

TOWN OF ACTON, MAINE
WARRANT
TO
ROBERT ANDERSON
A CONSTABLE IN THE TOWN OF ACTON
YORK, SS
GREETINGS:

In the name of the State of Maine you are hereby requested to notify and warn the inhabitants of said Town of Acton, qualified to vote in Town affairs to assemble at the **Acton Town Hall** on **June 9, 2009 at 8 o'clock** in the morning to act on the following articles, to wit:

ARTICLE 1: To choose a moderator for said meeting.

Margaret Anthony was elected Moderator.

ARTICLE 2: To elect by secret ballot: One Selectman, Assessor and Overseer of the Poor for three years; One Road Commissioner for the Southerly District # 2 for three years; Two members of the School Committee for three years;

251 Ballots Cast

Selectman, Assessor, Overseer of the Poor, 3 Year Term (Vote for One)

336 CROCKETT, Larissa L. - ELECTED
306 HODGDON, Karl J. Jr
9 Blanks/Write-in's

Road Commissioner, District Two – South, 3 Year Term (Vote for One)

356 WINCHELL, David A. Jr. - ELECTED
282 YEATON, Bernard C.
13 Blanks/Write-in's

School Committee Member – 3 Year Term (Vote for Two)

403 KRYZAK, Theodore J. Jr. - ELECTED
434 STANTON, Mary - ELECTED
465 Blanks/Write-in's

The polls for election of officers will open immediately after the election of a Moderator and will remain open until eight o'clock in the evening. After the closing of the polls, the meeting will be recessed until Saturday, June 13, at nine o'clock in the morning, when action on the remaining articles will begin at the Acton Elementary School.

Richard Nass was appointed Deputy Moderator by Moderator Margaret Anthony to preside over said meeting.

ARTICLE 4: To choose three (3) members of the Warrant and Finance Committee for a two year period. Tom Chase, David Cote and Larissa Crockett's terms have expired.

Nominated Was:

- Kathleen Lapene
- Karl Hodgdon
- Ray Lopez
- Roger Roy
- Debra Rix
- Victoria Ridlon

Elected by Written Secret Ballot Was:

65 – Karl Hodgdon

52 – Roger Roy

50 – Debra Rix

34 – Victoria Ridlon

32 – Kathleen Lapene

32 – Ray Lopez

ARTICLE 5: To see if the Town will elect two members to the standing Town Road Committee for two years. Charles Hefferon's term has expired and there is one vacancy.

Nominated Was:

- Pam MacAlinden
- Karl Hodgdon
- Bernard Yeaton
- Charles Hefferon

Elected by Written Secret Ballot Was:

52 – Pam MacAlinden

50 – Karl Hodgdon

45 – Bernard Yeaton

45 – Charles Hefferon

ARTICLE: 6: To see if the Town will elect three members to the Town Forest Committee for three years. Roy Trafton, Carl Davis and Charles Hefferon's terms have expired.

Nominated Was:

- Carl Davis
- Charles Hefferon
- Roy Trafton
- Wayne Ham

Elected by Written Secret Ballot Was:

73 - Carl Davis

54 - Charles Hefferon

52 - Roy Trafton

50 – Wayne Ham

Point of Order – Nancy Ruma made a motion to move Article 35 out of order and act on it now, seconded by Cogliandro. Motion to act on Article 35 out of order passed.

ARTICLE 35: To see if the Town will vote to appropriate up to \$240,000.00 for a revaluation of the Town to be completed within one year. Money to be borrowed over a five (5) year period. Annual payment of interest and principal to be: \$4,295.77 monthly until maturity.

Selectmen Recommend: Adoption of the Article.

Finance Committee Recommends: Ought not to pass.

Dennis Long made a motion to accept the Selectmen’s recommendation and approve the article as written. Seconded by Nancy Ruma.

Article failed.

ARTICLE 7: To see if the Town will authorize the Selectmen to use monies from the unappropriated surplus fund for the purchase of equipment. (Maximum expenditure to be no more that \$5,000.00.)

Selectmen Recommend: Approve the Article as written.

Finance Committee Recommends: Ought not to pass. 3 yes, 2 no

Hannah Philips made a motion to accept the Finance Committee’s recommendation, ought not to pass. Seconded by Richard Michaud.

Lorraine Yeaton made a motion to amend the article to read: To see if the Town will authorize the Selectmen **with the advice and consent of the Warrant and Finance Committee** to use monies from the unappropriated surplus fund for the purchase of equipment. (Maximum expenditure to be no more that \$5,000.00.)

Larissa Crockett made a motion to accept the article as amended, seconded by Andy Brazier.

Amendment carried.

Article passed as amended.

ARTICLE 8: To see if the Town will vote to authorize the Selectmen to reimburse the members of the Acton Fire and Rescue for any National Disaster or State of Emergency, or other fire emergency that exceeds 8 hours in duration, at the same rates as established for the highway departments. Firefighters or Rescue member same as laborer, Fire Chief same as Road Commissioners, funds to come from un-appropriated surplus.

Selectmen Recommend: Approve the article as written

Finance Committee Recommends: Adopt the article as written.

Richard Michaud made a motion to accept the Selectmen’s recommendation and approve the article as written. Seconded by Larissa Crockett.

Larissa Crockett made a motion to amend the article to read: To see if the Town will vote to authorize the Selectmen with the advice and consent of the Warrant and Finance Committee to reimburse the members of the Acton Fire and Rescue for any National Disaster or State of Emergency, or other fire emergency that exceeds 8 hours in duration, at the same rates as established for the highway departments. Firefighters or Rescue member same as laborer, Fire Chief same as Road Commissioners, funds to come from un-appropriated surplus. Seconded by Jim Driscoll.

Amendment carried.

Article passed as amended.

ARTICLE 9: To see if the Town will vote to authorize the Selectmen to dispose of surplus town-owned equipment as they deem advisable. (All equipment over \$500 value to be put out to public bid).

Selectmen Recommend: Approve the article as written

Finance Committee Recommends: : Adopt the article as written. 4 yes, 1 no

John Moore made a motion to accept the Selectmen's recommendation and approve the article as written. Seconded by Ray Lopez. Article passed as written.

ARTICLE 10: To see if the Town will authorize the Selectmen to sell any property acquired by matured lien and issue Quit Claim deed for the same; and to authorize the Treasurer to waive foreclosure of mortgage liens. Sale to be by sealed bids or public auction if to other than the owner of record at the time of foreclosure, and no selectman during the term of his or her office may acquire from the Town any interest in real estate acquired by the Town on account of nonpayment of taxes unless the owner of record at the time of foreclosure was the selectmen or the son, daughter, spouse, or parent of the selectmen.

Selectmen Recommend: Approve the Article as written

Finance Committee Recommends: : Adopt the article as written.

Nancy Ruma made a motion to accept the Selectmen's recommendation and approve the article as written. Seconded by Lois Michaud. Article passed as written.

ARTICLE 11: To see if the Town will vote to have Real Estate and Personal Property taxes first payment come due on October 16, 2009 and the second payment on April 16, 2010.

Selectmen Recommend: Approve the Article as written

Finance Committee Recommends: Adopt the article as written.

Nancy Ruma made a motion to accept the Selectmen's recommendation and approve the article as written. Seconded by John Moore. Article passed as written.

ARTICLE 12: To see what interest the Town will vote to charge on all taxes after October 16, 2009 and April 16, 2010 Maximum rate of interest allowed is 9 % per annum.

Selectmen Recommend: Maximum rate of 9 % per annum.

Finance Committee Recommends: Accept the Selectmen's recommendation.

Nancy Ruma made a motion to accept the Selectmen's recommendation of a maximum rate of 9% per annum and approve the article as written. Seconded by John Moore. Article passed as written.

ARTICLE 13: To see if the Town will vote to authorize the Tax Collector to accept the pre-payment of taxes before the Tax Commitment.

Selectmen Recommend: Approve the Article as written

Finance Committee Recommends: Adopt the article as written.

Nancy Ruma made a motion to accept the Selectmen’s recommendation and approve the article as written. Seconded by John Moore. Article passed as written.

ARTICLE 14: To see if the Town will vote to authorize the selectmen to accept any local grants, donations or fees and appropriate such funds to their designated use.

Selectmen Recommend: Approve the Article as written

Finance Committee Recommends: Adopt the article as written.

Nancy Ruma made a motion to accept the Selectmen’s recommendation and approve the article as written. Seconded by John Moore. Article passed as written.

ARTICLE 15: To see if the Town will vote to distribute Snowmobile Reimbursement Funds to Snowmobile Clubs for the purpose of maintaining trails.

Selectmen Recommend: Approve the Article as written

Finance Committee Recommends: Adopt the article as written.

Nancy Ruma made a motion to accept the Selectmen’s recommendation and approve the article as written. Seconded by John Moore. Article passed as written.

ARTICLE 16: To see if the Town will vote to raise and appropriate \$591,935 for **GENERAL GOVERNMENT** (Dept. 102)

| | | |
|--------|---------------------------------------|-----------|
| 102.01 | General Government/Selectmen’s Office | \$115,338 |
| 102-03 | Boards (ZBA, BAR) | \$ 333 |
| 102-05 | Municipal Management | \$187,301 |
| 102-07 | Elections | \$ 6,730 |
| 102-08 | Registrar of Voters | \$ 4,306 |
| 102-09 | Planning Board | \$ 7,592 |
| 102-11 | Finance/Treasury | \$ 60,199 |
| 102-12 | Town Clerk/Tax Collector | \$ 75,707 |
| 102-13 | Assessment | \$ 69,486 |
| 102-15 | Code Enforcement/Inspection | \$ 64,943 |

Selectmen Recommend: Approve the Article as written.

Finance Committee Recommends: Adopt the article as written. 3 yes, 2 no

John Moore made a motion to accept the Selectmen’s recommendation and approve the article as written, seconded by Lois Michaud.

Larissa Crockett made a motion to amend the article to \$529,914, a reduction of \$62,021 to be removed from 102.01. Seconded by Jim Driscoll.

Article passes as amended.

ARTICLE 17: To see if the Town will authorize the Board of Selectmen to change the appointment of the Town Clerk from the current one year term to a three (3) year term.

Selectmen Recommend: Adoption of the Article.

Finance Committee Recommends: Adopt the article as written. 4 yes, 1 no

Nancy Ruma made a motion to accept the Selectmen’s recommendation and approve the article as written. Seconded by John Moore. Article passed as written.

ARTICLE 18: To see if the Town will authorize the Board of Selectmen to change the appointment of the Tax Collector from the current one year term to a three (3) year term.

Selectmen Recommend: Adoption of the Article.

Finance Committee Recommends: : Adopt the article as written. 4 yes, 1 no

Nancy Ruma made a motion to accept the Selectmen’s recommendation and approve the article as written. Seconded by Jim Driscoll. Article passed as written.

ARTICLE 19: To see if the Town will authorize the Board of Selectmen to change the appointment of the Treasurer from the current one year term to a three (3) year term.

Selectmen Recommend: Adoption of the Article.

Finance Committee Recommends: Adopt the article as written. 4 yes, 1 no

Nancy Ruma made a motion to accept the Selectmen’s recommendation and approve the article as written. Seconded by John Moore. Article passed as written.

ARTICLE 20: To see if the Town will vote to raise and appropriate \$15,108 for **HEALTH & WELFARE** (Dept 103) of which \$108 is for Health Officer stipend and \$15,000 for General Assistance.

Selectmen Recommend: Approve the Article as written.

Finance Committee Recommends: Adopt the article as written.

Nancy Ruma made a motion to accept the Selectmen’s recommendation and approve the article as written. Seconded by John Moore. Article passed as written.

ARTICLE 21: To see if the Town will vote to raise and appropriate \$131,767 for **PUBLIC SAFETY** (Dept 104) to be expended as follows:

| | | |
|--------|-----------------|-----------|
| 104-03 | Fire Department | \$106,351 |
| 104-07 | Street Lights | \$ 1,600 |
| 104-09 | Animal Control | \$ 7,716 |
| 104-30 | Communications | \$ 16,100 |

Selectmen Recommend: Approve as written.

Finance Committee Recommends: Adopt the article as written. 3 yes, 2 no

Nancy Ruma made a motion to accept the Selectmen’s recommendation and approve the article as written. Seconded by Hannah Phillips. Article passed as written.

ARTICLE 22: To see if the Town will vote to raise and appropriate \$692,421 for **PUBLIC WORKS** (Dept 105) to be expended as follows:

| | | |
|--------|---------------------------|-----------|
| 105- | Roads District 1 | \$161,000 |
| 105- | Roads District 2 | \$161,000 |
| 105-30 | Stockpile | \$ 90,383 |
| 105-32 | Public Works Bldg & Equip | \$ 15,038 |
| 105-40 | Transfer Station | \$265,000 |

Selectmen Recommend: Approve as written.

Finance Committee Recommends: Ought not to pass. 3 yes, 2 no

Nancy Ruma made a motion to accept the Selectmen's recommendation and approve the article as written. Seconded by Dennis Long.

Mary Stanton made a motion to amend the article to read: To see if the Town will vote to raise and appropriate \$692,421, **to include health insurance for the Road Commissioners** for PUBLIC WORKS (Dept 105) to be expended as follow:

| | | |
|--------|---------------------------|-----------|
| 105- | Roads District 1 | \$161,000 |
| 105- | Roads District 2 | \$161,000 |
| 105-30 | Stockpile | \$ 90,383 |
| 105-32 | Public Works Bldg & Equip | \$ 15,038 |
| 105-40 | Transfer Station | \$265,000 |

Seconded by Vicki Ridlon.

Amendment failed.

Vicki Ridlon made a motion to amend the article to read: To see if the Town will vote to raise and appropriate \$692,421 for **PUBLIC WORKS, including 50% of the cost of health insurance for each Road Commissioners, if they choose to participate** (Dept 105) to be expended as follows:

| | | |
|--------|---------------------------|-----------|
| 105- | Roads District 1 | \$161,000 |
| 105- | Roads District 2 | \$161,000 |
| 105-30 | Stockpile | \$ 90,383 |
| 105-32 | Public Works Bldg & Equip | \$ 15,038 |
| 105-40 | Transfer Station | \$265,000 |

Seconded by Lois Michaud.

Amendment failed.

Article passed as written.

ARTICLE 23: To see if the Town will vote to raise and appropriate \$13,574.00 for installation of Guardrails on Goose Pond Road.

Selectmen Recommend: Approve as written.

Finance Committee Recommends: Adopt the article as written. 4 yes, 2 no

Nancy Ruma made a motion to accept the Selectmen's recommendation and approve the article as written. Seconded by Ray Lopez. Article passed as written.

ARTICLE 24: To see if the Town will vote to raise and appropriate \$7,594 for installations of Guardrails on Acton Ridge Road.

Selectmen Recommend: Approve as written.

Finance Committee Recommends: Adopt the article as written. 4 yes, 2 no

Nancy Ruma made a motion to accept the Selectmen's recommendation and approve the article as written. Seconded by John Moore. Article passed as written.

ARTICLE 25: To see what compensation the Town will pay road crews for labor and equipment, for the ensuing year.

Selectmen Recommend: State rates plus 15%.

Finance Committee Recommends: Adopt the Selectmen's recommendation.

Nancy Ruma made a motion to accept the Selectmen's recommendation of the State rate plus 15% and approve the article as written. Seconded by John Moore. Article passed as written.

ARTICLE 26: To see if the Town will vote to raise and appropriate \$10,110 for **PLANNING & DEVELOPMENT** (Dept 107) to be expended as follows:

| | | |
|--------|-----------------------------------|---------|
| 107-01 | Comprehensive Plan Implementation | \$9,572 |
| 107-05 | Forestry | \$ 538 |

Selectmen Recommend: Approve as written.

Finance Committee Recommends: Ought not to pass. 3yes, 2 no

Nancy Ruma made a motion to accept the Selectmen's recommendation and approve the article as written. Seconded by Dennis Long. Article passed as written.

ARTICLE 27: To see if the Town will vote to raise and appropriate \$306,055.87 for **COUNTY TAX**. (Dept 108-51)

Selectmen Recommend: Approve as written.

Finance Committee Recommends: Adopt the article as written.

Nancy Ruma made a motion to accept the Selectmen's recommendation and approve the article as written. Seconded by Dennis Long. Article passed as written.

ARTICLE 28: To see if the Town will vote to raise and appropriate \$500 for **CEMETERY** flags, markers, and repair of Veteran's graves. (Dept 109-01)

Selectmen Recommend: Approve as written.

Finance Committee Recommends: Adopt the article as written.

Nancy Ruma made a motion to accept the Selectmen's recommendation and approve the article as written. Seconded by Dennis Long. Article passed as written.

ARTICLE 29: To see if the Town will vote to raise and appropriate \$29,100 for **DONATIONS** (Dept 109-20) to be expended as follows:

| | |
|---|----------|
| YCCAP | \$ 600 |
| Home Health VN | \$ 1,000 |
| Child Abuse Prevention Council | \$ 400 |
| York County Shelter | \$ 400 |
| Busy Workers 4-H Club | \$ 150 |
| Acton-Shapleigh Youth Conservation Corp | \$11,000 |
| Acton-Wakefield Watershed Alliance | \$ 3,750 |
| Acton Public Library | \$10,000 |
| American Red Cross | \$ 1,000 |
| Acton/Shapleigh Historical Society | \$ 500 |
| Caring Unlimited | \$ 300 |

Selectmen Recommend: Appropriate \$29,100

Finance Committee Recommends: Ought not to pass. 3yes, 3 no

Nancy Ruma made a motion to accept the Selectmen's recommendation and approve the article as written. Seconded by Dennis Long. Article passed as written.

ARTICLE 30: To see if the Town will vote to raise and appropriate \$500 for **DAMS** (Dept 109-50.)

Selectmen Recommend: Approve as written.

Finance Committee Recommends: Adopt the article as written. 4 yes, 1 no

Nancy Ruma made a motion to accept the Selectmen's recommendation and approve the article as written. Seconded by Ray Lopez. Article passed as written.

ARTICLE 31: To see if the Town will vote to raise and appropriate \$13,810 for **ACTON RECREATION COMMITTEE:**

Selectmen Recommend: Approve the Article as written.

Finance Committee Recommends: Raise and appropriate \$10,000. 4 yes, 2 no

John Moore made a motion to accept the Finance Committee's recommendation of \$10,000, seconded by Richard Michaud.

Ken Joy made a motion to amend the article to approve the article as written for \$13,810, seconded by Michael Conway.

Article passed as amended.

ARTICLE 32: To see if the Town will raise and appropriate \$45,000 for the installation of a donated generator at the Acton Elementary School.

Selectmen Recommend: Adoption of the Article.

Finance Committee Recommends: Adopt the article as written. 5yes, 1 no

Nancy Ruma made a motion to accept the Selectmen's recommendation and approve the article as written. Seconded by Dennis Long. Article passed as written.

ARTICLE 33: To see if the Town will vote to appropriate \$35,000, to be taken from the Capital Improvement Account, for structural repairs to the Town Hall.

Selectmen Recommend: Adoption of the Article.

Finance Committee Recommends: Adopt the article as written.

Nancy Ruma made a motion to accept the Selectmen's recommendation and approve the article as written. Seconded by John Moore. Article passed as written.

ARTICLE 34: To see if the Town will vote to put the funds received from the sale of the tax acquired property during the year 2009/2010 into the Capital Improvement Reserve Account.

Selectmen Recommend: Adoption of the Article.

Finance Committee Recommends: Adopt the article as written.

Nancy Ruma made a motion to accept the Selectmen's recommendation and approve the article as written. Seconded by Ray Lopez. Article passed as written.

ARTICLE 35: To see if the Town will vote to appropriate up to \$240,000.00 for a revaluation of the Town to be completed within one year. Money to be borrowed over a five (5) year period. Annual payment of interest and principal to be: \$4,295.77 monthly until maturity.

Selectmen Recommend: Adoption of the Article.

Finance Committee Recommends: Ought not to pass.

Motion made and seconded to vote on Article 35 out of order. See beginning of meeting minutes for results.

ARTICLE 36: To see if the Town will vote to carry forward the following fund balances:

| | |
|------------------------------|---------------------------|
| Late Dog Registration Fees | PEG |
| Capital Improvement Fund | Nutrition Fund Balance |
| Public Works Capital Expense | Fire Department Donations |
| Mary Grant Committee | Forestry Committee |

and lapse all other unexpended fund balances and revenues into the General Fund. Lapsed school balances to be designated for school funding only.

Selectmen Recommend: Approve the Article as written

Finance Committee Recommends: Adopt the article as written. 5 yes, 1 no

Nancy Ruma made a motion to accept the Selectmen's recommendation and approve the article as written. Seconded by John Moore.

Ken Joy made a motion to amend the article to read: To see if the Town will vote to carry forward the following fund balances:

| | |
|---|---------------------------|
| Late Dog Registration Fees | PEG |
| Capital Improvement Fund | Nutrition Fund Balance |
| Public Works Capital Expense | Fire Department Donations |
| Mary Grant Committee | Forestry Committee |
| <u>Acton Recreation Department</u> | |

and lapse all other unexpended fund balances and revenues into the General Fund. Lapsed school balances to be designated for school funding only.

Seconded by Mary Stanton.

Amendment carried.

Article passed as amended.

ARTICLE 37: To see if the Town will vote to accept the categories of estimated funds listed below as provided by the Maine State Legislature and Federal Funds.

| | <u>Estimated Amounts</u> |
|-----------------------------------|--------------------------|
| Revenue Sharing | \$ 96,352 |
| Urban Rural Initiative Program | \$ 76,580 |
| General Assistance Reimbursement | \$ 3,500 |
| Tree Growth Reimbursement | \$ 1,100 |
| Snowmobile Registration Funds | \$ Unknown |
| Veteran's Exemption Reimbursement | \$ 1,300 |
| Parks | \$ 600 |
| State Grants or other funds | \$ Unknown |
| Homestead Exemption | \$ Unknown |

Selectmen Recommend: Approve the article as written

Finance Committee Recommends: Adopt the article as written.

Nancy Ruma made a motion to accept the Selectmen's recommendation and approve the article as written. Seconded by John Moore. Article passed as written.

ARTICLE 38: To see if the Town will vote to appropriate the following estimated revenues and fund balances to reduce the amount to be raised by taxation.

| | |
|-------------------------------------|------------|
| Town Balances | |
| Fiscal Year 2008 Municipal Revenues | \$ Unknown |
| General Fund | \$ Unknown |
| School Balances | |
| State Agency | \$ -0- |
| School Nutrition Revenue | \$ 65,000 |
| General Purpose Aid (estimated) | \$186,868 |
| School Undesignated Fund Balance | \$ |
| Medicaid Reimbursement | \$ 50,000 |

Selectmen Recommend: Approve the Article as written
Finance Committee Recommends: Adopt the article as written.

Nancy Ruma made a motion to accept the Selectmen's recommendation and approve the article as written.
Seconded by John Moore. Article passed as written.

Signed by the Selectmen

ss/Nancy Ruma

ss/Anthony Cogliandro

ss/Dennis Long

Motion made by Harold Smith to adjourn the meeting at 2:00pm. Seconded by Michael Conway.