any fiscal year beginning on or after July 1, 2012.

ARTICLE 24. (Town Charter and By-Law Committee) To see if the Town will vote to establish a Town Charter and By-Law Study Committee, consisting of three (3) members appointed by the Board of Selectmen, to review the existing Town Charter and By-laws in relation to the Special Act "Establishing the Position of Town Administrator for the Town of Nahant" and make other recommendations as necessary, or take any other action relative thereto.

Voted: Upon motion duly, seconded, it was a unanimous vote that vote to establish a Town Charter and By-Law Study Committee, consisting of three (3) members appointed by the Board of Selectmen, to review the existing Town Charter and By-laws in relation to the Special Act "Establishing the Position of Town Administrator for the Town of Nahant" and make other recommendations as necessary.

ARTICLE 25. (Resolution) To request the Town of Nahant to vote a resolution to call upon the United States Congress to pass and send to the states for ratification a constitutional amendment to overturn the Supreme Court's decision in *Citizen's United v. Federal Elections Commission* and to restore democracy to the people as petitioned for by Kathy Lique and 14 other voters.

Voted: Upon motion, duly seconded, it was a unanimous vote in favor.

ARTICLE 26. (Zoning) To see if the Town will vote to amend the Nahant Town By Laws, Article 15“Zoning By Laws”, Section 10, Flood Plain District, to incorporate additional language and revised map to ensure compliance and eligibility under the National Flood Insurance Program as requested the Federal Emergency Management Agency and as may be recommended by the Board of Selectmen.

Voted: Upon motion, duly seconded, it was a unanimous vote to amend the Nahant Town By Laws, Article 15 “Zoning By Laws”, Section 10, Flood Plain District, to incorporate revised language and adopt a revised map, as specified by reference in the revised language, as proposed for consideration by the Planning Board, advertised verbatim in the Lynn Daily Evening Item, Legal Classifieds, on Tuesday, March 27, 2012, and available as a handout provided at Town Meeting, labeled (Revised 4/12), to ensure compliance and eligibility under the National Flood Insurance Program as requested by the Federal Emergency Management Agency and as recommended by the Nahant Board of Selectmen.

ARTICLE 27. (Continue Committees) To see if the Town will vote to continue the standing committees to June 30, 2013: Community Preservation Committee, Cable TV Advisory Committee, Veterans Memorial Committee, Sailing Committee, Cemetery Advisory Committee, Open Space Management and Land Acquisition Committee, Town Owned Land Study Committee, Military Housing Design and Development Committee, Nahant Alternative Energy Committee, Golf Course Management Advisory Committee, or take any other action relative thereto.

Voted: Up motion, duly second, it was a unanimous vote to amend the motion of the standing committees and remove the Community Preservation Committee the rest are as follows.

Cable TV Advisory Committee,
Veterans Memorial Committee,
Sailing Committee,
Cemetery Advisory Committee,
Open Space Management and Land Acquisition Committee,
Town Owned Land Study Committee,
Military Housing Design and Development Committee,
Nahant Alternative Energy Committee,
Golf Course Management Advisory Committee

ARTICLE 28. (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, Charles Kelley Scholarship Program, Veterans Memorial Committee, Nahant Community Garden or take any other action relative thereto.

Voted: Upon motion, duly seconded it was a unanimous vote in favor to continue the following standing committees to June 30, 2013.

Nahant Life-Saving Station,

Greenlawn Cemetery,
Fourth of July Committee and Fireworks,
Recreation Commission,
Johnson School Programs,
Beautification Program, Sailing Committee,
Charles Kelley Scholarship Program,
Veterans Memorial Committee,
Nahant Community Garden,
Nahant Public Safety Departments,
Youth Commission

There being no further business to come before this Annual Town Meeting, upon motion, duly seconded, it was a unanimous vote in favor to dissolve the meeting. The Moderator declared the Annual Town Meeting dissolved at 4:20pm.

Margaret R. Barile
Town Clerk